

ORDINANCE NO.

AN ORDINANCE OF THE TOWNSHIP OF VOORHEES, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AMENDING ORDINANCE NO. 386-21 ENTITLED, “SECTION 152-170: CANNABIS ESTABLISHMENTS”

WHEREAS, the Township of Voorhees (“Township”) is a municipal entity organized and existing under the laws of State of New Jersey and located in Camden County; and

WHEREAS, in 2020 New Jersey voters approved Public Question No.1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

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” (“CREAMMA”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession: and

WHEREAS, the Township adopted Ordinance No. 386-21 entitled, “An Ordinance of the Township of Voorhees, County of Camden and State of New Jersey Amending Chapter 152 Zoning District to Include Section 152-170: Cannabis Establishments” on August 9, 2021; and

WHEREAS, the Mayor and Township Committee of the Township of Voorhees have determined that certain amendments need to be made to Ordinance No. 386-21 in keeping with the goals of the Master Plan and in the best interest of the Township and the health, safety and welfare of its residents and visitors.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Township Committee of the Township of Voorhees, County of Camden and State of New Jersey that Ordinance No. 386-21 entitled, “An Ordinance of the Township of Voorhees, County of Camden and State of New

Jersey Amending Chapter 152 Zoning District to Include Section 152-170: Cannabis Establishments” is hereby amended as follows:

Section 1. Section 152-172 entitled, “Conditional Use” shall be repealed and replaced with the following:

Cannabis establishment licenses 3, 4 and 5 shall be conditional permitted uses within a Cannabis Use Overlay Zone within various zoning districts of the municipality identified on the attached map, entitled “Conditional Use Overlay Zones – Voorhees, N.J.”

Section 2. Section 152-174 entitled, “Conditions of Site Development Standards” shall be amended, in part, as follows:

“3. No Cannabis Establishments shall be located within 500 feet of a house of worship or residential zone.

6. No cannabis establishment shall be located within 1,000 feet of a day-care facility, school or playground that is within a publicly owned park. This 1,000 foot limitation to public playgrounds shall not apply if there is a four lane divided or undivided highway between the public playground and the proposed Cannabis Business. For purposes of this subsection, a public playground shall mean only that improved area within a public park and not the public park itself designed, equipped and set aside by the Township for play of six or more children under the age of 18 which is not intended for use as an athletic playing field or athletic court and shall include any play equipment such as swings, slides, and sand boxes whether or not fenced in or surrounded by other physical barriers.”

Section 3. The following subsection is hereby added:

“Section 152-175 Enforcement” The administration, approval process, permitting and enforcement of this Ordinance shall be the same as all other land use and development matters as set forth in the Voorhees Township Code including, but not limited to Chapter 156 of the Voorhees Township Code entitled, Establishment, Administration and Enforcement of Planning and Zoning.”

Section 4. It is hereby found and determined that the Cannabis Establishment Ordinance conforms to the Master Plan of the Township of Voorhees.

Section 5. It is hereby found and determined that the Ordinance gives due consideration to the provision of appropriate allowable uses within the areas within Township with special consideration for the health, safety and welfare of the residents of the areas and the Township of Voorhees.

Section 6. In order to facilitate the implementation Ordinance, it is hereby found and determined that this action must be taken by this Township Committee to amend the Township of Voorhees Land Use Ordinance and take appropriate action upon proposals and measures designed to effectuate the same.

Section 7. All Ordinances contrary to the provisions of this section of the Ordinance are hereby repealed to the extent that they are inconsistent herewith.

Section 8. This Ordinance shall take effect upon final passage and publication in accordance with law.

ATTEST:

TOWNSHIP OF VOORHEES

Dee Ober, RMC, Township Clerk

By: Michael R. Mignogna, Mayor

I, Dee Ober, Clerk of the Township of Voorhees, hereby certify the foregoing to be a true and correct copy of an Ordinance introduced by the Mayor and Township Committee at their meeting of December 13, 2021 held remotely via a provided ZOOM link.

Dee Ober, RMC, Township Clerk

INTRODUCED: December 13, 2021

ADOPTED: