



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Meeting Minutes - Final Rules & Ordinance Committee

Councillor Linehan, Chair
Councillor Crowe, Vice-Chair
Councillor O'Malley
Councillor Sica
Councillor Simonelli

Tuesday, January 23, 2024

6:00 PM

215 Pleasant Street
Room 113
Malden, MA 02148

Roll Call

Chair Linehan called the meeting to order at 6:13 PM.

Council President Winslow sat in on this meeting to create a quorum.

Present: 3 - Councillor Amanda Linehan, Councillor Peg Crowe and Stephen Winslow

Absent: 3 - Ryan O'Malley, Jadeane Sica and Chris Simonelli

Minutes to be Approved

[28-24](#)

Minutes for the meeting of December 19, 2023

A motion was made by Councillor Crowe, seconded by Winslow, that the Committee Minutes be approved. The motion carried by a unanimous vote.

Business

[23-24](#)

Be it ordained by the Malden City Council that the Code of the City of Malden (MCC) 2.08.040 ENUMERATION OF BOARDS AND COMMISSION APPOINTED OFFICERS; TERMS AND DUTIES is hereby amended by striking "1 yr." under Term for Clerk of Committees and inserting "2 yrs." in its place.

Be it further ordered that the current term expiration date for Lisa Cagno be extended to December 31, 2025 and henceforth coincide with the Biennial Session of the City Council.

Sponsors: Ryan O'Malley, Paul Condon and Stephen Winslow

Councillor Winslow opened dialog on this paper with a suggestion that Clerk Cagno's expiration date is better suited for January 31, 2026 instead of December 31, 2025 so that the new Council will be officially sitting prior to reappointing her to the a new biennial session. All those in attendance agreed this was a reasonable change. Councillor Winslow proposed this as an amendment to the paper, it was so agreed upon unanimously.

A motion was made by Winslow, seconded by Councillor Crowe, that the Ordinance be amended. The motion carried by a unanimous vote.

A motion was made by Councillor Crowe, seconded by Winslow, that the

Ordinance be recommended favorably as amended to the City Council. The motion carried by a unanimous vote.

Tabled Papers

[382-22](#)

Be it ordained that Section 11.24.010 PLACEMENT OF POLES, WIRES AND TELE-COMMUNICATIONS EQUIPMENT IN, ALONG OR ON PUBLIC WAYS be amended in the following manner (See attachment)

Sponsors: Craig Spadafora

Attachments: [Double Pole Ordinance](#)

[353-23](#)

Be it ordained by the Malden City Council that the Code of the City of Malden (MCC) 12.32.060 DEFINITIONS - ZONING is hereby amended by adding under Paragraph B: Retail Car Wash: An establishment operating a facility that provides motor vehicle washing, vacuuming, or cleaning service to the public using either automatic, manual, or self-service methods. A Retail Car Wash establishment does not include establishments that perform vehicle washing, vacuum, and cleaning services in association with Vehicle Sales or Rental facilities or as a courtesy by Motor Vehicle Repair Shops to vehicles being repaired.

Be it further ordained by the Malden City Council that the Code of the City of Malden (MCC) 6.12.010 HOURS OF OPERATION; IN GENERAL is hereby amended by adding under Paragraph A: Retail Car Wash 8:00 AM to 6:00 PM

Sponsors: Stephen Winslow, Craig Spadafora, Amanda Linehan and Paul Condon

A motion was made by Winslow, seconded by Councillor Crowe, that the Ordinance be taken from the table. The motion carried by a unanimous vote.

This paper originally was referred into Rules and Ordinance with a focus on shortening hours of car washes in the city, based on complaints from the neighbors. Through the process of conversation in committee, it became clear the neighborhood complaint is based more on noise levels than business hours.

Councillor Winslow admits the noise ordinance has not been updated in quite some time and city noise is one of the biggest concerns he has been hearing of lately from constituents. Industry specific areas of concern include car washes, HVAC systems, motorcycles, landscapers' leaf blowers.

With the newly formed Community Engagement & Inclusion Committee now in effect, this paper would be better served in CEIC than R&O so that outreach, workshops, and further research may be done with residents city wide.

Councillor Crowe noted that any recommendations coming back from CEIC should include suggestions on how we can achieve successful enforcement.

Councillor Winslow agreed and recommended CEIC include the Director of the Board of Health, Chief of Police, and Compliance Officers in this workshop.

City Clerk will inform Clerk of Committees that this paper is being transferred to the CEIC for further research.

A motion was made by Winslow, seconded by Councillor Crowe, that the Ordinance be recommended for referral to the Community Engagement & Inclusion Committee. The motion carried by a unanimous vote.

[459-23](#)

Be it ordained by the Malden City Council that the Code of the City of Malden (MCC) 6.08.110 VEHICLES FOR HIRE; GENERAL REQUIREMENTS is hereby amended by the

following:

- In Section D.1: striking 'office' and replace with residence
- In Section D.2: after 'City of Malden and' strike 'shall include adequate off-street parking for all licensed vehicles' and replace with 'are allowed one parking permit per household. Any additional vehicles over that one requires adequate off-street parking for all licensed vehicles.'
- Sections D.3 and D.4: strike in their entirety
- In Section F.1.b: strike '1.5"' by 1.5"' and replace with '2" by 2."'

Sponsors: Jadeane Sica

[460-23](#)

Be it ordained by the Malden City Council that the Code of the City of Malden (MCC) 6.16.040 REGULATION OF SALE OF FLOWERS, FLOWERING PLANTS AND CHRISTMAS TREES is hereby amended by striking "AND CHRISTMAS TREES" from the title. Be it further amended by striking Section C in its entirety and renaming Section D "Section C".

Sponsors: Carey McDonald

Attachments: [Proposed Christmas Tree License Ordinance Amendment](#)

Adjournment

**A motion was made by Winslow, seconded by Councillor Crowe, that the meeting be adjourned. The motion carried by a unanimous vote.
Meeting was adjourned at 6:26 PM.**