

RESOLUTION

WHEREAS, pursuant to N.J.S.A. 40:48-2 and N.J.S.A. 24:61-45, the Township Council adopted Ordinance 2647-21 on July 13, 2021, amending the Township Code to include rules and regulations governing cannabis which were amended on February 15, 2022 by Ordinance 2673-21, and which were further amended on August 22, 2023 by Ordinance 2808-23; and

WHEREAS, the Township’s rules and regulations governing cannabis within the Township includes a local license requirement, which requires cannabis businesses to apply for and obtain the Township Council’s approval, as well as site plan approval from the Township’s Planning Board, and a state-issued cannabis license, before receiving a local license from the Township; and

WHEREAS, the Township Council issued a letter of support for West Orange Wellness, LLC; and

WHEREAS, West Orange Wellness LLC, an entity registered to do business in the State of New Jersey, submitted a local license application for the proposed operation of a cannabis retail dispensary business within the Township at the property located at: Block 4, Lot 12, commonly known as 26 So. Valley Road, West Orange, New Jersey (“Application”); and

WHEREAS, West Orange Wellness, LLC has received site plan approval from the Township’s Planning Board for the above-referenced proposed cannabis retail business; and

WHEREAS, West Orange Wellness, LLC received final approval from the State of New Jersey Cannabis Regulatory Commission (“CRC”) for a Class V Cannabis Retail Annual License; and

WHEREAS, notice of this application has been provided to all property owners with 200 feet and the Board of Education; and

WHEREAS, the issuance of a cannabis retailer license to West Orange Wellness, LLC by the CRC will not exceed the Township's current limit of retail cannabis businesses;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Orange, County of Essex, State of New Jersey, in consideration of the recommendations of the Chief of Police hereby determines to be in the best interests of the Township, as follows:

1. The above recitals are incorporated as though set forth at length herein.
2. The application of West Orange Wellness, LLC for a local license to operate a cannabis retail business within the Township at the property located at: Block 4, Lot 12 (commonly known as 26 So. Valley Road, West Orange, New Jersey), is in compliance with the Township's local regulations on cannabis businesses, and is hereby approved.
3. This Resolution shall constitute proof of local support for West Orange Wellness, LLC's Application, pursuant to N.J.A.C. 17:30-7.8(a)(5) and proof that said application complies with the Township's local restrictions pursuant to N.J.S.A. 24:6I-45(c).
4. The issuance by the New Jersey Cannabis Regulatory Commission of an annual Class V Cannabis Retail license to West Orange Wellness, LLC would not exceed the Township's current limit of retail cannabis businesses.
5. In the event that West Orange Wellness, LLC receives an annual Class V Cannabis Retail license operating permit from the State of New Jersey and satisfies all other requirements under Township Code §5-33.7, the Township Clerk is authorized and directed to issue a local cannabis retail business license to West Orange Wellness, LLC.

6. The Township Clerk shall promptly provide West Orange Wellness, LLC and the New Jersey Cannabis Regulatory Commission with a certified copy of this Resolution.

7. This Resolution shall take effect immediately.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Tammy Williams,
Council President

Adopted: November 20, 2023