

**TOWNSHIP OF LITTLE FALLS
ORDINANCE NO. 1516**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP
OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY,
TO AMEND CHAPTER 280 (ZONING)
OF THE CODE OF THE TOWNSHIP OF LITTLE FALLS**

WHEREAS, the Township Council in 2021 determined that certain types of cannabis establishments would be allowed to operate within the Township of Little Falls; and

WHEREAS, changes had been made since the original enactment to change which type of cannabis establishments can be allowed within the Township of Little Falls; and

WHEREAS, in an effort to clarify the intent of the Township and to adopt standards that are reflective of the community; and

WHEREAS, the Township Council has found it proper to amend the language of the Code accordance therewith;

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Little Falls, that Chapter 280, Zoning, of the Code of the Township of Little Falls, is hereby amended by the following (~~strike through~~ portions are deletions and underlined portions are additions):

§280-81 Conditional uses.

Conditional uses in the Business B-2 District are as set forth in the Schedule of Use, Area and Bulk Regulations included at the end of this chapter, with the following conditions:

A. In the B-2 District, new car establishments and establishments duly licensed by the State of New Jersey as follows:

(1) Class 1 Cannabis Grower License – grows, cultivates, or produces cannabis in this state, and sells, and may transport, this cannabis to other cannabis growers, cannabis processors, cannabis wholesalers, or cannabis retailers, but not to consumers. A cannabis grower may also be referred to as a “cannabis cultivation facility.”

(2) Class 2 Cannabis Processor License – processes cannabis items in this state by purchasing or otherwise obtaining cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis processors, cannabis wholesalers, or cannabis retailers, but not to consumers. A cannabis processor may also be referred to as a “cannabis product manufacturing facility.”

(3) Class 3 Cannabis Wholesaler License – purchases or otherwise obtains, stores, sells or otherwise transfers, and may transport, cannabis items for the purpose of resale or other transfer either to another cannabis wholesaler or to a cannabis retailer, but not to consumers.

(4) Class 4 Cannabis Distributor License – transports cannabis items in bulk intrastate, from one licensed cannabis establishment to another licensed cannabis establishment and may engage in the temporary storage of cannabis items as necessary to carry out transportation activities, but not to consumers.

(5) Class 6 Cannabis Delivery License – provides courier services for a cannabis retailer in order to make deliveries of cannabis items and related supplies to a consumer.

(6) Class 5 Cannabis Retailer License – purchases or otherwise obtains cannabis from cannabis growers and cannabis items from cannabis processors or cannabis wholesalers, and sells these to consumers from a retail store, and may use a cannabis delivery service or a certified cannabis handler for the off-premises delivery of cannabis items and related supplies to consumers.

a. This subsection (6) shall become null and void as of May 1, 2025 with the following exception: Any Class 5 Cannabis Retailer who has received or has filed for a Letter of Local Support prior to April 30, 2025 as defined under Chapter 33 is not precluded from filing

application to the Township of Little Falls Planning Board as may be required under this Chapter 280. The Time of Application Rule shall explicitly include the date on which the request for a Letter of Local Support was received by the Township as long as it was received prior to April 30, 2025. Any Class 5 Cannabis Retailer who has obtained zoning approvals from the Township of Little Falls Planning Board may remain in its current location but shall not be permitted to move to any other location within the Township.

NOW, THEREFORE, BE IT FURTHER ORDAINED that:

1. Ordinances, resolutions and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistency; and
2. If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect the remaining portion of the Ordinance; and
3. Except as hereby amended, the Code of the Township of Little Falls shall remain in full force and effect.
4. This Ordinance shall take effect twenty days after final passage and publication in accordance with law.

PASSED: _____

ATTEST:

APPROVE:

Cynthia Kraus
Municipal Clerk

James Belford Damiano
Mayor