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Gary Christenson, Mayor

CITY OF MALDEN

**EXECUTIVE ORDER ESTABLISHING A MORATORIUM ON EVICTION ENFORCEMENT
IN THE CITY OF MALDEN**

EXECUTIVE ORDER 2020-2

EFFECTIVE Monday, December 21, 2020

WHEREAS, the 2019 novel Coronavirus (COVID-19) has been declared a Public Health Emergency of international concern by the World Health organization; and

WHEREAS, on March 10, 2020, Governor Charles Baker declared a State of Emergency to respond to COVID-19 and has determined that immediate public action is needed to prevent, minimize, or mitigate damage to public health, safety or general welfare of people of the Commonwealth, which remains in effect; and,

WHEREAS, on March 18, 2020, as Mayor of the City of Malden, I declared a State of Emergency to exist in the City of Malden, which remains in effect; and

WHEREAS, the statewide moratorium on evictions ended on October 17, 2020, COVID-19 cases are spiking, cold weather is closing in, and dozens of Malden families could be evicted during a global health crisis; and,

WHEREAS, local and state health officials have advised that residents should stay home to prevent the spread of COVID-19 and evictions would make it impossible for Malden residents to stay at home by rendering them homeless and would therefore further increase the risk to public health and safety posed by COVID-19; and,

WHEREAS, in my discretion as the Mayor of the City of Malden, and in consultation with the Director of the Board of Health, I have determined that implementing the actions herein assists and promotes the general welfare of the residents of the City of Malden.

NOW THEREFORE, I, Mayor Gary Christenson, in coordination with the Director of the Board of Health, pursuant to 310 CMR 11.05, 105 CMR 300.200 and all other authorizing statutes and regulations, acting by and through its agent authorized under MGL c. 111, §30, hereby order:

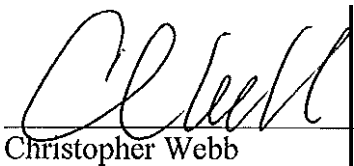
1. Notwithstanding MGL c. 186, MGL c. 239 or any general or special law to the contrary, no landlord and/or owner shall enforce an eviction for nonpayment of rent or without cause upon a resident of Malden during this public health crisis; provided, that nothing in this order shall prohibit the enforcement of an eviction deemed necessary for public health or safety.
2. This Emergency Order shall remain in effect until notice is given, pursuant to the Board of Health's judgment that the Emergency Order is no longer necessary to protect public health or that the public health emergency no longer exists, whichever is sooner.
3. If any provision of this Order or the application thereof to any person or entity or circumstance is determined to be invalid by a court of competent jurisdiction, such judgment shall not affect or impair the validity of the other provisions of this Order or the application thereof to other persons, entities and circumstances.

And these measures shall be effective immediately on this date and shall remain in effect through the dates noted herein, unless further Executive Orders are otherwise issued modifying or extending the same.

ISSUED IN MALDEN ON THIS 17th day of December 2020:



GARY CHRISTENSON
Mayor, City of Malden



Christopher Webb
Director, Malden Board of Health