

**Local Law No ___ of the year 2021
Town of Northumberland, County of Saratoga**

A Local Law to Allow the Town of Northumberland to Opt-Out of the Retail Dispensary License and On-Site Consumption License Provisions of the Marijuana Regulation and Taxation Act/NewYork Cannabis Law

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

Section 1. Legislative Intent

It is the intent of this Local Law to opt out of allowing cannabis retail dispensaries on-site cannabis consumption sites in the Town of Northumberland that would otherwise be allowed under Cannabis Law Article 4.

Section 2. Authority

This Local Law is adopted pursuant to Cannabis Law § 131 which expressly authorizes the Town of Northumberland Town Board (“Town Board”) to adopt a local law, subject to permissive referendum governed by §24 of the Municipal Home Rule Law, requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses and/or on-site consumption licenses for adult use cannabis within the jurisdiction of the Town.

Section 3. Local Opt-Out

The Town Board hereby opts out of allowing cannabis retail dispensaries and on-site cannabis consumption sites from being established and operated within the Town’s jurisdiction.

Section 4. Request to Cannabis Control Board

The Town Board hereby requests that the Cannabis Control Board prohibit the establishment of retail dispensary licenses and on-site consumption licenses for adult-use cannabis within the jurisdiction of the Town of Northumberland.

Section 5. Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, 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 6. Permissive Referendum/Referendum on Petition

This Local Law is subject to a referendum on petition in accordance with Cannabis Law §131 and the procedure outlined in Municipal Home rule Law §24. If a valid petition protesting this Local Law is filed, a special election of the qualified electors shall be held.

Section 7. Effective date

This Local Law shall take effect immediately upon filing with the Secretary of State.