

TOWNSHIP OF WATERFORD

ORDINANCE NO. 2021-16

ORDINANCE OF THE TOWNSHIP OF WATERFORD, COUNTY OF CAMDEN, STATE OF NEW JERSEY AMENDING ORDINANCE 2021-8 CREATING A NEW CHAPTER ENTITLED “CANNABIS” AND ADOPTING CERTAIN RULES AND REGULATIONS CONCERNING THE CONDUCT OF LEGAL CANNABIS BUSINESSES FOR THE PRODUCTION, DISTRIBUTION AND SALE OF CANNABIS

WHEREAS, on November 6, 2020 Public Question No. 1 was approved by the New Jersey voters to amend the New Jersey Constitution to permit legalization of a controlled form of marijuana identified as “cannabis” subject to regulated recreational and personal use by adults 21 years of age and older; and

WHEREAS, on February 22, 2021 Governor Murphy signed into law P.L. 2021c16 captioned as the “New Jersey Cannabis Regulatory Enforcement Assistance, and Marketplace Modernization Act” (the “Act”) which legalized the recreational use of marijuana by adults 21 years of age or older and established a comprehensive regulatory and licensing scheme for commercial recreational cannabis operations, use and possession; and

WHEREAS, pursuant to the Act, it established six marketplace classes of licensed businesses identified as follows:

- (i) Class 1 - Cannabis Cultivator License, for facilities involved in growing and cultivating cannabis;
- (ii) Class 2 - Cannabis Manufacturer License, for facilities involved in the manufacturing, preparation and packaging of cannabis items;
- (iii) Class 3 - Cannabis Wholesaler License, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;

(iv) Class 4 - Cannabis Distributor License, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator or cannabis items in bulk from any type of licensed cannabis business to another; and

(v) Class 5 - Cannabis Retailer License, for locations at which cannabis items and related cannabis supplies are sold to consumers; and

(vi) Class 6 - Cannabis Delivery License, for businesses providing courier services for consumer purchases that are fulfilled by a licensed Cannabis Retailer in order to make deliveries of the purchased items to a consumer; and

WHEREAS, Section 31a of the Act authorized Municipalities by Ordinance to adopt regulations governing the number of cannabis establishments as identified above that would be allowed to conduct business within its boundaries, as well as the location, manner and time of operation of such businesses, distributors, or delivery services, and to establish Civil Penalties for the violation of any such regulation established; and

WHEREAS, the Act required that Municipal Regulations or prohibitions on licensed cannabis businesses had to be adopted by August 22, 2021 and the failure to do so shall cause for a period of five (5) years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis related items to then constitute permitted uses in all industrial zones of a municipality, and the retail selling of cannabis items to a consumer to constitute a conditional use in all commercial and retail zones of a municipality; and

WHEREAS, it has been has determined by the Mayor and Township Committee of the Township of Waterford that in order to preserve its rights under the Act, it hereby adopts policies for regulating the local licensing standards to be applicable to any person or entity licensed by the State to be engaged in a lawful cannabis business within the municipal boundaries of the Township; and

WHEREAS, that the Waterford Township Committee further finds that the adoption of such local licensing and use standards shall be designed in a way that enhances public health and minimizes harm to the Municipality and its residents.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Committee of the Township of Waterford, County of Camden, State of New Jersey, that for the reasons set forth in the preamble herein above it hereby establishes a new Chapter in the Waterford Township Code entitled “Cannabis” to establish municipal licensing requirements and regulations as to the location, manner and times of operation of cannabis establishments and distributors that would be permitted to conduct business within the Township, which Rules and Regulations are hereby adopted as follows:

Section 1. A new Chapter in the Waterford Township Code entitled “Cannabis “is hereby created to regulate the location, manner and times of operation of cannabis establishments and distributors that are permitted to conduct business within the Township of Waterford’s jurisdictional limits in accordance with the “New Jersey Cannabis Regulatory Enforcement Assistance, and Marketplace Modernization Act” (the “Act”) as may be supplemented and amended, and also comprising N.J.S.A. 24:61-31 et seq. and any supplements or amendments thereto, all in accordance with the rules and regulations as may be established by the Cannabis Regulatory Commission.

Section 2. Purpose

The Waterford Township Mayor and Township Committee finds:

a. This Chapter is enacted to regulate the commercial production, storage, sale and dispensing of regulated Cannabis in the Township of Waterford in accordance with the “New Jersey Cannabis Regulatory Enforcement Assistance, and Marketplace Modernization Act”, as amended and supplemented as well as N.J.S.A. 24:61-31 et seq. and any supplements or

amendments thereto in accordance with the rules and regulations of the Cannabis Regulatory Commission, and to further provide rules governing the local licensure of Cannabis establishments and distributors as well as regulations governing the location, manner and times of operation of such businesses operating within the Township.

Section 3. Definitions

Alternative Treatment Center - An organization issued a permit pursuant to the “Jake Honig Compassionate Use Medical Cannabis Act,” P.L. 2009, c.307 (C.24:6I-1 et al.) to operate as a medical cannabis cultivator, medical cannabis manufacturer, medical cannabis dispensary, or clinical registrant, as well as any alternative treatment center deemed pursuant to section 7 of that act (C.24:6I-7) to concurrently hold a medical cannabis cultivator permit, a medical cannabis dispensary permit, as set forth by C.24:6I-33.

Cannabis - this term shall have the meaning as set forth in N.J.S.A. 24:61-33.

Cannabis Consumption Area - A designated location operated by a licensed cannabis retailer or permit holder for dispensing medical cannabis, for which both a State and local endorsement has been obtained, subject to the limitations set forth under section 28 of P.L. 2019, c.153 (C.24:6I-21), at which cannabis items or medical cannabis either obtained from the retailer or permit holder, or brought by a person to the consumption area, may be consumed.

Cannabis Cultivator - a person or entity holding a Class 1 Cannabis Cultivator License pursuant to N.J.S.A. 24:61-31 et seq. and any regulations duly adopted by the Cannabis Regulatory Commission. Class 1 Licensee’s primary business is the growth, cultivation, or production of cannabis, including the sale and transport of such Cannabis to other Cannabis cultivators, or usable cannabis to cannabis manufacturers, cannabis wholesalers or cannabis retailers, but not to consumers.

Cannabis Manufacturer - A person or entity holding a Class 2 Cannabis Manufacturer license pursuant to N.J.S.A. 24:61-31 et seq. and any regulations duly adopted by the Cannabis Regulatory Commission. Class 2 licensees' primary business is processing cannabis items in this State by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other Cannabis Manufacturers, Cannabis Wholesalers or Cannabis Retailers, but not to consumers.

Cannabis Wholesaler - A person or entity holding a Class 3 Cannabis Wholesaler license pursuant to N.J.S.A. 24:61-31 et seq. and any regulations duly adopted by the Cannabis Regulatory Commission. Class 3 licensees' primary business entails the purchase or otherwise obtaining, storing, selling and otherwise transferring, and may transport, cannabis items for the purpose of resale or other transfer to either another Cannabis Wholesaler or to a Cannabis Retailer, but not to consumers.

Cannabis Distributor - A person or entity holding a Class 4 Cannabis Distributor license pursuant to N.J.S.A. 24:61-31 et seq. and any regulations duly adopted by the Cannabis Regulatory Commission. Class 4 licensees' primary business is the transportation of cannabis in bulk intrastate from one licensed cannabis cultivator to another licensed cannabis cultivator or transporting cannabis item in bulk intrastate from any one class of licensed cannabis establishment to another class of licensed cannabis establishment. Class 4 Cannabis Distributor's may also engage in the temporary storage of cannabis or cannabis items as necessary to carry out transportation activities.

Cannabis Delivery Service - A person or entity holding a Class 6 Cannabis Delivery License, pursuant to N.J.S.A. 24:61-31 et seq. and regulations duly adopted by the Cannabis Regulatory Commission. Class 6 Licensee's primary business is the provision of courier services for consumer purchases of cannabis items and related supplies fulfilled by a Cannabis Retailer in order to make deliveries of the cannabis items and related supplies to that consumer, and which services include

the ability of a consumer to purchase the cannabis items directly through the cannabis delivery service, which after presenting the purchase order to the Cannabis Retailer for fulfillment, is delivered to that consumer.

Cannabis Distribution Facility - A facility or other place of business operated by a Cannabis Distributor or Cannabis Delivery Service in providing services as a Class 4 or Class 6 licensee pursuant to license under N.J.S.A. 24:61-31 et seq. and any regulations adopted by the Cannabis Regulatory Commission, where such person or entity lawfully engages in the bulk distribution or consumer delivery of cannabis, usable cannabis or cannabis products.

Cannabis Retailer - A person or entity holding a Class 5 Cannabis Retailer license pursuant to N.J.S.A. 24:61-31 et. seq. and any regulations duly adopted by the Cannabis Regulatory Commission. Class 5 licensees' primary business is purchasing or otherwise obtaining usable cannabis from cannabis cultivators and cannabis items from cannabis manufacturers or cannabis wholesalers, and reselling these to consumers either through a retail store or use of a cannabis delivery service or a certified cannabis handler for the off-premises delivery of cannabis items and related supplies to consumers.

Cannabis Establishment - A business constituting a cannabis cultivator, cannabis manufacturer, a cannabis retailer, or a cannabis wholesaler pursuant to N.J.S.A. 24:61-31 et. seq. and any regulations duly adopted by the Cannabis Regulatory Commission.

Consumer - Any person legally qualified to purchase recreational cannabis pursuant to N.J.S.A. 24:61-31 et. seq. As of the date of adoption of this Ordinance, New Jersey law requires a consumer as defined herein be at least twenty-one (21) years of age or older and that such purchases of recreational cannabis are for personal use, not for resale to others. Any future restriction or other modification concerning the qualifications applicable to cannabis consumers

by the State of New Jersey shall constitute a parallel restriction or modification of the qualifications to purchase or possess legalized cannabis within the Township.

Consumption - means the act of ingesting, inhaling, or otherwise introducing cannabis items into the human body.

Delivery - The transportation of cannabis items and related supplies to a consumer. "Delivery" also includes the use by a licensed cannabis retailer of any third party technology platform to receive, process, and fulfill orders by consumers, which third party shall not be required to be a licensed cannabis establishment, distributor, or delivery service, provided that any physical acts in connection with fulfilling the order and delivery shall be accomplished by a certified cannabis handler performing work for or on behalf of the licensed cannabis retailer, which includes a certified cannabis handler employed or otherwise working on behalf of a cannabis delivery service making off-premises deliveries of consumer purchases fulfilled by that cannabis retailer.

Cannabis Testing Facility - An independent, third-party entity meeting accreditation requirements established by the Cannabis Regulatory Commission that is licensed to analyze and certify cannabis items and medical cannabis for compliance with applicable health, safety, and potency standards.

Microbusiness. - A licensed cannabis business with a smaller footprint than a standard cannabis business with respect to its business operations, capacity and quantity of product and as defined in N.J.S.A. 24:6I-33 and operated in accordance with NJAC 17:30-6.7.

Medical Cannabis - Cannabis dispensed to registered qualifying patients pursuant to the "Jake Honig Compassionate Use Medical Cannabis Act," P.L. 2009, c.307 (C.24:6I-1 et al.) and P.L. 2015, c.158 (C.18A:40-12.22 et al.). "Medical cannabis" does not include any cannabis or

cannabis item which is cultivated, produced, processed, and consumed in accordance with P.L. 2021, c.16 (C.24:6I-31 et al.)

For the purpose of this Chapter, words and phrases herein shall have the same meanings as codified under state law, N.J.S.A. .24:6I-33, et seq., and any amendments or supplements thereto, and the rules and regulations of the Cannabis Regulatory Commission. In the event of a conflict in the meaning of words or phrases as between the Township Code and the foregoing laws or regulations of the State concerning legal cannabis. State law or regulations shall govern.

Section 4 License Required

a. All applications for licenses shall be issued as set forth in this Chapter and shall be in accordance with the laws, rules and regulations set forth in this Chapter and all other applicable laws of the State of New Jersey or the United States. The application form shall be established by Township Resolution.

b. Initial Issuing Authority. Subject to the authority of the Cannabis Regulatory Commission to approve and issue Cannabis Licenses authorized by law, any applicant desiring to conduct business as a Cannabis Establishment or Distributor within the Township shall apply to obtain a license from the Township Committee.

c. All licenses are conditional uses in the Zoning districts identified in this Chapter by the Township.

(i) Upon receipt of a license application and the payment of the appropriate fee, the Township shall issue a letter to the applicant that said license is subject to a conditional use variance to be issued by the Township Planning/Zoning Board and that the applicant has paid the Township fee for such a license and that the Township Planning/Zoning Board may accept the conditional use application for the type of business requested by the Applicant.

(ii) If the Township Planning/Zoning Board approves the conditional use, a memorializing Resolution shall be issued by it to the Township Committee indicating that the Applicant has satisfied the conditional use requirements for the type cannabis business applied for, which approval shall be subject to any other requirements set forth in this Chapter. If the conditional use application is denied, subject to any statutory appeal by the Applicant, the licensee fee shall be refunded.

d. No person shall in any manner produce, sell, dispense or distribute cannabis or any cannabis product within the Township without first having obtained a license in accordance with the New Jersey Cannabis Regulatory Commission rules and regulations and the rules and regulations established in this Chapter.

e. If more than one permitted cannabis business application is submitted for the same type of business, the Township shall accept the first application as submitted.

Section 5. Maximum Number of Licenses Permitted; Fees

The Township shall permit the following number and type of cannabis licenses within the Township pursuant to each category:

(i) Class 1 - Cannabis Cultivator License, for facilities involved in growing and cultivating cannabis [two (2) licenses];

(ii) Class 2 - Cannabis Manufacturer License, for facilities involved in the manufacturing, preparation and packaging of cannabis items [two (2) licenses];

(iii) Class 3 - Cannabis Wholesaler License, for facilities involved in obtaining and selling cannabis items for later resale by other licensees [two (2) licenses];

(iv) Class 4 - Cannabis Distributor License, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator or cannabis items in bulk from any type of licensed cannabis business to another [two (2) licenses]; and

(v) Class 5 - Cannabis Retail License, for locations at which cannabis items and related cannabis supplies are sold to consumers [two (2) licenses]; and

(vi) Class 6 - Cannabis Delivery License, for businesses providing courier services for consumer purchases that are fulfilled by a licensed Cannabis Retailer in order to make deliveries of the purchased items to a consumer [two (2) licenses].

The applicable fee established for each permitted license type herein is One Thousand Dollars (\$1,000.00) for each Township license. Licenses are required to be renewed on an annual basis for a fee of Two Hundred Fifth Dollars (\$250.00) for each Township license.

Section 6. Applicable Regulations to Licensees

a. Retail Hours of Sale and Delivery. Any cannabis retailer licensee or cannabis delivery service licensee may sell, dispense and deliver or allow, permit or suffer the sale, dispensing or delivery of any cannabis, usable cannabis or cannabis products to consumers in the Township between the hours of 9 a.m. to 10 p.m. Monday through Sunday. The retail and delivery hours of sale established herein may be further restricted during such hours as may be authorized or permitted by the State of New Jersey Cannabis Regulatory Commission, or pursuant to N.J.S.A. 24:6I-31 et seq. or any supplements or amendments thereto. Any future restriction by the State or the Cannabis Regulatory Commission shall constitute a parallel restriction on the permissible hours of retail sale and dispensing of cannabis within the Township.

b. Sales Prohibited. No licensee or employee of a licensee shall sell, dispense or deliver, directly or indirectly any cannabis, usable cannabis or cannabis products to any person under the influence, intoxicated person, or any person under the legal age to purchase cannabis, useable cannabis or cannabis products as a consumer pursuant to N.J.S.A. 24:6I-33, nor permit such categories of persons to congregate in or about the licensed premises.

c. Nothing herein shall permit the dispensing or delivery of cannabis, usable cannabis or cannabis products to consumers, or the direct point sale, dispensing or delivery of medical cannabis products to qualifying patients, by any person or entity, except for: (i) those persons duly licensed by the State as a cannabis delivery service or alternative treatment center, (ii) employees of such licensees, subject to such employees satisfying the qualifications established by the Cannabis Regulatory Commission to engage in such employment with such licensees.

d. On-site Consumption Prohibited. No licensee shall be permitted to operate or maintain a cannabis consumption area as further described in N.J.S.A. 24:61-31 on licensed premises or otherwise allow any person to consume usable cannabis or cannabis products on or within any licensed premises within the Township.

e. Other Time Limits. The hours of operation for all other cannabis permitted businesses shall be established in the conditional use resolution adopted by the Township Planning/Zoning Board.

Section 7. Lawful Operation of Cannabis Related Facilities

1. a. Conditioned upon approval by the State of New Jersey and notwithstanding any other provision of law, the following acts, when performed by a licensed cannabis cultivation facility with a current, valid license and all land use approvals, or a person who is at least 21 years of age or older who is acting in its capacity as an owner, employee or agent of a cannabis cultivation facility under the same conditions, are lawful and shall not be an offense under Township law:

(i) Cultivating, manufacturing, harvesting, processing, packaging, transporting, displaying, storing, or possessing cannabis, or related cannabis products;

(ii) Delivering or transferring cannabis, or related cannabis products, to a cannabis testing facility;

(iii) Receiving cannabis, or related cannabis products, from a cannabis testing facility;

(iv) Delivering, distributing, or selling cannabis to a cannabis cultivation facility, a cannabis product manufacturing facility, or a retail cannabis store;

(v) Receiving or purchasing cannabis, or related cannabis products, from a cannabis cultivation facility; and

b. Conditioned upon approval by the State of New Jersey and notwithstanding any other provision of law, the following acts, when performed by a cannabis product manufacturing facility with a current valid license and all land use approvals who is acting in its capacity as an owner, employee or agent of a cannabis product manufacturing facility, are lawful and shall not be an offense under Township law:

(i) Packaging, processing, transporting, manufacturing, displaying, or possessing cannabis, or cannabis products;

(ii) Delivering or transferring cannabis or cannabis related products to a cannabis testing facility;

(iii) Receiving cannabis or cannabis products from a cannabis testing facility;

(iv) Delivering or selling cannabis or cannabis products to a licensed retail cannabis store or a cannabis product to a licensed manufacturing facility;

(v) Purchasing cannabis, or cannabis related products from a licensed cannabis cultivation facility; and

(vi) Purchasing of cannabis, or cannabis related products from a licensed cannabis product manufacturing facility.

c. Conditioned upon approval by the State of New Jersey and notwithstanding any other provision of law, the following acts, when performed by a cannabis testing facility with a current

valid license and all land use approvals who is acting in its capacity as an owner, employee or agent of a licensed cannabis testing facility, are lawful and shall not be an offense under Township law:

(i) Possessing, cultivating, processing, repackaging, storing, transporting, displaying, transferring or delivering cannabis, or related cannabis products;

(ii) Receiving cannabis or cannabis products from a licensed cannabis cultivation facility, a licensed cannabis retail store, a licensed cannabis products manufacturer; and

(iii) Returning cannabis, or related cannabis products to a licensed cannabis cultivation facility, licensed cannabis retail store, licensed cannabis products manufacturer.

d. Conditioned upon approval by the State of New Jersey and notwithstanding any other provision of law or regulation established in this Chapter, it is lawful and shall not be an offense under Township law to lease or otherwise allow the use of property owned, occupied or controlled by any person, corporation or other entity for any of the activities conducted lawfully in accordance with paragraphs (a) through (d) of this section.

e. Nothing in this section prevents the imposition of penalties as may be imposed by Township of Waterford upon a licensed cannabis establishment for violating this Chapter or rules adopted by the Township, Planning/Zoning Board, or State law.

2. Nothing in this Chapter proposes or intends to require any individual or entity to engage in any conduct that violates federal law, or exempts any individual or entity from any requirement of federal law, or poses any obstacle to federal enforcement of federal law.

Section 8. Limitation on All Permitted Cannabis Businesses

Distance between all cannabis businesses.

No permitted cannabis business shall:

a. be any closer than two hundred and fifty (250) feet from any behavioral health care facility or residential medical detoxification center.

b. be any closer than two hundred and fifty (250) feet from a residential district or use.

c. be located within five hundred (500) feet of the property line of any existing church, private school, college, childcare center, or any existing public park or any public or parochial school.

d. Measurement of distances shall be conducted in a straight line from the nearest property line to the nearest portion of the store, area, or facility where the cannabis related business is located.

e. No permitted consumer cannabis business shall be located within One Thousand Five Hundred (1,500) feet of another permitted cannabis business which shall be measured in a straight line from the nearest portion of the building in which the center is proposed to be located to the nearest portion of the building in which the other center is to be located.

Permitted Locations. A Class 1 Cannabis Cultivator business, a Class 2 Cannabis Manufacturing business, a Class 3 Cannabis Wholesaler business, a Class 4 Cannabis Distributor business and a Class 6 Cannabis Delivery business shall be located in the following zoning districts as a conditional use in accordance with the regulations of this Chapter and Chapter 176 of the Code of the Township of Waterford, captioned “Land Use, Development and Zoning”.

AG - Agricultural District. If permitted in accordance with the Pinelands Comprehensive Management Plan or a granted waiver.

I - Planned Light Industrial.

A Class 5 Cannabis Retail Business License shall be located only in the Township Planned Highway Business (PHB) Zoning Districts in accordance with the Regulations of this Chapter and

Chapter 176 of the Code of the Township of Waterford captioned “Land Use Development and Zoning”.

Class 1, Class 2 and Class 3 cannabis licensees shall be required to have a secure enclosed facility in which it conducts its business. The Township Planning/Zoning Board shall determine if a Class 4 and Class 6 facility should be enclosed.

Only authorized personnel or permitted invitees shall have access to the facility and the facility shall not be open to the public.

Satisfactory measures and means shall be taken to prevent smoke, odors, debris, dust, and other substances from exiting the business premises at all times. These businesses shall properly dispose of any and all materials and other substances in a safe and sanitary manner in accordance with State, County and local health regulations and any other applicable regulation. Light pollution shall be controlled by glow lamps not more than 0.5 foot candles or less at the property line. Noise pollution beyond the statutorily permitted decibel level is prohibited.

All indoor facilities shall be equipped with ventilation systems with carbon filters sufficient in type and capacity to eliminate marijuana odors emanating from the interior or exterior of the premises discernable by reasonable persons. The ventilation system shall be inspected and approved by the Township Construction Official. All State, County and local regulations concerning ventilation systems shall be complied with.

All wastewater generated by a Class 1 or Class 2 cannabis operation must be managed in accordance with the applicable standards of the New Jersey Department of Environmental Protection and/or the Regulations/Standards of the New Jersey Pinelands. This shall include but not be limited to pre-treatment of wastewater where required, separation, recycling and off site disposal of solvents and oils where required and employing water conservation measures.

Acceptable Security Systems shall be maintained at each facility.

Unless approved by the Township Planning/Zoning Board, all equipment, products and accessories shall be stored completely indoors and onsite.

The Business shall comply with all other zoning, health, building, fire and Code Ordinances of the Township and Regulations issued by the Cannabis Regulatory Commission.

Section 9. Suspension or Revocation of License.

a. Grounds for Suspension or Revocation. Any license granted or issued pursuant to this Chapter may be suspended or revoked by the Township Committee after Notice and hearing for any of the following causes:

i. Any fraud, misrepresentation, or false statement made in the application for a license or in any application presented to the Township Planning/Zoning Board.

ii. Any violation of this Chapter

iii. Any violation of the New Jersey Cannabis Regulatory, Enforcement Assistance and Marketplace Modernization Act.

iv. Any violation of the rules or regulations established by the Cannabis Regulatory Commission.

v. Any conviction of a licensee of any felony or misdemeanor involving moral turpitude.

vi. Conducting the business license under this Chapter, through the applicant himself/herself or any of its agents, servants or employees in any unlawful manner or in such a manner as to constitute a breach of peace or to constitute a menace to the health, safety or general welfare of the public.

b. Notice of Hearing. Notice of hearing for suspension or revocation of a license shall be given, in writing, by the Township Clerk setting forth the grounds of the Complaint and the time and place of the hearing. Such Notice shall be mailed by certified and regular mail, to the

licensee at the address indicated on the license application, at least five (5) days prior to the date set forth for the hearing unless the 5 day notice would cause a threat to public health and welfare in which case the Township shall take any reasonable action to notify the licensee.

c. Reissuance Following Suspension or Revocation. The Township Committee may issue another license to a person whose license has been revoked, if, after the hearing it is satisfied by clear and convincing evidence that the acts which led to the revocation or suspension will not occur again; otherwise, no person whose license has been revoked, or any person acting for him/her, directly or indirectly shall not be considered for issuance of another license to carry on the same activity for a period of twelve (12) months.

d. Suspension or Revocation of a License shall be in addition to any other penalty which may be imposed for a violation of this Chapter or for a violation of any State law.

e. Proceedings for Suspension or Revocation of any license shall be in accordance with such rules and regulations that may be adopted by the Cannabis Regulatory Commission, or in lieu thereof, the Township Committee.

f. Penalty for Violation. Any violation of the provisions of this Chapter shall be punishable by a Civil fine of up to Two Thousand Dollars (\$2,000). Each day that a violation is committed, exists or continues shall be a separate and distinct offense. In addition, any violation of the provisions of this Chapter, or any conditions imposed on the licensee may result in the revocation or suspension of the license.

Section 10. The Township may adopt additional regulations and requirements necessary for implementing this Chapter or to include regulations established by the Cannabis Regulatory Commission. The adoption of this Ordinance is subject to the regulations to be promulgated and adopted by the Cannabis Regulatory Commission.

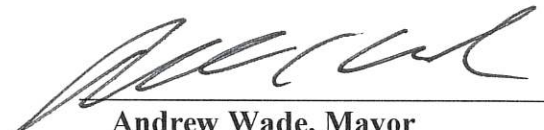
Section 11. The Township Land Use, Development and Zoning Chapter 176 shall be amended as necessary to incorporate the regulations and requirements of this new Chapter captioned “Cannabis” and any other regulations and requirements to be included in Chapter 176 as apply to conditional uses.

Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of such inconsistency.

Severability. If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a Court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision or clause of this Ordinance.

Effective Date. This Ordinance shall only take effect after final adoption and publication as required by Law.


 Dawn Liedtka, RMC / CMR Clerk

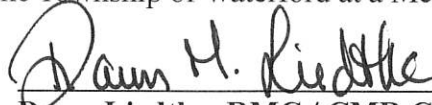

 Andrew Wade, Mayor

Introduced: September 22, 2021
 Public Hearing: October 13, 2021
 Adopted: 10/13/2021

UPON INTRODUCTION ON SEPTEMBER 22, 2021					
	GIANGIULIO	ROMOLINI	WILSON	YEATMAN	WADE
YES	X	X	X	X	X
ABSTAIN					
NO					
ABSENT					
UPON ADOPTION ON OCTOBER 13, 2021					
	GIANGIULIO	ROMOLINI	WILSON	YEATMAN	WADE
YES	✓	✓	✓	✓	✓
ABSTAIN					
NO					
ABSENT					

CERTIFICATION

I, Dawn Liedtka, Clerk of the Township of Waterford, Camden County, New Jersey, do hereby certify the foregoing to be true and exact copy of the Ordinance which was finally adopted by the Mayor and Township Committee of the Township of Waterford at a Meeting held on the 13 day of October, 2021.

A handwritten signature in black ink that reads "Dawn M. Liedtka". The signature is written in a cursive style with a large initial "D".

Dawn Liedtka, RMC / CMR Clerk