

**TOWN OF BOONTON
ORDINANCE NO. 26-22**

**AN ORDINANCE OF THE TOWN OF BOONTON, COUNTY OF MORRIS AND STATE OF NEW JERSEY,
AMENDING THE TOWN OF BOONTON DIVISION STREET REDEVELOPMENT PLAN TO ALLOW CANNABIS
BUSINESSES IN SUB AREA ONE**

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A 40A:12A-1 *et seq.* as amended and supplemented (the “Redevelopment Law”), authorizes municipalities to determine whether certain parcels of land therein constitute an area in need of redevelopment; and

WHEREAS, the Mayor and Town Council of the Town of Boonton previously adopted Resolution 20-232, designating that certain blocks and lots within the Town of Boonton be classified as an area of redevelopment without condemnation authority on September 21, 2020 (the “Division Street Redevelopment Zone”), and the Town of Boonton Planning Board thereafter adopted a resolution recommending the area be declared a non-condemnation area in need of redevelopment; and

WHEREAS, the Division Street Redevelopment Zone is divided into Sub Areas; and

WHEREAS, the Town of Boonton has created Cannabis Business Licenses; and

WHEREAS, the Town wishes to amend the Division Street Development Plan, by creating an addendum (“Addendum #1”) so as to allow as a permitted conditional use Class 5 Cannabis License holders within Sub Area One; and

WHEREAS, through such amendment, the Mayor and Town Council seek to further the aims of the Redevelopment Law, and specifically within the Division Street Redevelopment Zone.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Town Council of the Town of the Boonton, in the County of Morris, and State of New Jersey as follows:

SECTION 1. The Town of Boonton Division Street Redevelopment Plan, as adopted on September 21, 2020, is hereby repealed in its entirety and replaced with the following, as attached at Exhibit A which now allows Class 5 Cannabis License holders within Sub Area One.

SECTION 2. All Ordinances of the Town of Boonton that are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

The foregoing ordinance having been introduced and passed on first reading by the Mayor and Town Council of the Town of Boonton, County of Morris, State of New Jersey, on November 21, 2022 and then ordered to be published according to the law, will be further considered at public hearing to be held at a meeting beginning at 7:30 p.m. on December 19, 2022 at the Town Hall, 100 Washington Street, Boonton, NJ 07005, when and where, or at such time and place to which said meeting may be adjourned. All persons interested will be given an opportunity to be heard concerning said ordinance.

Cynthia A. Oravits, RMC
Town Clerk