

LOCAL LAW - 2022

A local law to amend Chapter 305 of the Tarrytown Code, entitled "Zoning" to add new provisions regarding Cannabis Retail Dispensaries

Be it enacted by the Village Board of the Village of Tarrytown as follows (Language in **Bold and Underlined** to be added, language in ~~**Strikethrough and bold and underlined**~~ to be deleted):

Section 1. Amending Section 305-5 entitled "Word usage, terms defined" to add a new definition of Cannabis Retail Dispensary as follows:

BUSINESS

Any person, firm, association, partnership, corporation or other entity, whether for profit or not for profit.

CANNABIS RETAIL DISPENSARY

A licensed adult-use cannabis retail dispensary in accordance with and subject to New York Cannabis Law

CELLAR

The portion of a building that is partly or entirely below grade which has more than 1/2 of its height, measured from floor to ceiling, below the average finished grade of the ground adjoining the building.

Section 2. Amending Section 305-37 entitled "Neighborhood Shopping NS Zone" to add a new permitted use in subsection A(2) as follows:

(k) Cannabis Retail Dispensary, provided that any signage contain only letters or numbers and shall be prohibited from including any images.

Section 3. Amending Section 305-39 entitled "Restricted Retail RR Zone" to add a new permitted principal use in subsection A as follows:

(9) Cannabis Retail Dispensary subject to site plan approval and off-street parking requirements, neither of which can be waived by the Building Inspector under section 305-132(C), and provided that payment is made into the parking fund in accordance with section 305-63(C)(7)(d) and further provided that any signage contain only letters or numbers and shall be prohibited from including any images.

Section 4. Amending Section 305-40 entitled "General Business GB Zone" to add a new permitted principal use in subsection A as follows:

(18) Cannabis Retail Dispensary, provided that any signage contain only letters or numbers and shall be prohibited from including any images

Section 6: Severability

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this local law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this local law.

Section 7: Effective Date

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.