

**TOWNSHIP OF SADDLE
BROOK
ORDINANCE #1726-22**

**AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF
BERGEN, STATE OF NEW JERSEY AND SUPPLEMENTING CHAPTER 206 OF
THE TOWNSHIP CODE REGULATING THE OPERATION OF SPECIFIC
CLASSES OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL
BOUNDARIES**

WHEREAS, the Township has determined to regulate zoning and permitted uses within the various zones within the Township; and

WHEREAS, it is the intent of the governing body that Class 2 Manufacturing operations up to 5,000 square feet be permitted in the B-2 zone within the Township.

NOW THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Saddle Brook, as follows:

SECTION 1. The current text of the Township Ordinance 1707-21, Subsection 5, Conditional Use Standards is hereby amended as follows:

B. Cannabis manufacturing location and performance requirements:

(1) All cannabis manufacturing operations larger than 5,000 square feet shall only be permitted in the I Industrial District and shall not be located within 500 feet of any public or private elementary, vocational, or secondary school, a licensed day care center or any residential zone. Cannabis manufacturing operations 5,000 square feet and under shall be permitted in the B- 2 Secondary Business District adjacent to N.J. Route 46 (Blocks 104, 105, 118, 120, 121, 123, 405 and 412) and in the I Industrial District and shall not be located within 500 feet of any public or private elementary, vocational, or secondary school, a licensed day care center or any residential zone.

Distances shall be measured in a straight line from the center of the entrance of the Cannabis Establishment to the closest point of the property line of the school, daycare center, or any residential zone. Emergency/fire exits, maintenance access, and doors to gain access to non-public areas are not used in the measurement. If the entrance is set back from the sidewalk by a walkway or doorway, the measurement is taken from the center of the line where the walkway/doorway meets the sidewalk.

C. Cannabis cultivator location and performance requirements:

(1) All cannabis cultivator operations, except microbusiness cannabis cultivation operations, shall only be permitted in the I Industrial District and cultivator operations shall not be located within 500 feet of any public or private elementary, vocational, or secondary school; a licensed day care center or any residential zone. Distances shall be measured from the closest point on the perimeter of the

applicant's property to the closest point of the property of the school, daycare center, or residential zone.

SECTION 2

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

SECTION 3

If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication 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 4

This ordinance shall take effect upon its passage and publication and filing with the Bergen County Planning Board, and as otherwise provided for by law.

SECTION 5

All other parts, portions and provisions of the Township of Saddle Brook Code, be and the same, are hereby ratified and confirmed, except where inconsistent with the terms hereof. In the event of any such inconsistency, the terms of this Ordinance shall be deemed to govern.

SECTION 6

The terms of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

SECTION 8

This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

APPROVED:
TOWNSHIP OF SADDLE
BROOK

Peter LoDico, Township Clerk

Florence Mazzer, Council President

Robert White, Mayor

Adopted: