

**BOROUGH OF SUSSEX  
COUNTY OF SUSSEX  
ORDINANCE NO. 2024-01**

**AN ORDINANCE TO AMEND SECTION 3-12, ENTITLED “CANNABIS CONSUMPTION IN PUBLIC PLACES” OF CHAPTER 3, ENTITLED “POLICE REGULATIONS” OF THE CODE OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX, STATE OF NEW JERSEY**

**BE IT RESOLVED** by the Borough Council of the Borough of Sussex in the County of Sussex, as follows:

**SECTION 1.** Section 3-12, entitled “Cannabis Consumption in Public Places” of Chapter 3, entitled “Police Regulations” of the Code of the Borough of Sussex is hereby deleted and replaced with the following:

**§ 3-12 Cannabis.**

**§ 3-12.1 Definitions.**

**CANNABIS**

Means the same as that term is defined in N.J.S.A. 24:6I-33.

**§ 3-12.2 Cannabis Consumption in Public Places.**

The consumption of cannabis in a public place shall be prohibited in all public places within the Borough of Sussex, and any such violation shall be subject to a civil penalty of \$200 per violation.

**§ 3-12.3 Unregulated Sale of Cannabis.**

- (a) No person shall sell cannabis in the Borough of Sussex without a state license and a Borough permit.
- (b) No person shall gift cannabis in the Borough of Sussex in conjunction with the sale of or as an inducement to purchase another item.
- (c) Any person who violates any provisions of this subsection 3-12.3 shall be subject to, upon conviction, the mandatory penalty in the amount of \$2,000 and such other consequences set forth in Section 3-9.

**§ 3-12.4 Unregulated Sale of Cannabis.**

This Section may be enforced by the Code Enforcement Officer or other official of the Borough designated by the Borough Council.

**SECTION 2.** All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

**SECTION 3.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

**SECTION 4.** This Ordinance shall take effect after publication and passage according to law.

Attest:

\_\_\_\_\_  
Antoinette Smith, Borough Clerk

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Robert Holowach, Mayor

**NOTICE**

NOTICE IS HEREBY GIVEN that the attached Ordinance 2024-01 was introduced at a regular meeting of the Mayor and Council of the Borough of Sussex, Sussex County, New Jersey, held on February 6, 2024 and passed on first reading, and that such Ordinance was further considered for final passage and adoption at the regular meeting of the Mayor and Council held on February 20, 2024 and after all persons present were given the opportunity to be heard concerning the same, it was finally passed and adopted and will be in full force and effect according to law.

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Antoinette Smith, RMC