

CITY OF PLAINFIELD

MC 2024-05

AN ORDINANCE OF THE CITY OF PLAINFIELD, IN THE COUNTY OF UNION, AMENDING CHAPTER 17, THE LAND USE ORDINANCE, ARTICLE IX, SECTION 17:9-24A. "CANNABIS-RELATED BUSINESSES".

WHEREAS, On December 2, 2002, the City Council of the City of Plainfield adopted Ordinances No. 2002-29 and 2002-29A repealing and replacing the existing Chapters 17 (Zoning), Chapter 14 (Subdivisions) and portions of Chapter 3 (Agencies, Boards, Commissions and Committees) and replaced them with a new Chapter 17 entitled Land Use Ordinance; and

WHEREAS, at multiple times since this initial adoption the Planning Board and City Council have amended the Land Use Ordinance to respond to new land use issues and concerns as they arise, and

WHEREAS, the Planning Board continues to review and refine the ordinance in order to identify necessary changes; and

WHEREAS, it is the intent of the City of Plainfield to regulate the location and hours of retail cannabis businesses throughout the City, and

WHEREAS, the City Council has reviewed and considered the Planning Board's recommendations to amend the Land Use Ordinance by adopting a "Cannabis-Related Business" ordinance, and

WHEREAS, the City Council is required pursuant to N.J.S.A. 40:55D-26 to forward the proposed amendment to the Planning Board for their review and comment prior to the City Council adoption of the amendments to the Land Use Ordinance, and

WHEREAS, the Planning Board is scheduled to review this proposed land ordinance amendment at their June 1 meeting and submit their resolution of findings to the City Council in accordance with Section 40:55D-26 of the Municipal Land Use Law prior to second reading of this ordinance.

NOW, THEREFORE BE IT ENACTED By the City Council of the City of Plainfield,

that:

Section 1.

The City Council has determined that the Cannabis-related business ordinance amendment to the Land Use Ordinance is appropriate and hereby adopts this Ordinance amendment to the Land Use Ordinance as proposed.

Section 2.

The validity or enforceability of any provision of this Ordinance shall not affect the remaining provision of this ordinance, which shall remain in full force and effect.

Section 3.

A notice of this action shall be published in the official newspaper authorized to publish legal notices for the City.

Section 4.

A copy of the Land Use Ordinance as amended is to be filed with the Union County Planning Board in accordance with Section 40:55D-16 of the Municipal Land Use Law.

Section 5.

This ordinance shall take effect twenty (20) days after final passage and approval, as provided by law.

EXHIBIT A

SECTION 17:9-24A. E9

AMENDMENT TO -17:9-24A. E Operational Requirements

9. Hours;

a. All retail cannabis businesses shall adhere to the generally applicable hours of operation for retail businesses within the City. **All retail cannabis businesses will operate from 8:00am-10:00pm, Monday-Saturday and 1:00pm-10:00pm on Sundays.**

All Cannabis Lounges shall adhere to the generally applicable hours of operation for bars within the city. **All Cannabis Consumption Lounges will operate from 11:00am-1:00am Monday-Thursday & Sunday and from 11:00am-2:00am on Friday-Saturday. [AMENDMENT]**

EXHIBIT A

SECTION 17:9-24A. B


AMENDMENT TO -17:9-24A. B

3. Distance Requirements;

a (1). ~~A 250-foot radius of any other retail cannabis business;~~ **250 feet of door to door of front door retail space by public right of way. [AMENDMENT]**

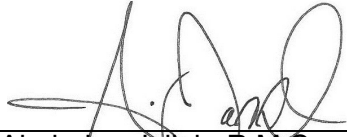
ADOPTED BY THE MUNICIPAL COUNCIL

February 12, 2024


Abubakar Jalloh, R.M.C.
Municipal Clerk

CLERK'S CERTIFICATION

I, Abubakar Jalloh, City Clerk of the City of Plainfield do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Plainfield City Council.


 Abubakar Jalloh, R.M.C.
 Municipal Clerk

✓ Vote Record - Ordinance MC 2024-05						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Richard Wyatt	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Charles McRae	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Steve Hockaday	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Terri Briggs Jones	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Repealed	Robert Graham	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Failed	Julienne Cherry	Mover	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Vetoed	Darcella Sessomes	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Consensus						