

**TOWNSHIP OF HOPEWELL
MERCER COUNTY, NEW JERSEY**

R E S O L U T I O N #22-213

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF
THE TOWNSHIP OF HOPEWELL IN SUPPORT OF THE
STATE CANNABIS RETAIL APPLICATION OF FLORO
HOPEWELL, LLC**

WHEREAS, on April 18, 2022, the Township Committee of the Township of Hopewell adopted Ordinance No. 22-1770, which permits the retail of cannabis as a conditional use in the Township's commercial zones; and

WHEREAS, N.J.A.C. 17:30-5.1(g) states that, by resolution, "A municipality may demonstrate proof of local support for the suitability of a cannabis business's proposed location by indicating that the intended location is appropriately located or otherwise suitable for the activities related to the operations of the proposed cannabis business;" and

WHEREAS, the New Jersey Cannabis Regulatory Commission's "Notice of Application Acceptance for Personal Use Cannabis Licenses" indicates that:

Applicants for annual cannabis business licenses and conditional conversions shall include proof of local support in their applications, which shall be submitted as:

1. If the municipality has a governing body, a resolution by that governing body that includes:

a. The license applicant's legal name under which they are registered to do business in the State of New Jersey;

b. A determination that the municipality has authorized the type of cannabis business license being sought by the license-applicant to operate within its jurisdiction; and

c. A confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit; and

WHEREAS, the New Jersey Cannabis Regulatory Commission issued guidance to the State's municipalities on December 10, 2021, in which it stated the following:

Municipalities that limit the number of cannabis businesses allowed to operate within the municipal borders should not issue letters or resolutions of support in excess of the number of cannabis businesses allowed to operate within the border unless such letters or resolutions of support specify that license applicants that

receive Commission approval first in time shall be deemed approved by the municipality until the local license limit is reached.

[Emphasis in original.]

WHEREAS, Floro Hopewell, LLC has requested the Township’s support to locate a Class 5 cannabis retail business in the Township; and

WHEREAS, Floro Hopewell, LLC submitted a concept plan for the Township’s review; and

WHEREAS, representatives of Hopewell Floro, LLC appeared at the June 13, 2022 Township Committee meeting to more formally present the proposal to establish a cannabis retail business in the Township; and

WHEREAS, the Township Committee has determined that the cannabis retail license being sought may operate within the Township at the proposed location; and

WHEREAS, the proposed location for Floro Hopewell, LLC, which has a common address of 2516 Pennington Road, Pennington, NJ 08534, and is reflected on the Township Tax Map as Block 78, Lot 3, in the Highway Business Office Zone, is a location that is zoned by the municipality for the proposed use, subject to the necessary approvals by the Township Planning Board; and

WHEREAS, pursuant to Ordinance No. 22-1770, “the number of cannabis retailers in the Township shall not exceed two (2)”; and

WHEREAS, as of the date of this Resolution, no other cannabis retailer exists in the Township of Hopewell, no other cannabis retailer has been approved for licensure to be located in the Township of Hopewell; and

WHEREAS, the Township has issued resolutions of local support for other Class 5 cannabis retail businesses, and may issue additional resolutions in the future, but asserts that, pursuant to the State’s guidance, the license applicants that receive Commission approval first in time shall be deemed approved by the municipality until the local license limit of two is reached.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hopewell:

1. The Township Committee supports the state licensure application for Floro Hopewell, LLC; and

2. The intended location is appropriately located and is suitable for the activities related to the operations of the proposed cannabis business; and

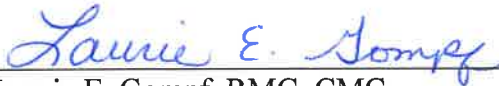
3. Hopewell Township has authorized cannabis retail to operate within its jurisdiction; and

4. Hopewell Township has imposed a limit on the number of cannabis retailers, and asserts that the license applicants that receive Commission approval first in time shall be deemed approved by the municipality until the local license limit of two is reached.

Date Adopted: June 13, 2022

CERTIFICATION

I, Laurie E. Gompf, Municipal Clerk, of the Township of Hopewell, County of Mercer, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Township Committee at the regular meeting held on the 13th day of June, 2022, in the Municipal Building Auditorium, Hopewell Township, New Jersey and via Zoom Video Communications.



Laurie E. Gompf, RMC, CMC
Municipal Clerk