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BOROUGH OF MAYWOOD
15 Park Avenue, Maywood, NJ 07607

ORDINANCE #4-23

AN ORDINANCE TO AMEND §140A-2 (5) OF THE CANNABIS REGULATIONS OF THE BOROUGH SO AS TO CLARIFY THE PERMITTED LOCATIONS OF CLASS 5 LICENSES IN THE BOROUGH OF MAYWOOD, STATE OF NEW JERSEY

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age, Public Question No. 1 was approved by the voters of the Borough of Maywood and the Borough of Maywood has adopted rules and regulations for the cannabis industry within the Borough including locations such businesses can operate; and

WHEREAS, there is a need to amend Subsection §140A-2 (5) of the Cannabis regulations of the Borough so as to clarify the permitted locations of Class 5 licenses.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Maywood, County of Bergen, as follows:

Section 1: Subsection §140A-2 (5) of the Borough Code is amended and shall now read as:

- (5) Class 5 cannabis retailer license for locations at which cannabis items and related supplies are sold to consumers in the SOB Zone, HDO Zone, the OR Zone on the northern side of Spring Valley Avenue, the P-C Zone on the northern side of Spring Valley Avenue, any other properties in the Borough that exist on the northern side of Spring Valley Avenue and to the North of Spring Valley Avenue beginning at the border with the Borough of Paramus, extending easterly, ending at and not exceeding easterly beyond the access road to the Bergen Town Center, any commercial/retail properties existing as of January 1, 2021, located on Essex Street, the R-C Zone of Passaic Street-east of Maywood Avenue only; and

Section 2: All ordinances of the Borough of Maywood which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 3: If any section, subsection, sentence, clause or phrase of this ordinance if, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

Section 4: This ordinance shall take effect upon passage and publication according to law.

Date: _____ APPROVED: Richard Bolan
Richard Bolan, Mayor

ATTEST: Barbara Dispoto
Barbara L. Dispoto, RMC/CMC
Borough Clerk

Introduction-1st Reading

Date: February 28, 2023

	Moved	Seconded	Ayes	Nays	Abstain	Absent	Recuse
Mayor Bolan							
Councilwoman Cicarelli		X	X				
Councilman Conoscenti			X				
Councilwoman Flynn			X				
Councilman Roer			X				
Councilman Ullman	X		X				
Council President DeMuro			X				

Adoption-2nd/Final Reading

Date: March 27, 2023

	Moved	Seconded	Ayes	Nays	Abstain	Absent	Recuse
Mayor Bolan							
Councilwoman Cicarelli	X		X				
Councilman Conoscenti			X				
Councilwoman Flynn			X				
Councilman Roer			X				
Councilman Ullman		X	X				
Council President DeMuro			X				

CERTIFICATION

I, Barbara L. Dispoto, Municipal Clerk of the Borough of Maywood in the County of Bergen and the State of New Jersey do hereby certify that the foregoing ordinance is a true copy of the original ordinance duly passed and adopted on second reading by the Governing Body at the meeting of March 27, 2023.

Date: _____

Barbara L. Dispoto, RMC/CMC
Borough Clerk