

CRANBURY TOWNSHIP ORDINANCE # 02-18-04

AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, MIDDLESEX COUNTY,
PROHIBITING RETAIL SALE OF MARIJUANA FOR RECREATIONAL PURPOSES

WHEREAS, the State of New Jersey has prohibited the manufacture, distribution, and possession of marijuana due to its negative societal consequences and deleterious health effects; and

WHEREAS, the public policy of United States is also to criminalize the manufacture, distribution, and possession of recreational marijuana even if related operations are conducted in accordance with State law; and

WHEREAS, several bills pending in the New Jersey Legislature would reverse the State's long-standing public policy concerning recreational marijuana, with proposed measures ranging in scope from simple decriminalization to the full-scale regulation of the manufacture, distribution, and possession of marijuana for recreational purposes; and

WHEREAS, the Township Committee of the Township of Cranbury believes the retail sale of recreational marijuana, an activity rightfully prohibited under federal law, will have significant deleterious consequences to the quality of life, as well as the health, safety, and welfare of Township residents; and

WHEREAS, it is the prerogative the Township of Cranbury to declare for itself the public policy of the Township prior to any change in the State law, and to enforce that policy in a manner best suited to the Township not inconsistent with State law.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Cranbury, County of Middlesex, State of New Jersey as follows:

SECTION ONE. Chapter 50 (Drugs) of the Township Code is hereby supplemented with a new Article III entitled "Recreational Marijuana":

Article III. Recreational Marijuana

§50-9: Any activity involving the sale of marijuana for recreational purposes, including but not limited to the establishment of any marijuana retail facility, is prohibited in the Township of Cranbury.

§50-10: "Marijuana retail facility" means any place in which marijuana is sold for recreational purposes to members of the public.

§50-11: Nothing herein shall affect a licensed medical marijuana facility operating pursuant to the "New Jersey Compassionate Use Medical Marijuana Act," N.J.S.A. 24:6I-1 et seq.

SECTION TWO. Repealer. All ordinances and resolutions, or parts thereof, inconsistent with this Ordinance, are hereby repealed.

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

SECTION FOUR. Effective Date. This Ordinance shall take effect immediately upon its passage and publication, as required by law.

The Ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Township of Cranbury, in the County of Middlesex, State of New Jersey, held on February 26, 2018. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held in the Meeting Room of Town Hall, 23-A North Main Street, in the Township of Cranbury on Monday, March 12, 2018 at 7:00 P.M. and during the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's Office or by going to the Township's web site: www.cranburytownship.org, click on Document Library and then "New Ordinances" to members of the general public who shall request same.

Kathleen R. Cunningham, RMC
Municipal Clerk