

Resolution

No. 130-2026

RESOLUTION OF THE BOROUGH OF WESTVILLE, COUNTY OF GLOUCESTER, AND STATE OF NEW JERSEY, IN SUPPORT OF THE LOCATION AND OPERATION OF A CLASS 5 CANNABIS RETAIL FACILITY BY THC FACTORY DISPENSARY, LLC

WHEREAS, in November 2020, New Jersey voters approved Public Question No. 1, amending the New Jersey Constitution to legalize a controlled form of marijuana known as “cannabis” for adults twenty-one (21) years of age or older; and

WHEREAS, on February 22, 2021, Governor Philip D. Murphy signed into law P.L. 2021, c.16, known as the *New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act* (the “Act”), which legalized the recreational use of cannabis by adults 21 years of age or older, and established a comprehensive regulatory and licensing framework for commercial recreational cannabis operations, use and possession; and

WHEREAS, Section 31(a) of the Act authorizes municipalities by ordinance to adopt regulations governing the number, location, manner, and hours of operation of cannabis businesses within their jurisdiction; and

WHEREAS, the Borough of Westville has exercised this authority through the adoption and amendment of its cannabis ordinances, including Ordinance 1-2024, Ordinance 2-2026, Ordinance 5-2026, and Ordinance 9-2026, codified in Chapter 205 of the Borough Code, Class 5 Cannabis Retail licenses as conditional uses within designated zoning districts, subject to Planning Board approval and compliance with all ordinance conditions; and

WHEREAS, the Borough's ordinances establish separation distances, operational standards, numerical caps, and site plan requirements for such facilities, including limits related to proximity to schools and residential zoning districts, hours of operation, security, odor control, and prohibition of on-site consumption; and

WHEREAS, the Borough Council recognizes that the ultimate authority to issue cannabis licenses rests solely with the New Jersey Cannabis Regulatory Commission ("CRC"); and

WHEREAS, the Borough Council has received a request from THC Factory Dispensary, LLC for a Resolution of Support in connection with its application to the CRC for a Class 5 Cannabis Retail License, to be located at, Westville, New Jersey 08093, which is situated within a zoning district where such uses are permitted or conditionally permitted pursuant to Chapter 205 of the Borough Code; and

WHEREAS, the proposed facility, if approved, is anticipated to create employment opportunities, promote lawful and well-regulated cannabis operations, and contribute to the local economy of the Borough of Westville.

THEREFORE, BE IT RESOLVED by the MAYOR AND COUNCIL of the Borough of Westville, New Jersey, that THC Factory Dispensary, LLC is hereby authorized to submit an application to the New Jersey Cannabis Regulatory Commission for a Class 5 Cannabis Retail License, consistent with all applicable Borough ordinances and State law; and

BE IT FURTHER RESOLVED, that the issuance of this Resolution does not guarantee approval or issuance of any license by the CRC and does not waive or supersede any zoning, land use, site plan, or conditional use approval required by the Borough of Westville; or

BE IT FURTHER RESOLVED, that the Borough Council confirms that issuance of the requested Class 5 licenses, if approved by the CRC, would not exceed the numerical limits established under Chapter 205 of the Borough Code; and

BE IT FURTHER RESOLVED, that THC Factory Dispensary, LLC acknowledges its obligation to comply with all conditions imposed by Borough ordinances, Planning Board approvals, and applicable State regulations; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon adoption.

ADOPTED and PASSED by the Governing Body of the Borough of Westville, County of Gloucester, State of New Jersey at a regular meeting held on Monday, September 28, 2026.

BOROUGH OF WESTVILLE

**Fritz H. Sims, Jr.
MAYOR**

ATTEST:

**Sydney Packer
DEPUTY MUNICIPAL CLERK**