

**TOWNSHIP OF NEPTUNE  
ORDINANCE NO. 22-10**

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT CHAPTER 4 BUSINESS AND LICENSING REGULATIONS OF THE TOWNSHIP OF NEPTUNE BY DEFINING AND REGULATING CANNABIS MERCANTILE REGISTRATION**

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Land Development Ordinance be and is hereby amended as follows:

SECTION 1.

CHAPTER 4 BUSINESS AND LICENSING REGULATIONS- is hereby amended to add the following:

**§ 4-5 CANNABIS MERCANTILE REGISTRATION**

**§ 4-5.1 DEFINITIONS**

(Refer to the Neptune Township Land Development Ordinance section 201 for definitions pertaining to the Cannabis related uses)

**§ 4-5.2 REGISTRATION**

- a. No cannabis business may lawfully operate in Neptune Township without the issuance of a State permit or license and full regulatory oversight of the cannabis business by the Cannabis Regulatory Commission or other state licensing authority, as well as oversight and issuance of a Cannabis Mercantile Registration by Neptune Township in accordance with the provisions of this Chapter.
- b. All cannabis businesses shall be subject to Conditional Use and Site Plan approval in accordance with the Neptune Township Land Development Ordinance and the Municipal Land Use Law.
- c. A registration to operate shall be reviewed and approved by an Evaluation Committee comprised of township officials and member(s) of the governing body
- d. Each local registration shall be effective from January 1 until December 31 and shall be annually renewed upon the submission of a renewal application and renewal fee provided all conditions and requirements of applicable State law and Local ordinance are met.
- e. Any conditions of land use approval may be incorporated as conditions of the local registration.
- f. All cannabis businesses shall provide a Local Hire Plan.

**§ 4-5.3 FEES**

**a. Initial Application**

- i. Initial Application fee for all classes shall be a nonrefundable and nontransferable fee of \$1,000.00
- ii. The initial registration fee for approved applications for a:
  - i. Class 1 - Cannabis Cultivator shall be \$10,000 (Ten Thousand Dollars, USD)
  - ii. Class 2 - Cannabis Manufacturer shall be \$10,000 (Ten Thousand Dollars, USD)

- iii. Class 3 - Cannabis Wholesaler shall be \$10,000 (Ten Thousand Dollars, USD)
  - iv. Class 4 - Cannabis Distributor shall be \$10,000 (Ten Thousand Dollars, USD)
  - v. Class 5 - Cannabis Retailer shall be \$10,000 (Ten Thousand Dollars, USD)
  - vi. Class 6- Cannabis Delivery Service shall be \$10,000 (Ten Thousand Dollars, USD)
- iii. A single cannabis business that seeks to obtain multiple cannabis class registrations shall remit application and registration fees for each class type.

**b. Renewal Application**

- i. Renewal Application fee for approved application for each cannabis class registration shall be set by resolution of the Township Committee.
- ii. The annual renewal registration fee for approved application for each cannabis class registration shall be set by resolution of the Township Committee.
- iii. A single cannabis business that maintains a variety of the cannabis class registrations shall remit annual application and registration fees for each class type.

**§ 4-5.4 HOURS OF OPERATION**

(Refer to the Neptune Township Land Development Ordinance section 415.21-A for the permitted hours of operation)

**§ 4-5.5 REVOCATION OF CANNABIS MERCANTILE REGISTRATION**

Any cannabis mercantile registration shall be deemed null and void at the discretion of the Chief Law Enforcement Officer of the Township or any authorized Township representative for violation of any Township Ordinance, unless but not limited to a Dormant License as determined by the Committee and or any violation of any New Jersey State regulation shall be a basis for non-renewal.

**§ 4-5.6 PENALTY**

Any person, firm, corporation or other business entity violating any of the provisions of this chapter shall, upon conviction, be punished by a fine not to exceed five hundred (\$500.00) dollars or by imprisonment in the County jail for a period not to exceed ninety (90) days, or both. Each violation of any of the provisions of this chapter shall be considered a separate offense, and each day the violation continues to persist shall also be considered a separate and distinct offense.

**SECTION 2.**

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

**SECTION 3.**

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

**SECTION 4.**

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

**SECTION 5.**

This Ordinance shall take effect upon its passage and publication according to law.

<b>Motion/ Second</b>	<b>Roll Call To Adopt On First Reading</b>	<b>YAY</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	<b>Adopted on First Reading Dated: February 14, 2022</b>
	Dr. Michael Brantley				X	
Motion	Keith Cafferty	X				
Second	Robert Lane, Jr.	X				
	Tassie D. York				X	
	Nicholas Williams	X				
						Gabriella Siboni, RMC Township Clerk
<b>Motion/ Second</b>	<b>Roll Call To Adopt On Second and Final Reading</b>	<b>YAY</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	<b>Adopted on Second Reading Dated: February 28, 2022</b>
	Dr. Michael Brantley	X				
Second	Keith Cafferty	X				
	Robert Lane, Jr.	X				
Motion	Tassie D. York	X				
	Nicholas Williams	X				
						Gabriella Siboni, RMC Township Clerk

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Gabriella Siboni  
Township Clerk

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Nicholas Williams  
Mayor