



# CITY OF LYNN

*In City Council*

**IN THE YEAR TWO THOUSAND AND THREE AN ORDINANCE  
AMENDING THE ORDINANCE RELATIVE TO METHADONE  
TREATMENT CENTERS, CLINICS, FACILITIES, AND SERVICE  
CENTERS IN THE CITY OF LYNN**

Be it Ordained by the City Council of the City of Lynn and by the authority of the same as follows, to wit:-

**SECTION 1:00**

An Ordinance relative to Methadone Treatment Centers, Facilities, and Service Centers is hereby amended, and said ordinance shall provide as follows:

**SECTION 2:00**

It is hereby prohibited for any Methadone Treatment Center, Facilities, Clinic, Service Center and/or any similar type program (hereinafter Methadone Clinic) that dispenses, prescribes, administers, allocates, delivers, hands out, or uses in any way, methadone or any synthetic version of the same or similar type drug from operating and/or locating within one thousand (1000) feet of a public school, private school, parochial school, city or Commonwealth of Massachusetts approved Charter School, a public or private accredited preschool, an accredited headstart facility, elementary, vocational or secondary school and city and/or state public park or playground which is located within the City of Lynn boundaries. The distance between any school, park or playground, as herein described, and a proposed Methadone Clinic will be determined by a straight line from the boundary of the school and/or park/playground and the boundary to the Methadone Clinic.

**SECTION 3:00**

*If* at any time the Lynn City Council authorizes the operation of a Methadone Clinic within the City of Lynn, the limitations and restrictions as stated in Section 2:00 of this Ordinance shall apply.

**SECTION 4:00**

If at any time a Methadone Clinic is not required to obtain prior approval of the Lynn City Council as a matter of law or per City Ordinance, the limitations and restrictions as stated in Section 2:00 of this Ordinance shall apply.



# CITY OF LYNN

*In City Council*

## SECTION 5:00

No permit or licenses, including but not limited to, an occupancy permit, shall be issued by the City of Lynn and/or any City department, for any location and/or building for the purpose of the operation of a Methadone Clinic in Lynn, within the geographic restrictions and limitations as described in Section 2:00 of this Ordinance.

## SECTION 6:00

If at any time a Methadone Clinic is allowed to operate and/or locate in the City of Lynn, for any reason, at any location, by operation of law or ordinance, said Methadone Clinic will not commence operations, of any kind, until the City of Lynn Board of Health adopts specific regulations governing the operation of said facility. Said regulations promulgated by the Board of Health may not be inconsistent with any state or federal law or regulation.

## SECTION 7:00

If any provision of this Ordinance or the application of such provisions to any person or circumstance is held invalid, the invalidity shall not effect other provisions of this ordinance which can be given effect without the invalid provision or application.

## Section 8:00

All ordinances or parts or ordinances inconsistent herewith are hereby repealed.

## SECTION 9:00

This ordinance shall take effect thirty-one (31) days after its final approval as adopted and advertised.

CITY OF LYNN

MARCH  
27, 2001

**IN THE YEAR TWO THOUSAND ONE AN ORDINANCE RELATIVE TO  
METHADONE TREATMENT CENTERS, CLINICS, FACILITIES,  
AND SERVICE CENTERS IN THE CITY OF LYNN**

Be it Ordained by the City Council of the City of Lynn and by the authority of the same as follows, to wit:-

Section 1:00

An Ordinance prohibiting methadone treatment centers, clinics, facilities, and service centers is hereby established, and said ordinance shall provide as follows:

Section 2:00

It is hereby prohibited for any Methadone Treatment Center, Clinic, Facility, Service Center and/or any similar type program (hereinafter Methadone Clinic) that dispenses, prescribes, administers, allocates, delivers, hands out, or uses in any way, methadone or any synthetic version of the same or similar type drug from operating and/or locating within two (2) miles of a public school, private school, parochial school or a Commonwealth of Massachusetts approved Charter School which is located within the City of Lynn boundaries. The distance between any school, as herein described, and a proposed Methadone Clinic will be determined by the City of Lynn Law Department.

Section 3:00

If at any time the City Council authorizes the operation of a methadone clinic within the City of Lynn, the limitations and restrictions as written in Section 1 or this ordinance, will apply.

Section 4:00

If at any time a Methadone Clinic is not required to obtain prior approval of the City Council as a matter of law or per City Ordinance, the limitations and restrictions as written in Section 1 of this ordinance will apply.



## CITY OF LYNN

*In City Council* \_\_\_\_\_ 20

### Section 5:00

No permit or licenses, including but not limited to, an occupancy permit, shall be issued by the City of Lynn and/or any City department, for any location and/or building for the purpose of the operation of a Methadone Clinic in Lynn, within the geographic restrictions and limitations as described in Section 1 of this ordinance.

### Section 6:00

If at any time a Methadone Clinic is allowed to operate and/or locate in the City of Lynn, for any reason, at any location, by operation of law or ordinance, said Methadone Clinic will not begin operations, or any kind, until the City of Lynn Board of Health adopts specific regulations governing the operation of said facility.

### Section 7:00

If a Federal or State Court of competent jurisdiction find the physical and geographic limitations and restrictions outlined in section 1 to be geographically too great, large, broad or vast in scope or distance the geographic restrictions of this ordinance will automatically decrease from 2 miles to 1.75 miles, effective immediately upon said finding. If 1.75 miles is similarly found too vast, et al, as herein described, the geographic restrictions will then decrease to 1.5 miles and be similarly effective. The effective geographic restrictions will follow the same process and continue to decrease in (.25) quarter mile increments until the maximum restrictive distance allowable under the law is found and that distance shall govern this ordinance.

### Section 8:00.

If any individual section(s) of this ordinance is deemed unconstitutional, invalid, illegal, unenforceable and/or not allowed under Federal or State law by a court of competent jurisdiction, said ruling shall not invalidate or rescind the entire ordinance but that individual section only.

### Section 9:00

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.



CITY OF LYNN

IN CITY COUNCIL  
APRIL 13, 1999

**IN THE YEAR ONE THOUSAND NINE HUNDRED NINETY-NINE  
AN ORDINANCE IN THE CITY OF LYNN REGARDING METHADONE  
DISTRIBUTION PROGRAMS**

Be it Ordained by the City Council of the City of Lynn, and by the authority of the same as follows, to wit:

**SECTION 1.** An ordinance is hereby established regarding methadone distribution programs in the City of Lynn and said ordinance shall provide as follows:

All methadone programs which have been approved by the Massachusetts Department of Public Health shall be required to obtain the approval of the Lynn City Council prior to implementation of any methadone distribution program in the City of Lynn.

**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 3.** This ordinance shall take effect thirty one (31) days after its final approval as adopted and advertised.