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Richard Bolan

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Samuel Conoscenti  
Jacqueline Flynn  
Louis D. Roer  
Ryan P. Ullman

**BOROUGH OF MAYWOOD**  
**15 Park Avenue, Maywood, NJ 07607**

**ORDINANCE #5-23**

**AN ORDINANCE TO AMEND CHAPTER 140A-3 (d) (a) (1) OF THE BOROUGH OF MAYWOOD CODE SO AS TO PERMIT THREE (3) CLASS 5 CANNABIS RETAILER LICENSE AS DEFINED BY THE “NEW JERSEY CANNABIS REGULATORY, ENFORCEMENT ASSISTANCE, AND MARKETPLACE MODERNIZATION ACT” (THE “ACT”) WITHIN 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; and

**WHEREAS**, Public Question No. 1 was approved by the voters of the Borough of Maywood; and

**WHEREAS**, the Borough of Maywood adopted Title 140A of the Borough Code to establish rules to govern the cannabis marketplace within the Borough of Maywood; and

**WHEREAS**, The Borough of Maywood wishes update and amend title 140A-3 (d) (a) (1) to increase the permitted licenses of the Class 5 cannabis retailer license to three (3).

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

**Section 1:** § 140A-3 (d) (1) shall be stricken in its entirety and replaced with the following language:

§ 140A-3 (d) (1)

The Borough shall only shall permit to exist at any time three (3) of the Class 5 cannabis retailer licenses and only two (2) licenses for each of the other five (5) marketplace classes of licensed businesses within the Borough.

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2:** All ordinances of the Borough of Maywood which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.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

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

**Introduction-1<sup>st</sup> Reading**

**Date:**

	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-2<sup>nd</sup>/Final Reading**

**Date:**

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

**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 first reading by the Governing Body at the meeting of February 28, 2023.

Date: \_\_\_\_\_

\_\_\_\_\_  
Barbara L. Dispoto, RMC/CMC  
Borough Clerk