

**NOTICE OF PUBLIC HEARING  
TOWN OF AMENIA**

**NOTICE IS HEREBY GIVEN** that the Town Board of the Town of Amenia will conduct a PUBLIC HEARING on the 16<sup>th</sup> day of January, 2025, at 7:00 P.M. at the Town Hall, Town of Amenia, 4988 Route 22, Amenia, New York 12501, at which time all parties in interest and citizens shall have an opportunity to be heard as to whether the Town Board of the Town of Amenia shall adopt “Local Law No. \_\_\_ of the Year 2024, Repealing Local Law No. 1 of 2022 and Opting-In to Allow Retail Dispensaries within the Town of Amenia”.

**PLEASE TAKE FURTHER NOTICE** that the purpose and intent of the proposed Local Law is to repeal Local Law No. 1 of 2022, and opt-in to allow cannabis retail dispensaries within the Town of Amenia.

**PLEASE TAKE FURTHER NOTICE** that the Proposed Action is a Type II Action pursuant to the provisions of the New York State Environmental Quality Review Act (SEQRA) and the regulations adopted thereunder at 6 NYCRR Part 617 and therefore, no further review is required under SEQRA.

**PLEASE TAKE FURTHER NOTICE** that a copy of the proposed Local Law No. \_\_\_ of the Year 2024 is available for review and inspection at the Office of the Town Clerk during regular office hours, at the Town Hall, Town Hall, 4988 Route 22, Amenia New York and on the Town’s website at [www.ameniany.gov](http://www.ameniany.gov).

**PLEASE TAKE FURTHER NOTICE** that the adoption of this Local Law is subject to a Permissive Referendum.

Dated: Amenia, New York  
December 19, 2024

BY ORDER OF THE TOWN BOARD



DAWN MARIE KLINGNER, TOWN CLERK

**TOWN OF AMENIA**  
**Local Law No.     of 2024**

A Local Law entitled “Repealing Local Law No. 1 of 2022 and Opting-In to Allow Cannabis Retail Dispensaries within the Town of Amenia” as authorized by the New York State Cannabis Law.

**BE IT ENACTED** by the Town Board of the Town of Amenia, County of Dutchess as follows:

**Section I:     LEGISLATIVE INTENT**

It is the intent of this Local Law to repeal Local Law No. 1 of 2022, and opt-in to allow on-site cannabis retail dispensaries in the Town of Amenia under New York State Cannabis Law Article 4.

**Section II:    AUTHORITY**

This Local Law is adopted pursuant to New York State Cannabis Law §131, which authorizes the Town Board to repeal a local law which prohibited establishment of cannabis retail dispensary licenses in the Town, subject to a permissive referendum under New York State Municipal Home Rule Law §24.

**Section III:   LOCAL OPT-IN**

The Town Board repeals Local Law No. 1 of 2022, by which the Town Board opted-out of allowing cannabis retail dispensaries. By this new Local Law, the Town Board opts-in for allowing on-site cannabis retail dispensaries within the Town’s jurisdiction.

**Section IV:   SEVERABILITY**

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstances, 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 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.

**Section V:     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.

**Section VI:    EFFECTIVE DATE**

This Local Law shall take effect immediately upon filing with the Secretary of State, provided that such filing occurs no sooner than 45 days after the adoption of this Local Law by the Town Board. Pursuant to Cannabis Law §131, this Local Law is subject to a permissive referendum and may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition, or a referendum has been conducted approving this Local Law.



TOWN OF AMENIA  
TOWN BOARD

4988 Route 22, AMENIA, NY 12501  
(845) 373-8860 [www.ameniany.gov](http://www.ameniany.gov)

**RESOLUTION NO. 129 of 2024**

**RE: INTRODUCING PROPOSED “LOCAL LAW NO. \_\_\_ OF THE YEAR 2024,  
REPEALING LOCAL LAW NO. 1 OF 2022 AND OPTING-IN TO ALLOW  
CANNABIS RETAIL DISPENSARIES WITHIN THE TOWN OF AMENIA”**

**WHEREAS**, the Town Board of the Town of Amenia previously opted-out of allowing the licensing and establishment of cannabis retail dispensaries within the Town of Amenia by adoption of Local Law No. 1 of 2022; and

**WHEREAS**, the Town Board has determined that cannabis retail dispensaries should be permitted within the Town of Amenia; and

**WHEREAS**, the Town Board is desirous of enacting a local law to repeal Local Law No. 1 of 2022 and allow cannabis retail dispensaries within the Town of Amenia; and

**WHEREAS**, the Town Board of the Town of Amenia has considered the provisions of Article 8 of the Environmental Conservation Law (“SEQRA”) and the regulations adopted thereunder at 6 NYCRR Part 617 and finds this Local Law to be a Type II Action as defined therein, and therefore, no further review is required under SEQRA.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. The recitations above set forth are incorporated in this Resolution as if fully set forth and adopted herein.

2. The Town Board hereby introduces for consideration of its adoption proposed “Local Law No. \_\_\_ of the Year 2024, Repealing Local Law No. 1 of 2022 and Opting-In to Allow Cannabis Retail Dispensaries within the Town of Amenia” in the form annexed hereto.

3. The Town Board has considered the provisions of Article 8 of the Environmental Conservation Law (“SEQRA”) and the regulations adopted thereunder at 6 NYCRR Part 617 and finds this Local Law to be a Type II Action as defined therein, and therefore, no further review is required under SEQRA.

4. The Town Board hereby schedules a Public Hearing regarding the proposed adoption of the annexed Local Law for 7:00 P.M., on the 16 day of January, 2025, to be held at Town Hall, 4988 Route 22, Amenia, New York, and the Town Clerk is directed to post a Notice of Public Hearing in the Town’s official newspaper, the Millerton News, and on the sign board maintained by the Town Clerk in Town Hall not less than ten (10) days prior to said public hearing date, and that such notice shall be in the following form.

5. The adoption of this Local Law is subject to a Permissive Referendum.

Motion made by C/Winters

Seconded by S/Blackman

The foregoing resolution was voted upon with all councilmembers voting as follows:

Supervisor Blackman	Aye
Councilmember Rebillard	Aye
Councilmember Hamm	Aye
Councilmember Winters	Aye
Councilmember Ahearn	Absent

Dated: Amenia, New York  
December 19, 2024

  
DAWN MARIE KLINGNER, TOWN CLERK