

**TOWNSHIP OF FRANKLIN  
GLOUCESTER COUNTY, NEW JERSEY**

**R-98-23**

**SUPPORTING THE ESTABLISHMENT AND OPERATION OF A FACILITY FOR  
CANNABIS CULTIVATION AND MANUFACTURING ON THE PREMISES  
OWNED BY 1986 DELSEA DRIVE INC, LOCATED AT 1986 DELSEA DRIVE**

**WHEREAS**, on January 18, 2010, Governor Jon Corzine signed the New Jersey Compassionate Use Medical Marijuana Act, N.J.S.A. 24:61-1, et seq., which provided for the legalization of medical marijuana and creation of a program to allow persons suffering from qualifying debilitating medical conditions to obtain medical marijuana in a safe, timely, and compassionate manner; and

**WHEREAS**, the State of New Jersey, in 2018, amended its regulatory scheme so as to expand the scope of citizens to whom medical marijuana may be prescribed and so as to make medical marijuana more accessible and available to many of the citizens who need it; and

**WHEREAS**, on November 3, 2020, the Marijuana Legalization Amendment was approved by voters in New Jersey, which legalized the possession and use of cannabis for residents twenty-one years of age or older; and

**WHEREAS**, on February 22, 2021, Governor Phil Murphy signed into law the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Act, which established the adult use cannabis program in the State of New Jersey; and

**WHEREAS**, on April 27, 2021, in response to the deadline for municipal action imposed by the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act, N.J.S.A. 24:6I-45, et seq., the Township of Franklin adopted Ordinance O-06-21, prohibiting certain classes of cannabis businesses from operating within the Township (the “Township’s Cannabis Ordinance”); and

**WHEREAS**, the Township’s Cannabis Ordinance did not prohibit the operation of licensed Class 1 cultivation and Class 2 manufacturing operations; and

**WHEREAS**, in order for applicants to submit a complete application to the Cannabis Regulatory Commission (the “CRC”), the regulations promulgated by the CRC, at N.J.A.C. 17:30-7.10(b)(9) and N.J.A.C. 17:30-7.8(a)(5), require applicants to submit proof of local support in the form of a governing body resolution; and

**WHEREAS**, the New Jersey Cannabis Regulatory Commission issued a Guidance Memorandum to Municipal Officials dated December 10, 2021, entitled “Proof of Local Support; Municipal Preference; Fees,” providing guidance on the content of a resolution demonstrating local support, indicating that a resolution of support is to contain the following representations:

1. The license applicant’s legal name under which they are registered to do business in the State of New Jersey;
2. 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
3. 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, or that the first applicants to receive CRC approval will be deemed approved by the municipality.

**NOW THEREFORE, BE IT RESOLVED**, that the Township of Franklin makes the following representations to the Cannabis Regulatory Commission, consistent with the requirements of the Cannabis Regulatory Commission’s December 10, 2021, Memorandum directed to Municipal Officials:

- i. This Resolution applies to Universal Grow Company INC and their proposed facility to accommodate licensed Class 1 cultivation and Class 2 manufacturing operations, to be located at 1986 Delsea Drive, (Block 4001 Lot 7) in the Township’s Highway Commercial (HC) Zoning District.
- ii. The Township of Franklin, through the adoption of Ordinance O-06-21, has authorized Class 1 and Class 2 cannabis businesses to operate in the Township upon receiving the appropriate zoning and other applicable state and local approvals. A Use Variance is required to operate a Class 1 and Class 2 cannabis business in the Highway Commercial Zoning District.
- iii. The Township of Franklin has not imposed a limit on the number of Class 1 cultivation licenses and/or Class 2 manufacturing licensees to be operational within the Township.

**BE IT FURTHER RESOLVED** that the operation of a Class 1 and Class 2 cultivation and manufacturing facility within the Township of Franklin requires the license holder to comply with any applicable site plan requirements, local Ordinance requirements, all State laws and regulations, any terms and conditions of the Class 1 and/or Class 2 license. This resolution is contingent upon the complete review of this facility, the proposed site improvement and any supporting documentation required by law at the above location and the subsequent approval of described facility at the above described location by the planning and zoning boards of Franklin Township, Gloucester County.

**BE IT FINALLY RESOLVED** that the Township of Franklin, including its Administrators and Professionals, may communicate with the Cannabis Regulatory Commission as necessary to confirm and/or supplement the contents of this Resolution as may be requested by the Commission.

Adopted: April 11, 2023

COMMITTEE MEMBER	MOTION	2 <sup>nd</sup>	YES	ABSTAIN	NO	ABSENT
<b>T. Doyle</b>						
<b>J. Keen</b>						
<b>M. Marsh</b>						
<b>H. Flaim</b>						
<b>J. Bruno</b>						

ATTEST:

TOWNSHIP OF FRANKLIN

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Barbara Freijomil, Clerk

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John Bruno, Mayor

**CERTIFICATION**

I, Barbara Freijomil, Clerk of the Township of Franklin, County of Gloucester, do hereby certify that the forgoing Resolution was presented and duly adopted by the Township Committee at a meeting held on Tuesday, April 11, 2023.

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Barbara Freijomil, Clerk