

**TOWN OF HAMPTON**  
**COUNTY OF WASHINGTON, STATE OF NEW YORK**  
**Local Law No. 4 of the Year 2021**

**A LOCAL LAW REQUESTING THAT THE CANNABIS CONTROL BOARD OF THE  
STATE OF NEW YORK PROHIBIT THE ESTABLISHMENT OF ON-SITE  
CONSUMPTION LICENSES IN THE TOWN OF HAMPTON, COUNTY OF  
WASHINGTON, STATE OF NEW YORK**

*Be it Enacted by the Town Board of the Town of Hampton, as follows:*

**Section 1. Declaration of legislative findings**

The Town Board of the Town of Hampton, pursuant to Cannabis Law §131, has the authority to request that the Cannabis Control Board of the State of New York, prohibit on-site consumption licenses in the Town of Hampton. After due deliberation, the Town Board finds that it is in the best interests of the residents, taxpayers and visitors of the Town of Hampton to request that the Cannabis Control Board prohibit any on-site consumption licenses in the Town of Hampton.

**Section 2. Title and Authority**

This Local Law shall be known as “Cannabis On-Site Consumption Local Law”. It is adopted pursuant to Section 131 of the New York Cannabis Law and Section 10 of New York Municipal Home Rule Law.

**Section 3. Opt-out and Request to Prohibit**

Pursuant to and in accordance with Cannabis Law Section 131, the Town Board of the Town of Hampton hereby requests that the Cannabis Control Board of the State of New York prohibit any on-site consumption licensed in the Town of Hampton, County of Washington, State of New York. On-site consumption license shall be as defined in the Cannabis Law of the State of New York.

**Section 4. Severability**

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity, 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, section, or part of this Local Law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

**Section 5. Effective Date.**

This Local Law shall take effect upon filing with the New York State Secretary of State, which filing shall take place upon the expiration of forty five (45) days from the adoption hereof

unless within such forty-five (45) days there be filed with the Town Clerk of the Town of Hampton a petition for referendum pursuant to Municipal Home Rule Law Section 24, in which case this Local Law shall not take effect until approved by the affirmative vote of a majority vote of the qualified electors of the Town of Hampton as provided for in Municipal Home Rule Law Section 24.