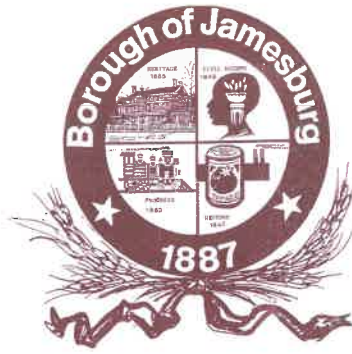


Municipal Building
131 Perrineville Road
Jamesburg, New Jersey 08831



Phone:
(732) 521-2222
Fax: (732) 521-3455
www.jamesburgborough.org

July 18, 2024

Middlesex County Clerk
75 Bayard Street
P.O. Box 1110
New Brunswick, NJ 08831

RE: Non-Binding Question

Enclosed please find the memorialized Resolution to add a non-binding question to the ballot for the November 5th General Election.

Please advise if you would require anything further from the Borough of Jamesburg.

Kind Regards,

Susan Boulogne
Registered Municipal Clerk
Borough of Jamesburg

RESOLUTION #132-07-17-24

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG
REQUESTING THE MIDDLESEX COUNTY BOARD OF ELECTIONS TO PLACE A
NON-BINDING PUBLIC QUESTION ON THE NOVEMBER 5, 2024
GENERAL ELECTION BALLOT.**

WHEREAS, the Mayor and Council of the Borough of Jamesburg (the "Borough") are interested in ascertaining the sentiment of the legal voters of the Borough relating to the potential establishment and location of an adult-use (recreational) "cannabis retailer" business or businesses within the Borough, in accordance with the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act," which was signed into law by Governor Murphy on February 22, 2021, as P.L. 2021, c.16; and

WHEREAS, an adult-use (recreational) "cannabis retailer" business would hold a "Class 5" license issued by the State Cannabis Regulatory Commission, with the approval of the Borough, for the retail sale of cannabis items and related supplies to consumers (also referred to as a "dispensary") for adult-use/recreational purposes, and be subject to a local cannabis tax which shall be paid directly to the Borough in an amount to be set by the Mayor and Council which shall not exceed two percent (2%) of the receipts on each sale; and

WHEREAS, pursuant to N.J.S.A. 19:37-1, et seq., the governing body of any municipality may ascertain the sentiment of the legal voters of the municipality upon any question or policy pertaining to the government of the municipality through a non-binding referendum question to be placed on the ballot at the next ensuing general election; and

WHEREAS, in order to initiate the process, the municipality must adopt an Ordinance or Resolution to authorize the placement of the non-binding referendum question on the ballot, and must forward same to the Clerk of the County Board of Elections, in accordance with the time requirements et forth in N.J.S.A. 19:37-1, et seq.; and

WHEREAS, the Mayor and Council of the Borough wish to initiate said process, as set forth above, through the adoption of the within Resolution.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Mayor and Council of the Borough of Jamesburg, in the County of Middlesex and State of New Jersey, that the following Non-Binding Public Question shall be placed upon the ballot at the next general election to be held on November 5, 2024:

NON-BINDING PUBLIC QUESTION:

Should the Mayor and Council of the Borough of Jamesburg adopt an Ordinance to permit the establishment and location of one or more "cannabis retailer" businesses (also known as "dispensaries") to operate within the Borough for the retail sale of cannabis items and related supplies to consumers for adult-use/recreational purposes, which sales shall be subject to a local cannabis tax which shall be paid directly to the Borough in an amount to be set by the Mayor and Council not exceeding two percent (2%) of the receipts on each sale?

INTERPRETIVE STATEMENT:

A “yes” vote on this Question will exhibit the voter’s approval of the proposition to allow for the establishment and location of one or more “cannabis retailer” businesses (also known as “dispensaries”) to operate within the Borough for the retail sale of cannabis items and related supplies to consumers for adult-use/recreational purposes.

The results of this non-binding referendum question will inform the Mayor and Council of the sentiments of the legal voters of the Borough on this issue.

If the proposition is approved by a majority of the voters, the Mayor and Council may thereafter, but shall not be required to, adopt an Ordinance to permit “cannabis retailer” businesses which have received a “Class 5” license from the State Cannabis Regulatory Commission, with the approval of the Borough, to operate within the Borough for the retail sale of cannabis items and related supplies to consumers for adult-use/recreational purposes. Any such Ordinance shall include the establishment of a local cannabis tax which shall be paid directly to the Borough in an amount to be set by the Mayor and Council not exceeding two percent (2%) of the receipts on each sale.

A “no” vote will exhibit the voter’s disapproval of the above proposition.

Either way, the results of the vote shall not be binding upon the Mayor and Council of Jamesburg Borough.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Middlesex County Clerk;
- b. Middlesex County Board of Elections; and
- c. Frederick C. Raffetto, Esq., Municipal Attorney

RESOLUTION #132-07-17-24

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG
REQUESTING THE MIDDLESEX COUNTY BOARD OF ELECTIONS TO PLACE A
NON-BINDING PUBLIC QUESTION ON THE NOVEMBER 5, 2024
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COUNCIL MEMBER	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Goletz		X	X			
Council Member Lefkovic	X		X			
Council Member Rampacek			X			
Council Member Spillane			X			
Council Member Taylor			X			
Council President Emens			X			
Mayor Gibbons						

I do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the Mayor and Borough Council of the Borough of Jamesburg on July 17, 2024.



Susan Boulogne
Registered Municipal Clerk
Borough of Jamesburg