

**PUBLIC NOTICE  
TOWN OF ALEXANDER**

Notice is hereby given that the Town Board of the Town of Alexander, Genesee County, New York, at a regular meeting thereof, held on the 13<sup>th</sup> day of December 2021, duly adopted, subject to permissive referendum, a resolution, an abstract of which is as follows:

**RESOLUTION ADOPTING LOCAL LAW ENTITLED,  
"CANNABIS LOCAL LAW OPTING OUT OF RETAIL  
SALES  
AND ON-SITE CONSUMPTION ESTABLISHMENTS"  
SUBJECT TO PERMISSIVE REFERENDUM**

**WHEREAS**, the Town Board of the Town of Alexander held a public hearing on the proposed adoption of said local law on the 13<sup>th</sup> day of December, 2021 at 7:05p.m., at which time all interested parties and citizens for or against the proposed law were heard; and

**WHEREAS**, former Governor, Andrew Cuomo signed into law the Marijuana Regulation and Taxation Act (MRTA) on March 31, 2021; and

**WHEREAS**, the Town Board of the Town of Alexander has considered a proposed local law known as "Cannabis Local Law Opting Out of Retail Sales and On-Site Consumption Establishments," which would prohibit retail dispensaries and on-site consumption establishments within the boundaries of the Town of Alexander; and

**WHEREAS**, Tax Law §493(c) places a 4% local tax on the retail sale of adult-use cannabis. If the Town of Alexander adopts the proposed local law to opt-out of the retail sales and on-site consumption establishments of cannabis, the Town of Alexander

will not receive 3% of the of the implemented local tax; and **WHEREAS**, Local governments, such as the Town Board of the Town of Alexander must adopt a local law subject to permissive referendum to opt-out of the retail sales and on-site consumption establishments of cannabis on or before December 31, 2021.

No laws opting out of retail sales and on-site consumption establishments of cannabis are eligible to be adopted after December 31, 2021; and

**WHEREAS**, in an effort to combat drug use in the County of Genesee, the Town Board of the Town of Alexander believes it to be wise to prohibit cannabis retail dispensaries and on-site consumption establishments within the Town of Alexander. With that being said, the Town Board of the Town of Alexander finds in the best interest of the Town

of Alexander to adopt the proposed local law entitled, "Cannabis Local Law Opting Out of Retail Sales and On-Site Consumption Establishments"; and

**NOW THEREFORE, BE IT RESOLVED**, the Town Board of the Town of Alexander hereby adopts the local law entitled, "Cannabis Local Law Opting Out of Retail Sales and On-Site Consumption Establishments," subject to a permissive referendum as permitted by law.

**BY ORDER OF THE TOWN BOARD OF THE TOWN OF  
ALEXANDER, NEW YORK.**

DATED: December 14, 2021

SHANNON TIEDE, CLERK  
TOWN OF ALEXANDER