

VILLAGE OF VICTORY

LOCAL LAW No. 1 OF 2021

A LOCAL LAW ENTITLED: "VILLAGE OF VICTORY CANNABIS OPT-OUT LOCAL LAW"

BE IT ENACTED by the Village Board of the Village of Victory as follows:

Section 1: Title.

The title of this local law shall be "Village of Victory Cannabis Opt-Out Local Law." It may be cited as VOV LL 1-2021.

Section 2: Authority.

This local law is enacted pursuant to the authority of Municipal Home Rule Law Section 10(1)(i), which authorizes a Village to adopt a local law not inconsistent with the provisions of the Constitution or not inconsistent with any general law relating to its property, affairs or government; and New York Cannabis Law Section 131, which authorizes a Village to adopt a local law opting out of allowing retail cannabis dispensaries and/or on-site cannabis consumption establishments to locate and operate within its boundaries.

Section 3: Legislative Intent; Conflict With Other Provisions.

It is the intent and purpose of this Local Law to opt the Village of Victory out of hosting retail cannabis dispensaries and/or on-site cannabis consumption establishments within its boundaries. Nothing herein shall be read to diminish any of the procedural or substantive rights of the Village of Victory established elsewhere in other local laws and ordinances of the Village of Victory.

Section 4: Local Cannabis Retail Dispensary and On-Site Consumption Opt-Out.

A. The Board of Trustees of the Village of Victory, County of Saratoga, hereby opts-out of allowing retail cannabis dispensaries from locating and operating within the boundaries of the Village of Victory.

B. The Board of Trustees of the Village of Victory, County of Saratoga, hereby opts-out of allowing on-site cannabis consumption establishments from locating and operating within the boundaries of the Village of Victory.

Section 5: Severability.


If any term or provision of this local law, or the application thereof to any person or circumstance, shall to any extent be determined by a court of competent jurisdiction to be invalid or unenforceable, the remainder of this local law, or the application of such term or provision to persons or circumstances other than those to which it is held invalid or unenforceable, shall not be affected thereby, and each term and provision of this local law shall be valid and be enforced to the

fullest extent permitted by law.

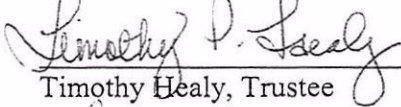
Section 6: Effective Date.

This local law shall take effect upon adoption and filing with the Secretary of State, as provided in Section 27(3) of the Municipal Home Rule Law. Pursuant to New York Cannabis Law Section 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.

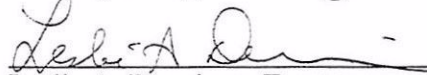
ENACTED this 14th day of September, 2021 by the Board of Trustees of the Village of Victory, Saratoga County, New York.



Patrick Dewey, Mayor



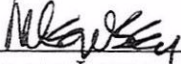
Timothy Healy, Trustee



Leslie A. Dennison, Trustee

[SEAL]

ATTEST:



Maureen Lewsey, Village Clerk