

Town of Niagara

**Local Law Opting Into Allowing Adult Use Cannabis
Retail Dispensaries**

Local Law No. 2024-3

Town of Niagara, County of Niagara

A local law to opt into allowing cannabis retail dispensaries as authorized under New York State Cannabis Law, Article 4

Section 1. Legislative Intent

It is the intent of this local law to repeal the prior Local Law No. 2021-5 opting out of allowing cannabis retail dispensaries and on-site consumption licenses in the Town of Niagara that would otherwise be allowed under Cannabis Law Article 4 and to now have the Town opt into allowing cannabis retail dispensaries.

Section 2. Authority

This local law is adopted pursuant to Cannabis Law § 131 which expressly authorizes the Town Board to adopt a local law opting into the Cannabis Control Board allowing the establishment of cannabis retail dispensary licenses within the jurisdiction of the Town and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law § 24.

Section 3. Local Opt-In

The Town Board of the Town of Niagara hereby opts into allowing cannabis retail dispensaries being established and operated within the Town's jurisdiction.

Section 4. 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 adjudicated 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 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. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State.