

THE TOWNSHIP OF WEST AMWELL
COUNTY OF HUNTERDON, NEW JERSEY

ORDINANCE 03, 2022

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST AMWELL IN THE COUNTY OF HUNTERDON TO AMEND CHAPTER 140, "TAXATION," ARTICLE I "CANNABIS TRANSFER TAX".

WHEREAS, the Township previously adopted Ordinance 06, 2021 setting a cannabis transfer tax for medical and adult use cannabis businesses; and

WHEREAS, the Township wishes to amend Section 337-13 to increase the transfer tax for medical cannabis dispensaries to the maximum allowable under the law.

NOW, THEREFORE, BE IT ORDAINED, by the Committee of the Township of West Amwell, County of Hunterdon that the Code of the Township of West Amwell be amended as follows:

Section 1

§ 337-13 Medical Cannabis Transfer Tax.

There is hereby established a medical cannabis transfer tax in the Township of West Amwell, which shall be fixed at a uniform percentage rate of 2% on the purchase price of any medical cannabis dispensed by a medical cannabis dispensary in the Township, including medical cannabis that is furnished by the dispensary to a medical cannabis handler for delivery to a registered qualifying patient or the patient's caregiver, and which 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 dispensary.

Section 2 Severability. Should any section, clause, sentence, phrase or provision of this article be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this article.

Section 3 Repealer. All prior ordinances or parts of same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

Section 4 Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.

RECORDED VOTE:

AYES} Dale, Hoyer, Lyons, Cally

ABSTAIN} Bergenfeld

ABSENT} No Committee Members were Absent

ATTEST:

Maria Andrews, Township Clerk, RMC

By Order of the Township Committee

James Cally, Mayor

This ordinance was introduced and passed on first reading at a meeting of the governing body of the Township of West Amwell, in the County of Hunterdon, State of New Jersey, held on 4/6/22. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held in the municipal building, 150 Rocktown-Lambertville Road, Lambertville, NJ 08530 on 4/20/22 at 7:30 PM.