

**Borough of Franklin, Sussex County**  
**Resolution #2022-31**

**A RESOLUTION OF THE BOROUGH OF FRANKLIN IN SUPPORT OF THE  
LOCATION AND OPERATION OF AN ADULT-USE CANNABIS CULTIVATION AND  
MANUFACTURING FACILITY BY ASCEND NEW JERSEY, LLC**

**WHEREAS**, both the medical and adult use of cannabis is authorized in the State of New Jersey (“State”) under the Jake Honig Compassionate Use Medical Cannabis Act, N.J.S.A. 24:6I-1, et seq. (“Jake Honig Law”), as well as for adult use sales pursuant to the recent passage of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (“CREAMMA”) (the Jake Honig Law and CREAMMA collectively referred to as the “New Jersey Cannabis Laws”).

**WHEREAS**, there are currently twelve (12) licensed Alternative Treatment Centers (“ATC”) operating in the State originally licensed by the New Jersey Department of Health, Medical Marijuana Program (“DOH”).

**WHEREAS**, Ascend New Jersey, LLC (“Ascend”) is one of the licensed ATCs, who, pursuant to CREAMMA, are permitted to become an Expanded ATC, and to commence operations for both medical and adult-use uses, provided, among other things, that said Expanded ATC has local approval and support for the cannabis use envisioned within that jurisdiction.

**WHEREAS**, the State of New Jersey has issued guidance permitting the existing ATCs to begin applying for Expanded ATC designation, subject to the approval of the New Jersey Cannabis Regulatory Commission (“CRC”) as the successor regulator to the DOH.

**WHEREAS**, the Borough recognizes that the ultimate decision to approve any new or expanded cannabis licensees is guided by the standards identified within the New Jersey Cannabis Laws and vested to the discretion of the CRC.

**WHEREAS**, Ascend presently operates a medical ATC facility within the Borough of Franklin (“Franklin” or the “Borough”) and seeks an Expanded ATC license to operate as a cultivation and manufacturing facility under CREAMMA.

**WHEREAS**, the Cannabis Laws recognize the necessity of ensuring that any potential licensees have the support of the local community, as evidenced by a resolution adopted by said municipality’s governing body indicating that the intended location is appropriately located or otherwise suitable for the activities related to the cultivation and manufacturing of cannabis, cannabis products, and related supplies as will be conducted at the proposed facility.

**WHEREAS**, Franklin recognizes the benefits permitting a cannabis cultivation and/or manufacturing facility to be located within its borders, including job creation and tax revenues associated with hosting a cultivation and/or manufacturing facility.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Franklin, Sussex County, State of New Jersey, as follows:

1. The Borough Council recognizes the benefits a cultivation and/or manufacturing facility within the Borough's boundaries, subject to compliance with all applicable ordinances, permits, and approvals.

2. The Borough Council recognizes that the applicable provisions of the Borough Code, Chapter 161, entitled Zoning, permit the operation of a Class 1 Cultivator and/or Class 2 Manufacturer License at 12 and 24 Munsonhurst Road (the "Facility") in the Borough.

3. Franklin recognizes the suitability of the operation of a cultivation and/or manufacturing license at the Facility, but also as to the jobs and tax benefits that Ascend could produce.

4. This Resolution confirms support of Ascend's application, and an indication that the Facility is appropriately located or otherwise suitable for the activities related to the cultivation and manufacturing of cannabis, cannabis products, and related supplies.

**CERTIFICATION:** I, Darlene J. Tremont, Municipal Clerk of the Borough of Franklin, in the County of Sussex, State of New Jersey do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Governing Body of the Borough of Franklin, County of Sussex, State of New Jersey at a regular meeting held on February 22, 2022.

  
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Darlene J. Tremont, Municipal Clerk

RECORD OF COUNCIL VOTES				
COUNCIL MEMBER	AYES	NAYES	ABSTAIN	ABSENT
CONCETTO FORMICA	X			
RACHEL HEATH	X			
JOSEPH LIMON	X			
JOHN POSTAS	X			
STEPHEN SKELLENGER	X			
GILBERT SNYDER	X			
MAYOR SOWDEN (Tie Only)				