

NOTICE OF ADOPTION OF RESOLUTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Babylon, County of Suffolk, State of New York, at a regular meeting thereof held on the 25th day of April, 2018 duly adopted a resolution, an abstract of which is as follows:

**RESOLUTION NO. 315 APRIL 25, 2018
ADOPTING LOCAL LAW NO. 8 OF 2018 AMENDING CHAPTER 213, ZONING, ARTICLE XIV,
OF THE CODE OF THE TOWN OF BABYLON
(G Industrial District)**

WHEREAS, the Town Board of the Town of Babylon having duly called and held a Public Hearing at Babylon Town Hall, 200 East Sunrise Highway, Lindenhurst, New York, on the 25th day of April, 2018 upon the question of enactment of Local Law No. 8 of 2018 of the Town of Babylon, Suffolk County, New York, being a Local Law amending the Code of the Town of Babylon, Chapter 213;

NOW, THEREFORE, be it

RESOLVED AND ORDAINED, by the Town Board of the Town of Babylon that Local Law No. 8 of 2018, of the Town of Babylon, Suffolk County, New York, is hereby enacted as follows and effective upon its filing with the New York State Department of State:

LOCAL LAW NO. 8 of 2018

A Local Law amending the Code of the Town of Babylon, Chapter 213.

EXHIBIT "A"

Article XIV: G Industrial District

ADD:

§ 213-166 Permitted uses; exclusions.

I. The use of G Zone property as a hookah lounge, vape lounge, smoke shop, or vape shop shall be allowed as a special exception by the Zoning Board of Appeals subject to such conditions, restrictions and safeguards as may be imposed by the Zoning Board of Appeals.

§ 213-166.1 Restriction on location of hookah lounges, vape lounges, smoke shops and vape shops.

Hookah lounges, vape lounges, smoke shops, and/or vape shops as defined in § 213-192.2A are to be restricted as to location in the following manner in addition to any other requirements of this Code:

- A.** Hookah lounge, vape lounge, smoke shop, or vape shop uses shall be allowable only in industrial zoned districts and subject to the regulations set forth in this article.
- B.** The lot line of any property whereupon exists a Hookah lounge, vape lounge, smoke shop, or vape shop shall not be located within a one-thousand-foot radius of the lot line of any lot zoned for or used as residential use. For purposes of this subsection, cemetery property shall be deemed not zoned residential.
- C.** The lot line of any property whereupon exists any of the above uses shall not be located within a five-hundred-foot radius of the lot line of another such legal hookah lounge and vape lounge use.
- D.** The lot line of any property whereupon exists any of the above uses shall not be located within a two-thousand-foot radius of any school, library, church or other place of religious worship, park, playground or playing field.

Dated: April 25, 2018 Town of Babylon

BY ORDER OF THE TOWN BOARD, TOWN OF BABYLON
GERALDINE COMPITELLO, TOWN CLERK