
BE IT ENACTED by the Town Board of the Town of Greenburgh:

§ 1. Title.

This law is entitled “A local law amending Chapter 305 of the Town Code of the Town of Greenburgh” and relates to the public consumption of alcohol on Town property at the Greenburgh Nature Center.

§ 2. Legislative Findings.

The Town Board of the Town of Greenburgh finds it necessary to amend the “Alcohol Control” Chapter of the Town Code to permit up to four times per calendar year the public consumption of beer and wine at the Town’s Greenburgh Nature Center when authorized by a permit issued by the Town Commissioner of Parks and Recreation for events sponsored by the Greenburgh Nature Center.

§ 3. Amendment to § 305-3.

§305-3 of the Greenburgh Town Code “Prohibited Acts” is hereby amended as follows (deleted text in strikeout; new text underlined):

§ 305-3. Prohibited acts.

B. Consumption of alcohol on parkland is prohibited, **except at the Greenburgh Nature Center when authorized by a permit issued by the Commissioner of Parks and Recreation to serve beer and wine only for events sponsored by the Greenburgh Nature Center. Permits issued to the Greenburgh Nature Center are not to exceed four per calendar year.**
§ 4. Amendment to § 305-5.

§ 305-5 of the Greenburgh Town Code “Permitted activity” is hereby amended as follows (deleted text in strikeout; new text underlined):

§ 305-5. Permitted activity.

D. Appeal. Any person seeking a permit under this section may appeal a decision by the Town Clerk or Commissioner of Parks and Recreation to deny a permit or impose conditions to the Town Board. In addition, the Town Board may entertain an appeal of a decision by the Town Clerk or Commissioner of Parks and Recreation to grant a permit under this section upon petition of not less than 25 Town residents who allege that the proposed activity is not in the public interest.

D. Whenever a permit is issued under this section for an event, no person under the age of 21 years shall be permitted to attend the event unless accompanied by his or her parent or an adult at least 21 years of age.

§ 5. Severability.

The provisions of this local law are intended to be severable. If any provision of this local law is found by a Court of competent jurisdiction to be unconstitutional or otherwise invalid, such findings shall not be deemed to invalidate the local law as a whole, nor any other section or provision thereof, other than that which is found to be unconstitutional or otherwise invalid.

§ 6. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State.

Revised: 04/24/2012