

**Township of West Milford**  
Passaic County, New Jersey

**~ Resolution 2022 – 201 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY IN SUPPORT OF ELEVATED HERB LLC'S CANNABIS BUSINESS**

**WHEREAS**, on January 18, 2010, Governor Jon Corzine signed the New Jersey Compassionate Use Medical Marijuana Act, N.J.S.A. 24:61-1 et seq., which provided for the legalization of medical marijuana and creation of a program to allow persons suffering from qualifying debilitating medical conditions to obtain medical marijuana in a safe, timely and compassionate manner; and

**WHEREAS**, the State of New Jersey in 2018 amended its regulatory scheme so as to expand the scope of citizens to whom medical marijuana may be prescribed and so as to make medical marijuana more accessible and available to many of the citizens who need it; and

**WHEREAS**, on November 3, 2020, the Marijuana Legalization Amendment was approved by voters in New Jersey, which legalized the possession and use of cannabis for residents twenty-one years of age or older; and

**WHEREAS**, on February 22, 2021, Governor Phil Murphy signed into law the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act, which established the adult use cannabis program in the State of New Jersey; and

**WHEREAS**, the Township of West Milford endorses the adult use cannabis program in the State of New Jersey, as well as the medical use program, which provides needed relief to the many persons suffering from chronic and/or debilitating illnesses who may benefit from this program; and

**WHEREAS**, the Township of West Milford supports the safe and appropriate siting of a retail cannabis dispensary within the Township's Highway Commercial Zone, where such facilities are permitted use pursuant to Chapter 500-193, to the extent consistent with applicable state and local statutes, rules, regulations, and ordinances; and

**WHEREAS**, Elevated Herb LLC has expressed interest in siting such a retail cannabis dispensary at 1846 Route 23 (Block 13602, Lot 1); and

**WHEREAS**, the proposed location is within the Township's Highway Commercial Zone; and

**WHEREAS**, the Township of West Milford has not imposed any limits on the number of retail cannabis dispensary that may operate in the Highway Commercial Zone.

**NOW, THEREFORE, BE IT RESOLVED**, that the West Milford Township Council supports the safe and appropriate siting of a retail cannabis dispensary within the Township's Highway Commercial Zone by Elevated Herb LLC to the extent consistent with applicable state and local statutes, rules, regulations and ordinances.

Adopted: May 18, 2022

Adopted this 18<sup>th</sup> day of May, 2022  
and certified as a true copy of an original.

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William Senande, Township Clerk