

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Wappinger adopted a local law to Opt-Out of Allowing Cannabis Retail Dispensaries in the Town of Wappinger outside of any Village as authorized Under Cannabis Law Article 4 at its regular meeting held on December 13, 2021. This Local Law is subject to a referendum on petition in accordance with New York State Cannabis Law § 131 and the procedures outlined in Article Seven of the Town Law.

(PROPOSED) LOCAL LAW NO. ____ OF 2021

A Local Law Adopted Pursuant to Cannabis Law §131 Opting Out of Licensing and Establishing Cannabis Retail Dispensaries within the Town of Wappinger outside of any Village.

Be it enacted by the Town Board of the Town of Wappinger as follows:

Section 1. Legislative Intent

It is the intent of this Local Law to opt the Town of Wappinger out of hosting Cannabis Retail Dispensaries within its boundaries that would otherwise be allowed under the New York State Marijuana Regulation and Taxation Act.

Section 2. Authority

This Local Law is adopted pursuant to Cannabis Law § 131, which expressly authorizes towns to opt-out of allowing Cannabis Retail Dispensaries to locate and operate within the area of the town outside of any village within such town.

Section 3. Local Opt-Out for Cannabis Retail Dispensaries

The Town Board of the Town of Wappinger, County of Dutchess, hereby opts-out of allowing Cannabis Retail Dispensaries from locating and operating within the boundaries of the Town of Wappinger outside of any village within the Town. In accordance with Cannabis Law § 131(1), the Town requests the Cannabis Control Board to prohibit the establishment of on-site consumption premises licensed pursuant to Article Four of the Cannabis Law within the Town outside of any village.

Section 4. Local Law Subject to Permissive Referendum

Pursuant to Cannabis Law § 131, this Local Law is subject to a referendum on petition pursuant to Municipal Home Rule Law §24 and the procedure for calling for and holding such referendum shall be in accordance with the law.

Section 5. Effective Date

This Local Law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law §27.