

STATE OF NEW YORK
DEPARTMENT OF STATE
ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001
[HTTPS://DOS.NY.GOV](https://dos.ny.gov)

KATHY HOCHUL
GOVERNOR
ROSSANA ROSADO
SECRETARY OF STATE

RECEIVED

OCT 18 2021

October 12, 2021

VILLAGE OF NUNDA

Village Clerk
Village of Nunda
4 Massachusetts Street
PO Box 537
Nunda NY 14517-0537

RE: Village of Nunda, Local Law 2 2021, filed on October 4 2021

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.ny.gov.

Sincerely,
State Records and Law Bureau
(518) 473-2492



**Department
of State**

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one.)

of Nunda

Local Law No. 2 of the year 2021

A local law Opting Out of Licensing and Establishing Retail Cannabis Dispensaries and On-site
(Insert Title)
Cannabis Consumption Establishments within the Village of Nunda

Be it enacted by the Nunda Village Board of Trustees **of the**

County City Town Village
(Select one:)

of as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

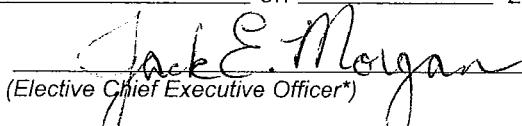
1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, in accordance with the applicable (Name of Legislative Body) provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the _____ and was deemed duly adopted (Elective Chief Executive Officer*) on _____ 20____, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. 2 _____ of 20 21 of the (County)(City)(Town)(Village) of Nunda _____ was duly passed by the Nunda Village Board of Trustees _____ on July 12 20 21, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the _____ on September 20 21. 

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on September 7 20 21, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 4 _____ above.

Terry J. Wood

~~Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body~~

Date: 9/21/2021

(Seal)

Village of Nunda

Local Law #2 of 2021 – Opting Out of Licensing and Establishing Retail Cannabis Dispensaries and On-site Cannabis Consumption Establishments within the Village of Nunda

Section 1. PURPOSE AND LEGISLATIVE INTENT

The purpose of this Local Law is to opt the Village of Nunda out of hosting retail cannabis dispensaries and on-site cannabis consumption establishments.

Section 2. AUTHORITY

This local law is adopted pursuant to Cannabis Law § 131, which expressly authorizes villages to opt-out of allowing retail cannabis dispensaries and on-site cannabis consumption establishments within its boundaries.

Section 3. LOCAL CANNABIS RETAIL DISPENSARY AND/OR ON-SITE CONSUMPTION REGULATIONS AND RESTRICTIONS

The Village Board of Trustees of the Village of Nunda, County of Livingston, hereby opts-out of licensing and establishing cannabis retail dispensaries and cannabis on-site consumption establishments within its boundaries.

Section 4. SEVERABILITY

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, 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 judgement or order shall be rendered.

Section 5. EFFECTIVE DATE

The local law shall take effect immediately upon filing in the Office of the Secretary of State in the State of New York. Pursuant to Cannabis Law § 131, this local law is subject to a permissive referendum and thus may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition or referendum has been conducted approving this local law.

BOARD OF ELECTIONS

David M. DiPasquale
Commissioner
(585) 243-7092

Rebecca L. Schroeder
Commissioner
(585) 243-7093

STATEMENT OF CANVASS Special Village Election September 7, 2021

This document shall serve as the STATEMENT OF CANVASS of the Livingston County Board of Elections, in relation to votes cast at the Special Village Election held on September 7, 2021.

The Livingston County Board of Elections, being custodian of election records, and after having met for the purpose of canvassing the votes cast at said election, DOES HEREBY CERTIFY THE ATTACHED AS A SUMMARY OF SAID VOTES.

In Witness whereof, we have set our hands, and caused the seal of said Board of Elections to be affixed.

Sworn this date, September 14, 2021, in Geneseo, New York.

David M. DiPasquale

David M. DiPasquale, Commissioner

Rebecca L. Schroeder

Rebecca L. Schroeder, Commissioner

BOE CANVASS WORKSHEET

VILLAGE & DISTRICT: Nunda 1

LIVINGSTON COUNTY, STATE OF NEW YORK

Ballot ID:

4800**4803**

GENERAL SPECIAL VILLAGE ELECTION: SEPTEMBER 7, 2021

Proposal #1	Unit 11 Machine Votes	Election Night Absentee	After Election Absentee	TOTAL
Yes	34	7	0	41
No	30	6	0	36
Total Machine Votes (Per Tape or Sheet)	64	13	0	77
Oervotes	0	0	0	0
Undervotes	0	0	0	0
Total	64	13	0	77

Ballots Cast	Election Day	Election Night	After Election	Total
		Absentee	Absentee	
	64	13	0	77