# ORDINANCE NO. 2022-9

AN ORDINANCE OF THE TOWNSHIP OF OCEAN, COUNTY OF OCEAN, STATE OF NEW JERSEY, REPEALING AND REPLACING CHAPTER 125 OF THE TOWNSHIP CODE WHICH PROHIBITED ALL CLASSES OF CANNABIS BUSINESS WITHIN THE TOWNSHIP AND AMENDING CHAPTER 125 OF THE TOWNSHIP CODE TO BE ENTITILED "CANNABIS BUSINESSES" TO PERMIT CERTAIN CLASSES OF CANNABIS LICENSES

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, consisting of:

- Class I Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributor license, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another

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licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;

- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

WHEREAS, Section 3 of the Act defines a "cannabis establishment" as "a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer"; and

WHEREAS, Section 31a of the Act authorizes municipalities to adopt by ordinance regulations governing the number of (1) cannabis establishments, (2) cannabis distributors and (3) cannabis delivery services, except for the delivery of cannabis items and related supplies by a cannabis delivery service based and initiated from outside of the municipality; and

WHEREAS, Section 31a of the Act also authorizes municipalities to adopt by ordinance regulations governing the local licensing endorsement, location, manner and times of operation of cannabis establishments and cannabis distributors, and the location and manner of cannabis delivery services, and establishing civil penalties for the violation of any such regulations; and

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WHEREAS, Section 31b of the Act authorizes municipalities to prohibit by ordinance the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality, except for the delivery of cannabis items and related supplies by a delivery service based and initiated from outside of the municipality; and

WHEREAS, Section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (i.e., by August 21, 2021); and

WHEREAS, pursuant to Section 31b of the Act, the failure to do so shall mean that for a period of five (5) years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, pursuant to Section 31b of the Act, any municipality regulation or prohibition that must be adopted within 180 days of the effective date of the Act (by August 21, 2021) and failure to adopt such prohibitions will result in the automatic permission of the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items in all industrial zones, and that the retail selling of cannabis items to consumers as the conditional use in all commercial and retail zones of the municipality for period of five (5) years; and

WHEREAS, due to the above legislative requirements and the fact that at the time no regulations have yet been adopted by the State of New Jersey and the Township having to review its zoning and land use regulations, the Township Committee of the Township of Ocean adopted Ordinance 2021-12 on June 16, 2021, prohibiting all manner of cannabis related businesses within the Township; and

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WHEREAS, since the adoption of Ordinance 2021-12, state regulations have been enacted and the Township has had an opportunity to comprehensively review its zoning and land use regulations to provide for specific areas within the Township in which cannabis business can be permitted; and

WHEREAS, the Township Committee has determined that the operation of cannabis businesses can be permitted in certain instances within the Township subject to the regulations set forth in this ordinance as wells as the concurrent land use ordinance revisions.

NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Ocean, County of Ocean, State of New Jersey, that Chapter 125 of the Township Code, currently entitled "Cannabis Establishments, Distribution, and Delivery Services Prohibited," is hereby repealed and replaced in its entirety and shall be known as Chapter 125 entitled "Cannabis Businesses" as follows:

**SECTION 1.** Chapter 125 of the Township Code entitled "Cannabis Businesses" is hereby established and shall read as follows:

# §125-1. Purpose.

Notwithstanding any Federal law to the contrary, this Chapter is enacted to regulate and govern the use of Cannabis Businesses and the type of permits issued in the Township pursuant to the New Jersey Cannabis Regulatory Enforcement Assistance and Marketplace Modernization Act, N.J.S.A. 24:61-32 et seq. ("CREAMMA") and the regulations adopted by the New Jersey Cannabis Regulatory Commission, N.J.A.C. 17-30 et seq.

#### §125-2. Definitions.

For purposes of this Chapter, the following definitions shall apply:

#### Cannabis

All parts of the plant Cannabis sativa L., whether growing or not, the seeds thereof, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds, except those containing resin extracted from the plant, which are cultivated and, when applicable, manufactured in accordance with P.L. 2016, c. 16 for use in cannabis products as set forth in this act, but shall not include the weight of any other ingredient combined with cannabis to prepare

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topical or oral administrations, food, drink, or other product. "Cannabis" does not include: medical cannabis dispensed to registered qualifying patients pursuant to the "Jake Honig Compassionate Use Medical Cannabis Act," P.L.2009, c.307 (C.24:61-1 et al.) and P.L.2015, c.158 (C.18A:40-12.22 et al.); marijuana as defined in N.J.S.2C:35-2 and applied to any offense set forth in chapters 35, 35A, and 36 of Title 2C of the New Jersey Statutes, or P.L.2001, c.114 (C.2C:35B-1 et seq.), or marihuana as defined in section 2 of P.L.1970, c.226 (C.24:21-2) and applied to any offense set forth in the "New Jersey Controlled Dangerous Substances Act," P.L.1970, c.226 (C.24:21-1 et al.); or hemp or a hemp product cultivated, handled, processed, transported, or sold pursuant to the "New Jersey Hemp Farming Act," P.L.2019, c.238 (C.4:28-6 et al.).

## Cannabis cultivator

Any licensed person or entity that grows, cultivates, or produces cannabis, and sells, and may transport, this cannabis to other cannabis cultivators, or usable cannabis to cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers. This person or entity shall hold a Class 1 (Cannabis Cultivator) license.

## **Cannabis Delivery Service**

Any licensed person or entity that provides courier services for consumer purchases of cannabis items and related supplies fulfilled by a cannabis retailer in order to make deliveries of the cannabis items and related supplies to that consumer, and which services include the ability of a consumer to purchase the cannabis items directly through the cannabis delivery service, which after presenting the purchase order to the cannabis retailer for fulfillment, is delivered to that consumer. This person or entity shall hold a Class 6 (Cannabis Delivery) license.

### Cannabis Distributor

Any licensed person or entity that transports cannabis in bulk intrastate from one licensed cannabis cultivator to another licensed cannabis cultivator, or transports cannabis items in bulk intrastate from any one class of licensed cannabis establishment to another class of licensed cannabis establishment and may engage in the temporary storage of cannabis or cannabis items as necessary to carry out transportation activities. This person or entity shall hold a Class 4 (Cannabis Distributor) license.

#### Cannabis Manufacturer

Any licensed person or entity that processes cannabis items in this State by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers. This person or entity shall hold a Class 2 (Cannabis Manufacturer) license.

#### Cannabis Retailer

Any licensed person or entity that purchases or otherwise obtains usable cannabis from cannabis cultivators and cannabis items from cannabis manufacturers or cannabis wholesalers, and sells these to consumers from a retail store, and may

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use a cannabis delivery service or a certified cannabis handler for the offpremises delivery of cannabis items and related supplies to consumers. A cannabis retailer shall also accept consumer purchases to be fulfilled from its retail store that are presented by a cannabis delivery service which will be delivered by the cannabis delivery service to that consumer. This person or entity shall hold a Class 5 (Cannabis Retailer) license.

## Cannabis Wholesaler

Any licensed person or entity that purchases or otherwise obtains, stores, sells or otherwise transfers, and may transport, cannabis items for the purpose of resale or other transfer to either another cannabis wholesaler or to a cannabis retailer, but not to consumers. This person or entity shall hold a Class 3 (Cannabis Wholesaler) license.

#### **Medical Cannabis**

Cannabis dispensed to registered qualifying patients pursuant to the Honig Act and N.J.S.A. 18A:40-12.22 et al. "Medical Cannabis" does not include any cannabis or cannabis items which is cultivated, produced, processed and consumed in accordance with the Cannabis Regulatory Enforcement Assistance Marketplace Modernization Act.

## Medical Cannabis Dispensary

An organization that is issued a permit by the Cannabis Regulatory Commission authorizing the organization to "purchase or obtain medical cannabis and related supplies from medical cannabis cultivators, purchase or obtained medical cannabis products and related supplies from medical cannabis manufacturers; purchaser obtained medical cannabis, medical cannabis products and related supplies and paraphernalia from other medical cannabis dispensaries and from clinical registrants; deliver, transfer, transport, distribute, supply and sell medical cannabis and medical cannabis products to other medical cannabis dispensaries; furnish medical cannabis, including medical cannabis products, to a medical cannabis handler for delivery to a registered qualifying patient, designated caregiver; or institutional caregiver consistent with the requirements of the Honig Act; and possess, display, transfer, transport, distribute, supply, sell and dispense medical cannabis, medical cannabis products, paraphernalia and related supplies to qualifying patients, designated caregivers, and institutional caregivers. A medical cannabis permit shall not authorize the permitholder to cultivate medical cannabis, to produce, manufacture, or otherwise create medical cannabis products.

# §125-3. Permitted classes of Cannabis businesses in permitted area.

- A. Cannabis businesses shall only be permitted uses in those districts identified in Chapter 410 (Zoning) of the Township Code, or in a duly adopted redevelopment plan.
- B. Only cannabis businesses authorized by a Class 1 (Cannabis Cultivator), Class 2 (Cannabis Manufacturer), Class 3 (Cannabis Wholesaler), Class 4 (Cannabis Distributor), or a Medical Cannabis Dispensary license issued by the Cannabis Regulatory Commission, Department of the

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Treasury, State of New Jersey shall be permitted within the Township of Ocean.

C. All other cannabis business authorized by other classes of licenses issued by the Cannabis Regulatory Commission, Department of the Treasury, State of New Jersey are specifically prohibited from operating within the Township of Ocean.

## §125-4. Licenses.

- License. In addition to any license issued by the State of New Jersey. cannabis establishments permitted in the Township of Ocean shall be required to obtain from the Township of Ocean Building Department an annual license evidencing compliance with the requirements of this Chapter. Under no circumstances shall the local license issued by the Building Department be effective until or unless the State of New Jersey and any other required Governmental Agency has issued the requisite permits or licenses to operate such a facility. The local license shall be valid for a one-year period from the date of issuance and shall be renewable, subject to any restriction or regulation adopted since the previous local license was issued or renewed. In the event of any violation of the provisions of this Chapter, the Building Department may, upon notice to and a hearing provided to the licensee, revoke the license. The transfer of ownership of any local license or change of location or modification of any local license shall be subject to the approval of the Building Department. There shall be a non-refundable application fee for such license in the amount of \$10,000.00 for the first year and any subsequent annual renewal shall be \$10,000.00. Separate fees shall be due for each license applied for.
- B. The number of licenses issued. The Township of Ocean shall limit the number of aggregate licenses of all classes issued.
- C. The Township shall solicit requests for proposals for applicants seeking licensing approval to operate within the Township of Ocean and submit applications to the State of New Jersey. There shall be a non-refundable fee to submit a proposal in order for same to be reviewed by the Township in the amount of \$500.00. Licensing shall be issued by the Township Clerk pursuant to the provisions of this Chapter.

# §125-5. Operating requirements and prohibitions.

Cannabis businesses shall be subject to the following specifications and standards, which shall constitute regulations applicable to a permitted use.

A. Licenses. Prior to the operation of any cannabis business, a permit or license must be obtained from the State of New Jersey, the Township of Ocean, and any other governmental agency, as may be necessary, for the applicable type(s) of cannabis establishment. No cannabis establishment shall be permitted to operate without all approvals required by law.

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- B. Compliance with licenses. Permitted uses shall, at all times, comply with the terms and conditions of the licensee's cannabis establishment permits and license issued by the State of New Jersey, the Township of Ocean, and any other governmental agency or authority.
- C. **Hours of operation**. The hours of operation by all licensees shall be from 8:00 a.m. to 8:00 p.m. only, with the exception of on-site security.
- E. Security. All cannabis establishments shall be secured in accordance with the State of New Jersey statutes and regulations; shall have 24-hour surveillance and shall have trained security personnel on-site at all times during operating hours. Footage must be maintained for the duration required under State law. All licensed facilities must provide the Township's Police Department with access to security footage immediately upon request by the Police Department.
- F. Land Use regulations. All cannabis establishments shall comply with Chapter 410 (Zoning) of the Code of the Township of Ocean and all other applicable regulations.
- G. **On-site consumption prohibited.** No cannabis or cannabis product shall be smoked, eaten, or otherwise consumed on the premises of any cannabis establishment unless permitted pursuant to State law or regulation.
- H. Age restriction. No person under the age of 21 years may be permitted within any cannabis establishment. Any person seeking entry into a cannabis establishment shall be required to present proof of age to a security guard before gaining entry.

## §125-6. Taxation.

A. (1) It is hereby established a local transfer tax imposed on transactions that occur within the Township of Ocean between a cannabis business that holds a cannabis cultivator, cannabis manufacturer, cannabis wholesaler, or any combination therefore medical cannabis dispensary, at the following rates:

(a).	cannabis cultivator	2%
(b)	cannabis manufacturers	2%
(c)	cannabis wholesaler	1%
(d)	medical cannabis dispensary	2%

(2) It is hereby established a local user tax imposed on non-sale transactions that occur within the Township of Ocean between a cannabis business that holds a cannabis cultivator, cannabis manufacturer, cannabis

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wholesaler, or any combination thereof, or medical cannabis dispensary, at the following rates:

(a).	User Tax for cannabis cultivator	2%
(b)	User Tax for cannabis manufacturers	2%
(c)	User Tax for cannabis wholesaler	1%
(d)	User Tax for medical cannabis dispensary	2%

- B. Every cannabis establishment required to collect a transfer tax or user tax imposed by this Chapter, shall be personally liable for such transfer tax or user tax imposed, collected, or required to be collected under this Chapter. Any cannabis establishment shall have the same right to collecting the transfer tax or user tax from another cannabis establishment as if the transfer tax or user tax was a part of the transaction and payable at the same time, or with respect to non-payment of the transfer tax or user tax by the cannabis establishment or the consumer, as if the transfer tax or user tax was part of the purchase price of the cannabis or cannabis item, or equivalent value of the transfer of the cannabis or cannabis item, and payable at the same time; provided however, that the Chief Financial Officer of the Township shall be joined as a party in any action or proceeding brought to collect the cannabis transfer or user tax.
- C. All revenues collected from a transfer tax imposed pursuant to this Chapter shall be remitted to the Chief Financial Officer of the Township in the manner prescribed herein. The Chief Financial Officer of the Township shall collect and administer any transfer tax imposed by this Chapter. The Township may enforce the payment of any delinquent taxes imposed in the same manner provided for municipal real property taxes. In the event that the transfer tax imposed is not paid as when due by a cannabis establishment, the unpaid balance, and any interest accruing thereon, shall be lien against real property comprising the cannabis establishment's premises in the same manner as all other unpaid municipal taxes, fees, or other charges. The lien shall be superior and paramount to the interest in the parcel of any owner, lessee, tenant, mortgagee, or other person, except the lien of municipal taxes, shall be on a parody with and deemed equal to municipal lien on the parcel for unpaid property taxes due and owing in the same year. The Township shall file in the Office of the Township Tax Collector a statement showing the amount and due date of unpaid balances and identifying the lot and block number of the parcel of the real property that comprises the delinquent cannabis establishment's premises. The lien shall be enforced as a municipal lien in the same manner as all other municipal liens are enforced.
- D. The Chief Financial Officer is charged with the administration and enforcement of the local transfer tax provisions of this Chapter, and is

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empowered to prescribe, adopt, promulgate, and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this Chapter, including provisions for the re-examination and corrections of declarations and returns, and payments alleged or found to be incorrect, as to which an overpayment is claimed or found to have occurred, and to prescribe forms necessary for the administration of this Chapter. Should a cannabis establishment fail to refuse to provide adequate information to the Chief Financial Officer to determine the amount of tax due, then the Chief Financial Officer may use information provided to the Chief Financial Officer from other sources (i.e., the commission or Department of Treasury) to determine the amount of tax liability.

- E. Taxpayers liable for the transfer tax are required to keep such records as will enable the filing of true and accurate returns for the tax and such records shall be preserved for a period of not less than three (3) years from the filing date or due date, whichever is later, in order to enable the Chief Financial Officer or any agent designated by him to verify the correctness of the declarations or returns. If records are not available to the Township to support the returns which were filed or should have been filed, the taxpayer will be required to make them available to the Chief Financial Officer either by producing them at a location in the Township or by paying the expenses incurred by the Chief Financial Officer or his agent in travelling to the place where the records are regularly kept.
- F. All cannabis establishments operating in the municipality are required to file a copy of their New Jersey tax return with the Chief Financial Officer to report their transactions during each calendar quarter and the amount of tax in accordance with provisions of this Chapter. Returns shall be filed, and payments of tax imposed for the preceding calendar quarter shall be made on or before the last day of April, July, October, and January, respectfully. A taxpayer who has overpaid the transfer tax, or who believes is not liable for the tax, may file a written request for an amended tax return with the Chief Financial Officer for a refund or a credit of the tax. For amounts paid as a result of a notice serving or informing a taxpayer of an underpayment, a written request for refund shall be filed with the Chief Financial Officer within two (2) years of the date of the payment.
- G. The Chief Financial Officer may initiate an audit by means of an Audit Notice. If, as a result of an examination conducted by the Chief Financial Officer, a return has not been filed by a taxpayer or a return is found to be incorrect and transfer taxes are owed, the Chief Financial Officer is authorized to access and collect any tax due. If no return has been filed and tax is found to be due, the tax actually due may be accessed and collected with or without the formality of obtaining a return from the taxpayer. Deficiency assessments (i.e., where a taxpayer has filed a return but is found to owe an additional tax) shall include taxes for up to three (3) years to the date when the deficiency is assessed. Where no return was filed, there shall be no limit to the time period of assessment.

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- Upon proposing an assessment, the Chief Financial Officer shall send the H. taxpayer and interim notice by certified mail return receipt requested. which advises the taxpayer of additional taxes that are due. Should the taxpayer wish to dispute the assessment administratively by requesting a hearing with the Chief Financial Officer, it must do so within thirty (30) days of the date of such interim notice. If after the Chief Financial Officer sends an interim notice, the taxpayer fails to timely request a hearing with the Chief Financial Officer or request a hearing after conducting a hearing, the Chief Financial Officer determines that the taxes are due, the Chief Financial Officer shall send the taxpayer by certified mail return receipt requested a final notice. If the taxpayer wishes to dispute the assessment set forth in the final notice, he or she must initiate an appeal in the New Jersey Tax Court within ninety (90) days after the mailing of any final notice regarding a decision, order, finding, assessment, or action hereunder.
- I. Any person who receives an interim notice from the Chief Financial Officer may within thirty (30) days after the date of an interim notice, request a hearing with the Chief Financial Officer. Any person who fails to request a hearing with the Chief Financial Officer in a timely manner, waives the right to administratively contest any element of the assessment. The Chief Financial Officer shall accept payments of disputed tax amounts under protest pending appeals; however, any requests for refund of such monies shall be filed in accordance with this Section.
- J. Any aggrieved taxpayer may, within ninety (90) days after mailing of any final notice regarding a decision, order, finding, assessment, or action hereunder, or publication of any rule, regulation or policy of the Chief Financial Officer, appeal to the Tax Court to review actions or regulations of municipal officials by filing a complaint in accordance with New Jersey Court Rules. The appeal provided by this Section shall be the exclusive remedy available to any taxpayer for review of a final decision of a Chief Financial Officer in respect to a determination of liability for the tax imposed by this Chapter.
- K. The transfer tax or user tax shall be stated, charged, and shown separately on any transaction or sales slip, invoice, receipt or other statement or memorandum of the price paid or payable or the equivalent value of the transfer or use of the cannabis or cannabis item.
- L. The cannabis transfer tax or cannabis user tax shall be in addition to any other tax or fee imposed pursuant to State or local ordinance or resolution by any governmental entity with regard to cannabis.

# §125-7. Local hiring.

For any cannabis business duly licensed and operated within the Township of Ocean, the annual licensing fees established in this Chapter shall be reduced for the applicable year if the business can demonstrate that it falls within one or more of the following categories:

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- A. Any business that can provide a Minority Business Certification from the State of New Jersey shall be entitled to a twenty-five (25%) percent reduction of the licensure fee, or remaining fee, if a reduction has already been applied under this section.
- B. Any business that can provide a Woman's Business Enterprise Certificate from the State of New Jersey shall be entitled to a twenty (25%) percent reduction of the licensure fee or the remaining fee, if a reduction has already been applied under this section.
- C. Any business that can provide proof that at least one-third of its employees are residents of the Township of Ocean shall be entitled to a twenty-five (25%) percent reduction of licensure fee or remaining fee, if a reduction has already been applied for under this section.
  - (1) In order to receive a reduction under this section, the business entity must provide adequate proof of employment and residency, in a form of payroll history and proof of residency demonstrating at least nine (9) months of both residency and active employment.
  - (2) The Township reserves the right to contact any employee's reference in order to verify employment and residency.

# §125-8. Violations and penalties.

Any licensee or person who shall violate or fail to comply with the provisions of this Chapter shall, upon conviction, be subject to the following penalties:

- A. First offense. Fine of up to \$1,000.00 per violation per day.
- B. Second or subsequent offense. Fine of up to \$2,000.00 per violation per day.

In addition to the penalties set forth in this Section, cannabis licensees shall be further subject to a ten (10) day license suspension. Each day that a violation occurs shall be a separate violation.

# §125-9. Revocation of license.

Any license issued pursuant to this Chapter may be suspended or revoked for violation of any of the provisions of the Township Code or any applicable ordinance, statute, or any other rules and regulations promulgated by the Township of Ocean or the State of New Jersey. Suspensions or revocations of a license shall be in addition to any other penalty which may be imposed for violation of Township ordinances. No refund will be issued by the Township for any suspended or revoked license.

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SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provisions, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This Ordinance shall take effect after second reading and publication as required by law.

# NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Ocean on the 19th day of April, 2022, at 6:00 PM. and will be considered for second and final passage at a meeting of the Township Committee to be held on the 17th day of May, 2022, at 6:00 PM. at the Municipal Building located at 50 Railroad Ave, Ocean, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

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