

# STATE OF NEW YORK

8328

2025-2026 Regular Sessions

## IN SENATE

June 3, 2025

Introduced by Sen. STEC -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the alcoholic beverage control law, in relation to an exemption for certain property from the prohibition of alcohol sales within a certain distance of a church

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 3 of section 105 of the alcoholic beverage  
2 control law is amended by adding a new paragraph (d) to read as follows:

3 (d) The provisions of this subdivision shall not apply to premises  
4 located wholly within the boundaries of the county of Warren, bounded  
5 and described as follows:

6 ALL THAT CERTAIN LOT OR PARCEL OF LAND situate in the City of Glens  
7 Falls, County of Warren, New York, bounded and described as follows:  
8 Beginning at the intersection of the southwesterly side of Glen Street  
9 with the northwesterly side of South Street and running thence along the  
10 southwesterly side of Glen Street north 51 degrees 51 minutes west  
11 sixty-five and fifty-two one hundredths feet (65.52) to premises now or  
12 formerly owned by Daniel L. Robertson, being the store lot formerly  
13 owned by Ruliff Kipp; thence south 38 degrees 9 minutes west along the  
14 southeasterly side of said Robertson lot nine and fifty-eight one  
15 hundredths feet (9.58) to a point at the southeasterly corner of the  
16 foundation of the building on said Robertson property and at the  
17 northeasterly corner of the foundation of the building on the premises  
18 herein described and continuing on the same course and along the said  
19 southeasterly side of said Robertson lot one hundred ten and thirty-nine  
20 one-hundredths feet (110.39) (said course being in all one hundred nine-  
21 teen and ninety-seven one hundredths feet (119.97) to the northeasterly  
22 line of the premises formerly owned by Colvin & Parks upon which is  
23 constructed the Empire Theatre; thence along said northeasterly line of  
24 said Colvin & Parks (now Empire Theatre Lot) south 48 degrees 2 minutes

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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1 east eighteen and thirty-five one-hundredths feet (18.35) to an angle  
2 point in said property line of lands formerly of Colvin & Parks (now  
3 Empire Theatre Lot) which point is north 58 degrees 32 minutes west  
4 sixty-two and seventy-four one-hundredths feet (62.74) from the  
5 northwesterly side of South Street; thence continuing along the  
6 northeasterly line of said Colvin & Parks (now Empire Theatre Lot) south  
7 58 degrees 32 minutes east sixty-two and seventy-four one-hundredths  
8 feet (62.74) to the northwesterly side of South Street and to a point 12  
9 feet measured along said northwesterly side of South Street from the  
10 southeasterly corner of the foundation of the building on said premises  
11 herein described (formerly American Hotel and later Hotel Ruliff and now  
12 Plaza Hotel); thence along the said northwesterly side of said South  
13 Street north 30 degrees 36 minutes east one hundred fourteen and nine-  
14 ty-one hundredths feet (114.90) to the point or place of beginning.

15 "Reserving, however, the right of way between the said Colvin & Parks  
16 line and the said Plaza Hotel Building and along the northerly line of  
17 said Colvin & Parks property sufficient for teams to pass through and  
18 for all pedestrians seeking ingress and egress from said Colvin & Parks  
19 land which right of way shall not be obstructed or built over by the  
20 owner of the premises herein described, its successors or assigns."

21 Excepting and reserving from the foregoing, the underground passageway  
22 or vault, located in the alley extending westerly from South Street in  
23 said City of Glens Falls, beside the building located on the lands now  
24 or formerly of Empire Real Estate & Theatre Co., as described in a deed  
25 from J.E. Bennett and Nicholas Kakoulis to New York Power and Light  
26 Corporation, dated the 13th day of November, 1942 and recorded in the  
27 Warren County Clerk's Office on the 16th day of January, 1943 in Book  
28 223 of Deeds at page 535, together with the rights of way and easements  
29 therein provided.

30 § 2. This act shall take effect immediately.