



## **VILLAGE OF DOBBS FERRY BOARD OF TRUSTEES AGENDA**

<b>MEETING DATE:</b> NOVEMBER 23, 2021
<b>AGENDA ITEM SECTION:</b> RESOLUTIONS
<b>AGENDA ITEM NO. :</b> 1
<b>AGENDA ITEM:</b> ADOPTING INTRODUCTORY LOCAL LAW 8-2021 ADDING CHAPTER 141 TO THE VILLAGE CODE ENTITLED "CANNABIS LOCAL LICENSING" INCLUDING ADOPTION OF SECTION 141-3 "LOCAL RETAIL DISPENSARY OPT-OUT" WHICH IS SUBJECT TO PERMISSIVE REFERENDUM
<b>ITEM BACKUP DOCUMENTATION:</b> 1. DRAFT RESOLUTION



**VILLAGE OF DOBBS FERRY**

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**DRAFT**  
**RESOLUTION X-2021**

**ADOPTING THE PROVISION OF INTRODUCTORY LOCAL LAW 8-2021 TO OPT OUT OF LICENSING OF RETAIL CANNABIS DISPENSARIES IN THE VILLAGE**

**WHEREAS**, New York State legalized adult-use cannabis on March 31, 2021 by passing the Marijuana Regulation & Taxation Act (MRTA) which created a new Office of Cannabis Management (OCM) to comprehensively regulate adult-use, medical, and hemp cannabis, including the issuing of a variety of licenses covering all aspects of the newly created cannabis industry; and

**WHEREAS**, following enactment and given MRTA's complexity, the Board of Trustees of the Village of Dobbs Ferry organized and convened a series of educational forums during which the Board also sought public input specific to §131 which provides the Village with the authority to opt out of allowing two of the OCM licenses within its boundaries, specifically retail dispensaries and/or on-site consumption establishments; and

**WHEREAS**, the Board of Trustees conducted a duly noticed public hearing on November 23, 2021 on Introductory Local Law 8-2021 for the purpose of receiving comment on the law, with specific attention to the above referenced opt-out provisions contained in said local law, and thereafter engaged in further discussion for purposes of reaching consensus and determined there were no remaining impediments to proceeding to take action and opt-out of the licensing of retail cannabis dispensaries.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Trustees of the Village of Dobbs Ferry hereby adopts Local Law 8-2021 with the provision §141-3 which specifically opts out of licenses for retail cannabis dispensaries within the boundaries of the Village of Dobbs Ferry; and

**BE IT FURTHER RESOLVED**, that this resolution is subject to Permissive Referendum under Home Rule Law §24 and the Village Board directs the Village Clerk to file, post and distribute said Local Law 8-2021 with the opt-out provision §141-3 in accordance with applicable law including NYS Village Law Article 9.