

**BOROUGH OF WEST CAPE MAY
COUNTY OF CAPE MAY
STATE OF NEW JERSEY
ORDINANCE NO. 612-22**

**AN ORDINANCE AMENDING SECTION 4-1.5 OF THE WEST CAPE MAY CODE,
SETTING FEES FOR MERCANTILE LICENSES**

WHEREAS, pursuant to N.J.S.A. 40:52-1, the Borough of West Cape May is empowered to make, amend, repeal, and enforce ordinances to regulate various business activities; and

WHEREAS, pursuant to N.J.S.A. 40:52-2, the Borough may fix the fees for all such licenses; and

WHEREAS, section 4-1.5 of the West Cape May code establishes annual fees for mercantile licenses required for the carrying on of any business or trade in the Borough of West Cape May; and

WHEREAS, the West Cape May Borough Commission has determined it is in the best interests of the Borough to amend the Code so that the category of mercantile licenses for retail sales includes the retail sale of cannabis;

NOW, THEREFORE BE IT ORDAINED by the Borough Commission of the Borough of West Cape May, in the County of Cape May and State of New Jersey as follows:

SECTION 1. The section 4-1.5 of the West Cape May Code shall be amended as follows (strikethroughs indicating deletions and boldface portions indicating additions):

§ 4-1.5. Amount of Fees.

The annual mercantile license fees of the Borough of West Cape May pursuant to this subsection for the conduct or operation of any business within the Borough of West Cape May are as follows:

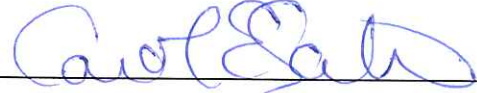
Business	Discounted Rate for New Business Operations First Commencing Between July 1 and December 31	Rate for New Business Operations First Commencing Between January 1 and June 30
Apartment, per unit	\$50.00	\$100.00
Automobile repair and service	\$150.00	\$300.00
Condominium unit, per unit	\$50.00	\$100.00
Duplex house, per unit	\$50.00	\$100.00
Landlord for retail store	\$75.00	\$150.00
Laundries and Laundromats	\$35.00	\$70.00
Machines, soda, paper, vending, per machine	\$35.00	\$70.00
Petroleum product dealers	\$200.00	\$400.00
Publishers and printers	\$200.00	\$400.00
Restaurants (floor plan showing seating capacity), per seat	\$7.00	\$14.00
1,000 sq. ft. of store area or less	\$125.00	\$250.00
1,000 sq. ft. of store area or more	\$175.00	\$350.00
Rooming house, guest house—number of rooms rented and hotel/motel, per unit	\$50.00	\$100.00
Single family residential house, per unit	\$50.00	\$100.00
Retail sales, including retail sales of cannabis products		
1,000 sq. ft. of store area or less	\$125.00	\$250.00
1,000 sq. ft. of store area or more	<u>\$175.00</u>	<u>\$350.00</u>
All other businesses not specifically enumerated herein.	\$150.00	\$300.00

SECTION 2. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

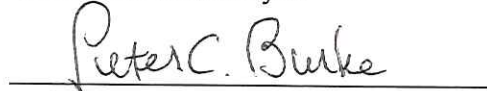
SECTION 3. Should any section, paragraph, sentence, clause, or phase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions

of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

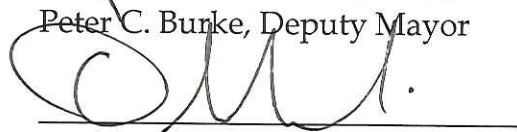
SECTION 4. This Ordinance shall become effective 20 days after final passage and publication, according to law.



Carol E. Sabo, Mayor



Peter C. Bunke, Deputy Mayor



Daniel M. Kurkowski, Commissioner



Theresa Enteado

Acting Municipal Clerk

Introduced: March 23, 2022

First Publication: March 30, 2022

Second Reading and Adoption: April 13, 2022

Final Publication: April 20, 2022

I hereby certify that the foregoing is a true copy of an Ordinance duly passed and adopted by a majority of full membership of the Board of Commissioners of the Borough of West Cape May, County of Cape May, New Jersey, at a meeting held on April 13, 2022.

Acting Municipal Clerk

