



City of Malden

Malden City Hall
215 Pleasant Street
Malden, MA 02148

Master

File Number: 285-21

File ID: 285-21	Type: Ordinance	Status: Passed
Version: 1	Reference:	In Control: Rules & Ordinance Committee
Department:	Cost:	File Created: 06/03/2021
File Name:		Final Action: 06/29/2021

Title: Order: Be it hereby ordained that Chapter 2, Section 6.08.070 (d) of the Revised Ordinances of 2020 be amended by adding social and Economic Empowerment applicants and designate minority business owned applicants for a retail cannabis license.

Internal Notes:

Code Sections:

Agenda Date: 06/08/2021

Indexes:

Agenda Number:

Sponsors: Craig Spadafora

Enactment Date: 06/29/2021

Attachments: Ordinance Correct Wording

Enactment Number: ORD 13-160

Contact:

Hearing Date:

Drafter:

Effective Date:

Related Files:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Council	06/08/2021	amended				Pass
	Action Text:	A motion was made by Councillor DeMaria, seconded by Councillor Spadafora, that the Order be amended. The motion carried by a unanimous vote.					
	Notes:	<i>Councillor DeMaria made a motion to have the word designate take the place of preferring regarding minority business owned applicants.</i>					
1	City Council	06/08/2021	referred	Rules & Ordinance Committee			Pass

Action Text: A motion was made by Councillor Spadafora, seconded by Councillor DeMaria, that the Order be referred to the Rules & Ordinance Committee as amended. The motion carried by the following vote:
Yea: 10 Council President Anderson, Councillor Camell, Councillor Crowe, Councillor DeMaria, Councillor Linehan, Councillor Murphy, Councillor O'Malley, Councillor Sica, Councillor Spadafora and Councillor Winslow

1 Rules & Ordinance Committee 06/15/2021 recommended favorably Pass

Action Text: A motion was made by Vice Chair Crowe, seconded by O'Malley, that the Order be recommended favorably. The motion carried by the following vote:

Notes: *Chair Spadafora stated that paper # 285-21 was put on the docket at the request of Chair of the CLEC Janelle Devitts. Chair Spadafora asked Ms. DeVitts to talk about the request. Ms. DeVitts said there are several changes that the Council could look at regarding the Cannabis Ordinance but she would focus on the issue of adding minority business owned applicants for tonight's meeting. Other changes can be addressed when the Council comes back from summer recess. Ms. DeVitts said that the request is straight forward and be expanding the economic empowerment applications. Ms. DeVitts explained that the CLEC has gone through pools of applications, the first resulting in 2 licenses granted, the next pool O licenses being forwarded to the City Council and the CLEC is looking for more leeway in being able to send an applicant to the council for granting. Ms. DeVitts told the committee that the Economic Empowerment Program has been closed by the state and while there are applicants out there that have been approved, there hasn't been any submitting an application to Malden. Ms. DeVitts would be looking for this change to be passed now for when the CLEC goes out for another pool of applicants.*

Yea: 5 Chairperson Spadafora, Vice Chair Crowe, O'Malley, Camell and Winslow

1 City Council 06/22/2021 amended Pass

Action Text: A motion was made by Councillor O'Malley, seconded by Councillor Linehan, that the Order be amended. The motion carried by the following vote:

Notes: *The amendment was to strike "a" in the fourth line and replace with "at least one" cannabis license.*

Yea: 11 Council President Anderson, Councillor Camell, Councillor Condon, Councillor Crowe, Councillor DeMaria, Councillor Linehan, Councillor Murphy, Councillor O'Malley, Councillor Sica, Councillor Spadafora and Councillor Winslow

1 City Council 06/22/2021 enrolled as amended Pass

Action Text: A motion was made by Councillor Spadafora, seconded by Councillor O'Malley, that the Ordinance be enrolled as amended. The motion carried by the following vote:

Yea: 11 Council President Anderson, Councillor Camell, Councillor Condon, Councillor Crowe, Councillor DeMaria, Councillor Linehan, Councillor Murphy, Councillor O'Malley, Councillor Sica, Councillor Spadafora and Councillor Winslow

1 City Council 06/29/2021 ordained Pass

Action Text: A motion was made by Councillor O'Malley, seconded by Councillor Camell, that the Ordinance be ordained as amended. The motion carried by the following vote:

Notes: *The wording was not what was discussed in the Ordinance Committee on the changes the CLEC were looking for so Councillor Spadafora made a motion to unenroll paper 285-21 to correct the wording. Councillor O'Malley seconded the motion. It was so voted by roll call vote; Camell (y), Condon (y), Crowe (y), DeMaria (y), Linehan (y), Murphy (y), O'Malley (y), Sica (y), Spadafora (y), Winslow (y), Anderson (y).*

Councillor Crowe made a motion to re-enroll Paper 285-21 as amended with correct wording adding in the words "at least" after For and add after Empowerment Priority Review: "or the Social Equity Program OR a minority owned business as designated by the Commonwealth of Massachusetts".

The section with the changes will read;

For (at least) one of the licenses , preference shall be given to an applicant where at least 51% of the business is owned by a resident of Malden, who has been a resident for each of the past five years, OR an applicant who would qualify for the Cannabis Control Commission Economic Empowerment

Priority Review (or the Social Equity Program OR a minority owned business as designated by the Commonwealth of Massachusetts.)

The motion was seconded by Councillor O'Malley, It was so voted by roll call vote: Camell (y), Condon (y), Crowe (y), DeMaria (y), Linehan (y), Murphy (y), O'Malley (y), Sica (y), Spadafora (y), Winslow (y), Anderson (y).

Councillor Crowe made a motion to suspend Council Rules for the purpose of Ordaining the paper, seconded by Councillor O'Malley it was so voted by roll call vote; Camell (y), Condon (y), Crowe (y), DeMaria (y), Linehan (y), Murphy (y), O'Malley (y), Sica (y), Spadafora (y), Winslow (y), Anderson (y)

Yea: 11 Council President Anderson, Councillor Camell, Councillor Condon, Councillor Crowe, Councillor DeMaria, Councillor Linehan, Councillor Murphy, Councillor O'Malley, Councillor Sica, Councillor Spadafora and Councillor Winslow

Text of Legislative File 285-21

Order: Be it hereby ordained that Chapter 2, Section 6.08.070 (d) of the Revised Ordinances of 2020 be amended by adding social and Economic Empowerment applicants and designate minority business owned applicants for a retail cannabis license.