

BILL NO. 8 OF 2026

A local law to amend Lake Success Code chapter 105 entitled "Zoning."

BE IT ENACTED by the Board of Trustees of the Village of Lake Success as follows:

Section One. Lake Success Code Article I entitled "General Provisions" §105-7 entitled "Definitions" is hereby amended to revise the definition of "Cannabis Establishment" to read as follows:

CANNABIS ESTABLISHMENT

All facilities approved for use as a cannabis retail sales establishment or cannabis indoor smoking establishment.

~~A. No more than two Cannabis Establishments may be located within the ED-A District.~~ No more than two one Cannabis Establishments may be located within the ED-A District.
~~No more than one Cannabis Establishment may be located within the Business A District.~~

Section Two. Lake Success Code Article XIII entitled "Economic Development A District" §105-94.1 entitled "Special Use; Cannabis Establishments" subparagraphs A and B are amended to read as follows:

§94.1 Special Use; Cannabis Establishments

~~A.~~ A. **Legislative Intent.** The Marihuana Regulation & Taxation Act was signed into law on March 31, 2021, legalizing adult-use cannabis in New York State. The Board of Trustees has determined that consistent with this new legislation, the sale of cannabis products in the commercially zoned ED-A and Business A Districts is appropriate provided the cannabis establishments adhere to strict safety and siting standards and the permitting process set forth in this Article. These standards are necessary to promote the general welfare, health, and safety of Village residents, while also providing the Village with tax revenue generated from the retail sale of cannabis products that will benefit all Village residents.

~~B.A.~~ B. **Special Use Permit Criteria for Cannabis Uses.** Cannabis Retail Sales Establishments and Cannabis Indoor Smoking Establishments may be permitted in the ED-A and Business A Districts only when authorized by the Board of Trustees as a special use permit. ~~No more than two~~

~~Cannabis Establishments may be located within the ED-A District.~~

All Cannabis Establishments must comply with the following special use permit criteria:

- a) The retail sale of cannabis at a Cannabis Establishment is permitted only between the hours of 11:00 a.m. and 8:00 p.m.
- b) The owner or operator of a Cannabis Establishment is not permitted to process, cultivate, or grow cannabis at said establishment.
- c) All activities associated with Cannabis Establishments shall be conducted within a fixed location and within a fully enclosed building. Drive-thrus and walk-up windows shall not be used for the retail sale of cannabis products.
- d) The owner or operator of a Cannabis Establishment shall provide adequate traffic controls, parking, and vehicular circulation at the premises.
- e) Cannabis Establishments shall provide for adequate exterior and interior security measures at the premises, including security personnel, cameras, lighting, gates and alarms to ensure the safety of employees and patrons and to protect the premises from theft or other criminal activity. Twenty-four-hour video surveillance of the establishment must be implemented and video records must be kept for at least 30 days.
- f) Cannabis and cannabis products shall not be displayed in the windows of Cannabis Establishments.
- g) The owner or operator of a Cannabis Indoor Smoking Establishment must provide sufficient measures and means of adequate ventilation and air filtration systems to control smoke and odor.
- h) The Board, in its discretion, may impose additional conditions of approval for a Cannabis Establishment to mitigate any potential negative impacts.

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