

**ORDINANCE NO. 1157**

**ORDINANCE OF THE BOROUGH OF BARRINGTON, COUNTY OF CAMDEN AND STATE OF NEW JERSEY, AMENDING CHAPTER 120, VEHICLES AND TRAFFIC, IN THE BOROUGH CODE**

**BE IT ORDAINED** by the Mayor and Borough Council of the Borough of Barrington, County of Camden, and State of New Jersey, that Chapter 120, Vehicles and Traffic of the Code of the Borough of Barrington is hereby amended as follows:

**ARTICLE I.      ARTICLE VIII. Schedules    Section 120-16      Schedule I: No Parking**

In accordance with § 120-5, the following locations designated as no-parking areas are amended as follows:

<b><u>NAME OF STREET</u></b>	<b><u>SIDE</u></b>	<b><u>LOCATION</u></b>
Barrington Avenue (even side)	East	From a point 110 feet east of the easterly line of Clements Bridge Road to a point 140 feet west thereof to the northerly line of Haines Avenue
Barrington Avenue (even side)	West	From a point 165 feet west from the westerly line of Clements Bridge Road to a point 640 feet west thereof to the municipal boundary

**ARTICLE II.**

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

**ARTICLE III.**

This Ordinance shall take effect upon passage and publication according to law.

**BOROUGH OF BARRINGTON**

**Introduced: May 10, 2022**

**Adopted:      June 14, 2022**

**BY: \_\_\_\_\_**  
**Patti Harris, Mayor**

**Attest: \_\_\_\_\_**  
**Terry Shannon, Borough Clerk**

**ORDINANCE NO. 1158**

**ORDINANCE OF THE BOROUGH OF BARRINGTON, COUNTY OF CAMDEN AND STATE OF NEW JERSEY ADDING ARTICLE VI, CANNABIS FACILITY LICENSING FEE, IN CHAPTER 49A, BUSINESS REGISTRATION LICENSE, IN THE CODE OF THE BOROUGH OF BARRINGTON**

**BE IT ORDAINED** by the Mayor and Borough Council of the Borough of Barrington, County of Camden, and State of New Jersey, that Article VI, Cannabis Facility Licensing Fee, is added to Chapter 49A, Business Registration License, in the Code of the Borough of Barrington, as follows:

**ARTICLE I.      ARTICLE VI.      SECTION 49A-24      Cannabis Facility License Fee.**

A.      In order to be granted a business license for the operation of any state licensed medical cannabis facility or recreational marijuana facility within the Borough of Barrington, the following conditions, along with all other requirements of the Borough Code, must be satisfied:

1.      Completion of all forms, checklists, and other submissions as may be required by the Borough Clerk's Office;
2.      Payment of all applicable local fees, including inspection and licensing fees including a non-refundable application fee of \$2,500.00;
3.      Demonstration that all applicable state licenses have been obtained;
4.      Passage of all applicable state and local inspections required to be completed prior to the beginning of operations and/or renewal of any state and/or local license;
5.      Emergency contact information to be utilized by police, fire, and EMT personnel in the event of an on-site emergency; and
6.      Submission of a full copy of the application for state licensure, via hard copy or digitally, with pages prominently marked "confidential" as appropriate for purposes of compliance with New Jersey's Open Public Records Act (Note: pages not marked as confidential will be disclosed in response to an applicable OPRA request).

B.      In order to be issued, a business license for the operation of any state licensed medical cannabis facility or recreational marijuana facility within the Borough of Barrington, the following fee schedule must be agreed to and that license must be renewed every year:

1.      Alternative treatment centers, per location and use, due on February 1 of each calendar year: \$2,500.00;
2.      Authorized Recreational Marijuana Retail Facility, per location and use, due on February 1 of each calendar year: \$2,500.00.

## **ARTICLE II.**

Any article, section, paragraph, subsection, clause, or other provision of the Code of the Borough of Barrington inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

This ordinance shall take effect upon its passage and publication, and as otherwise provided for by law.

### **BOROUGH OF BARRINGTON**

**Introduced: May 10, 2022**

**Adopted: June 14, 2022**

**Approved:** \_\_\_\_\_  
**Mayor Patti Harris**

**Attest:** \_\_\_\_\_  
**Terry Shannon, Borough Clerk**

**ORDINANCE NO. 1159**

**ORDINANCE OF THE BOROUGH OF BARRINGTON, COUNTY OF CAMDEN AND  
STATE OF NEW JERSEY TO ADDING ARTICLE III TO CHAPTER 111, TAXATION,  
IN THE CODE OF THE BOROUGH OF BARRINGTON**

**WHEREAS**, the Borough of Barrington, ("Borough") is a municipal entity organized and existing under the laws of the State of New Jersey and located in Camden County; and

**WHEREAS**, on February 21, 2021, the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act ("CREAMMA") was signed into law; and

**WHEREAS**, CREAMMA both legalizes and decriminalizes adult use cannabis within New Jersey; and

**WHEREAS**, the law establishes six (6) specific classes of cannabis businesses that may be licensed by the State and allows each municipality to determine whether or not each of these types of businesses shall be permitted within their municipal boundaries; and

**WHEREAS**, the Borough has amended its zoning ordinance to permit Class V licensed retail cannabis businesses to operate within the Barrington Redevelopment Area Overlay Zone within the Borough; and

**WHEREAS**, Section 40 of CREAMMA authorizes the imposition of a municipal tax on the lawful sale of cannabis; and

**WHEREAS**, the Borough desires to impose a two percent (2%) municipal transfer tax on revenues generated by the lawful sale of cannabis by Class V retail license holders; and

**NOW, THEREFORE BE IT ORDAINED**, by the Mayor and Borough Council of the Borough of Barrington, County of Camden, and State of New Jersey as follows:

**ARTICLE III.  
Cannabis Municipal Tax**

**ARTICLE I.                      ARTICLE III. SECTION 111-12      Cannabis Municipal Tax.**

Pursuant to Section 40 of the New Jersey Cannabis Regulatory, Enforcement and Marketplace Modernization Act (CREAMMA), a two percent (2%) municipal transfer tax shall be imposed on the lawful sale of cannabis by any Class V license holder.

**ARTICLE II.                      ARTICLE III. SECTION 111-13      Additional to other taxes  
and fees.**

The Cannabis Municipal Tax shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity upon the lawful purchase of cannabis.

**ARTICLE III. ARTICLE III. SECTION 111-14      Payment by purchaser required;  
violations and penalties.**

A. All taxes imposed by this Section shall be paid by the purchaser. A licensee shall not assume or absorb any tax imposed by this Section.

B. A licensee shall not in any manner advertise or hold out to any person or to the public in general, in any manner, directly or indirectly, that the tax will be assumed or absorbed by the licensee, that the tax will not be separately charged and stated to the customer, or that the tax will be refunded to the customer.

C. Each assumption or absorption by a licensee of the tax shall be deemed a separate offense and each representation or advertisement by a licensee for each day that the representation or advertisement continues shall be deemed a separate offense.

D. Any licensee who violates any of the provisions of this Section shall, upon conviction thereof, be liable for penalties or any combination thereof as set forth in Chapter 1-15 of the Code of the Borough of Barrington, in the discretion of the Judge of the Municipal Court before whom such violation is heard and conviction made. Each day that a violation occurs shall be deemed a separate and distinct violation, subject to the penalty provisions of this Section.

**ARTICLE IV.**

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

**ARTICLE V.**

This Ordinance shall take effect upon passage and publication according to law.

**BOROUGH OF BARRINGTON**

**Introduced:    May 10, 2022**

**Adopted:      June 14, 2022**

APPROVED: \_\_\_\_\_  
                 Patti Harris, Mayor

ATTEST: \_\_\_\_\_  
                 Terry Shannon, Borough Clerk