

CALENDAR

for

SPECIAL MEETING OF THE COUNCIL

of the

CITY OF LONG BEACH

held

NOVEMBER 17, 2021

PUBLIC HEARING #1: Local Law Amending Subpart C of Related Acts Relating to the Charter of the City of Long Beach Re: A Local Law Opting Out of Licensing and Establishing On-Site Cannabis Consumption Establishments within the City of Long Beach Pursuant to Cannabis Law §131.

PUBLIC HEARING #2: Local Law Amending Subpart C of Related Acts Relating to the Charter of the City of Long Beach Re: A Local Law Opting Out of Licensing and Establishing Retail Cannabis Dispensaries within the City of Long Beach Pursuant to Cannabis Law §131.

PUBLIC HEARING #1

Introductory No. 359
Introduced by:

CITY OF LONG BEACH

CHAPTER III LAWS OF 2021

A LOCAL LAW

AMENDING SUBPART C OF RELATED ACTS RELATING
TO THE CHARTER OF THE CITY OF LONG BEACH,
RE: A LOCAL LAW OPTING OUT OF LICENSING AND ESTABLISHING
ON-SITE CANNABIS CONSUMPTION ESTABLISHMENTS WITHIN
THE CITY OF LONG BEACH PURSUANT TO CANNABIS LAW §131.

BE IT ENACTED, by the City Council of the City of Long Beach, New York as follows:

Section 1. Subpart C of Related Local Laws relating to the Charter of the City of Long Beach, New York, enacted as Chapter 635 of the Laws of 1922, as heretofore amended, shall be and the same is hereby amended to read as follows:

**“Article X. OPTING OUT OF LICENSING AND ESTABLISHING ON-SITE
CANNABIS CONSUMPTION ESTABLISHMENTS**

Section 86. Legislative Intent

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

Section 87. Authority

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

Section 88. Local Cannabis Retail Dispensary and On-Site Consumption Opt-Out

The City Council of the City of Long Beach, County of Nassau, hereby opts-out of allowing on-site cannabis consumption establishments from locating and operating within the boundaries of the City of Long Beach.

Section 89. 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 90. 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.”

Sec. 2. This Local Law shall take effect immediately upon being filed in the Office of the New York Secretary of State.

PUBLIC HEARING #2

Introductory No. 360
Introduced by:

CITY OF LONG BEACH

CHAPTER IV

LAWS OF 2021

A LOCAL LAW

AMENDING SUBPART C OF RELATED ACTS RELATING
TO THE CHARTER OF THE CITY OF LONG BEACH,
RE: A LOCAL LAW OPTING OUT OF LICENSING AND ESTABLISHING
RETAIL CANNABIS DISPENSARIES WITHIN THE
CITY OF LONG BEACH PURSUANT TO CANNABIS LAW §131.

BE IT ENACTED, by the City Council of the City of Long Beach, New York as follows:

Section 1. Subpart C of Related Local Laws relating to the Charter of the City of Long Beach, New York, enacted as Chapter 635 of the Laws of 1922, as heretofore amended, shall be and the same is hereby amended to read as follows:

“Article XI. OPTING OUT OF LICENSING AND ESTABLISHING RETAIL CANNABIS DISPENSARIES.

Section 94. Legislative Intent

It is the intent of this local law to opt the City of Long Beach out of hosting retail cannabis dispensaries within its boundaries.

Section 95. Authority

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

Section 96. Local Cannabis Retail Dispensary and On-Site Consumption Opt-Out

The City Council of the City of Long Beach, County of Nassau, hereby opts-out of allowing retail cannabis dispensaries from locating and operating within the boundaries of the City of Long Beach.

Section 97. 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 98. 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.”

Sec. 2. This Local Law shall take effect immediately upon being filed in the Office of the New York Secretary of State.