

**HAMPTON TOWNSHIP  
ORDINANCE NO. 2024-07**

**AN ORDINANCE TO ADD NEW CHAPTER 110, ENTITLED “CANNABIS” TO THE  
CODE OF THE TOWNSHIP OF HAMPTON, COUNTY OF SUSSEX, STATE OF NEW  
JERSEY.**

**BE IT ORDAINED** by the Township Committee of the Township of Hampton in the County of Sussex, as follows:

**SECTION 1.** The Code of the Township of Hampton is amended to add a new Chapter 110, entitled “Cannabis” which shall read as follows:

**Chapter 110. Cannabis.**

**§ 110-1. Definitions.**

**CANNABIS**

Means the same as that term is defined in Section 3 of P.L. 2021, c. 16 (N.J.S.A. 24:6I-33).

**CANNABIS RETAILER**

Means the same as that term is defined in Section 3 of P.L. 2021, c. 16 (N.J.S.A. 24:6I-33).

**CONSUMPTION**

Means the same as that term is defined in Section 3 of P.L. 2021, c. 16 (N.J.S.A. 24:6I-33).

**PUBLIC PLACE**

Means the same as that term is defined in Section 3 of P.L. 2021, c. 16 (N.J.S.A. 24:6I-33).

**USABLE CANNABIS**

Means the same as that term is defined in Section 3 of P.L. 2021, c. 16 (N.J.S.A. 24:6I-33).

**§ 110-2. Cannabis Consumption in Public Places.**

The consumption of cannabis in a public place shall be prohibited.

**§ 110-3. Prohibition on Certain Transfers of Usable Cannabis**

The transfer of usable cannabis in any instance where the usable cannabis is not obtained directly from a licensed cannabis retailer, and/or is transferred with remuneration or for promotional and/or business purposes, is hereby prohibited.

**§ 110-4. Civil Fines and Penalties**

- A. Any person violating Section 110-2 shall be subject to a civil penalty of \$200 per violation.
- B. Any person(s), firm(s), business(es), corporation(s) and/or other organizations, found to be engaged in the transfer of usable cannabis in violation of § 110-3 shall, upon conviction, be subject to a civil fine and penalty not exceeding \$2,000. Any person found to be in violation shall, upon conviction, be subject also to imprisonment for a term not exceeding 90 days or to a period of community service not exceeding 90 days as well as such penalties as may otherwise be provided by law.
- C. Each and every day any person(s), firm(s), business(es), corporation(s) and/or other organizations, including any licensed medical and/or cannabis establishment remains in violation of the provisions of this Chapter after the deadline for compliance set forth in any notice of violation issued by the enforcing officer(s) of the Township shall, in the discretion of the Court, be considered a continuing violation punishable as a separate and distinct offense and subject to a separate civil fine and penalty for each and every day the violation continues.
- D. The Municipal Court or Superior Court shall have jurisdiction to hear and decide any action(s) brought to enforce the provisions of this Chapter, the hearing for which shall be conducted in a summary manner if and as authorized by applicable law; and any final order imposing fines and penalties for a violation of this Chapter shall be enforceable in the Municipal Court or Superior Court and collectible as a lien against the property of the violator in accordance with the Penalty Enforcement Law of 1999, N.J.S.A. 2A:58-10 to – 12.

**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 upon its passage and publication as provided by law.

### **CERTIFICATION**

I hereby certify that Ordinance #2024-07 was adopted by the Hampton Township Committee at their regular meeting held on April 30, 2024 at the Hampton Township Municipal Building, Baleville, Sussex County, New Jersey.

Date: \_\_\_\_\_

\_\_\_\_\_  
Kathleen Armstrong, RMC  
Township Clerk

### **NOTICE**

**NOTICE IS HEREBY GIVEN** that the attached Ordinance #2024-07 was introduced at a regular meeting of the Township Committee of the Township of Hampton, Sussex County, New Jersey, held on the 26<sup>th</sup> day of March 2024 and passed on first reading, and that such Ordinance will be further considered for final passage and adoption at the regular meeting of the Township Committee to be held on the 30<sup>th</sup> day of April at the Municipal Building, One Rumsey Way, in the Township of Hampton, at 7:00 p.m., and remotely via Zoom if available, or remote only at the discretion of the Administrator or Mayor, at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance. To attend the meeting remotely use the following link: <https://us02web.zoom.us/j/4919500389>, or to attend the meeting by phone, dial 929-205-6099 (Meeting ID: 491 950 0389).

Date: \_\_\_\_\_

\_\_\_\_\_  
Kathleen Armstrong, RMC

### **HAMPTON TOWNSHIP NOTICE ORDINANCE 2024-07**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance #2024-07 was adopted at Final Reading at the regular meeting of the Township Committee of the Township of Hampton, County of Sussex held on Tuesday, April 30, 2024 at the Hampton Township Municipal Building, Baleville, N.J.

Kathleen Armstrong, RMC  
Township Clerk