

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 3036**

AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 100, CANNABIS, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, the Mayor and Council finds it is in the best interest of the City to permit Cannabis retailers and to allow for the operation of such business in the City; and

WHEREAS, the Mayor and Council finds it is in the best interest of the City to properly license such businesses in order to protect their impact to the citizens in the City;

BE IT ORDAINED by the Governing Body of the City of Garfield that Part II, General Legislation, Chapter 100, Cannabis, is hereby amended as follows:

Section 1. The Governing Body of the City of Garfield hereby amends Part II, General Legislation, Chapter 100, Cannabis, Section 100-3, Limitations on number of licenses, as follows:

§ 100-3 Limitations on number of licenses.

The City of Garfield expressly permits 20 total cannabis licenses to operate within the City limits as follows:

- A. Four Class one cultivation licenses;
- B. Four Class two manufacturing licenses;
- C. Four Class three wholesaler licenses;
- D. Four Class four distributor licenses;
- E. Three Class five adult-use retail license.
- F. One alternative treatment center license.

Section 2. The Governing Body of the City of Garfield hereby amends Part II, General Legislation, Chapter 100, Cannabis, Section 100-4, License Required, in part, to include as follows:

- A. Application for license; fees.
 - 6. An Initial Application Fee for new Cannabis Establishments shall be \$20,000, in addition to and separate from any licensing fees.

Section 3. The Governing Body of the City of Garfield hereby amends Part II, General Legislation, Chapter 100, Cannabis, Section 100-5, Zoning, in part, as follows:

100-5. Zoning

E. All Cannabis Establishments operating in the City of Garfield shall be permitted as a conditional use, subject to the following conditions:

6. Cannabis Establishments shall be permitted to conduct their business during the hours of 7:00 a.m. to 10:00 p.m., Monday through Saturday; and 12 p.m. to 5 p.m. on Sunday.

Section 4. Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code shall remain as previously written. This amendment shall only address the sections and subsections specifically identified.

Section 5. Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 6. In case, for any reason, any portion or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other portion or provision of this Ordinance, except so far as the portion or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

ATTEST: _____

Erin Delaney, MPA, RMC, CMC

City Manager/City Clerk

Introduced: June 18, 2024

Adopted: July 23, 2024

APPROVED: _____

Richard Rigoglioso, Mayor

