

**ORDINANCE #2022-6**

**ORDINANCE OF THE BOROUGH OF KEYPORT, COUNTY  
OF MONMOUTH, NEW JERSEY, AMENDING CHAPTER 5  
“GENERAL LICENSING AND BUSINESS REGULATIONS”,  
SECTION 5-17 “CANNABIS BUSINESS LICENSES” OF THE  
CODE OF THE BOROUGH OF KEYPORT**

**WHEREAS**, the Borough of Keyport (the “**Borough**”) is a public body corporate and politic of the State of New Jersey; and

**WHEREAS**, Chapter 5 “General Licensing and Business Regulations, Section 5-17 “Cannabis Business Licenses” of the Code of the Borough of Keyport (the “**Code**”) regulates the cultivation, production, sale, and transportation of cannabis in the Borough in accordance with the provisions of the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" comprising *N.J.S.A. 24:61-31 et seq.*, and in accordance with the rules and regulations of the Cannabis Regulatory Commission; and

**WHEREAS**, after reviewing the costs incurred by the Borough in relation to the cannabis business license review process, the Borough has determined that a refund of the application fee for unsuccessful cannabis business license applicants should be revised to take into consideration the municipal costs and expenses involved with the license review process; and

**WHEREAS**, the Mayor and Borough Council have determined to amend Chapter 5, Section 5-17 of the Code to read as follows (additions are underlined and deletions are denoted by ~~strikethrough~~):

... [NOTE to Codifier. Existing text not appearing herein has been deleted solely for brevity. NO CHANGE] ...

**Section 5-17 Cannabis Business Licenses.**

d. **Cannabis Business License Conditions.** In order to be granted a business license for the operation of any Cannabis Business the following conditions must be satisfied:

7. Submission of application fee of Five Thousand (\$5,000.00) Dollars. ~~The Borough shall refund eighty (80%) percent of the application fee for any applicant not granted a license.~~

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Keyport as follows:

**Section 1.** The aforementioned recitals are incorporated herein as though fully set forth at length.

**Section 2.** Chapter 5, Section 5-17 of the Borough Code shall be amended as set forth above.

**Section 3.** All ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed.

**Section 4.** Each section, subsection, sentence, clause and phrase of this ordinance is declared to be an independent section, subsection, sentence, clause and phrase and the finding or holding of any such portion of this ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this ordinance.

**Section 5.** The Borough Clerk is hereby directed, upon adoption of the ordinance after public hearing thereon, to publish notice of the passage thereof.

**Section 6.** This ordinance shall be in full force and effect from and after its adoption and publication as required by law.

Introduced: March 1, 2022  
Public Hearing: March 15, 2022  
Adopted: March 15, 2022



Michele Clark, RMC  
Borough Clerk  
Borough of Keyport



Collette J. Kennedy, Mayor  
Borough of Keyport

