



City of Malden

Malden City Hall
110 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final Rules & Ordinance Committee

*Councillors O'Malley (Chair), Matheson (Vice Chair), Spadafora,
Sica, Winslow*

Tuesday, November 13, 2018

5:30 PM

John & Christina Markey Community Center,
7 Washington St.

Roll Call

Present: 4 - Councillor Ryan O'Malley, Craig Spadafora, Jadeane Sica and Stephen Winslow

Absent: 1 - Councillor John P. Matheson

In addition to the City Councillors on the committee also in attendance was Licensing Board Chairman, James Conway, and members Lee Kinnon and Andrew Zeiberg.

Minutes to be Approved

[456-18](#)

Minutes of the meeting of October 23, 2018.

A motion was made by Councillor Sica that the Committee Minutes be approved.
The motion carried by a unanimous vote.

Business

Joint Public Hearing with Malden Liquor Licensing Board held.

[274-18](#)

Order: That the Malden Licensing Board be the license approval authority for marijuana retail establishments, in consultation with the Malden Board of Health.

Sponsors: John P. Matheson

Councillor Winslow gave an overview of the paper and asked for input from the chairman.

Both Councillors Spadafora and Sica asked the chairman if being a part of the marijuana licensing authority is something he and his board wanted to do?

Chairman Conway stated that he had spoken with Councillors O'Malley and Matheson, and said that he and his board are willing to assist as much as possible. They are unable to become members of the licensing authority pursuant to MGL 138. The chairman went on to state that maybe Mr. Zeiberg could serve as a representative on the Board, something that he is willing to do as long as he doesn't have to give up his current position, and he was allowed to do so under the law. Mr. Kinnon stated he did not want to be on the marijuana licensing board.

Councillor Spadafora asked, should Mr. Zeiberg be allowed to

serve, would he have to be named as a special municipal employee as he would be receiving two checks.

A motion was made by Councillor Winslow to have the Law Department investigate if Mr. Zeiberg can serve on the licensing board and on the Marijuana licensing Board.

Councillor O'Malley stated we need someone from the Board of Health and Planning Board to serve on the Marijuana licensing board as well. Councilor Murphy suggested we should try to have a doctor and an attorney on the board. A motion was made by Councillor Winslow that the paper be tabled for one week. The motion carried by unanimous vote.

[423-18](#)

Ordered: That the Rules & Ordinance Committee work with the Friends of the Malden River, the Waterfront Access Committee, the Conservation Commission, and the Planning Board to draft a zoning amendment to require a setback from the Malden River.

Sponsors: Ryan O'Malley, Barbara Murphy, Neal Anderson and Stephen Winslow

The paper was introduced by the Chair. We have been looking at other similar cities such as Waltham and will be proposing regulations similar to MGL c91. We at this time would suggest set backs of 50 feet for public land, and 25 feet for private land. A motion was made by Councillor Winslow that the Order be tabled. The motion carried by a unanimous vote.

Other Business

Adjournment

A motion was made by Councillor Sica that the meeting be adjourned. The motion carried by a unanimous vote.