

TOWNSHIP OF EVESHAM

ORDINANCE NO. 8-3-2026

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EVESHAM, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY AMENDING CHAPTER 66 ENTITLED "CANNABIS" SECTION 3 ENTITLED "LICENSING."

WHEREAS, on November 6, 2020, New Jersey voters approved Public Question No. 1, amending the New Jersey Constitution to permit the legalization of a controlled form of marijuana called "cannabis" subject to regulated recreational and personal use by adults 21 years of age and older; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, including: (i) Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis; (ii) Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items; (iii) Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees; (iv) Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another; (v) Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and (vi) Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchases items to a consumer, and

WHEREAS, section 31a of the Act authorized municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as "a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer"), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, on August 11, 2021, by Ordinance No. 31-8-2021, Township Council adopted regulations governing the number of cannabis establishments permitted within the Township; and

WHEREAS, the Township Council of Evesham Township desires to amend Township Code Chapter 66 Section 3 to reduce the number of permitted Class 5 Cannabis Retail licenses from five (5) to four (4) total licenses within the Township; and

WHEREAS, the Township Council of Evesham Township finds that the adoption of such local licensure standards is consistent with the Legislature's findings that a controlled system of cannabis manufacturing, distribution, and sales must be designed in a way that enhances public health and minimizes harm to New Jersey communities and families.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Township Council of the Township of Evesham, County of Burlington, State of New Jersey that Chapter 66 entitled "Cannabis" Section 3. entitled "Licensing" of the Township Code is amended as follows:

Section 1. AMEND. Chapter 66 entitled "Cannabis" Section 3(D)(1)(e). entitled "Licensing" of the Township Code is amended to read as follows:

D. Licenses permitted; maximum number; fees.

(1) The Township shall permit the following type of cannabis licenses within the Township subject to such limits on the total number of licensees permitted for a particular class as follows:

....

(e) Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers, subject to a maximum limit of four licenses total within the Township; and;

Section 2. Repealer, Severability and Effective Date.

A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Council hereby declares it intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

COUNCILMEMBER	ROLL CALL VOTE		Upon Introduction <i>2/1/2024</i>			
	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
COOPER			✓			
FISICARO	✓		✓			
HUNTER		✓	✓			
SMITH			✓			
MAYOR VEASY			✓			

COUNCILMEMBER	ROLL CALL		VOTE				Upon Adoption <i>3/11/26</i>	
	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT		
COOPER	✓		✓					
FISCARO			✓					
HUNTER		✓	✓					
SMITH			✓					
MAYOR VEASY			✓					

Adopted on second and final reading on

March 11, 2026

Jason Veasy
 Mayor

Attest:
Rebecca Andrews / AK
 Township Clerk