

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one.)

of BEEKMAN

FILED
STATE RECORDS
OCT 21 2021

DEPARTMENT OF STATE

Local Law No. 3 of the year 2021

A local law "ADOPTED PURSUANT TO CANNABIS LAW 131 OPTING OUT OF LICENSING AND
(Insert Title)
ESTABLISHING ON-SITE CANNABIS CONSUMPTION ESTABLISHMENTS WITHIN THE
TOWN OF BEEKMAN"

Be it enacted by the TOWN BOARD of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of BEEKMAN

as follows:

SEE ATTACHED

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 2021 of the (County)(City)(~~TOWN~~)(Village) of BEEKMAN was duly passed by the TOWN BOARD on OCTOBER 12 2021, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Elective Chief Executive Officer)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

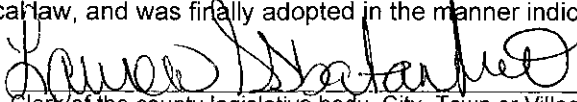
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ above.


Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: October 13, 2021



Town of Beekman

Local Law No. 3 of the year 2021

A local law adopted pursuant to Cannabis Law § 131 opting out of licensing and establishing on-site cannabis consumption establishments within the Town of Beekman.

Section 1. Legislative Intent

It is the intent of this local law to opt the Town of Beekman out of hosting on-site cannabis consumption establishments within its boundaries.

Section 2. Authority

This local law is adopted pursuant to Cannabis Law § 131, which expressly authorizes cities and villages to opt-out of allowing on-site cannabis consumption establishments to locate and operate within their boundaries.

Section 3. Local Cannabis Retail Dispensary and/or On-Site Consumption Opt-Out

The Town Board of the Town of Beekman, County of Dutchess, hereby opts-out of allowing on-site cannabis consumption establishments from locating and operating within the boundaries of the Town of Beekman.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Numbering for Codification

It is the intention of the Town of Beekman and it is hereby enacted that the provisions of this Local Law shall be included in the Code of the Town of Beekman; that the sections and subsections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this Local Law; that the words "Local Law" shall be changed to "Chapter," "Section," or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

Section 6. Effective date

This local law shall take effect immediately upon filing with the Secretary of State. Pursuant to Cannabis Law § 131, this local law is subject to a permissive referendum and thus may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition or a referendum has been conducted approving this local law.

RESOLUTION NO.: 69:28:21-2

RESOLUTION INTRODUCING "LOCAL LAW NO. 3 OF THE YEAR 2021, A LOCAL LAW ADOPTED PURSUANT TO CANNABIS LAW § 131 OPTING OUT OF LICENSING AND ESTABLISHING ON-SITE CANNABIS CONSUMPTION ESTABLISHMENTS WITHIN THE TOWN OF BEEKMAN"

The following resolution was introduced by Councilman Battaglini and seconded by Councilman Swartz.

WHEREAS, pursuant to Cannabis Law § 131, the Town of Beekman desires to opt-out of hosting on-site consumption establishments within its boundaries; and

WHEREAS, the Town Board has determined that pursuant to 6 NYCRR 617.5 (c) (20) the proposed adoption of the aforementioned Local Law is a Type II action not requiring environmental review pursuant to State Environmental Quality Review Act (SEQRA) and, accordingly, no environmental review has been undertaken; now, therefore

BE IT RESOLVED, that the Town Board hereby introduces for consideration of its adoption proposed "Local Law No. 3 of the Year 2021, A Local Law Adopted Pursuant to Cannabis Law § 131 Opting Out of Licensing and Establishing On-site Cannabis Consumption Establishment Within the Town of Beekman", in the form annexed hereto; and

BE IT FURTHER RESOLVED, that the Town Board hereby schedules a Public Hearing regarding the proposed adoption of the annexed Local Law for 7:00 P.M., on the 12th day of October, 2021, to be held at Town Hall, 4 Main Street, Poughquag, New York, and the Town Clerk is directed to post the Notice of Public Hearing in the form annexed hereto and to publish same in the newspaper not less than ten (10) days nor more than twenty (20) days prior to the Public Hearing as required by law; and

BE IT FURTHER RESOLVED, that this Local Law is subject to a permissive referendum.

Dated: Oct 13, 2021

ROLL CALL:

Councilman Battaglini

Councilman Swartz

Councilman Stiegler

Councilwoman Wohrman

Supervisor Covucci

AYE

✓

✓

✓

✓

✓

✓

NAY

Town of Beekman

Local Law No. 3 of the year 2021

A local law adopted pursuant to Cannabis Law § 131 opting out of licensing and establishing on-site cannabis consumption establishments within the Town of Beekman.

Section 1. Legislative Intent

It is the intent of this local law to opt the Town of Beekman out of hosting on-site cannabis consumption establishments within its boundaries.

Section 2. Authority

This local law is adopted pursuant to Cannabis Law § 131, which expressly authorizes cities and villages to opt-out of allowing on-site cannabis consumption establishments to locate and operate within their boundaries.

Section 3. Local Cannabis Retail Dispensary and/or On-Site Consumption Opt-Out

The Town Board of the Town of Beekman, County of Dutchess, hereby opts-out of allowing on-site cannabis consumption establishments from locating and operating within the boundaries of the Town of Beekman.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Numbering for Codification

It is the intention of the Town of Beekman and it is hereby enacted that the provisions of this Local Law shall be included in the Code of the Town of Beekman; that the sections and subsections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this Local Law; that the words "Local Law" shall be changed to "Chapter," "Section," or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

Section 6. Effective date

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RESOLUTION NO. 09:28:21 -2
RE: RESOLUTION INTRODUCING “LOCAL LAW NO. 3 OF THE YEAR 2021, A LOCAL LAW
ADOPTED PURSUANT TO CANNABIS LAW § 131 OPTING OUT OF LICENSING AND
ESTABLISHING ON-SITE CANNABIS CONSUMPTION ESTABLISHMENTS WITHIN THE TOWN OF
BEEKMAN”

WHEREAS, pursuant to Cannabis Law § 131, the Town of Beekman desires to opt-out of hosting on-site consumption establishments within its boundaries; and

WHEREAS, the Town Board has determined that pursuant to 6 NYCRR 617.5 (c) (20) the proposed adoption of the aforementioned Local Law is a Type II action not requiring environmental review pursuant to State Environmental Quality Review Act (SEQRA) and, accordingly, no environmental review has been undertaken;

NOW, THEREFORE

BE IT RESOLVED, that the Town Board hereby introduces for consideration of its adoption proposed “Local Law No. 3 of the Year 2021, A Local Law Adopted Pursuant to Cannabis Law § 131 Opting Out of Licensing and Establishing On-site Cannabis Consumption Establishment within the Town of Beekman”, in the form annexed hereto; and

BE IT FURTHER RESOLVED, that the Town Board hereby schedules a Public Hearing regarding the proposed adoption of the annexed Local Law for 7:00 P.M., on the 12th day of October, 2021, to be held at Town Hall, 4 Main Street, Poughquag, New York, and the Town Clerk is directed to post the Notice of Public Hearing in the form annexed hereto and to publish same in the newspaper not less than ten (10) days nor more than twenty (20) days prior to the Public Hearing as required by law; and

BE IT FURTHER RESOLVED, that this Local Law is subject to a permissive referendum.

Introduced: Councilman Battaglini

Seconded: Councilman Swartz

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Battaglini	AYE
Councilman Swartz	AYE
Councilwoman Wohrman	AYE
Supervisor Covucci	AYE

Dated: September 28, 2021

Classified Ad Receipt
(For Info Only - NOT A BILL)

Customer: BEEKMAN, TOWN OF

Address: 4 MAIN ST
POUGHQUAG NY 12570
USA

Ad No.: 0004937883

Pymt Method Credit Card

Net Amt: \$92.25

Run Times: 1

Run Dates: 10/03/21

Text of Ad:

NOTICE OF PUBLIC HEARING INTRODUCING "LOCAL LAW NO.3 OF THE YEAR 2021

LEGAL NOTICE IS HEREBY GIVEN that the Beekman Town Board will hold a Public Hearing on October 12th, 2021 at 7:00pm at the Beekman Town Hall, 4 Main Street, Poughquag, NY
PURPOSE of the Hearing is to Introduce "LOCAL LAW NO.3 OF THE YEAR 2021 , A LOCAL LAW ADOPTED PURSUANT TO CANNABIS LAW 131 OPTING OUT OF LICENSING AND ESTABLISHING ON-SITE CANNABIS CONSUMPTION ESTABLISHMENTS WITHIN THE TOWN OF BEEKMAN" it hereby is introduced before the Town Board of the Town of Beekman in the county of Dutchess and State of New York;

BY ORDER OF THE TOWN BOARD
TOWN OF BEEKMAN
LAUREEN ABBATANTUONO
TOWN CLERK
Dated: 30 September 2021

Town of Beekman
Local Law No. 3 of the year 2021

A local law adopted pursuant to Cannabis Law & 131 opting out of licensing and establishing on-site cannabis consumption establishments within the Town of Beekman.

Section 1. Legislative Intent

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Section 2. Authority

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Laureen Abbatantuono

From: Laureen Abbatantuono
Sent: Thursday, September 30, 2021 10:56 AM
To: pjlegals@gannett.com
Subject: to Introduce "LOCAL LAW NO.3 OF THE YEAR 2021 , RESOLUTION NO. 09:28:21-2
Attachments: doc02240620210930105844.pdf

Hello there, is it too late to get this request published one time only, Sunday, October 3rd, 2021 and if yes then may I please get it posted on Monday the 4th? Please email confirmation of ad, cost and affidavit at your convenience. Thank you!

NOTICE OF PUBLIC HEARING INTRODUCING "LOCAL LAW NO.3 OF THE YEAR 2021

LEGAL NOTICE IS HEREBY GIVEN that the Beekman Town Board will hold a Public Hearing on October 12th, 2021 at 7:00pm at the Beekman Town Hall, 4 Main Street, Poughquag, NY

PURPOSE of the Hearing is to Introduce "LOCAL LAW NO.3 OF THE YEAR 2021 , A LOCAL LAW ADOPTED PURSUANT TO CANNABIS LAW 131 OPTING OUT OF LICENSING AND ESTABLISHING ON-SITE CANNABIS CONSUMPTION ESTABLISHMENTS WITHIN THE TOWN OF BEEKMAN" it hereby is introduced before the Town Board of the Town of Beekman in the county of Dutchess and State of New York;

BY ORDER OF THE TOWN BOARD
TOWN OF BEEKMAN
LAUREEN ABBATANTUONO
TOWN CLERK
Dated: 30 September 2021

Warmest Regards,

Laureen Abbatantuono

Beekman Town Clerk/Tax Receiver
4 Main Street
Poughquag, NY 12570
845-724-5300 Ext 221

Laureen Abbatantuono

From: Gannett Legals Public Notices 2 <ganlegpubnotices2@gannett.com>
Sent: Thursday, September 30, 2021 11:14 AM
To: Laureen Abbatantuono
Subject: 4937883 RE: to Introduce "LOCAL LAW NO.3 OF THE YEAR 2021 , RESOLUTION NO. 09:28:21-2
Attachments: OrderConf.pdf

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Not a problem at all ma'am. Please let me know if theres are any adjustments I can help you with.
Your ad is set to run in:

The Poughkeepsie Journal Oct 3rd, 2021 \$92.25

If you have any changes please reply to this email and please try to be as specific as possible. **When contacting us please reference your ad number in the subject line.**

The affidavit/proof of publication will be mailed and arrive 7-10 business days after date of last publication.

Thank you for your business,

Adrian Palaia

Regional Legal Clerk

APalaia@Gannett.com

Gannett | Classified Business Solutions



Office: 844-254-5256

Fax: 800.560.7434

From: Laureen Abbatantuono <TownClerk@townofbeekmanny.us>
Sent: Thursday, September 30, 2021 10:56 AM
To: POU-Legal Advertising <pou-legals@poughkee.gannett.com>
Subject: to Introduce "LOCAL LAW NO.3 OF THE YEAR 2021 , RESOLUTION NO. 09:28:21-2

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BY ORDER OF THE TOWN BOARD
TOWN OF BEEKMAN
LAUREEN ABBATANTUONO
TOWN CLERK
Dated: 30 September 2021

Warmest Regards,

Laureen Abbatantuono

Beekman Town Clerk/Tax Receiver
4 Main Street
Poughquag, NY 12570
845-724-5300 Ext 221