

VILLAGE OF GENESEO

Local Law No. 3 of 2025

A Local Law entitled “Repealing Local Law No. 1 of 2021 and Opting-In to Allow Adult Use Cannabis Retail Dispensaries within the Village of Geneseo, New York” as authorized by the New York State Cannabis Law.

BE IT ENACTED by the Village Board of Trustees of the Village of Geneseo, County of Livingston, State of New York, as follows:

Section I: LEGISLATIVE INTENT

It is the intent of this Local Law to repeal local law No. 1 of 2021; to opt-in to allow adult-use cannabis retail dispensary licenses in the Village of Geneseo, New York under New York State Cannabis Law Article 4; and to amend the Village of Geneseo Zoning Code (including Village Code §130-135) to clarify that such adult-use cannabis retail dispensary uses are only authorized in the Village’s Mixed Use 2 (MU-2) zoning district.

Section II: AUTHORITY

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

Section III: LOCAL OPT-IN

The Village Board of Trustees repeals Local Law No. 1 of 2021, by which the Village Board of Trustees opted-out of allowing cannabis retail dispensaries. By this new Local Law, the Village Board of Trustees opts-in for allowing cannabis retail dispensaries within the Village’s jurisdiction.

Section IV: ZONING CODE AMENDMENT

The Village Board of Trustees amends Village Code §130-135 to authorize “Licensed Cannabis Retail Dispensary” as a “use requiring a special use permit” in an MU-2 zoning district subject to the same bulk and area restrictions as “Bar or Tavern” use. A true and accurate copy of said amendment to Village Code §130-135 is attached hereto and incorporated herein as “**Exhibit A.**”

Section V: 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 VI: PERMISSIVE REFERENDUM/REFERENDUM ON PETITION

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

Section VII: 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 Village Board of Trustees. 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.