

# CITY OF PLAINFIELD

MC 2021-40

**A RESOLUTION TO AMEND CHAPTER 17, THE LAND USE ORDINANCE OF THE CITY OF PLAINFIELD, BY AMENDING ARTICLE IX, SECTION 17:9-24A. “CANNABIS-RELATED BUSINESSES”:**

**WHEREAS**, On December 2, 2002, the City Council of the City of Plainfield adopted Ordinances No. 2002-29 and 2002-29A repealing and replacing the existing Chapters 17 (Zoning), Chapter 14 (Subdivisions) and portions of Chapter 3 (Agencies, Boards, Commissions and Committees) and replaced them with a new Chapter 17 entitled Land Use Ordinance; and

**WHEREAS**, at multiple times since this initial adoption the Planning Board and City Council have amended the Land Use Ordinance to respond to new land use issues and concerns as they arise, and

**WHEREAS**, the Planning Board continues to review and refine the ordinance in order to identify necessary changes; and

**WHEREAS**, it is the intent of the City of Plainfield to regulate the location and hours of retail cannabis businesses throughout the City, and

**WHEREAS**, the City Council has reviewed and considered the Planning Board’s recommendations to amend the Land Use Ordinance by adopting a “Cannabis-Related Business’ ordinance, and

**WHEREAS**, the City Council is required pursuant to N.J.S.A. 40:55D-26 to forward the proposed amendment to the Planning Board for their review and comment prior to the City Council adoption of the amendments to the Land Use Ordinance, and

**WHEREAS**, the Planning Board is scheduled to review this proposed land ordinance amendment at their June 1 meeting and submit their resolution of findings to the City Council in accordance with Section 40:55D-26 of the Municipal Land Use Law prior to second reading of this ordinance.

**NOW, THEREFORE BE IT ENACTED** By the City Council of the City of Plainfield, that:

**Section 1.**

The City Council has determined that the Cannabis-related business ordinance amendment to the Land Use Ordinance is appropriate and hereby adopts this Ordinance amendment to the Land Use Ordinance as proposed.

**Section 2.**

The validity or enforceability of any provision of this Ordinance shall not affect the remaining provision of this ordinance, which shall remain in full force and effect.

**Section 3.**

A notice of this action shall be published in the official newspaper authorized to publish legal notices for the City.

**Section 4.**

A copy of the Land Use Ordinance as amended is to be filed with the Union County Planning Board in accordance with Section 40:55D-16 of the Municipal Land Use Law.

**Section 5.**

This ordinance shall take effect twenty (20) days after final passage and approval, as provided by law.

**EXHIBIT A**  
**SECTION 17:9-24A. E9**

AMENDMENT TO -17:9-24A. E Operational Requirements

9. Hours;

a. All retail cannabis businesses shall adhere to the generally applicable hours of operation for retail businesses within the City. **All retail cannabis business will operate from 8:00am-9:00pm, Monday-Saturday and 1:00pm-9:00pm on Sundays. [AMENDMENT]**