



## Legislation Details (With Text)

**File #:** 225-17      **Version:** 1      **Name:**

**Type:** Ordinance      **Status:** Tabled to a Future Date

**File created:** 4/19/2017      **In control:** Rules & Ordinance Committee

**On agenda:** 4/25/2017      **Final action:**

**Title:** Be it hereby ordained by the Malden City Council that Chapter 12 of the R. O. of 1991 be amended relative to Adult Specialty Retail Sales for tobacco, alcohol, and marijuana.

**Sponsors:** Craig Spadafora

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
6/27/2017	1	Rules & Ordinance Committee	amended	Pass
6/27/2017	1	Rules & Ordinance Committee	tabled	Pass
5/16/2017	1	Rules & Ordinance Committee	recommended for referral	Pass
5/2/2017	1	Rules & Ordinance Committee	recommended for referral	Pass
4/25/2017	1	City Council	referred	Pass

Be it hereby ordained by the Malden City Council that Chapter 12 of the R. O. of 1991 be amended relative to Adult Specialty Retail Sales for tobacco, alcohol, and marijuana.

**SUMMARY of PROPOSED AMENDMENT:** To establish use regulations, dimensional controls, parking requirements and a definition for **Adult Specialty Retail Sales.**

*To Amend §§300, 400, 500 & 800 of Chapter 12, Revised Ordinances of 1991 as Amended as follows:*

**SECTION 300.3** Table of Use Regulations, amend to add the following:

**Section 300.3.4.28 Adult Specialty Retail Sales**

<u>A</u>	<u>B</u>	<u>C</u>	<u>RO</u>	<u>BN</u>	<u>BC</u>	<u>BH</u>	<u>I1</u>	<u>I2</u>
No	No	No	No	No	No	No	SP	SP

**SECTION 400.1** Table of Intensity Regulations, amend to add the following:

**Section 400.1.4.23 Adult Specialty Retail Sales**

Area	Frontage	Front	Side	Both Sides	Rear	Min. Open Space	Coverage Principal	Coverage Accessory
20,000	100'	20'	20'	20'	40'	--	50%	20%

Density	Max.
	<u>Height</u>
-	30' and
	2 stories

SECTION 500.1 Table of Off street Parking and Loading Regulations, to add the following:

		<u>Minimum Number of Parking Spaces</u>	<u>Minimum Number of Loading Bays</u>	<u>Minimum Number of Loading Spaces</u>
500.1.4.28	<b>Adult Specialty Retail Sales</b>	4 per 1,000 sq ft of gross floor area	Section 500.3.5	Section 500 3.5

SECTION 800.6 Definitions, amend to add the following:

**Adult Specialty Retail Sales**: A retail store that sells alcohol, marijuana, nicotine and/or tobacco; any products containing alcohol, marijuana, nicotine and/or tobacco; and/or any accessories, supplies and/or equipment related to the use of alcohol, marijuana, nicotine and/or tobacco or any products containing alcohol, marijuana, nicotine and/or tobacco. Adult Specialty Retail Sales may be a principal use and/or a use accessory to a new residential, institutional, business, industrial or other use, or an existing use legally existing or begun prior to the first publication of notice of the hearing on this amendment of the ordinance.

SECTION 800.6.2.36 Definitions, to amend as follows:

**General Retail Sales**: delete “general;” add: “specifically excluding Adult Specialty Retail Sales”

CRAIG SPADAFORA, COUNCILLOR-AT-LARGE