

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL  
ORDINANCES OF THE CITY OF NEW BRUNSWICK,  
TITLE 5 “BUSINESS LICENSES AND REGULATIONS”**

**BE IT ORDAINED** by the New Brunswick City Council, as follows:

**SECTION I**

Title 5, “Business Licenses and Regulations” is hereby amended to **ADD** a new chapter “Chapter 5.09, entitled “**CANNABIS LICENSING AND REGULATION**”.

**SECTION II**

Title 5, Chapter 5.09, Section 5.09.010, “**Creation and Enabling**” is hereby **ADDED** to read as follows:

The City of New Brunswick hereby opts-in to allow for legal cannabis establishments of all six (6) license classes enabled by the State of New Jersey. No person or entity shall operate a cannabis related business within the City in any of the license areas without having obtained a license in accordance with P.L. 2021, c. 16 New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act and the provisions of this chapter.

**SECTION III**

Title 5, Chapter 5.09, Section 5.09.020, “**Consumption**” is hereby **ADDED** to read as follows:

- A. It shall be prohibited to have on-premises consumption of cannabis, in any of its forms, at a licensed cannabis establishment. Any establishment seeking an endorsement for on-premises consumption shall be denied. This includes all outdoor areas on the property.
- B. There shall be a prohibition on the consumption of cannabis, in any of its forms, in or outside of any non-residential property.
- C. Cannabis consumption on residential property shall be at the discretion of the owner or management of said property.
- D. Cannabis consumption in any public place, as defined in P.L. 2021, c 16, is prohibited.

**SECTION IV**

Title 5, Chapter 5.09, Section 5.09.030, “**License Class Types**” is hereby **ADDED** to read as follows:

<b>License Class</b>
Class 1 -- Cultivation
Class 2 -- Manufacturing
Class 3 -- Wholesaling
Class 4 -- Distribution
Class 5 -- Retail
Class 6 -- Delivery

**SECTION V**

Title 5, Chapter 5.09, Section 5.09.040, “**Number and Location of Permits**” is hereby **ADDED** to read as follows:

The following shall be the City’s distribution of cannabis licenses. The table shall reflect the zone (per Title 17) in which the license classes are permitted as well as the number of permits allowed in each zone.

<b>Zone</b>	<b>Permitted Classes</b>	<b>Number of Total Aggregate Licenses</b>
CAN-RD	Class 5	2
CAN-RE	Class 5	1
CAN-C/M/D	Class 1,2,3,4 and 6	4

**SECTION VI**

Title 5, Chapter 5.09, Section 5.09.045, “**Local Requirements and Pre-Approval**” is hereby **ADDED** to read as follows:

- A. Within sixty (60) days of the passage of this ordinance, the City will issue a Request for Proposals (RFP) for applicants seeking licensing pre-approval to submit license applications to the State of New Jersey. The scoring shall be on a scale of zero (0) to one hundred (100) as set forth in the criteria established by the City. The highest scoring applicants shall be pre-approved for licensure and may apply to the State of New Jersey for a license. Any applicant that receives scoring less than eighty (80) points out of one hundred (100) shall not be approved.
- B. After the above RFP process is complete should a license become inactive or available, any applicant may apply for pre-approval from the City as provided for herein. However, such application shall be considered based upon the date of submission.
  - 1. The fee for review of the above application shall be Five Hundred Dollars (\$500.00)
- C. Licensing shall be issued by the City Clerk pursuant to the provisions of this chapter.

#### **SECTION VII**

Title 5, Chapter 5.09, Section 5.09.050, "**Hours of Operation**" is hereby **ADDED** to read as follows:

- A. Retail cannabis establishments shall be permitted to operate between the hours of 10:00 a.m. and Midnight, except:
  - 1. Any such establishment located closer than two hundred (200) feet from a residential zone (all zones designated with an "R-") shall only operate between the hours of 10:00 a.m. and 10:00 p.m.
- B. Cultivation, Manufacturing, Distribution, Wholesaling, and Delivery establishments shall be permitted to operate twenty-four (24) hours per day, except:
  - 1. Any such establishment located closer than two hundred (200) feet from a residential zone (all zones designated with an "R-") shall only operate between the hours of 7:00 a.m. and 8:00 p.m.
- C. A violation of this section shall be Five Hundred Dollars (\$500.00) per offense. Each and every day shall constitute a separate violation and offense.

#### **SECTION VIII**

Title 5, Chapter 5.09, Section 5.09.060, "**Security Services – Registration Required**" is hereby **ADDED** to read as follows:

- A. No person is employed by any licensee to perform any security services at the licensed premises unless such person has registered with the City Clerk as required by subsection (B) of this section. Any person so employed to provide security must meet the same qualifications as required to provide such services on the premises of a liquor licensed establishment.

"Security services" as used herein means, but in no manner is limited to, (1) any employee of a uniformed security service employed at the licensed premises, whether or not required to be hired by resolution of city council, local or state law or regulation or a court of competent jurisdiction; or (2) any person employed by the licensee to perform services involving age verification of prospective patrons or the maintaining of order.

- B. Every person who contracts to perform or is employed to perform security services shall, prior to commencing such services, register with the City Clerk.

Registration consists of (1) completing a registration form providing the full name, date and place of birth and local and permanent address; (2) furnishing the clerk with a passport photo 2 ½ × 3 ½; and (3) a one-time registration fee of Ten Dollars (\$10.00).

- C. Any violation of this section subjects the violator to a penalty of One Hundred Dollars (\$100.00) per violation. A third violation of this section also subjects the violator to forfeiture of the right to register and to perform security services as provided for in this chapter.

#### **SECTION IX**

##### **SEVERABILITY:**

If any section, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

**SECTION X**

**REPEALER:**

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

**SECTION XI**

**EFFECTIVE DATE:**

This Ordinance shall become effective 20 days following final adoption and publication as required by law.

ADOPTED ON FIRST READING  
 DATED: July 7, 2021

\_\_\_\_\_  
 COUNCIL PRESIDENT

ADOPTED ON SECOND READING  
 DATED:

\_\_\_\_\_  
 COUNCIL PRESIDENT

ATTEST:

\_\_\_\_\_  
 CITY CLERK

APPROVAL OF THE MAYOR ON THIS DAY OF , 2021.

\_\_\_\_\_  
 MAYOR

APPROVALS:

\_\_\_\_\_  
 CITY ADMINISTRATOR

\_\_\_\_\_  
 CITY ATTORNEY

TKS/kc

COUNCIL MEMBER	Y	N	ML	NV	AB
ANDERSON					
EGAN					
FLEMING					

FIRST READING VOTE ON JULY 7 2021 M= MAYOR S= SECOND NV= NO VOTE AB= ABSENT

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK  
TITLE 10, "VEHICLES AND TRAFFIC"**

**BE IT ORDAINED** by the New Brunswick City Council, as follows:

**SECTION I**

Chapter 10.12, Traffic Control Regulations, Section 10.12.160, Schedule 18, "Right Turn on Red Prohibited" is hereby amended to **ADD** the following:

INTERSECTION	RIGHT TURN ON RED LIGHT PROHIBITED FROM	HOURS
Suydam Street and Livingston Avenue	Eastbound on Suydam Street onto Livingston Avenue	24
Livingston Avenue and New Street	Southbound on Livingston Avenue onto New Street	24
Livingston Avenue and New Street	Northbound on Livingston Avenue onto New Street	24
New Street and Livingston Avenue	Eastbound on New Street onto Livingston Avenue	24
New Street and Livingston Avenue	Westbound on New Street onto Livingston Avenue	24
Easton Avenue and French Street	Eastbound on Easton Avenue onto French Street	24
Albany Street and Easton Avenue	Southbound on Albany Street onto Easton Avenue	24

**SECTION II**

**SEVERABILITY:**

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

**SECTION III**

**REPEALER:**

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

**SECTION IV**

**EFFECTIVE DATE:**

This Ordinance shall become effective twenty (20) days following final adoption and publication as required by law.

ADOPTED ON FIRST READING:  
DATED: July 7, 2021

  
 \_\_\_\_\_  
 COUNCIL PRESIDENT

ADOPTED ON SECOND READING:  
DATED:

\_\_\_\_\_  
COUNCIL PRESIDENT

MEMBER NAME	PRESENT	ABSENT	EXCUSED	OTHER
ANDERSON				
BEAVER				
BLUMBERG				
CHAMBERLAIN				
ESCOBAR VP				
FRANZ				
GRANVILLE				
MAZUR				
PERAZICH				
REYNOLDS				
RODRIGUEZ				
SMITH				
WALSH				
WILSON				

FIRST READING VOTE ON JULY 7, 2021: M= MAJORITY; S= SECONDARY; NV= NO VOTE; AB= ABSENT

ATTEST:

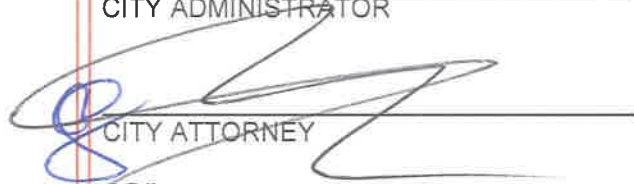
\_\_\_\_\_  
CITY CLERK

APPROVAL OF THE MAYOR ON THIS DAY OF , 2021,

\_\_\_\_\_  
MAYOR

APPROVALS:

  
\_\_\_\_\_  
CITY ADMINISTRATOR

  
\_\_\_\_\_  
CITY ATTORNEY  
CG/kc

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 3 "REVENUE AND FINANCE"**

**BE IT ORDAINED** by the New Brunswick City Council, as follows:

**SECTION I**

Title 3, Chapter 3.28, Fee Schedule, Section 3.28.090, "**Fees for Land Use Procedures**" is amended to **ADD** the following:

Zoning Verification Letters \$50 per parcel

**SECTION II**

**SEVERABILITY:**

If any section, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

**SECTION III**

**REPEALER:**

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

**SECTION IV**

**EFFECTIVE DATE:**

This Ordinance shall become effective 20 days following final adoption and publication as required by law.

ADOPTED ON FIRST READING  
DATED: July 7, 2021

  
COUNCIL PRESIDENT

ADOPTED ON SECOND READING  
DATED:

\_\_\_\_\_  
COUNCIL PRESIDENT

ATTEST:

\_\_\_\_\_  
CITY CLERK

APPROVAL OF THE MAYOR ON THIS DAY OF \_\_\_\_\_, 2021.

\_\_\_\_\_  
MAYOR

COUNCIL MEMBER	AB	AW	AW	AW	AW	AW	AW	AW	AW	AW
AMBROSIO										
BIGAN										
BLUMBERG										
COHEN										
DELUCA										
FRANCO										
GLAVIN										
HANSEN										
MAZUR										
MURPHY										
PERAZICH										
REYNOLDS										
RODRIGUEZ										
SAVINO										
SMITH										
WALSH										
ZARON										

FIRST READING ADOPTED ON JULY 7, 2021. M=MOVED, S=SECOND READING, AW=ABSENT



APPROVALS:



CITY ADMINISTRATOR



CITY ATTORNEY

JC/kc