

# **Village of Speculator**

## **A Local Law Opting Out Of Licensing and Establishing Retail Cannabis Dispensaries And On-Site Cannabis Consumption Establishments In The Village Of Speculator**

**Local Law No. 3 of the year 2021**

### **Village of Speculator, County of Hamilton**

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

#### **Section 1. Legislative Intent**

It is the intent of this local law to opt the Village of Speculator out of hosting retail cannabis dispensaries and 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 On-Site Consumption Opt-Out**

The Board of Trustees of the Village of Speculator County of Hamilton hereby opts-out of licensing and establishing cannabis retail dispensaries and cannabis on-site consumption establishments within its boundaries.

#### **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. Repeal**

All ordinances, local laws and parts thereof inconsistent with this local law are hereby repealed.

#### **Section 5. Effective date**

This local law shall take effect immediately upon filing with the New York State (NYS) Secretary of State in accordance with Section 27 of the Municipal Home Rule Law. Pursuant to Cannabis Law § 131, this local law is subject to a permissive referendum and thus may not be filed with the NYS Secretary of State until the applicable time period has elapsed to file a petition or a referendum has been conducted approving this local law.