

**TOWNSHIP OF GREENWICH
COUNTY OF CUMBERLAND**

PROPOSED ORDINANCE NO. 95-2026

**AN ORDINANCE OF THE TOWNSHIP OF GREENWICH, CUMBERLAND COUNTY,
PERMITTING THE OPERATION OF CERTAIN CLASSES OF CANNABIS BUSINESS
WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING THE CODE OF THE
TOWNSHIP OF GREENWICH**

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 substance a/k/a 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” (the “Act”) 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 act establishes six marketplace classes of licensed business, including:

Class 1 Cannabis Cultivator License: Facilities involved in growing and cultivating cannabis;

Class 2 Cannabis Manufacturer License: Facilities involved in manufacturing preparation and packaging of cannabis items;

Class 3 Cannabis Wholesaler License: Facilities involved in obtaining and selling cannabis items for later resale by other licensees;

Class 4 Cannabis Distributor License: Business involved in transporting cannabis plants in bulk from a licensed cultivator to another licensed cultivator or cannabis items in bulk from any type or licensed cannabis business to another;

Class 5 Cannabis Retailer License: Locations at which cannabis items and related supplies are sold to consumers; and

Class 6 Cannabis Delivery License: Business providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of purchased items to consumer, and which service would include the ability of a consumer to make a purchase directly by the delivery service for fulfillment by a retailer and then delivered to a consumer.

WHEREAS, Section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in Section 3 of the Act as a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times of operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, Section 31b of the Act authorizes municipalities by ordinances to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

WHEREAS, pursuant to Section 31b of the Act, the failure to adopt an ordinance, so shall result for a period of five years thereafter, that the growing, cultivating, manufacturing, selling, and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibiting cannabis business, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

WHEREAS, the Township of Greenwich adopted Ordinance No. 59-2021 prohibiting all classes of cannabis business within the township and now is prepared to review the ordinance and to proceed with permitting.

WHEREAS, the Township Committee of Greenwich has determined that it is in the best interest of the health, safety and welfare of the Township of Greenwich's residents and members of the public who visit, travel or conduct business in the Township of Greenwich to amend the Township of Greenwich's Land Use Ordinance and general ordinances to permit certain manners of marijuana-related land use and development within the geographic boundaries of the Township of Greenwich; and

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, that the Township Committee of the Township of Greenwich, County of Cumberland, State of New Jersey, does hereby amend the revised general ordinances of the Township of Greenwich by adding a new Chapter 22, as follows:

**Business Operations and Recreational Use of Cannabis-Marijuana within the
Geographical Limits of Greenwich Township**

Section 22-1:

Pursuant to Section 31b of the New Jersey Cannabis Regulatory Enforcement Assistance and Marketplace Modernization Act (P.L. 2021, c. 16) the following cannabis establishments shall be permitted:

Class 1 Cannabis Cultivator License: Facilities involved in growing and cultivating cannabis;

Class 2 Cannabis Manufacturer License: Facilities involved in manufacturing preparation and packaging of cannabis items;

Class 3 Cannabis Wholesaler License: Facilities involved in obtaining and selling cannabis items for later resale by other licensees;

Class 4 Cannabis Distributor License: Business involved in transporting cannabis plants in bulk from a licensed cultivator to another licensed cultivator or cannabis items in bulk from any type or licensed cannabis business to another.

The following cannabis establishments shall not be permitted:

Class 5 Cannabis Retailer License: Locations at which cannabis items and related supplies are sold to consumers; and

Class 6 Cannabis Delivery License: Business providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of purchased items to consumer, and which service would include the ability of a consumer to make a purchase directly by the delivery service for fulfillment by a retailer and then delivered to a consumer.

Section 22-2:

Only the designated classes of cannabis establishments or cannabis distributors or cannabis delivery services as said terms are defined in Section 3 of P.L. 2021, c. 16, but not the delivery of cannabis items and related supplies by a delivery service are permitted within the entirety of Greenwich Township. There shall be no retail sales of cannabis within the Township of Greenwich.

Section 22-3:

Any article, section, paragraph, subsection, clause or other provision of the Township of Greenwich code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 22-4:

If any section, paragraph, subsection, clause or provision of this ordinance 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 22-6:

This ordinance is designed to regulate the purchase, sale, cultivation, manufacturing, packaging, transportation and delivery of cannabis items within the Township of Greenwich. Cannabis, for the purpose of this ordinance, is defined as cannabis (dry leaves and flowers), cannabis products, cannabis extracts, any other form of cannabis resin and marijuana.

BE IT FURTHER ORDAINED AND ENACTED by the Township Committee of the Township of Greenwich, County of Cumberland, and State of New Jersey that this ordinance shall take effect immediately upon the adoption and publication of notice of adoption as prescribed by law.

DAN ORR, MAYOR

ATTEST:

LISA GARRISON, CLERK
INTRODUCED: JUNE 16, 2026
ADOPTED:

