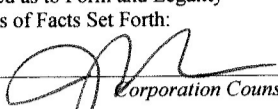
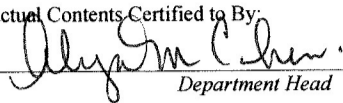


ORDINANCE OF THE CITY OF EAST ORANGE, NEW JERSEY

1st Reading: 05, 20, 2024  
Public Hearing: 06, 10, 2024  
Final Reading: 06, 10, 2024

Referred to Planning Board: / /  
Received from Planning Board: / /

Approved as to Form and Legality  
On Basis of Facts Set Forth:  
 5/17/24  
Corporation Counsel

Factual Contents Certified to By:  
  
Department Head

Appropriations:  
  
Comptroller

Tabled: / /  
Removed From Table: / /

Councilman/Councilwoman \_\_\_\_\_ Presents the following Ordinance:

ORDINANCE NO. 12 OF 2024

AN ORDINANCE SUPPLEMENTING PART III, GENERAL LEGISLATION, CHAPTER 120, CANNABIS, SECTION 120-6, ZONING GENERALLY, SUBSECTION C, ZONING DISTRICTS, OF THE CODE OF THE CITY OF EAST ORANGE, WITH THE ADDITION OF SECTION 120-6(C)(5), AUTHORIZING CANNABIS CULTIVATION AND CANNABIS MANUFACTURING IN CERTAIN PROPERTIES IDENTIFIED ON THE TAX MAPS OF THE CITY OF EAST ORANGE AS BLOCK 23, LOT 3 AND BLOCK 10, LOT 1

**WHEREAS**, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory Enforcement Assistance and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of cannabis and cannabis products by persons who are 21 years of age or older, and established a comprehensive regulatory and licensing scheme for its purchase, sale, cultivation, manufacturing, transportation, delivery and consumption; and

**WHEREAS**, the Act grants municipalities the authority to adopt ordinances governing: (a) the classes, types and number of cannabis businesses, as well as cannabis testing laboratories, permitted to operate within their boundaries, (b) zoning and land use requirements for the premises of permitted cannabis businesses, and (c) the location, manner and times of operation for permitted cannabis businesses, except for the times of operation of cannabis delivery services with the with the municipality; and

**WHEREAS**, the Act grants municipalities the authority to establish separate local licensing requirements for permitted cannabis businesses; and

**WHEREAS**, on August 20, 2021, the City Council of the City of East Orange (the "City Council") adopted Ordinance 43 of 2021, An Ordinance Legalizing and Regulating the Sale of Cannabis and Cannabis Related Products Within the City of East Orange (the "City"), which was thereafter amended via the adoption of Ordinance 13 of 22, Ordinance 25 of 2022, and Ordinance 26 of 2022 (collectively, the "Cannabis Code"); and

**WHEREAS**, the Cannabis Code, as amended and restated, currently does not expressly permit the cultivation and manufacturing of cannabis within the real property identified on the City's tax maps as Block 23 Lot 3 and Block 10, Lot (collectively, the "Property"); and

**WHEREAS**, the City Council desires to amend the Cannabis Code to permit the cultivation and manufacturing of cannabis within the Property in an effort to further the goals of the Cannabis Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EAST ORANGE, COUNTY OF ESSEX, STATE OF NEW JERSEY, AS FOLLOWS:**

**Section 1.** The aforementioned recitals are incorporated herein as though fully set forth at length.

**Section 2.** The City Council hereby supplements Part III, General Legislation, Chapter 120, Cannabis, Section 120-6, Zoning Generally, Subsection C, Zoning districts, of the Code of the City of East Orange, with the addition of Subsection C(5), to read as follows:

(5) Cannabis cultivators and cannabis manufacturers shall be permitted uses in the following designated areas:

- (a) Central Avenue and South Street: Block 23, Lot 3, and Block 10, Lot 1.

**Section 3.** If any part of this Ordinance shall be deemed invalid, such parts shall be severed, and the invalidity thereof shall not affect the remaining party of this Ordinance.

**Section 4.** This Ordinance shall take effect immediately.

**FIRST READING**

Councilmember	AYE	NAY	NV	AB	VETO
GOMEZ	✓				
MONK	✓				
LENEUS	✓				
LEWIS	✓				
FAUNTLEROY	✓				

Councilmember	AYE	NAY	NV	AB	VETO
HOLMAN	✓				
GARRETT-WARD			✓		
AWE	✓				
JAMES				✓	
PULLINS, JR.	✓				

**RECORD OF COUNCIL VOTE ON SECOND READING & FINAL PASSAGE**

Councilmember	AYE	NAY	NV	AB	VETO
GOMEZ	X				
MONK	X				
LENEUS	X				
LEWIS			X		
FAUNTLEROY	X				

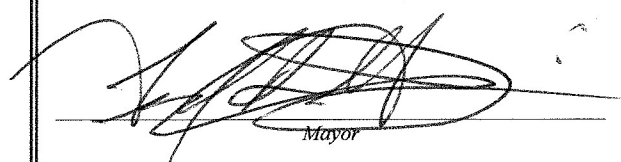
Councilmember	AYE	NAY	NV	AB	VETO
HOLMAN	X				
GARRETT-WARD			X		
AWE	X				
JAMES				X	
PULLINS, JR.	X				

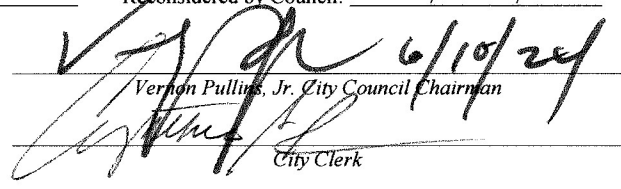
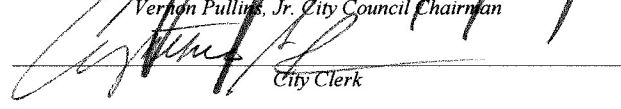
X - Indicates Vote AB - Absent NV - Not Voting (Abstain/Excused)

**ACTION ON VETO:** ✓ to Sustain ✓✓ to Override

Passed on First Reading: 05 / 20 / 2024  
 Adopted on Final Reading: 06 / 10 / 2024  
 Presented to Mayor: 06 / 11 / 2024  
 Approved: 6 / 12 / 2024 Vetoed: \_\_\_\_\_

Reconsidered by Council: \_\_\_\_\_

  
 Mayor

  
 Vernon Pullins, Jr. City Council Chairman  
  
 City Clerk