

# 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 Humphrey

Local Law No. 4 of the year 20<sup>21</sup>

A local law Cannabis Law Opt-Out  
(Insert Title)

Be it enacted by the Town Board of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one.)

of Humphrey as follows:

The Town of Humphrey opts out from allowing the establishment of cannabis retail dispensaries and on-site cannabis consumption sites within the Town of Humphrey requests that the Cannabis Control Board prohibit the licensing and establishment of such cannabis retail dispensaries and on-site cannabis consumption sites within the Town of Humphrey.

(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 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) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted 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. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_.

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 \_\_\_\_\_ 20\_\_\_\_ 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. 4 of 2021 of the (County)(City)(Town)(Village) of Humphrey was duly passed by the Humphrey Town Board on October 12 2021. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of December 29 2021, 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 35 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.

*Mary M. Weber*  
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 12-29-2021


(Seal)

Certification of Town Clerk

STATE OF NEW YORK  
COUNTY OF CATTARAUGUS

I, the undersigned, hereby certify that I have compared the foregoing local law duly adopted by the Town Board on the 12<sup>th</sup> day of October, 2021 with the original thereof now on file in my office, and the same is a true and correct copy of said local law and of the whole thereof.

Dated: December 29, 2021

  
\_\_\_\_\_  
Mary Weber  
Town Clerk, Town of Humphrey, New York

**Certificate of No Permissive Referendum**

Mary Weber, Humphrey Town Clerk, hereby certifies that:

1. I am the Humphrey Town Clerk and held that position at all times relevant to this Certification.
2. On October 12, 2021, the Humphrey Town Board passed Local Law Number 4 of 2021 opting out from the New York Cannabis Law.
3. All required legal notices and postings of the aforesaid Notice of Hearing of the aforesaid Local Law and Notice of passage of the aforesaid Local Law were duly completed and Permissive Referendum Forms were made available at the Humphrey Town Clerk's Office.
4. Subsequent to October 12, 2021, no petition or petitions were presented to me for a permissive referendum and the time for such petition or petitions to be presented to me, as Town Clerk, has expired.

Certified by the Humphrey Town Clerk, this 29<sup>th</sup> day of December, 2021

  
\_\_\_\_\_  
Mary Weber, Humphrey Town Clerk

**Certification of Town Attorney**

STATE OF NEW YORK  
COUNTY OF CATTARAUGUS

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Dated: December 29, 2021



---

Peter J. Sorgi, Esq.  
Town Attorney, Town of Humphrey, New York