



# City of Malden

Malden City Hall  
215 Pleasant Street  
Malden, MA 02148

## Meeting Minutes - Final Rules & Ordinance Committee

*Chairperson Craig Spadafora  
Vice Chair Peg Crowe  
Ryan O'Malley  
David Camell  
Stephen Winslow*

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Tuesday, May 11, 2021

6:00 PM

REMOTE VIRTUAL MEETING

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### 215-21

In accordance with Governor Baker's 3/12/20 Order Suspending Certain Provisions of the Open Meeting Law, G.L.c.30A,ss18, and the Governor's 3/23/20 Revised Guidance on Order by the Governor Prohibiting Assemblage of More than Ten People, this meeting will be conducted via remote participation.

In person attendance by members of the public is prohibited, and all effort will be made to permit public attendance of this meeting, in the manner specified below, via remote access by internet, telephone, and if available via public broadcast of the meeting by Malden Access Cable Television on public access television channels.

Public access will also be provided by posting draft minutes, and/or a transcript, recording, or record of the meeting on the city of Malden website at [cityofmalden.org](http://cityofmalden.org) as soon as practicable after the meeting.

Additional information/guidelines for the public can be found here:

<https://www.cityofmalden.org/DocumentCenter/View/2487/Public-information-on-Public-Meetings-and-Hearings-during-the-Declared-State-of-Emergency-related-to-COVID19PDF>

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## Roll Call

*Also in attendance was City Solicitor Kate Fallon and Ron Hogan.*

*The meeting was chaired by Vice-chair Councillor Crowe.*

**Present:** 4 - Peg Crowe, Ryan O'Malley, David Camell and Stephen Winslow

**Absent:** 1 - Craig Spadafora

## Minutes to be Approved

### [216-21](#)

Minutes of the Meeting of April 27, 2021.

**A motion was made by Councilor Winslow, seconded by Councillor Camell, that the Committee Minutes be approved. The motion carried by the following vote:**

**Yea:** 4 - Vice Chair Crowe, O'Malley, Camell and Winslow

## Business

### [394-20](#)

Order: Be it hereby ordained that Chapter 11 Sections 6.08.070.B, 6.080.070.D.2.b and 12.12.190 of the Revised Ordinances of 2020 be amended by changing the Special Permit granting authority for Marijuana Establishments from the Malden City Council to the Malden Planning Board.

**Sponsors:** Stephen Winslow, Craig Spadafora and Jadeane Sica

*Councillor Crowe asked Mr. Hogan to speak on paper 394-20 as a Cannabis Commission member. Mr. Hogan told the committee the Cannabis Commission has reviewed another round of license applications and there looks like 1 and maybe 2 applicants may be moving forward. Mr. Hogan stated there are recommendations from the Cannabis Commission for ordinance changes and thought the committee should also address paper 394-20 so there is closure of who will be the special permitting body. Councillor Winslow stated he introduced the paper as a placeholder because of the questions that surrounded the license that was granted for Commercial Street. Councillor Winslow stated that after the initial approval of 2 licenses there was an opportunity to look at the granting authority while there were no pending applications. Councillor O'Malley stated he would not be supporting the paper because of the council being elected are more accountable to the public than the appointed Planning Board. Councillor Winslow asked City Solicitor Fallon if the paper 394-20 could be amended with the changes the Cannabis Commission is recommending in their January 6th Memorandum to the Council. Solicitor Fallon had not seen the Memorandum. The items that the Cannabis Commission mention in their January 6th Memorandum were minority ownership, Malden resident ownership, local approval for and change in ownership or control, applications being reviewed on a rolling monthly basis and home delivery which is not allowed currently*

*but is something that applicants would like to see allowed. Councillor O'Malley suggested it would be cleaner because none of those items were docketed to have a new paper written not amending paper 394-20. Councillor O'Malley made a motion to recommend paper 394-20 unfavorable coming out of committee.*

**A motion was made by Councillor O'Malley, seconded by Councillor Winslow, that the Order be recommended unfavorably. The motion carried by the following vote:**

**Yea:** 4 - Vice Chair Crowe, O'Malley, Camell and Winslow

## **Other Business**

## **Adjournment**

**A motion was made by Councillor Winslow, seconded by Councillor Camell, that the meeting be adjourned. The motion carried by the following vote:**

**The meeting adjourned at 6:29 P.M.**

**Yea:** 4 - Vice Chair Crowe, O'Malley, Camell and Winslow