Township Council
1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

http://www.bloomfieldtwpnj.com

Meeting: 08/15/22 06:30 PM

2022 ORDINANCE AMENDMENT

ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BLOOMFIELD, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY, AMENDMENT TO CHAPTER 315, LAND DEVELOPMENT, SECTION 39B, "REQUIREMENTS FOR CONDITIONAL USES" OF THE TOWNSHIP CODE

WHEREAS, on August 16, 2021, the Township Council of the Township of Bloomfield adopted an Ordinance allowing and regulating one or more classes of cannabis business within Bloomfield, finding it to be in the best interest of the health, safety and welfare of Township of Bloomfield's residents and members of the public who visit, travel, or conduct business in Township of Bloomfield, and amending the Township of Bloomfield's zoning regulations to permit those cannabis-related activities, including land use and development, within certain geographic boundaries within Bloomfield; and

WHEREAS, amendments to this Ordinance have been adopted from time to time; and

WHEREAS, on May 23, 2022, the Mayor and Council adopted amendments to Chapter 159 of the Township Code limiting the hours of operation of Cannabis Retail Establishments to those hours between 12 p.m. and 5 p.m. on Sundays and between 9 a.m. and 9 p.m. any other day of the week; and Alternative Treatment Centers to those hours between 10 a.m. and 5 p.m. on Sundays and between 7 a.m. and 9 p.m. any other day of the week; and

WHEREAS, the Mayor and Council believe these decreased hours of operation will create an adequate buffer of time and space for traffic and pedestrians travelling to various houses of worship without further reducing the inventory of eligible commercial space throughout the Township by imposing a permanent 200 feet buffer; and

WHEREAS, the Municipal Land Use Law ("MLUL") requires in N.J.S.A. 40:55D-26 that all ordinances constituting a development regulation must be referred to the Planning Board for review to determine whether there are any inconsistencies between the proposed ordinance and the Township Master Plan and for any other recommendations the Planning Board may have with respect to the proposed ordinance; and

WHEREAS, concurrently with this Ordinance's introduction on First Reading, the Mayor and Council shall adopt a Resolution referring this Ordinance to the Planning Board for review pursuant to N.J.S.A. 40:55D-26; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township

of Bloomfield, Essex County, New Jersey, as follows:

Section 1.   The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2.   Chapter 315, Section 39(B), 9(c) shall be amended as follows:

9) Cannabis establishments, cannabis distributors and cannabis delivery services.

(c)   Cannabis Retailers shall be permitted in the CBD Zone and B-2 Zone, subject to the numerical limitations set forth in Subsection 9(a), and provided any such business conforms with the following standards:

[4]   No Cannabis Retailer shall be located within 200 feet of a public or private elementary or secondary school, and Bloomfield Board of Education Home athletic venues.

......*...*

Approved as to form and procedure on basis of facts set forth.

_____
Director of Law-Township Attorney

I hereby certify that the above ordinance was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on August 15, 2022.

_____
Municipal Clerk of the Township of Bloomfield
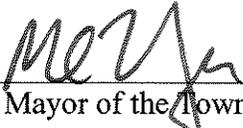
_____
Mayor of the Township of Bloomfield

✓ Vote Record - Ordinance			Yes/Aye	No/Nay	Abstain	Absent
☐ Adopt ☐ Deny						
☐ Withdrawn	Jenny Mundell		✓	☐	☐	☐
☐ Table ☐ Not Discussed	Nicholas Joanow		✓	☐	☐	☐
☐ First Reading	Sarah Cruz		✓	☐	☐	☐
☐ Table with no Vote	Wartyna Davis		☐	☐	☐	✓
☐ Approve ☐ Veto by Mayor	Ted Gamble		✓	☐	☐	☐

☐ Discussion	Richard Rockwell		☑	☐	☐	☐
☐ Defeated						
☐ Discussion No Vote	Michael J. Venezia		☑	☐	☐	☐

✓ Vote Record - Ordinance

		Yes/Aye	No/Nay	Abstain	Absent
☐ Adopt					
☐ Deny					
☐ Withdrawn	Jenny Mundell	☐	☐	☐	☑
☐ Table	Nicholas Joanow	☑	☐	☐	☐
☐ Not Discussed					
☐ First Reading	Sarah Cruz	☑	☐	☐	☐
☐ Table with no Vote	Wartyna Davis	☐	☐	☐	☑
☐ Approve	Ted Gamble	☑	☐	☐	☐
☐ Veto by Mayor					
☐ Discussion	Richard Rockwell	☑	☐	☐	☐
☐ Defeated	Michael J. Venezia	☑	☐	☐	☐
☐ Discussion No Vote					