

## § 280-422. Definitions.

As used in this article, the following terms shall have the meanings indicated:

**ADULT-USE CANNABIS RETAIL DISPENSARY** — An establishment which sells at retail any cannabis products, the sale of which requires a license issued by the New York State Cannabis Control Board.

~~**COMMUNITY FACILITY** — A facility which has the primary purpose of providing recreational opportunities or services to children or adolescents, such as a day care center, nursery school, public park, playground, swimming pool, or library.~~

**MICROBUSINESS** — An establishment which cultivates, processes, and distributes and/or sells at retail any cannabis products, which requires a license issued by the New York State Cannabis Control Board.

**ON-SITE CANNABIS CONSUMPTION LOUNGE** — An establishment which sells at retail any cannabis products and allows on-site consumption of said cannabis products, which requires a license issued by the New York State Cannabis Control Board.

~~**PUBLIC YOUTH FACILITY** — a location or structure owned by a government or government subdivision or agency, that is accessible to the public, where the primary purpose is to provide recreational opportunities or services to children or adolescents of whom the primary population is reasonably expected to be seventeen (17) years of age or younger.~~

## § 280-424. Permitting requirements for adult-use cannabis retail dispensaries.

Adult-use cannabis retail dispensaries are permitted through the issuance of a special use permit in accordance with Article ~~XI-LIX~~ of this chapter within the General Commercial (C-2) District.

A. Applications for adult-use cannabis retail dispensaries shall follow the application procedure for special use permits set forth in § 280-31~~93~~ of the Town Code.

B. Special use permit standards.

(1) Setbacks. Adult-use cannabis retail dispensaries shall not be located:

- (a) Within 200 feet of a house of worship (if on the same road), as measured in a straight line from the center of the nearest entrance of such house of worship to the center of the nearest entrance of such adult-use cannabis retail dispensary.
- (b) Within 500 feet of school grounds (if on the same road), as measured in a straight line from the nearest point of such school grounds to the center of the nearest entrance of such adult-use cannabis retail dispensary.
- (c) Within 500 feet of a ~~community-public youth~~ facility (if on the same road), as measured in a straight line from the center of the nearest entrance of such community facility to the center of the nearest entrance of such adult-use cannabis retail dispensary.

(2) All adult-use cannabis retail dispensaries must be located within a fully enclosed building. Sale of cannabis products via a walk-up window is prohibited.

(3) Hours of operation. An adult-use cannabis retail dispensary may operate only between 8:00 a.m. and 10:00 p.m. on weekdays and Saturdays, and 12:00 noon and 9:00 p.m. on

Sundays.

Security. The applicant must demonstrate that the appropriate measures are in place to protect employees, customers, and adjoining properties, including, but not necessarily limited to, the installation of cameras and exterior lighting (dark sky compliant).

#### **§ 280-426. Permitting requirements for microbusinesses.**

Microbusinesses are permitted through the issuance of a special use permit in accordance with Article ~~XLIX~~ of this chapter within the Light Industrial (M-2) District.

A. Applications for microbusinesses shall follow the application procedure for special use permits set forth in § 280-31~~93~~ of the Town Code.

B. Special use permit standards.

(1) Setbacks. Microbusinesses shall not be located:

(a) Within 200 feet of a house of worship (if on the same road), as measured in a straight line from the center of the nearest entrance of such house of worship to the center of the nearest entrance of such microbusiness.

(b) Within 500 feet of school grounds (if on the same road), as measured in a straight line from the nearest point of such school grounds to the center of the nearest entrance of such microbusiness.

(c) Within 500 feet of a ~~community-public youth~~ facility (if on the same road), as measured in a straight line from the center of the nearest entrance of such community facility to the center of the nearest entrance of such microbusiness.

(2) All microbusinesses must be located within a fully enclosed building. Sale of cannabis products via walk-up window is prohibited.

(3) Hours of operation. A microbusiness may operate only between 8:00 a.m. and 10:00 p.m. on weekdays and Saturdays, and 12:00 noon and 9:00 p.m. on Sundays.

(4) Security. The applicant must demonstrate that the appropriate measures are in place to protect employees, customers, and adjoining properties, including, but not necessarily limited to, the installation of cameras and exterior lighting (dark sky compliant).