

**BOROUGH OF ORADELL**

**ORDINANCE NO. 21-2**

**AN ORDINANCE AMENDING CHAPTER 266 OF THE  
CODE OF THE BOROUGH OF ORADELL CONCERNING  
TOWING AND STORAGE SERVICES**

**WHEREAS**, the Borough of Oradell wishes to amend Chapter 266 of the Code of the Borough of Oradell concerning Towing and Storage Services; and

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Oradell, in the County of Bergen, and State of New Jersey, as follows:

- I.** The existing Chapter 266-4(b) shall be deleted in its entirety and replaced with the following:

Filing. Application shall be filed with the Borough of Oradell Police Department, together with a certified check for the application fee of \$250 payable to the "Borough of Oradell." The Borough Clerk shall give 30 days' public notice in an official newspaper of the Borough of the date on which the license applications are to be received pursuant to this chapter.

- II.** Severability.

If any provision of this Ordinance, or the application of any such provision to any person or circumstances, shall be held invalid, the remainder of this Ordinance to the extent it can be given effect, or the application of such provision to persons or circumstances other than those to which it is held invalid shall not be affected thereby, and to this extent the provisions of this Ordinance are severable.

- III.** Repealer.

All ordinances or parts of ordinances which are inconsistent with any provisions of this ordinance are hereby repealed as to the extent of such inconsistencies.

- IV.** Effective Date.

This Ordinance shall take effect upon adoption and publication according to law.

21-3  
**AN ORDINANCE OF THE  
BOROUGH OF ORADELL  
COUNTY OF BERGEN  
STATE OF NEW JERSEY  
AMENDING CHAPTER 240 OF THE BOROUGH CODE  
ENTITLED "LAND USE"**

---

WHEREAS, the Borough of Oradell, in the County of Bergen and State of New Jersey (the "Borough") has a comprehensive Master Plan and Development Ordinances implementing that Master Plan; and

WHEREAS, the Borough has determined that businesses selling recreational marijuana require special concern for security, and location; and

WHEREAS, there is no area of the Borough which can safely house a business selling recreational marijuana and/or the paraphernalia that facilitates the use of such marijuana.

WHEREAS, the New Jersey State Legislature has authorized the Borough to prohibit the operation of any one or more classes of cannabis establishment or cannabis distributors, but not cannabis delivery services; and

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the Borough of Oradell, in the County of Bergen and State of New Jersey, as follows:

**SECTION I.**

Chapter 240 of the Borough Code, at Section 6.12 entitled "Uses Prohibited In All Zones", Subsection A, is hereby amended to delete the existing item "10" from the list of uses prohibited in all zones and add a new item "10" as follows:

10. The cultivation, manufacture, warehousing, distribution and sale of Cannabis and/or the paraphernalia that facilitates its recreational use. For the purposes of this section Cannabis shall be defined as all parts of the plant Cannabis sativa Linnaeus, Cannabis Indica or Cannabis ruderalis, whether growing or not; the seeds thereof; the resin, whether crude or purified, extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin. Cannabis also means the separated resin, whether crude or purified, obtained from cannabis. Cannabis does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks [except the resin extracted therefrom), fiber, oil or cake, or the sterilized seed of the plant which is incapable of germination. For the purpose of this section Cannabis does not mean Industrial Hemp. All classes of cannabis establishments and cannabis distributors are prohibited in the Borough of Oradell.

**SECTION II.**

All ordinances or parts thereof, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of their inconsistencies.

**SECTION III.**

In the event any section, part or provision of this Ordinance shall be held unconstitutional or invalid by any Court, such holding shall not affect the validity of this Ordinance or any remaining part of this Ordinance other than the part held unconstitutional or invalid.

**SECTION IV.**

This Ordinance shall be subject to review and recommendation by the Borough Planning Board in accordance with N.J.S.A. 40:55D-26.

**SECTION V.**

The County Planning Board shall be provided notice of this proposed ordinance in accordance with N.J.S.A. 40:27-6.10.

**SECTION VI.**

This Ordinance shall take effect immediately upon its final passage and publication as required by law and filing with the Bergen County Planning Board.

Approved this \_\_\_ day of \_\_\_\_\_, 2021:

\_\_\_\_\_  
Borough of Oradell  
Dianne Didio, Mayor

**NOTICE**

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and approved on first reading at the regular meeting of the Governing Body of the Borough of Oradell, in the County of Bergen, held on the \_\_\_ day of \_\_\_\_\_, 2021 and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the \_\_\_\_\_th day of \_\_\_\_\_, 2021 at 7:30 p.m. in the Council Chambers, Borough Hall, 355 Kinderkamack Road, Oradell, New Jersey, at which time and place any person desiring to be heard will be given an opportunity to be so heard.

\_\_\_\_\_  
Laura J. Lyons, CPM, RMC, RPPO