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ORDINANCE AMENDING MC-5371, ADOPTED ON FEBRUARY 8, 2022 WHICH WAS AMENDED BY MC-5414, ADOPTED ON OCTOBER 11, 2022, FURTHER AMENDED BY MC- 5426, ADOPTED ON NOVEMBER 10, 2022, AND THEN FURTHER AMENDED BY MC-5427, ADOPTED ON DECEMBER 13, 2022, GOVERNING THE ESTABLISHMENT AND CONTROL OF RECREATIONAL CANNABIS LICENSES IN THE CITY OF CAMDEN

WHEREAS, on February 8, 2022, the City of Camden adopted an ordinance, MC-5371, establishing and controlling recreational cannabis licenses in the City of Camden which was amended by MC-5414, adopted on October 11, 2022, further amended by MC- 5426, adopted on November 10, 2022, and then further amended by MC-5427, adopted on December 13, 2022; and

WHEREAS, the City Council of the City of Camden is now seeking to further amend MC-5371, adopted on February 8, 2022 which was amended by MC-5414, adopted on October 11, 2022, further amended by MC- 5426, adopted on November 10, 2022, and then further amended by MC-5427, adopted on December 13, 2022; now therefore

BE IT ORDAINED by the City Council of the City of Camden that MC-5371, adopted on February 8, 2022 which was amended by MC-5414, adopted on October 11, 2022, further amended by MC- 5426, adopted on November 10, 2022, and then further amended by MC-5427, adopted on December 13, 2022 is hereby further amended as follows:

870-38 – PERMITTED USES IN CERTAIN DISTRICTS – CANNABIS LICENSED BUSINESSES – ISSUANCE OF LICENSES AND PERMITS

D. Licensing

1. Local licensing authority.

a. The Camden Cannabis Committee is hereby designated to act as the local licensing authority for the City for all cannabis establishments. The Camden Cannabis Committee shall consist of the following individuals: the Business Administrator, the City Attorney, the Director of Planning and Development, the Director of Code Enforcement, the Mayor’s Chief of Staff, the Chief of the Camden County Police Department, Metro Division, or his/her designee. Under all circumstances in which State law requires communication to the City by the Cannabis Regulatory Commission or any other State agency with regard to the licensing of cannabis establishments by the State, or in which State law requires any review or approval by the City of any action taken by the State licensing authority, the exclusive authority for receiving such communications and granting such approvals shall be exercised by the Camden Cannabis Committee.

b.-j. Same

2. Same.

3. Same.

4. Same.

5. Application Process

a. Same.

b. Same.

c. Same.

d. Same.

e. Same.

f. The applicant shall submit, to the satisfaction of the Cannabis Committee, proof of financial capability to open and operate the cannabis establishment for which the applicant is seeking a license. Standards for proof of financial capability shall be determined by the Cannabis Committee and shall take into account the differences in financial capability that exist between a microbusiness and a standard license applicant.

g. Same.

- h. The Cannabis Committee shall evaluate all applicants and issue a notification of award after consideration and evaluation of the following criteria:
 - 1. Same.
 - 2. Same.
 - 3. Same.
 - 4. Same.
 - 5. Same.
 - 6. Same.
 - 7. Consideration of the New Jersey Cannabis Regulatory, Enforcement Assistance and Marketplace Modernization Act, N.J.S.A. 24:6I-32 et seq. and its underlying principles of diversity, equity and inclusion for which the Act was enacted.
 - 8. [formerly 7] Same.
 - 9. [formerly 8] Same.
 - 10. [formerly 9] Same.
 - 11. [formerly 10] same.
 - 12. [formerly 11] Same.
 - 13. [formerly 12] Same.
- i. Same.
- j. Same.
- k. Prior to an application for any cannabis license being approved, the Cannabis Committee shall direct the applicant to provide written notice to all property owners and renters who reside within two-hundred feet of the applicants' proposed cannabis business location. The applicant shall provide the Cannabis Committee with a copy of the written notice provided to these property owners and renters, the means used to provide such notice, and documentation indicating the number of property owners and renters who were so notified by the method used to provide such notice.
- l. [formerly k] Term of license renewals.
 - 1. Same.
 - 2. Same.
 - 3. Same.
 - 4. Transfer of ownership of any local license or change of location of any license or modification to expand a licensed premise shall be subject to approval by the Cannabis Committee and City Planning Board and Zoning approval.
 - 5. Except where the Cannabis Committee has received a complete renewal application along with the requisite fees, and has issued a license renewal, it shall be unlawful for any person to manufacture, sell, distribute, transfer, transport, or otherwise remove cannabis or cannabis products from the premises of any license after the expiration date recorded on the face of the license. A license renewal application shall consist of the following:
 - a. The original application and any supplemental documents submitted by the applicant which led to the approval of the application for a cannabis license by the Cannabis Committee.
 - b. Documents indicating any material changes which have occurred with regard to:
 - 1. the original application;
 - 2. any supplemental documents submitted by the applicant in support of the original application; or

3. any changes to the current cannabis business or its location which led to the approval of the application for a cannabis license by the Cannabis Committee.

I. DISTANCE REQUIREMENTS

1. Cannabis Business; All Classes
 - a. Same.
 - b. Same.
 - c. In addition to any other requirements and limitations established by the Commission from time to time, a cannabis business shall not be co-located within any structure or building that is also being utilized for residential use.
 - d. At the time that an application for any cannabis license is submitted to the Cannabis Committee, the application shall also include a certified survey establishing that the proposed cannabis business location meets the distance requirements established herein as well as establishing that the proposed location meets all zoning requirements.

BE IT FURTHER ORDAINED that following introduction and prior to adoption, the Clerk shall cause a copy of this ordinance to be referred to the City of Camden Planning Board for review pursuant to *N.J.S.A. 40:55D-26*.

BE IT FURTHER ORDAINED that any portion of the MC-5371, adopted on February 8, 2002, amended by MC-5414, adopted on October 11, 2022, further amended by MC- 5426, adopted on November 10, 2022, and then further amended by MC-5427, adopted on December 13, 2022, not herein amended and supplemented shall remain in full force and effect.

BE IT FURTHER ORDAINED that that any portion of the Camden City Code not herein amended and supplemented shall remain in full force and effect.

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency only.


BE IT FURTHER ORDAINED that if any provision of this ordinance is declared invalid, such invalidity shall not affect the other provisions of this ordinance. Furthermore, the other provisions of this ordinance are deemed to be severable and remain in full force and effect.

BE IT FURTHER ORDAINED that this ordinance shall take effect twenty (20) days after its final passage and publication as provided by law.

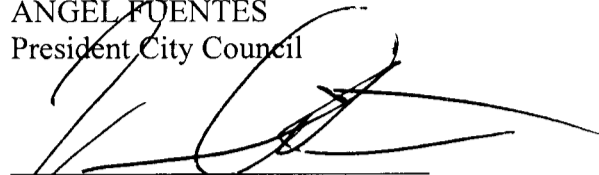
BE IT FURTHER ORDAINED that pursuant to N.J.S.A. 52:27BBB-23 and N.J.S.A. 40:69A-41, a true copy of this Ordinance shall be forwarded to the Mayor, who shall have ten (10) days from the receipt thereof to approve or veto this Ordinance. Additionally, pursuant to N.J.S.A. 52:27BBB-23, a true copy of this Ordinance shall be forwarded to the State Commissioner of Community Affairs, who shall have ten (10) days from the receipt thereof to veto this Ordinance, and the action by the Commissioner regarding this Ordinance shall supersede any action by the Mayor on the same Ordinance. All notices of approval and/or veto shall be filed in the Office of the Municipal Clerk.

Date of Introduction: July 18, 2023

The above has been reviewed
and approved as to form.


DANIEL S. BLACKBURN
City Attorney


ANGEL FUENTES
President City Council


VICTOR CARSTARPHEN
Mayor

ATTEST: 
LUIS PASTORIZA
Municipal Clerk

Angel Fuentes, President
Councilperson-at-Large

Sheila Davis, Vice-President
Councilperson-at-Large

Nohemi Soria-Perez
Councilperson-at-Large

Luis Pastoriza, RMC, CMR
Municipal Clerk

Yenise E. Valdez
Assistant Municipal Clerk

Howard McCoach
Counsel-To-Council

Shaneka Boucher
Councilperson, 1st Ward

Chris Collins
Councilperson, 2nd Ward

Marilyn Torres
Councilperson, 3rd Ward

Jannette Ramos
Councilperson, 4th Ward



M U N I C I P A L C L E R K
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M E M O R A N D U M

DATE: *August 11, 2023*

TO: *Victor Carstarphen, Mayor*

FROM: *Luis Pastoriza, Municipal Clerk*

RE: *Ordinance Final Passage – (MC-5461)*

Ordinance Amending Mc-5371, Adopted On February 8, 2022 Which Was Amended By Mc-5414, Adopted On October 11, 2022, Further Amended By Mc- 5426, Adopted On November 10, 2022, And Then Further Amended By Mc-5427, Adopted On December 13, 2022, Governing The Establishment And Control Of Recreational Cannabis Licenses In The City Of Camden

In accordance with Rule XIX of the Administrative Code of the City of Camden (Rules of Procedure governing the City Council), I am delivering to you the attached ordinance adopted by City Council at a **Regular** meeting held on **8-8-2023**. Said article provides that "each ordinance shall be returned by the Mayor to the Municipal Clerk after the Mayor has affixed his /her signature thereto or after the expiration of **ten (10) days** from the date of its delivery to the Mayor in any event."

OFFICE OF THE MAYOR

Received by: *Keyana L. McKeith* Date: *8-14-23*

Date of Approval: *7/15/23*