

CITY OF LYNN

**Special City Council Meeting – July 5, 2016
Council President Daniel F. Cahill, Presiding**

Eleven Councillors Present

Moment of Silence. Councilor Barton asked that the Family of Hong Net be remembered in their prayers.

Pledge of Allegiance

Continuation of Public Hearing on Proposed Ordinance to Amend the Zone Ordinance to Establish a Medical Marijuana Overlay District in the City of Lynn.

The following appeared in Favor:

6 Hands in Support

Patrick McGrath, Lynn (In Favor of himself opening a Dispensary at 491 Lynnway)

Richard Woods, LACC

The following spoke in Opposition:

Jeffrey Yoffa, Lynn

Lisa Wallace, Lynn

David Zeller, Lynn

John Olsen, LACC

Matt McCormack, Lynn

Public Hearing Closed.

Motion made by Councilor Lozzi and seconded by Councilor Trahan to add language that the Host Agreement is subject to Council approval.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Motion made by Councilor Lozzi and seconded by Councilor Trahan to amend to add language that all monies go into the General Fund.

Discussion.

Councilor Trahan withdrew his second and Councilor Lozzi withdrew his motion.

Motion made by Councilor Lozzi and seconded by Councilor Trahan to add language that the City Council have final say on where the monies are to be spent.

Discussion.

Councilor Trahan withdrew his second and Councilor Lozzi withdrew his motion.

Motion made by Councilor Cyr and seconded by Councilor Barton to approve the Ordinance as amended.

Motion FAILED by the following yea and nay vote:

5 YES 6 NO (Councilors Capano, Colucci, LaPierre, Net, Trahant and Walsh voting NO).

RECESS

Motion made by Councilor Capano and seconded by Councilor Walsh to remove from the Table the Petition of Leahy Landscaping, Inc., for a landscaping contractor's yard at 732R Lynnway with hours of operation 6 am – 6 pm. (24 Hours during snow removal)

Motion carried by the following yea and nay vote:

11 YES 0 NO

Motion made by Councilor Capano and seconded by Councilor Walsh to grant with the stipulations set forth by the Zoning Board of Appeals.

Motion carried by the following yea and nay vote:

8 YES 3 NO (Councilors Barton, LaPierre and Lozzi voting NO).

Motion made by Councilor LaPierre and seconded by Councilor Trahant to reconsider the vote on the Proposed Ordinance to Amend the Zone Ordinance to Establish a Medical Marijuana Overlay District in the City of Lynn.

Motion carried by the following yea and nay vote:

7 YES 4 NO (Councilors Barton, Capano, Colucci and Walsh voting NO).

Motion made by Councilor LaPierre and seconded by Councilor Lozzi that all proceeds of the Host Agreement be designated and appropriated by the Council.

Motion carried by the following yea and nay vote:

9 YES 2 NO (Councilor Cahill and Councilor Cyr voting NO)

Motion made by Councilor Trahant and seconded by Councilor Colucci to allow only one clinic for one year.

Motion FAILED by the following yea and nay vote:

5 YES 6 NO (Councilors Barton, Cahill, Capano, Chakoutis, Net and Walsh voting NO).

Motion made by Councilor Capano and seconded by Councilor Walsh to include any commercial property in the City of Lynn.

Motion carried by the following yea and nay vote:

6 YES 5 NO (Councilors Cahill, Chakoutis, Cyr, LaPierre and Lozzi voting NO).

RECESS

Motion made by Councilor Barton and seconded by Councilor Cyr to reconsider the motion to include any commercial property in the City of Lynn.

Motion carried by the following yea and nay vote:

6 YES 5 NO (Councilors Capano, Chakoutis, Colucci, Trahan and Walsh voting NO).

Motion made by Capano and seconded by Councilor Walsh to include any commercial property in the City of Lynn.

Motion FAILED by the following yea and nay vote:

5 YES 6 NO (Councilors Barton, Cahill, Chakoutis, Cyr, LaPierre and Lozzi voting NO).

Motion made by Councilor Capano and seconded by Walsh that City Hall Square be considered in the Medical Marijuana Overlay District.

Motion FAILED by the following yea and nay vote:

2 YES 9 NO (Councilors Barton, Cahill, Chakoutis, Colucci, Cyr, LaPierre, Lozzi, Net and Trahan voting NO).

Motion made by Councilor Capano to include the Boston Street Corridor from Washington Street to Chestnut Street in the Medical Marijuana Overlay District.

No one seconded the Motion.

Motion FAILS.

Motion made by Councilor Capano to include all of Union Street in the Medical Marijuana Overlay District.

No one seconded the Motion.

Motion FAILS.

Motion made by Councilor Capano and seconded by Councilor Walsh to include the entire Lynnway from Nahant Rotary to General Edwards Bridge in the Medical Marijuana Overlay District.

Motion FAILED by the following yea and nay vote:

6 YES 7 NO (Councilors Barton, Cahill, Chakoutis, Cyr, LaPierre, Lozzi and Trahan voting NO).

Motion made by Councilor Capano and seconded by Councilor Walsh to include all of the Lynnway on the non-water side.

Motion carried by the following yea and nay vote:

7 YES 4 NO (Councilors Cahill, Cyr, LaPierre and Lozzi voting NO).

Motion made by Councilor Capano to include Wyoma Square in the Medical Marijuana Overlay District.

No one seconded the Motion.

Motion FAILS.

Motion made by Councilor Lozzi and seconded by Councilor Colucci to approve the Proposed Ordinance to Amend the Zone Ordinance to Establish a Medical Marijuana Overlay District in the City of Lynn as amended to include:

- 1. Host Agreement shall be subject to Council approval**
- 2. Proceeds to be designated for appropriation by the Council.**
- 3. Include non-waterfront side of Lynnway from Market Street to General Edwards Bridge.**

Motion carried by the following yea and nay vote:

10 YES 1 NO (Councilor Capano voting NO).

Motion made by Councilor Colucci and seconded by Councilor Lozzi to adjourn.

Notice of this meeting was posted in the City Clerk's Office at least forty-eight (48) hours in advance.

A True Copy Attest:

CITY CLERK