
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 of MONTICELLO

Local Law No. 10 of the year 2021

A local law to Opt Out of Cannabis Retail Dispensaries and/or On-Site Cannabis Consumption Establishments

Be it enacted by the BOARD OF TRUSTEES of the

County
City
Town
Village of MONTICELLO, as follows:

This local law is adopted pursuant to Cannabis Law §131 opting out of licensing and establishing retail cannabis dispensaries and/or on-site cannabis consumption establishments within the Village of Monticello.

Section 1. Legislative Intent

It is the intent of this local law to opt the Village of Monticello out of hosting retail cannabis dispensaries and/or 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 retail cannabis dispensaries and/or 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 Board of Trustees of the Village of Monticello, County of Sullivan, hereby opts-out of allowing retail cannabis dispensaries and/or onsite cannabis consumption establishments from locating and operating within the boundaries of the Village of Monticello.

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. 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.

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2021 of the Village of Monticello was duly passed by the Board of Trustees on _____ in accordance with the applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is correct transcript therefrom and of the whole of such original local law and was finally adopted in the manner indicated in paragraph 1 above.

Village Clerk

Date: _____

STATE OF NEW YORK
COUNTY OF SULLIVAN

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

MICHAEL DAVIDOFF, ESQ.

SPECIAL COUNSEL TO

VILLAGE OF MONTICELLO

Date: _____