

**BOROUGH OF HALEDON
ORDINANCE NO. 3-13-2025**

**AN ORDINANCE OF THE BOROUGH OF HALEDON, NEW JERSEY, AMENDING
AND SUPPLEMENTING THE GENERAL ORDINANCE NO. 5-27-2021 OF THE
BOROUGH, CHAPTER 405 “ZONING”, PROVIDING FOR THE ZONING,
LICENSING, REGULATIONS FOR CANNABIS ESTABLISHMENTS.**

WHEREAS, the Governing Body of the Borough of Haledon, in the County of Passaic, New Jersey (the “Borough”), a public body corporate and politic of the State of New Jersey (the “State”), adopted Ordinance 5-27-2021 creating land use regulations and licensing requirements for regulated cannabis establishments that also protect the health, safety, and general welfare of the community; and

WHEREAS, the Borough is desirous of permitting a Class III Retailer to establish and maintain a designated space for the on-site consumption of cannabis products, as an ancillary use to a Class III Cannabis Retailer License, as permitted by the State; and

WHEREAS, Ordinance 5-27-2021 currently prohibits the smoking or vaping of cannabis on the premises of any cannabis establishment under Section 3, 405-65.1(f); and

WHEREAS, the Borough now seeks to amend this restriction to permit the smoking and vaping of cannabis exclusively on the premises of a State and Borough-licensed Class III Retailer that holds an endorsement to operate a designated Cannabis Consumption Area, as permitted by the New Jersey Cannabis Regulatory Commission (“NJ-CRC”);

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Haledon, New Jersey, as follows:

SECTION 1. Amendment to Definitions (Section 405-2(b))

The following definition is added to Section 405-2(b):

CANNABIS CONSUMPTION AREA – A designated area operated by a Cannabis Retailer that is currently operating as a Class III Retailer and is duly endorsed by both the State and the Borough to operate a Cannabis Consumption Area. This area allows individuals 21 years or older to lawfully consume cannabis products in compliance with state and local regulations. A Cannabis Consumption Area must be on the premises of, and operated by an existing, Borough-licensed Cannabis Retailer and may not operate as a standalone business.

SECTION 2. Amendment to Requirements (Section 405-65)

The following amendments, underlined, are made to Section 405-65(f) and (i):

405-65(f): Smoking/vaping. No cannabis establishment shall permit the smoking or vaping of cannabis on premises, indoors or outdoors, unless permitted under a consumption endorsement by the NJ-CRC.

405-65(i): Hours. No cannabis retailer may open to customers for business before 8:00 a.m. or remain open to customers for business after 10:00 p.m., with exception of patrons of a NJ-CRC endorsed consumption lounge.

SECTION 3. Any and all ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency, it being the legislative intent that all such ordinances or part of ordinances now existing or in effect unless the same are in conflict or inconsistent with any provision of this

Ordinance shall remain in effect.

SECTION 4. The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remain in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

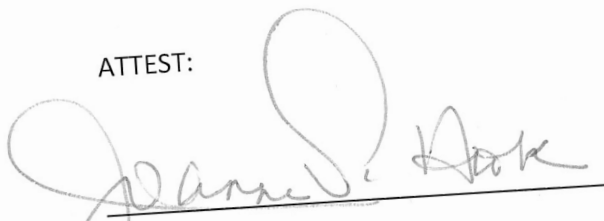
SECTION 5. This Ordinance shall take effect upon passage and publication as provided by law.

SECTION 6. This Ordinance shall be a part of the General Ordinances of the Borough of Haledon as though codified and fully set forth therein. The Borough Clerk shall have this Ordinance codified and incorporated in the official copies of the Borough Code. The Borough Clerk and the Borough Attorney are authorized and directed to change any Chapter, Article and/or Section number of the General Ordinances of the Borough of Haledon in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repeal of existing provisions not intended to be repealed.

INTRODUCED: 3-13-25

PASSED: 4-10-25

ATTEST:



Municipal Clerk

APPROVE:



Mayor