

PUBLIC HEARING  
PROPOSED LAW TO OPT OUT OF MARIJUANA SALES AND CONSUMPTION LAW.  
AUGUST 16, 2021  
7 P.M. RIDGEWAY TOWN HALL

**PRESENT:**

Brian Napoli  
Jeff Toussaint  
David Stalker  
Mary Woodruff  
Duane Payne

Town Supervisor  
Councilman  
Councilman  
Councilwoman  
Councilman

John Olinger  
Patricia Laszewski  
Dan Wolfe  
Kathy Bogan  
Karen Kaiser  
Laurie Kilburn

Highway Superintendent  
Assessor  
Code Enforcement Officer  
Town Attorney  
Town Clerk  
Deputy Town Clerk

**OTHERS:**

Tim Elliott  
Jess Marciano

Village of Medina Board Member  
Village of Medina Board Member

Supervisor Napoli opened the Public Hearing at 7 P.M. with a short explanation of the reasoning for opting out of the Marijuana sales and Consumption Law. Supervisor Napoli also explained that he had spoken to the other Towns as well as Sherriff Bourke. Supervisor Napoli stated that all the Towns except Clarendon planned to opt out as well. Supervisor Napoli further stated that the Sherriff had asked the Towns to opt out as he foresees this as being very costly and next to impossible to enforce, and the Towns will not benefit from the revenue as the cost of regulating will be very costly.

**LEGAL NOTICE**

Please take notice that the Town of Ridgeway will conduct a Public Hearing at the Town Hall for the purposes of considering Local Law #2 of 2021, entitled Town of Ridgeway Local Law Opting Out of Adult Use Cannabis Retail Dispensaries and On-Site Consumption Sites.

Please take notice that the Public Hearing will be held ON August 16th, 2021 at 7:00 pm at the Town Hall of the Town of Ridgeway, 416 West Ave, Medina, NY 14103.

All persons interested in said Local Law may attend at said Hearing. The following is the Provisions of the local law.

**Local Law Opting out of Adult Use Cannabis Retail Dispensaries and On-Site Consumption Sites**

Local Law No. 2 of the year 2021 of the Town of Ridgeway.

A local law to opt out of allowing cannabis retail dispensaries and on-site consumption sites as authorized under Cannabis Law Article 4.

Be it enacted by the Town of Ridgeway, County of Orleans as follows:

**Section 1. Legislative Intent**

It is the intent of this local law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Ridgeway that would otherwise be allowed under Cannabis Law Article 4.

**Section 2. Authority**

This local law is adopted pursuant to Cannabis Law §131 which expressly authorizes the town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses and/or on-site consumption licenses within jurisdiction of the town and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law §24.

**3. Local Opt-Out**

The Town Board of the Town of Ridgeway hereby opts out of allowing cannabis retail dispensaries and on-site cannabis consumption sites from being established and operated within the town's jurisdiction.

**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 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, or part of this Local Law or in 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.

**5. Permissive Referendum /**

**Referendum on Petition**

This local law is subject to a referendum on petition in accordance with Cannabis Law §131 and the procedure outlined in Municipal Home Rule Law §24.

**6. Effective Date**

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

As there were no questions the public hearing was closed at 7:13 P.M.

Respectfully Submitted by,

Karen L. Kaiser

Town Clerk/RMC