Local Law No. ___ of 2026

A local law amending the Code of the Town of Ulster to remove the prohibition on drive-through service at cannabis retail dispensaries.

Be it enacted by the Town Board of the Town of Ulster as follows:

Section 1. Legislative intent and findings.

The Town Board finds that the Code of the Town of Ulster currently prohibits drive-through service at cannabis retail dispensaries. The Town Board intends to remove that categorical prohibition and allow proposed drive-through service to be considered through the Town's otherwise applicable special use permit and site plan review processes, consistent with applicable state and local law.

Section 2. Amendment to the Town Code.

Subsection E(5) of § 190-16.2, Cannabis Retail Dispensaries, of Chapter 190, Zoning, of the Code of the Town of Ulster is amended to read as follows:

"5) Drive-through service at a cannabis retail dispensary may be permitted, subject to all applicable special use permit and/or site plan review and approval requirements of this chapter. A proposal to add drive-through service at an existing cannabis retail dispensary shall be reviewed in accordance with Subsection D of this section."

Section 3. Continuation of remaining provisions.

Except as expressly amended by this local law, all other provisions of § 190-16.2 and Chapter 190 of the Code of the Town of Ulster shall remain in full force and effect.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, section or part of this local law is adjudged by a court of competent jurisdiction to be invalid, that judgment shall not affect, impair or invalidate the remainder of this local law, but shall be confined to the clause, sentence, paragraph, subdivision, section or part directly involved in the controversy.

Section 5. Effective date.

This local law shall take effect immediately upon its filing with the Secretary of State in accordance with § 27 of the Municipal Home Rule Law.