

CITY OF CAMBRIDGE

BOARD OF ZONING APPEAL

831 Massachusetts Avenue, Cambridge MA 02139

2024 MAY 24 AM 8: 42

617-349-6100

BZA Application Form

BZA Number: 272139

		<u>General l</u>	<u>nformation</u>
The undersigned	hereby petitions th	e Board of Zoning A	ppeal for the following:
Special Permit: _		Variance: X	Appeal:
PETITIONER: Al	-Amin, Inc. C/O Ac	<u>lam Dash, Esq.</u>	
PETITIONER'S A	DDRESS: 48 Gro	ve Street, Somerville	, MA 02144
LOCATION OF P	ROPERTY: <u>378-3</u>	80 RINDGE AVE , U	nit 1 , Cambridge, MA
TYPE OF OCCUP	PANCY: Mosque (residential)	ZONING DISTRICT: Residence C 1-A and MXR
REASON FOR PE	ETITION:		
/Additions/ /Char	nge in Use/Occupa	ancy/	
DESCRIPTION	OF PETITIONE	R'S PROPOSAL:	
Dover Amendmen	t-Protected religio		the rear of the existing non-conforming structure for a . Variances are required for Gross Floor Area, Floor to ing structure.
SECTIONS OF Z	ONING ORDINAN	ICE CITED:	
Article: 5.000 Article: 8.000 Article: 10.000		ble of Dimensional F Non-Conforming Stru /ariance).	
		Original Signature(s):	(Petitioner (s) / Owner) Al-Amin, Inc. c/o Adam Dash, Esq. (Print Name)
		Address:	48 Grove Street, Suite 304, Somerville, MA 02144

617-625-7373

dash@adamdashlaw.com

Tel. No.

E-Mail Address:

Date: May 22, 2024

BZA APPLICATION FORM - OWNERSHIP INFORMATION

To be completed by OWNER, signed before a notary and returned to The Secretary of the Board of Zoning Appeals.

I/We Al-Amin, Inc.	
(OWNER)	
Address: 378 Rindge Avenue, Cambridge, MA	02140
State that I/We own the property located at	380 Rindge Avenue, Unit 2
which is the subject of this zoning applicat	
The record title of this property is in the	name of Al-Amin, Inc.
*Pursuant to a deed of duly recorded in the County Registry of Deeds at Book 44467	
Middlesex Registry District of Land Court, (Certificate No
Book Page	- (3)
CTCNAMO	RE BY LAND OWNER OR
	ZED TRUSTEE, OFFICER OR AGENT*
*Written evidence of Agent's standing to rep	present petitioner may be requested.
Commonwealth of Massachusetts, County of	Middlesex
The above-name Shalid Shaikl	personally appeared before me,
this 6 of Makch, 20 24, and made oat	th that the above statement is true.
My commission expires April 5 2036 • If ownership is not shown in recorded de	(Notary Seal Notary Seal of Se
deed, or inheritance, please include docu	imentation.



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BZA Application Form

SUPPORTING STATEMENT FOR A VARIANCE

EACH OF THE FOLLOWING REQUIREMENTS FOR A VARIANCE MUST BE ESTABLISHED AND SET FORTH IN COMPLETE DETAIL BY THE APPLICANT IN ACCORDANCE WITH MGL 40A, SECTION 10.

A) A literal enforcement of the provisions of this Ordinance would involve a substantial hardship, financial or otherwise, to the petitioner or appellant for the following reasons:

The mosque requires relief to practice its Dover Amendment-Protected religious use. Alterations and additions to the existing building are required to make the building accessible, and to allow for congregants to face both Mecca and the Imam during prayers. The current building has corners which prevent congregants from seeing the Imam while also facing East when praying. The third floor is needed for Arabic studies and overflow space for congregants during religious festivals. Minarets and a dome are also part of the religious purpose of the structure. The variances are required in order to alleviate these hardships.

The hardship is owing to the following circumstances relating to the soil conditions, shape or topography of such land or structures and especially affecting such land or structures but not affecting generally the zoning district in which it is located for the following reasons:

The harship relates to the narrowness of the lot and presence of a second structure and easement in favor of the neighboring property owner. The existing building is nonconforming currently and the lot is such that the religious purpose requires additional space which triggers variances for GFA and FAR while not allowing for the required amount of open space. This requires the alterations to be vertical and located where the Applicant is proposing them. This is an unusual religious use for this area which carries with it certain requirements. The layout of multiple buildings on the lot is also not typical.

C) DESIRABLE RELIEF MAY BE GRANTED WITHOUT EITHER:

م . . <u>.</u>

1) Desirable relief may be granted without substantial detriment to the public good for the following reasons:

The religious purpose requires the relief sought and, due to the area being a mix of industrial uses and large residential buildings which house a number of the mosque's congregants, as well as its proximity to the Red Line MBTA station at Alewife, will not be substantially detrimental to the neighborhood or the public good. This location allows congregants to walk or take public transit to the mosque, and the proposed building will not be out of scale in relation to the large surrounding structures. There is a need for an Islamic center in this part of Cambridge to serve its residents.

2) Desirable relief may be granted without nullifying or substantially derogating from the intent or purpose of this Ordinance for the following reasons:

The religious use is allowed in this zoning district, however, the variances are required in order for the structure at this location to be used as a mosque. This proposal meets the goals of not creating more car trips due to its location which allows congregants to walk from nearby housing or take public transit to the mosque. There is a need for an Islamic center in this part of Cambridge to serve its residents, which fosters the purpose of freedom of religion. The current configuration of the property as two condominium units will be changed to not be a condominium and to be a mosque use, should the requested relief be approved. This application is for both condominium units at 378 Rindge Avenue.

^{*}If you have any questions as to whether you can establish all of the applicable legal requirements, you should consult with an attorney.

BZA Application Form

DIMENSIONAL INFORMATION

Applicant: Al-Amin, Inc. Present Use/Occupancy: Mosque (residential)

Location: 378-380 RINDGE AVE , Unit 1 , Cambridge , MA Zone: Residence C 1-A and MXR

Phone: 617-625-7373 Requested Use/Occupancy: Mosque

		Existing Conditions	Requested Conditions	Ordinance Requirements	
TOTAL GROSS FLOOR AREA:		3,689	5,764	4,375	(max.)
LOT AREA:		3,500	3,500	5,000	(min.)
RATIO OF GROSS FLOOR AREA TO LOT AREA: ²		1.05	1.65	1.25	
LOT AREA OF EACH DWELLING UNIT		N/A	N/A	N/A	
SIZE OF LOT:	WIDTH	35	35	35	
	DEPTH	100	100	100	
SETBACKS IN FEET:	FRONT	6.5	6.5	10	
	REAR	44.9	44.9	17.35	
	LEFT SIDE	1.8	1.8	12.4	_
	RIGHT SIDE	4.4	4.4	12.4	
SIZE OF BUILDING:	HEIGHT	24.7	35	45	
	WIDTH	51.75	51.75	N/A	
	LENGTH	28.67	28.67	N/A	
RATIO OF USABLE OPEN SPACE TO LOT AREA:		2.88%	2.43%	15%	
NO. OF DWELLING UNITS:		0	0	N/A	
NO. OF PARKING SPACES:		1	1	N/A	
NO. OF LOADING AREAS:		0	0	N/A	
DISTANCE TO NEAREST BLDG. ON SAME LOT		12	12	7.8	

Describe where applicable, other occupancies on the same lot, the size of adjacent buildings on same lot, and type of construction proposed, e.g; wood frame, concrete, brick, steel, etc.:

There is a concrete block building and easement located on the lot, with that other building comprising approximately 750 sf and being 11.67' tall.

- 1. SEE CAMBRIDGE ZONING ORDINANCE ARTICLE 5.000, SECTION 5.30 (DISTRICT OF DIMENSIONAL REGULATIONS).
- 2. TOTAL GROSS FLOOR AREA (INCLUDING BASEMENT 7'-0" IN HEIGHT AND ATTIC AREAS GREATER THAN 5') DIVIDED BY LOT AREA.
- 3. OPEN SPACE SHALL NOT INCLUDE PARKING AREAS, WALKWAYS OR DRIVEWAYS AND SHALL HAVE A MINIMUM DIMENSION OF 15'.

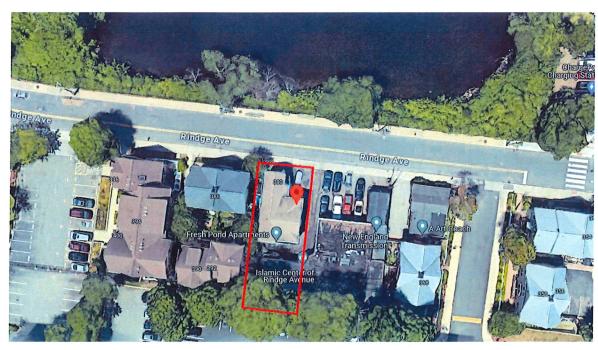
EXPANSION - THIRD FLOOR ADDITION

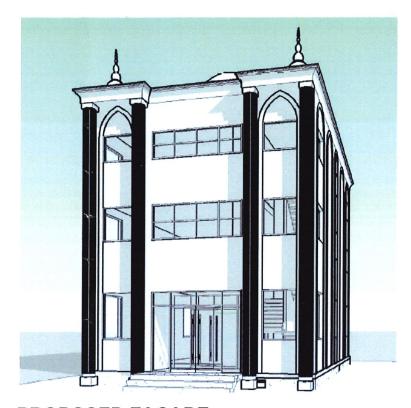
378 RINDGE AVE, CAMBRIDGE, MA 02140, USA.



EXISTING FACADE

AERIAL VIEW





PROPOSED FACADE

GENERAL NOTES:

- 1. THE CONTRACTOR OR OWNER IS RESPONSIBLE FOR OBTAINING AND PAYING FOR ALL PERMITS REQUIRED FOR THIS
 PROJECT
- 2. ALL WORK SHALL BE PERFORMED IN ACCORDANCE WITH THE COMMONWEALTH OF CURRENT MASSACHUSETTS STATE BUILDING CODE (IBC 2015, 780 CMR 9TH EDITION) AND OTHER APPLICABLE CODES.
- THE CONTRACTOR IS SOLELY RESPONSIBLE FOR MEANS, METHODS, TECHNIQUES, SEQUENCING, SCHEDULING AND SAFETY FOR THIS PROJECT.
- DIMENSIONS ARE NOT GUARANTEE, THE CONTRACTOR SHOULD VERIFY ALL DRAWING DIMENSIONS BEFORE PERFORM WORK.
- THE CONTRACTOR SHALL WARRANTEE HIS WORK FOR A PERIOD OF ONE YEAR FROM THE DATE OF FINAL COMPLETION.
- THE CONTRACTOR SHALL REPORT ANY DISCREPANCIES BETWEEN DRAWINGS SPECIFICATIONS OR FIELD CONDITIONS TO THE DESIGN IMMEDIATELY.
- 7. CONCRETE AND REBAR STRENGTH SHALL HAVE MINIMUM OF 3,000 PSI AND 60,000 PSI RESPECTIVELY.
- 8. NEW WINDOW MUST HAS DOUBLE PANE AND U FACTOR = 0.27.

SCOPE OF WORK:

FIRST & SECOND FLOOR ADDITION. NEW THIRD FLOOR.



PROJECT NAME

ISLAMIC CENTER 378 RINDGE AVE, CAMBRIDGE, MA 02140.

CLIENT

VIVEK

PROJECT TEAM

Designer Nathália Quirin Engineer Nazieh R. Hammour 857 312-9212

Date
-

DRAWING INFORMATION



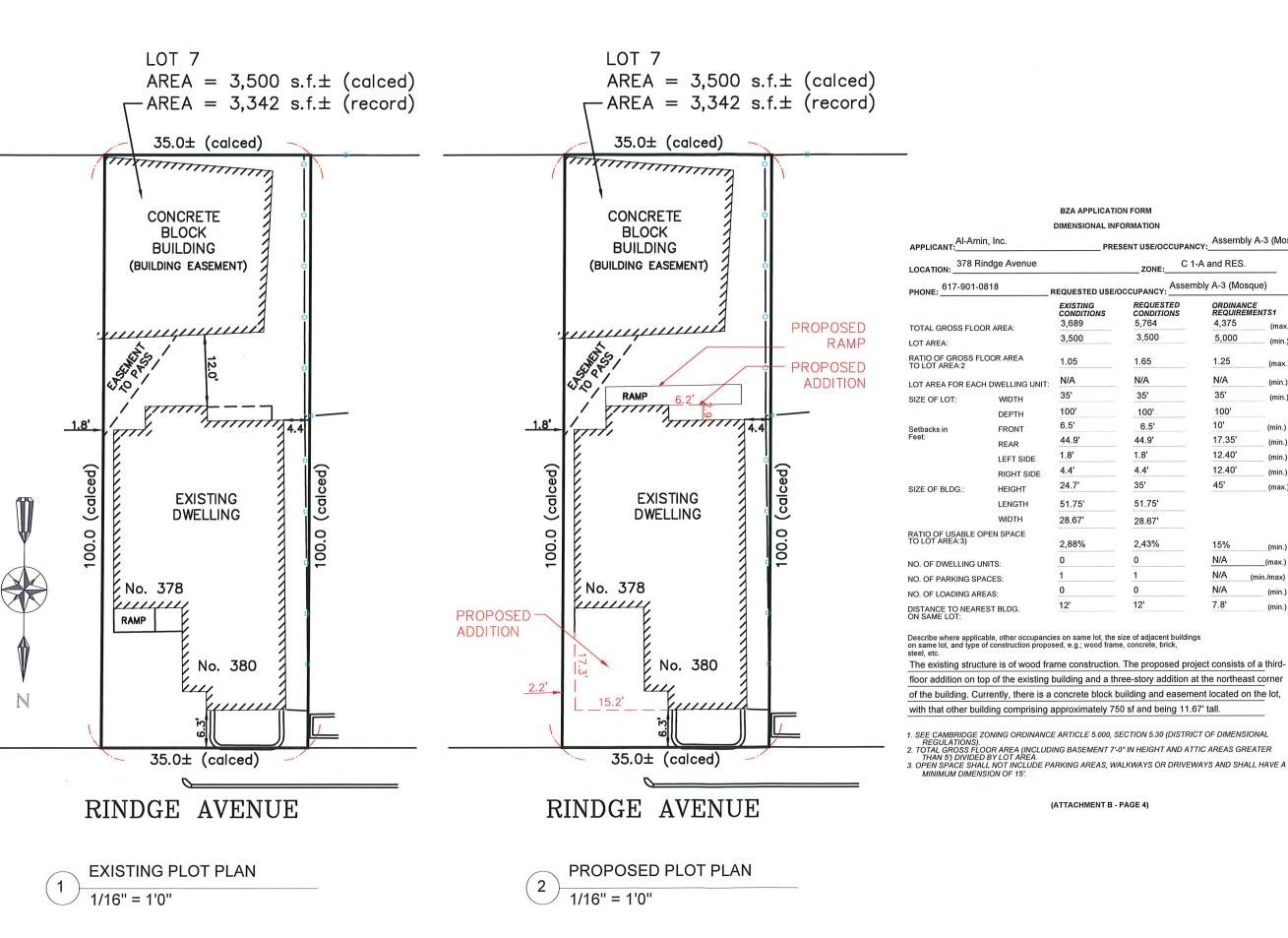
May 21, 2024.	
DATE OF ISSUE	
Issued for permit.	
DESCRIPTION	
AS INDICATED.	Nathalia Quirino
SCALE	DRAWN BY
-	-
PROJECT#	FILE NAME
Revisions	

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DRAWING NUMBER

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LOCATION:			ZONE:		_
PHONE: 617-901-0	0818 F	REQUESTED USE/	OCCUPANCY: Assem	nbly A-3 (Mosque)
TOTAL GROSS FLO	OD ADEA:	EXISTING CONDITIONS 3,689	REQUESTED CONDITIONS 5,764	ORDINANCE REQUIREMENT 4,375	TS1 (ma
LOT AREA:	JN ANEA.	3,500	3,500	5,000	(min
RATIO OF GROSS FI TO LOT AREA:2	OOR AREA	1.05	1.65	1.25	(max
LOT AREA FOR EAC	H DWELLING UNIT:	N/A	N/A	N/A	(min
SIZE OF LOT:	WIDTH	35'	35'	35'	(mir
	DEPTH	100'	100'	100'	
Setbacks in	FRONT	6.5'	6.5'	10'	(min
Feet:	REAR	44.9'	44.9'	17.35'	(mir
	LEFT SIDE	1.8'	1.8'	12.40'	(min
	RIGHT SIDE	4.4'	4.4'	12.40'	(min
SIZE OF BLDG.:	HEIGHT	24.7'	35'	45'	_(ma
	LENGTH	51.75'	51.75'		
	WIDTH	28.67'	28.67'		
RATIO OF USABLE C TO LOT AREA:3)	PEN SPACE	2,88%	2,43%	15%	(min
NO. OF DWELLING U	NITS:	0	0	N/A	(max
NO. OF PARKING SP		1	1	N/A (min	./max
NO. OF LOADING AR		0	0	N/A	(min
DISTANCE TO NEAR		12'	12'	7.8'	(min

Describe where applicable, other occupancies on same lot, the size of adjacent building

The existing structure is of wood frame construction. The proposed project consists of a thirdfloor addition on top of the existing building and a three-story addition at the northeast corner of the building. Currently, there is a concrete block building and easement located on the lot, with that other building comprising approximately 750 sf and being 11.67' tall.

(ATTACHMENT B - PAGE 4)



ISLAMIC CENTER 378 RINDGE AVE, CAMBRIDGE, MA 02140.

CLIENT

Assembly A-3 (Mosque

VIVEK

PROJECT TEAM

Designer Nathália Quirino 857 888-1216

Engineer Nazieh R. Hammouri 857 312-9212

No.	Description	Date
00	Issue for Permit	-

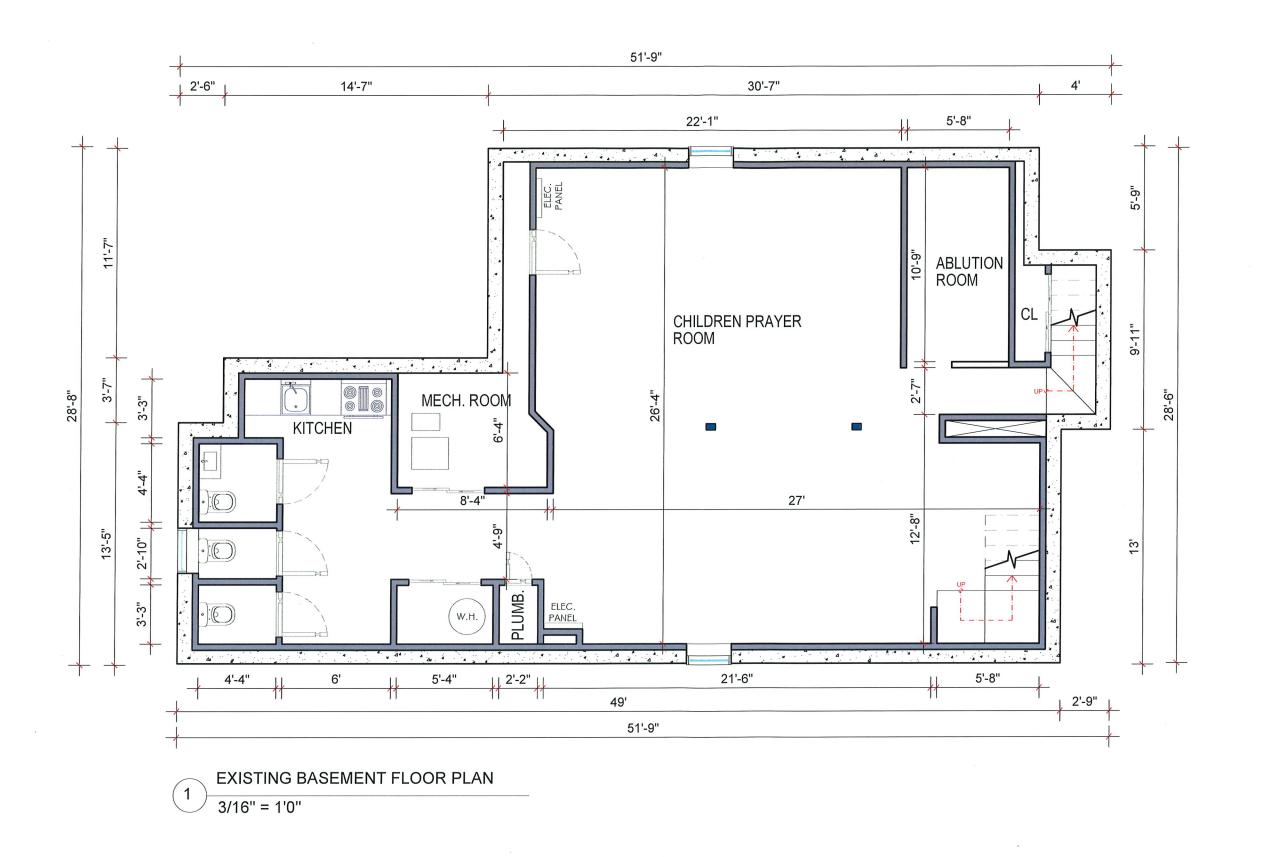


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AS INDICATED.	Nathalia Quirino	
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PROJECT#	FILE NAME	
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DRAWING TITLE

SITE USE PLAN

DRAWING NUMBER



CLIENT

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PROJECT TEAM

Designer Nathália Quirino 857 888-1216

Engineer Nazieh R. Hammouri. 857 312-9212

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FILE NAME

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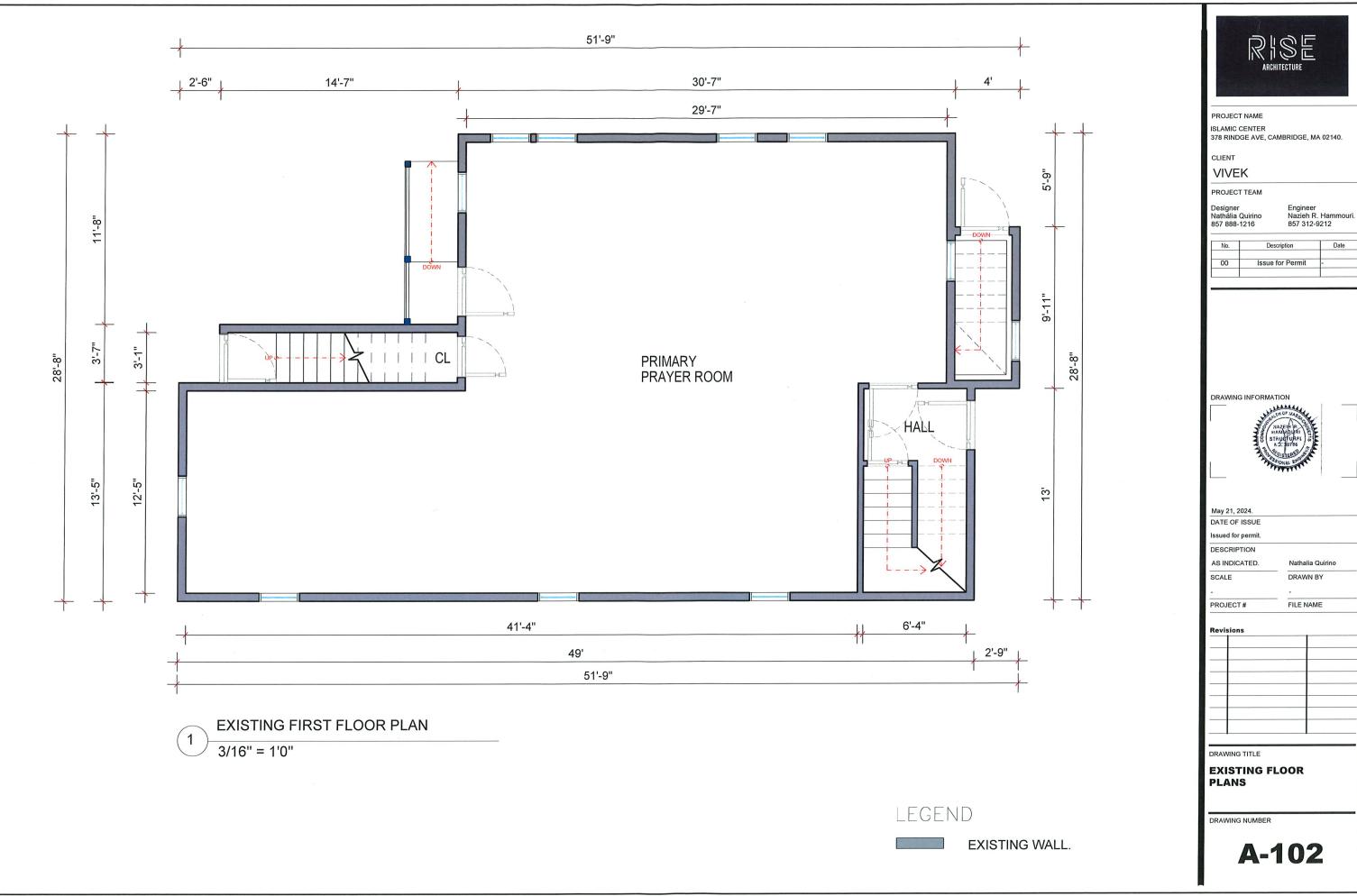
EXISTING FLOOR PLANS

DRAWING NUMBER

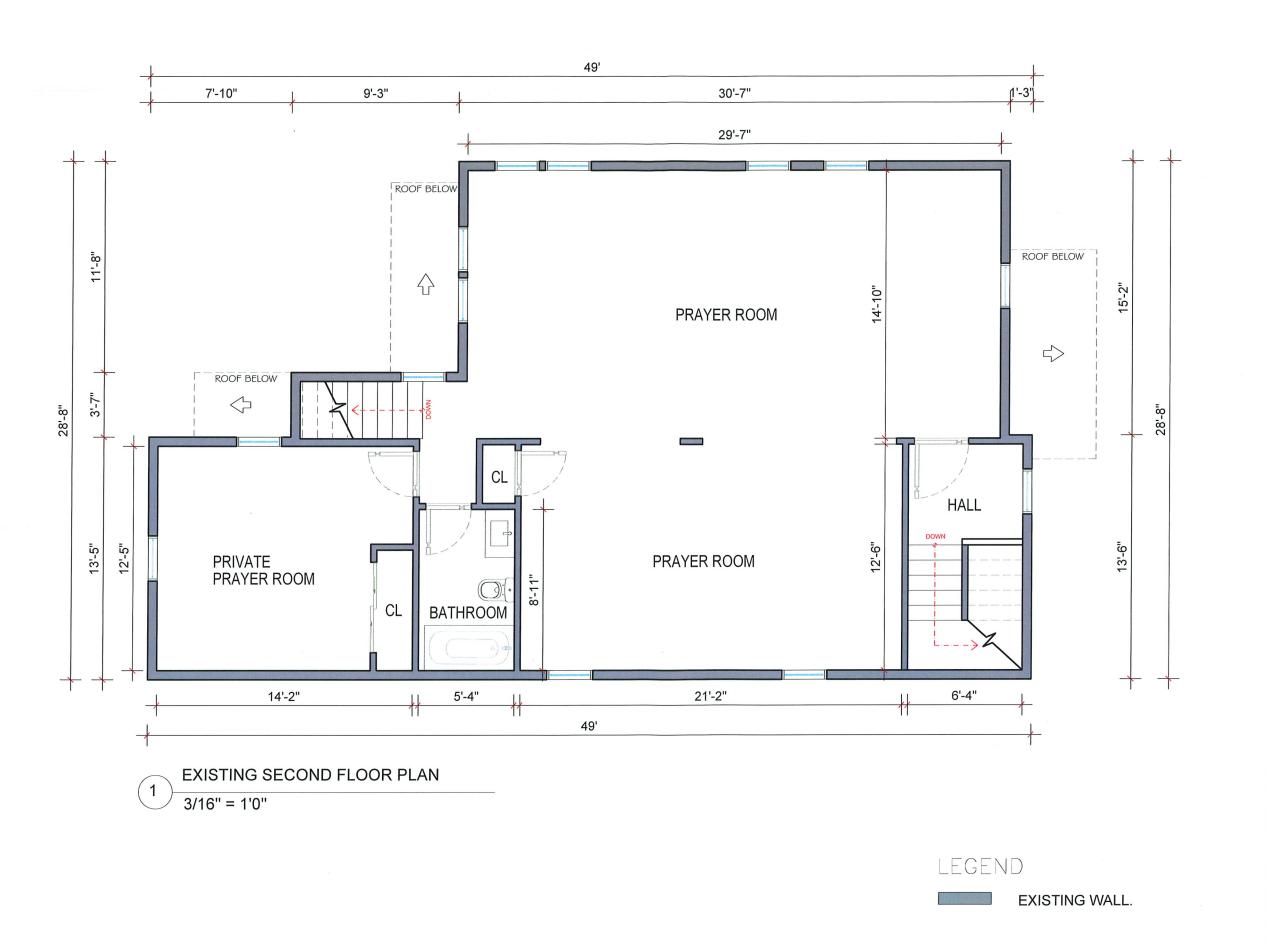
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LEGEND

EXISTING WALL.



No.	Description	Date
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CLIENT

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PROJECT TEAM

Designer Nathália Quirino 857 888-1216

Engineer Nazieh R. Hammouri. 857 312-9212

No. Description	Date
00 Issue for Permit	-

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DRAWING TITLE

EXISTING FLOOR PLANS

DRAWING NUMBER



EXISTING FRONT ELEVATION 1/8" = 1'0"





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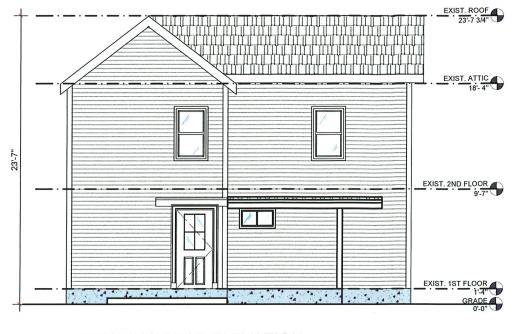
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DRAWING TITLE

EXISTING ELEVATIONS

DRAWING NUMBER



1 EXISTING REAR ELEVATION
1/8" = 1'0"



2 EXISTING LEFT SIDE ELEVATION

1/8" = 1'0"



PROJECT NAME

ISLAMIC CENTER

CLIENT

VIVEK

PROJECT TEAM

Designer Nathália Quirino 857 888-1216 Engineer Nazieh R. Hammouri. 857 312-9212

Description	Date
Issue for Permit	-

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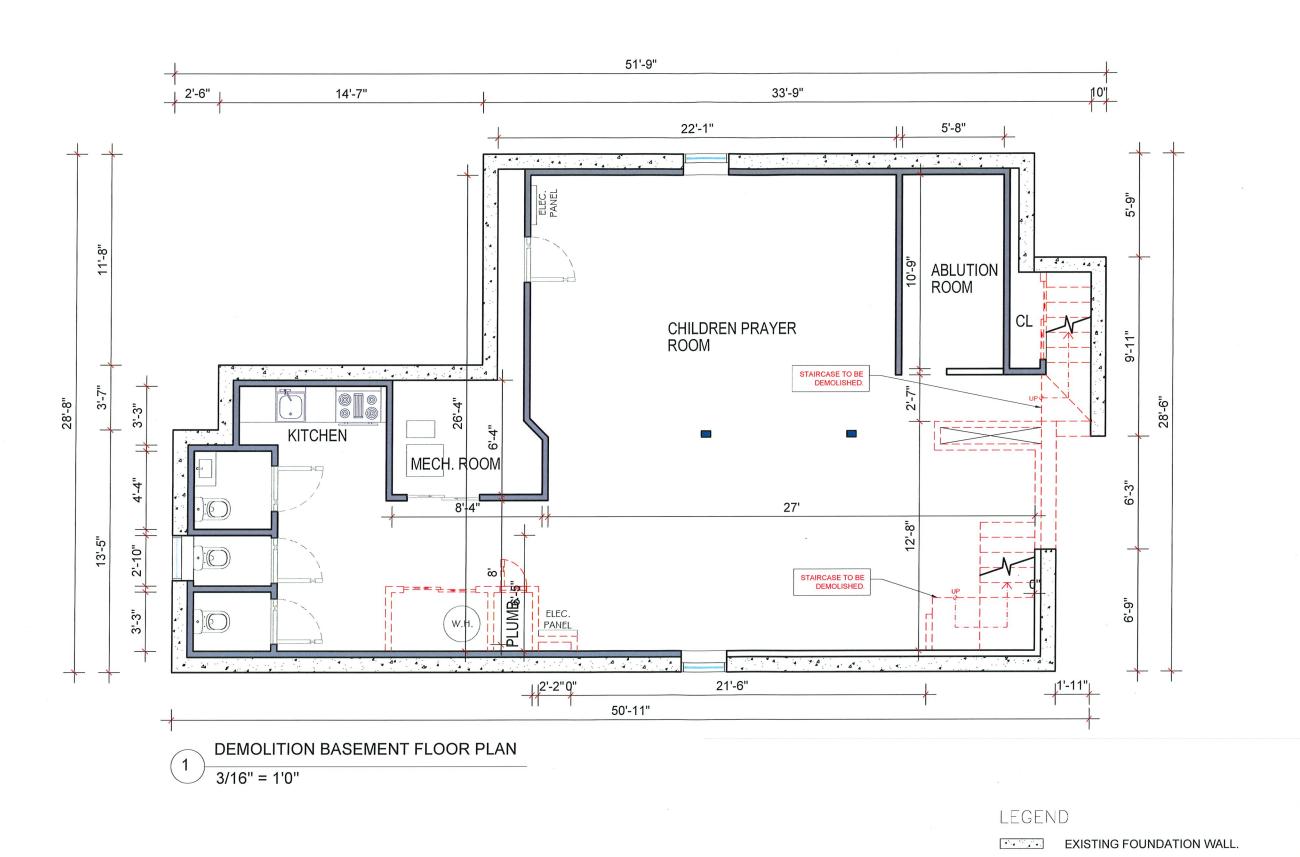
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Nathalia Quirino

DRAWING TITLE

EXISTING ELEVATIONS

DRAWING NUMBER





VIVEK

PROJECT TEAM

Designer Nathália Quirino 857 888-1216

Engineer Nazieh R. Hammouri. 857 312-9212

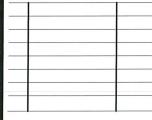
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PROJECT#



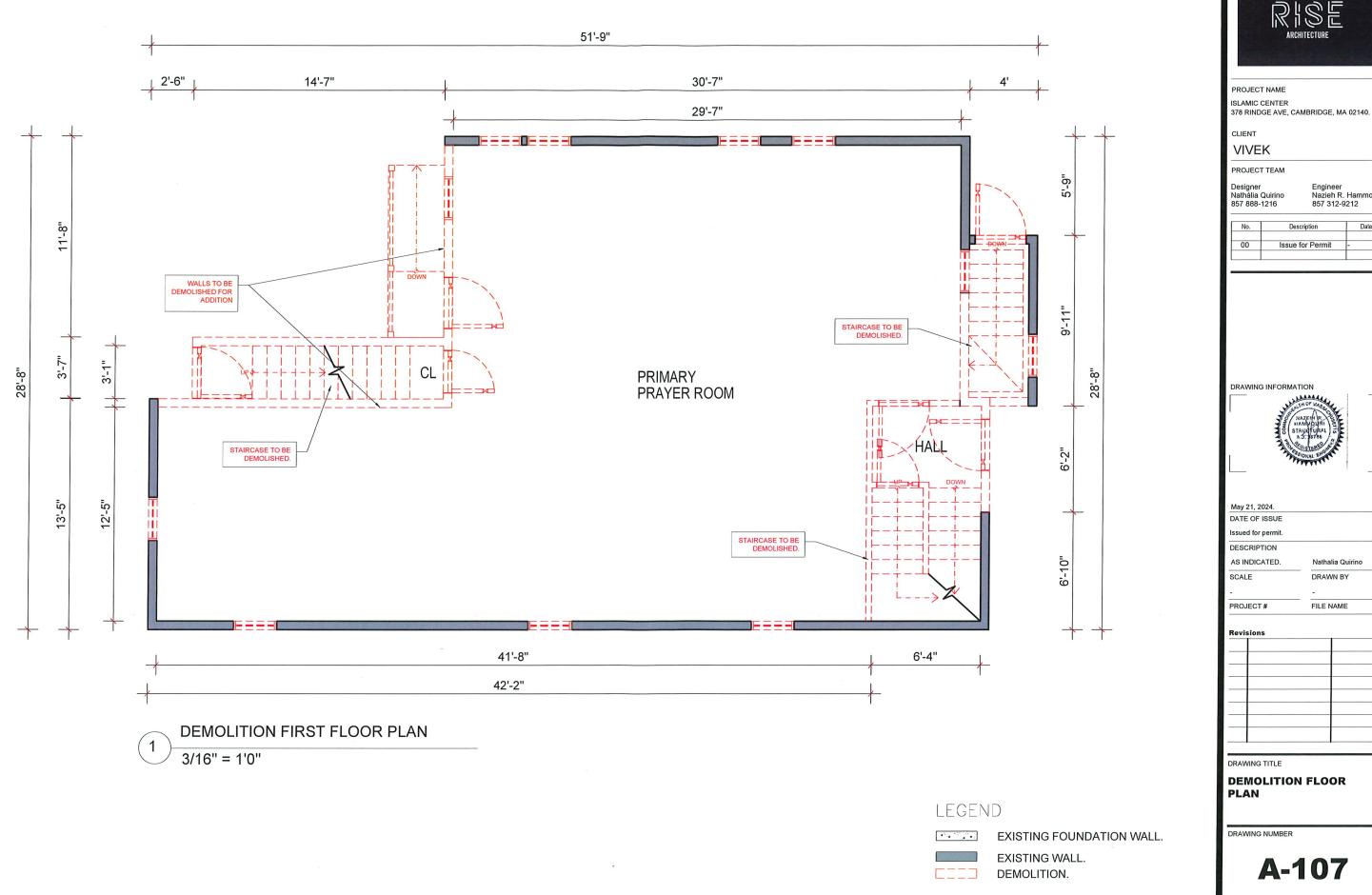
FILE NAME

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DEMOLITION FLOOR PLAN

DRAWING NUMBER

EXISTING WALL. DEMOLITION.





Engineer Nazieh R. Hammouri. 857 312-9212

No.	Description	Date
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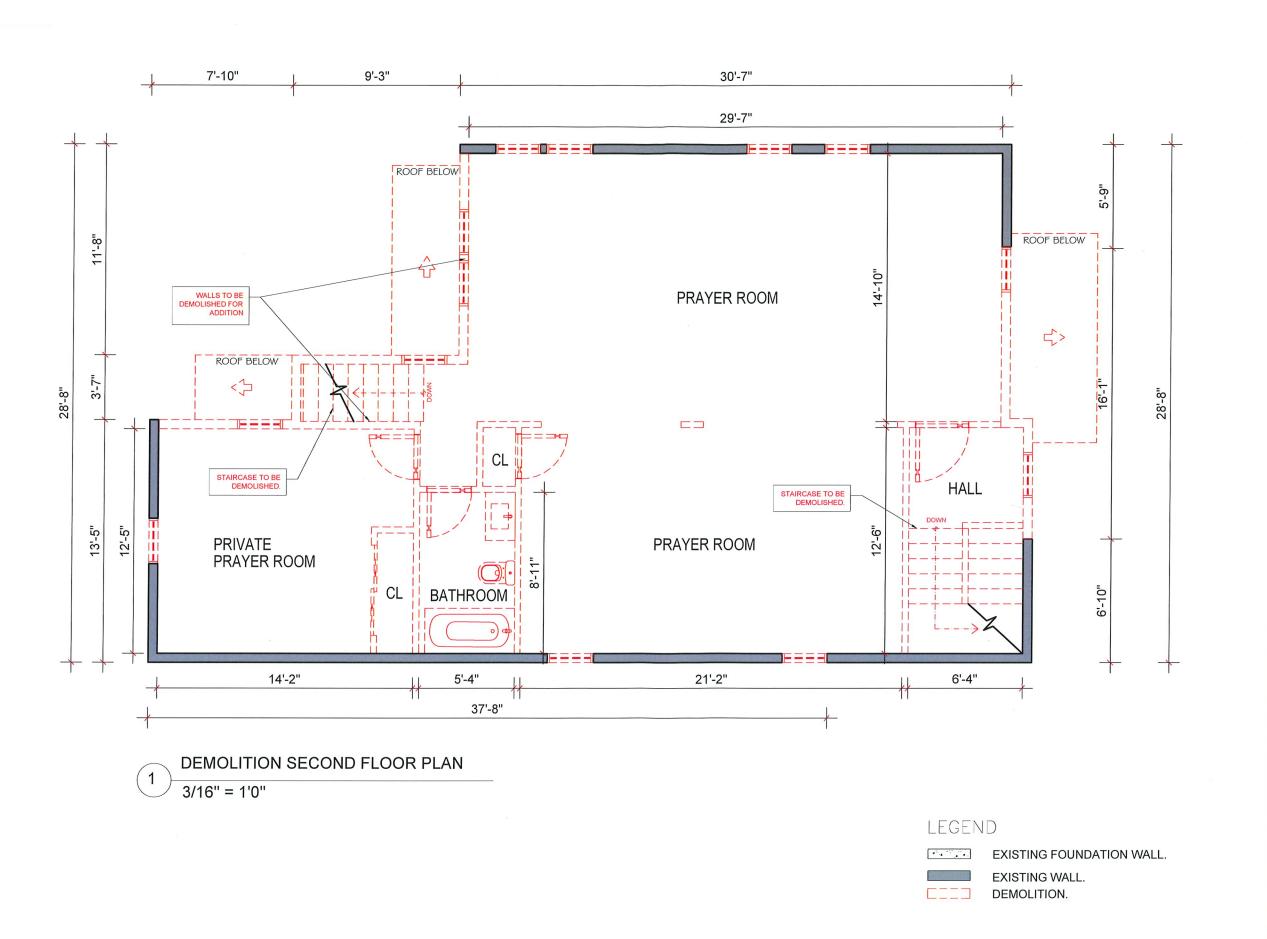


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Nathalia Quirino

FILE NAME







PROJECT NAME

ISLAMIC CENTER 378 RINDGE AVE, CAMBRIDGE, MA 02140.

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Designer Nathália Quirino 857 888-1216 Engineer Nazieh R. Hammouri. 857 312-9212

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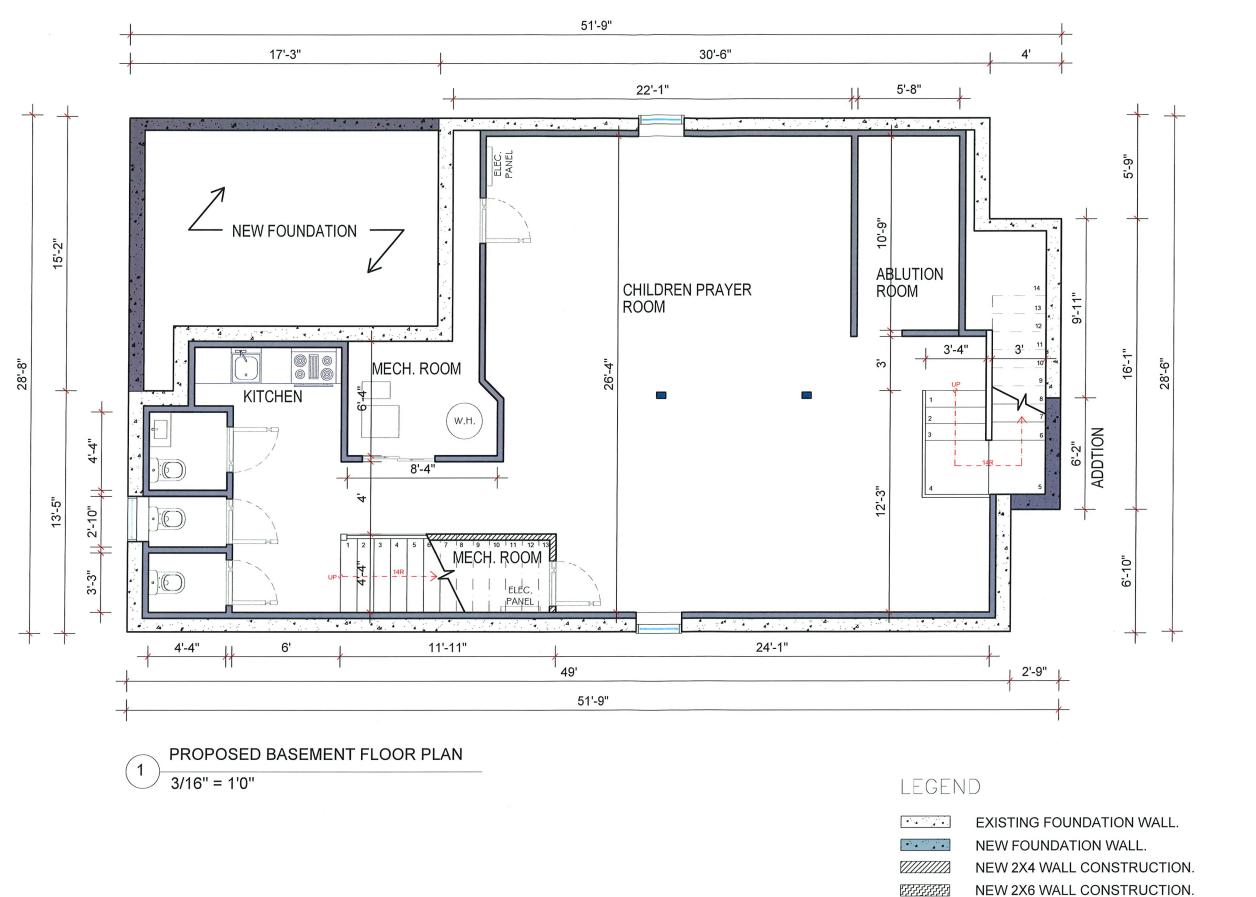
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DRAWING TITLE

DEMOLITION FLOOR PLAN

DRAWING NUMBER





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Description Issue for Permit



May 21, 2024. DATE OF ISSUE

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Nathalia Quirino

FILE NAME

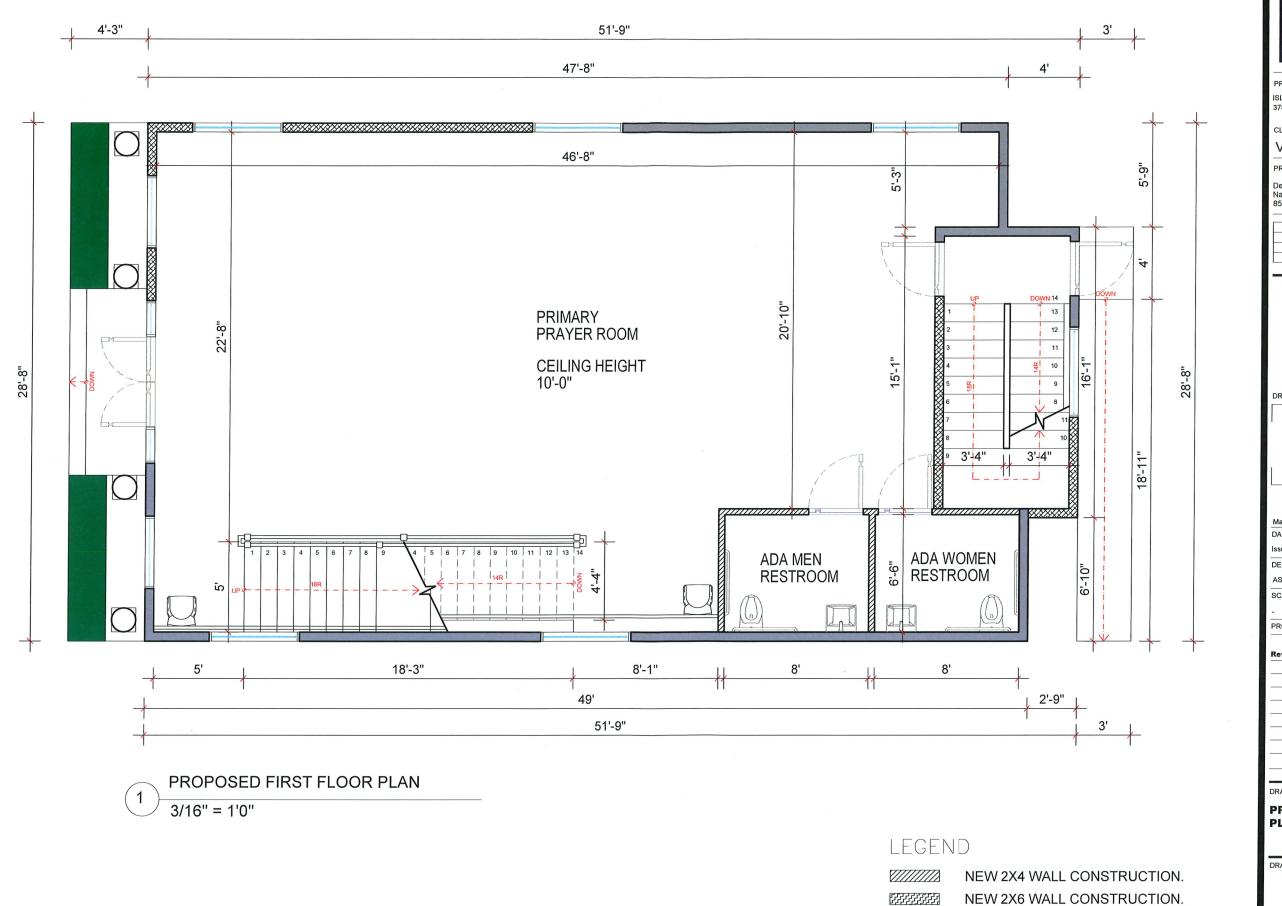
PROJECT#

Revisions

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PROPOSED FLOOR PLAN

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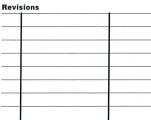
May 21, 2024. DATE OF ISSUE

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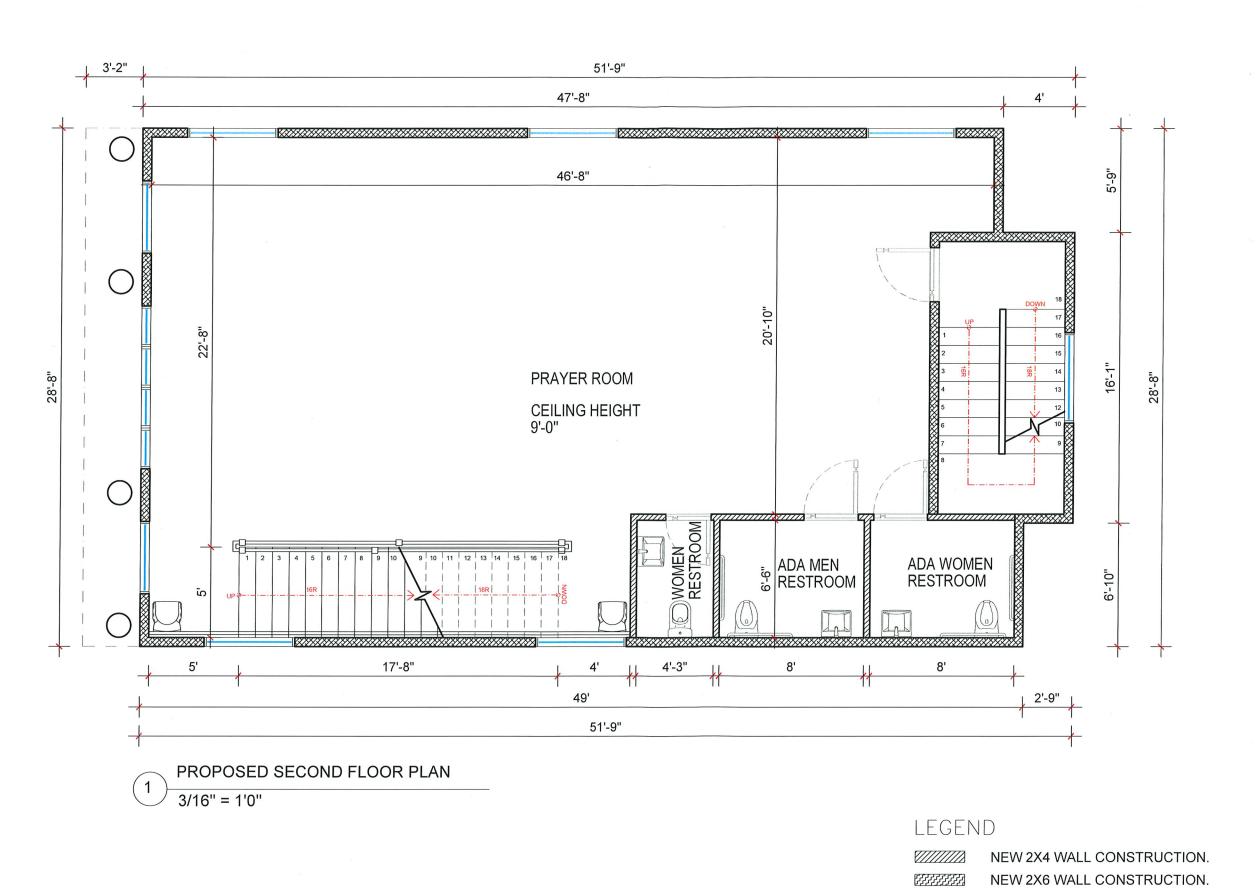
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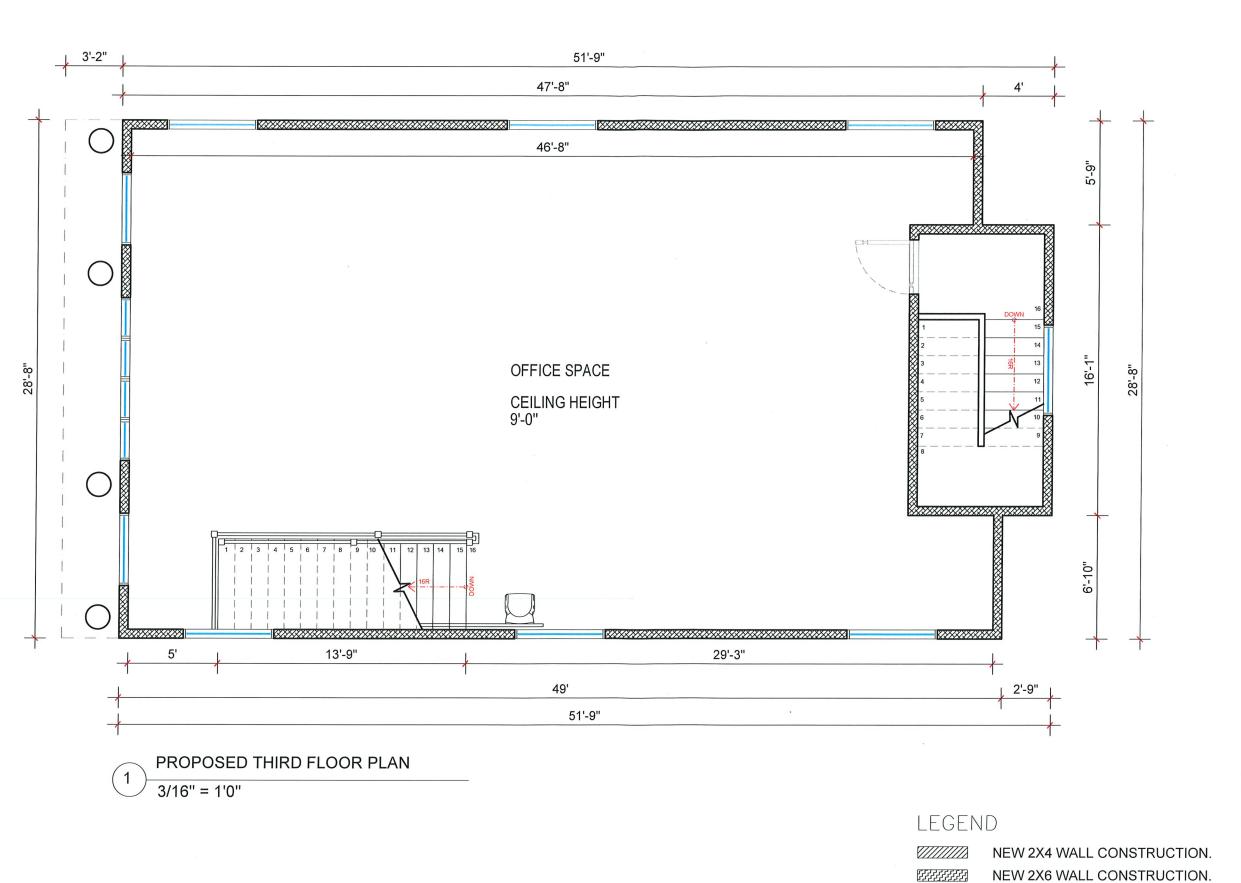
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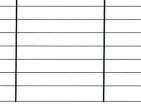
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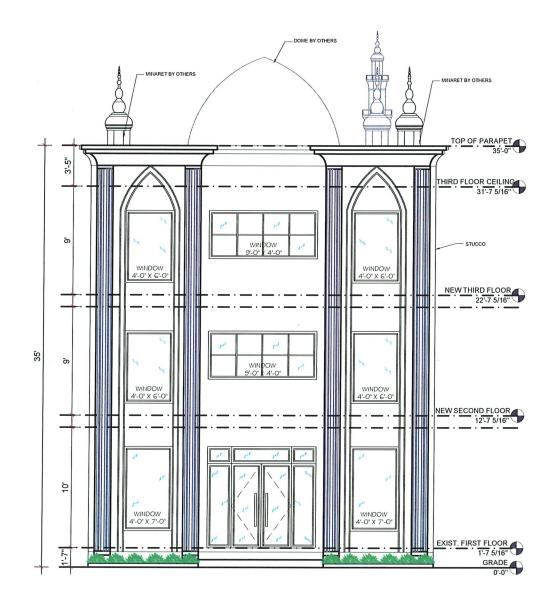
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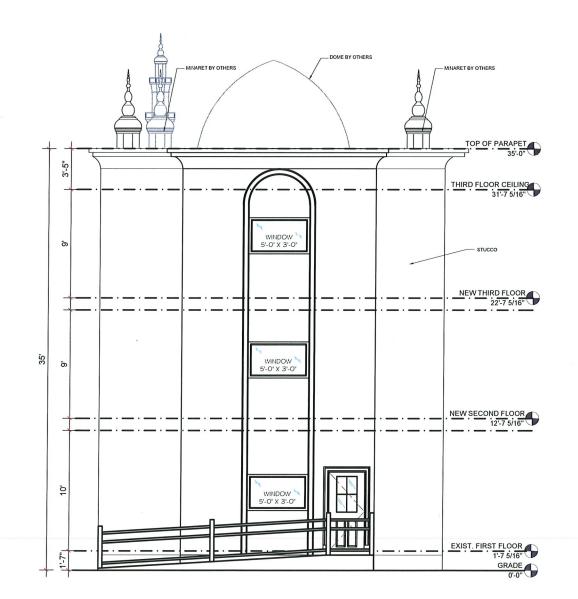
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PROPOSED FLOOR PLAN

DRAWING NUMBER



PROPOSED FRONT ELEVATION 1/8" = 1'0"



PROPOSED REAR ELEVATION 1/8" = 1'0"



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FILE NAME PROJECT#

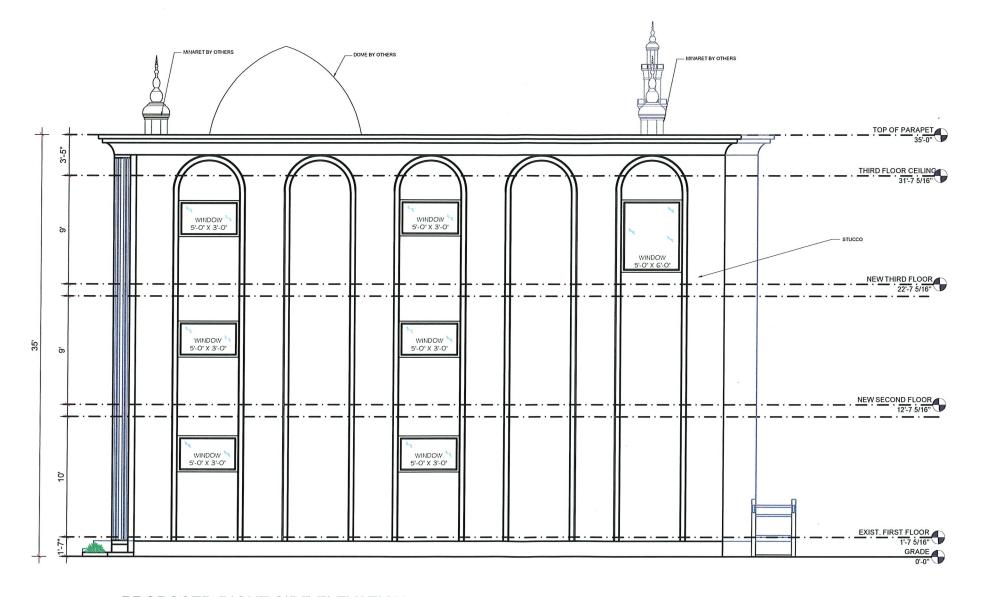
Revisions

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DRAWING TITLE

PROPOSED ELEVATIONS

DRAWING NUMBER



PROPOSED RIGHT SIDE ELEVATION

1/8" = 1'0"



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SCALE DRAWN BY

Nathalia Quirino

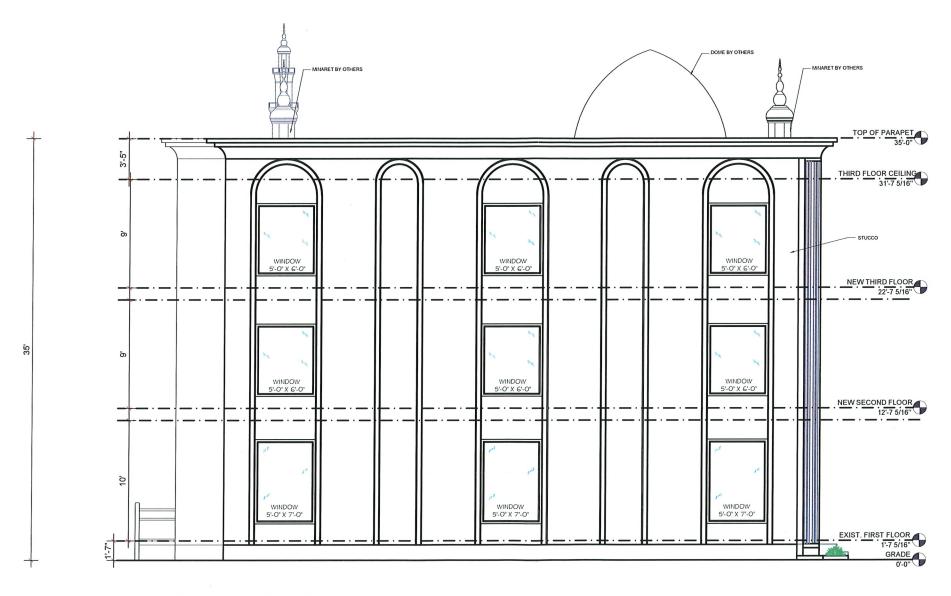
PROJECT# FILE NAME

Revisions

DRAWING TITLE

PROPOSED ELEVATIONS

DRAWING NUMBER



PROPOSED LEFT SIDE ELEVATION 1/8" = 1'0"



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May 21, 2024.

DATE OF ISSUE

Issued for permit DESCRIPTION

AS INDICATED. Nathalia Quirino

DRAWN BY SCALE

PROJECT# FILE NAME

Revisions				

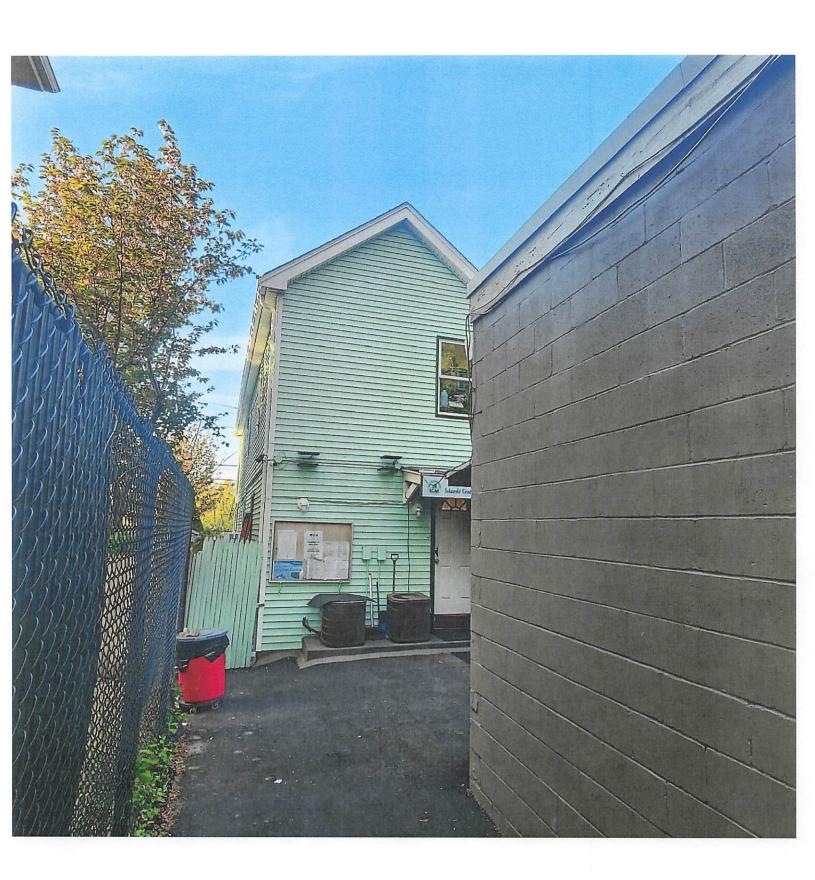
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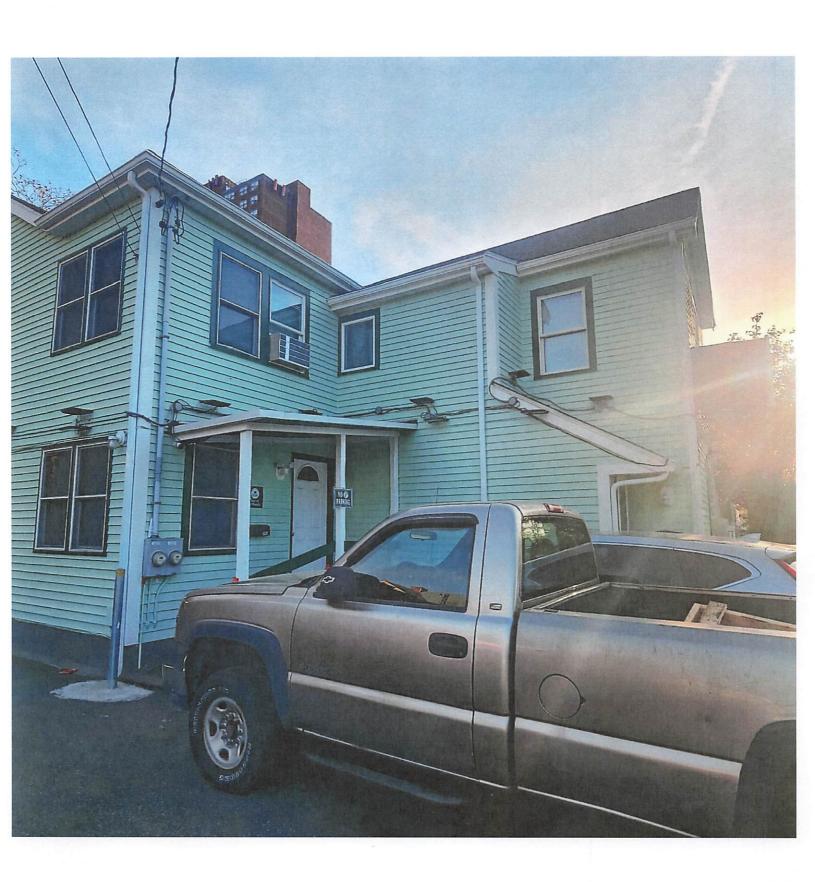
PROPOSED **ELEVATIONS**

DRAWING NUMBER





















ISLAMIC CENTER OF RINDGE AVENUE

Redevelopment

Dear	Date March & 229			
I trust this letter finds you in good health a to enhance our facilities to better serve the support is crucial to the success of our en	and high spirits. We are embarking on a project e needs of our members, and we believe your deavor.			
Our plan includes expanding the front comproviding additional space for prayer and the attic into a functional floor, allowing us more conducive environment for the educ	ner of our building that currently cuts inward, educational purposes. We also aim to convert to accommodate more members and offer a ational activities.			
Understanding the importance of commun neighbors are aware of our plans and, if p initiatives. We have chosen this approach harmonious relationships within our neigh	to foster open communication and maintain			
may arise during the construction process	ceptionally mindful of any inconvenience that . We are taking every precaution to minimize with you to address any concerns or specific			
In light of the above, we kindly request you signed letter of support would greatly cont us create a more inclusive and accommod	ribute to the success of our efforts and help			
If you have any questions or concerns, we at your convenience to discuss the details have. Your input is highly valued, and we benefits the entire community.	e would be more than happy to meet with you of our plans and address any issues you may are dedicated to ensuring that our project			
If you are amenable to endorsing our projectorvenience. Your support means a great to be good neighbors within our community	ect, kindly sign and return it at your earliest deal to us, and we look forward to continuing y.			
Thank you very much for your time and consideration.				
Warm regards,	In Support			
	Name: VINCEY 20 (75 AM) 455 - 7			
Trustee Islamic Center of Rindge Avenue	Address: 372 Kindso Ace			
Shafid Shaikh	Candolle massouly			

ADAM DASH & ASSOCIATES ATTORNEYS AT LAW

48 GROVE STREET, SUITE 304 SOMERVILLE, MA 02144 TELEPHONE (617) 625-7373 FAX (617) 625-9452 WWW.ADAMDASHLAW.COM

ADAM DASH PAUL METSCHER MARK SHEEHAN

May 21, 2024

Board of Zoning Appeals City of Cambridge 831 Massachusetts Avenue Cambridge, MA 02139

RE: 378 Rindge Avenue

Application for Variances for Dover Amendment Use

Applicant and Owner: Al-Amin, Inc.

Dear Cambridge Board of Zoning Appeals:

I represent Al-Amin, Inc., which is the Applicant and Owner of the property known as 378 Rindge Avenue (the "Property"). The Property is currently a two-unit condominium which Applicant intends to change from being a condominium into being a non-condominium building with a mosque use, should the requested relief be granted.

The Property is located in the Residence C-1A and MXR zoning districts.

Applicant seeks to construct additions, being a third floor addition, front northeast corner addition and rear addition. Such alterations of this pre-existing, nonconforming structure create the need for variances for Gross Floor Area, Floor to Area Ratio, Open Space and Alteration of a Nonconforming Structure.

The mosque requires relief to practice its Dover Amendment-Protected religious use. Alterations and additions to the existing building are required to make the building accessible, and to allow for congregants to face both Mecca and the Imam during prayers. The current building has corners which prevent congregants from seeing the Imam while also facing East when praying. The third floor is needed for Arabic studies and overflow space for congregants during religious festivals. Minarets and a dome are also part of the religious purpose of the structure. The variances are required in order to alleviate these hardships and to allow for the religious use.

ANALYSIS

The Proposed Use Is Protected by the Dover Amendment.

Massachusetts General Laws Chapter 40A, Section 3 is known as the "Dover Amendment", which bars the adoption of a zoning ordinance or by-law that seeks to prohibit or restrict the use of land for educational or religious purposes. See <u>Trustees of Tufts College v. City of Medford</u>, 415 Mass. 753, 616 N.E.2d 433 (1993).

The Dover Amendment may permit dimensional nonconformity of the Premises under certain circumstances. While the Dover Amendment provides that "...land or structures may be subject to reasonable regulations concerning the bulk and height of structures and determining yard sizes, lot areas, setbacks, open space, parking and building coverage requirements...", courts have concluded that dimensional zoning regulations may not be applied in such a way as to prevent a protected Dover Amendment use. Dimensional zoning regulations will apply to protected Dover Amendment uses only to the extent that they are reasonable under the circumstances. A determination of the reasonableness of any given zoning restriction requires an analysis of whether the restriction would "unreasonably impede the protected use without appreciably advancing critical municipal goals". See Martin v. Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, 434 Mass. 141, 747 N.E.2d 131 (2001), citing Trustees of Tufts College. In considering the reasonableness of a restriction in the context of a Dover Amendment use, courts will consider the "special characteristics of the [exempt] use." Ibid.

As such, a municipality may not, through the guise of regulating bulk and dimensional requirements, proceed to nullify the use exemption permitted to a protected institution. See The Bible Speaks v. Board of Appeals of Lenox, 8 Mass. App. Ct. 19, 391 N.E.2d 279 (1979). The protected institution may show unreasonableness of a restriction by demonstrating that compliance would substantially diminish or detract from the usefulness of the proposed structure, or impair the character of the institution's campus, without appreciably advancing the municipality's legitimate concerns, or by establishing excessive cost of compliance with the requirement, without significant gain in terms of municipal concerns. See Trustees of Tufts College.

In an analogous case, the rigid application of a zoning bylaw's height restrictions to a church's steeple was found to impair the character of the church without advancing any municipal concern. See Martin. "The Dover Amendment directs the inquiry to the use of "land" or a "structure," not the use of an element or part of a structure... The focus must be placed on the use of the structure... To view each element, each section of a "structure," as requiring an independent "religious" use leads to impossible results: Is a church kitchen or a church parking lot a "religious" use? We have not formulated the test so narrowly. While the judge's inquiry may have focused on the steeple because the temple complied in all other respects with Belmont's zoning bylaws, the question under the statute is whether the structure as a whole is to be used for religious purposes. It clearly is, and just as clearly the Dover Amendment applies. It is not for judges to determine whether the inclusion of a particular architectural feature is "necessary" for a particular religion. A rose window at Notre Dame Cathedral, a balcony at St. Peters Basilica--are judges to decide whether these architectural elements are "necessary" to the faith served by those buildings? The judge found, as she was compelled to do in the face of overwhelming and uncontradicted testimony, that temples "are the places where Mormons conduct their sacred ceremonies." No further inquiry as to the applicability of the Dover Amendment was warranted." See Martin.

While the reasonableness of a local zoning requirement will depend on the particular facts of each case, a judge should consider whether the requirement sought to be applied takes into account "the special characteristics of [the exempt] use," adding that a zoning requirement that results "in something less than nullification of a proposed [exempt] use may be unreasonable within the meaning of the Dover Amendment." See Martin; see also Trustees of Tufts College.

In this Application, the mosque use requires the additions to the existing structure in order to fulfill its religious purpose by allowing congregants to gather and pray while facing East and seeing the Imam who is leading the prayers. The additions also allow for accessibility to the mosque, for overflow congregant space at festivals, for Arabic study space and for there to be minarets and a dome. The mosque's location near public transit and housing where a number of the congregants live is important, as well, such that the Applicant can build the proposed additions and alterations at this location in furtherance of its protected religious purpose. There is no compelling municipal interest in denying the relief being sought when weighed against its negative impact on the protected religious practice.

As such, the religious use of the Property as a mosque is a Dover Amendment protected use, and the relief being sought should be granted.

The Proposed Use Is Protected by the RLUIPA.

The federal Religious Land Use and Institutionalized Persons Act (RLUIPA), 42 U.S.C. §§2000cc-2000cc-5 (2006), bars governments from imposing a substantial burden on the religious exercise of a person, including a religious assembly or institution, unless the government demonstrates that imposition of the burden on that person, assembly or institution (1) is in furtherance of a compelling governmental interest, and (2) is the least restrictive means of furthering that compelling governmental interest. See Mintz v. Roman Catholic Bishop of Springfield, 424 F.Supp.2d 309 (2006), stating that the application of a zoning bylaw's density, setback and parking restrictions imposed a "substantial burden" on "religious exercise" in the case of an application for a permit to construct a parish center. Zoning bylaw restrictions were not the least restrictive means of furthering compelling government interest and thus did not survive preemption under RLUIPA. See Mintz.

Again, the religious use of the Property as a mosque is protected, and the relief being sought should be granted

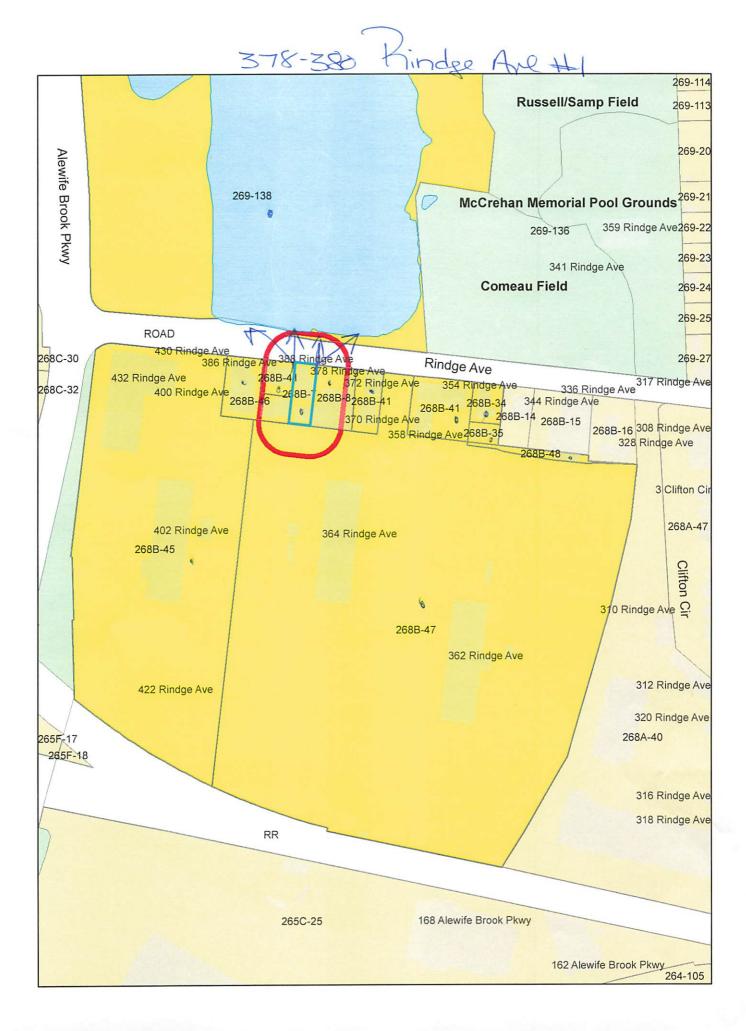
Conclusion.

Therefore, as strict compliance with the terms of the Cambridge Zoning Ordinance will substantially burden, diminish and detract from the protected religious purpose of the Applicant and its use of the Property, the variances sought must be granted under the Dover Amendment and the RLUIPA.

Applicant also notes that it meets the requirements for the relief sought under the Cambridge Zoning Ordinance even without the protection of the Dover Amendment and the RLUIPA, as described in the application for relief filed herewith.

Very truly yours,

Adam Dash



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268B-41 ALAM, MOHAMMED 370 RINDGE AVE. CAMBRIDGE, MA 02140 268B-41 RAJAO, ELIANA M. PEREIRA & CARLOS RICARDO RAJAO 354 RINDGE AVE UNIT 2 CAMBRIDGE, MA 02138 268B-41 DUGGAN, MARY D. 354 RINDGE AVE UNIT 5 CAMBRIDGE, MA 02138

268B-8 MUSTASCIO, GEORGE C. LORENZO CASAMASSIMA 372 RINDGE AVE CAMBRIDGE, MA 02140 268B-41 MANNING, BENADETTE 356 RINDGE AVE CAMBRIDGE, MA 02138 268B-41 BARRY, ABRAHAM & OUMOU BARRY 358 RINDGE AVE CAMBRIDGE, MA 02138

268B-41 SITHAR, DICKEY 354-388 RINDGE AVE UNIT 386 CAMBRIDGE, MA 02140 268B-41 REZAEI-KAMALABAD & MARIANNE REZAEI-KAMALABAD 388 RINDGE AVE CAMBRIDGE, MA 02139 268B-41 MASNY-SOKOLOWSKI, URSZULA C/O URSZULA MASNY-LATOS 354 RINDGE AVE UNIT 4 CAMBRIDGE, MA 02138

268B-41 NAHEED, SITARA & ASIA RAHMAN 354-390 RINDGE AVE CAMBRIDGE, MA 02138 268B-41 BROWN, MARIE BARBARA & OWEN OSBOURNE BROWN 354 RINDGE AVE UNIT 3 CAMBRIDGE, MA 02138 268B-7 AL-AMIN, INC. 380 RINDGE AVE UNIT 2 CAMBRIDGE, MA 02140

268B-46 YOHANNES, EFREM T. & MEAZA T. TEWELDEMEDHIN 390 RINDGE AVE. CAMBRIDGE, MA 02140 268B-46 MCLEOD, LORNA 392 RINDGE AVE UNIT 7 CAMBRIDGE, MA 02140 268B-46 ARADOM, HAILE G. & GENET W. ARADOM 394 RINDGE AVENUE. CAMBRIDGE, MA 02140

268B-46 NERE, SOLOMON K. & HIWOT H. GEBREMARIAM 400 RINDGE AVE. CAMBRIDGE, MA 02140 268B-46 JIFARA, TEREFE R & ELIZABETH HAILESILASE 398 RINDGE AVENUE UNIT 2 CAMBRIDGE, MA 02140 268B-46 BROWN, MELISSA 396 RINDGE AVENUE CAMBRIDGE, MA 02140

268B-48 RINDGE ASSOCIATES C/O FEDERAL MANAGEMENT CO. 536 GRANITE ST UNIT 301 BRAINTREE, MA 02184 268B-46 SHAMS SAIFUL & FARHANAH AFROZE 398 RINDGE AVENUE UNIT 3 CAMBRIDGE, MA 02140 269-138 IQHQ-ALEWIFE LLC 674 VIA DE LA VALLE - STE 206 SOLANA BEACH, CA 92075

268B-35-34 FFSIK LLC 29 ROBINSON DR BEDFORD, MA 01730 268B-45 RINDGE TOWER APARTMENT LLC, 1035 CAMBRIDGE ST UNIT 12 CAMBRIDGE, MA 02141 268B-46 AFRICAWALA, SHAHENAZBIBI F FAHAD, S, AFRICAWALA 398 RINDGE AVE - UNIT 1 CAMBRIDGE, MA 02140

268B-47 RINDGE ASSOCIATES, C/O FEDERAL MANAGEMENT CO., INC. 536 GRANITE STREET UNIT 301 BRAINTREE, MA 02184 268B-45 RINDGE COMMONS NORTH 4 LLC, C/O JUST A START CORP. 1035 CAMBRIDGE ST. UNIT 12 CAMBRIDGE, MA 02141



City of Cambridge

MASSACHUSETTS

BOARD OF ZONING APPEAL

831 Mass Avenue, Cambridge, MA. (617) 349-6100

BZA

POSTING NOTICE - PICK UP SHEET

The undersigned picked up the notice board for the Board of Zoning Appeals Hearing.

Name: Favor Africavela (Print)	_ Date: 6/24/24
Address: 378-380 Kindge Ave	# /
Case No. 67A - 272/39	
Hearing Date: 7/1/24	- -

Thank you, Bza Members



Redevelopment

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If you are amenable to endorsing our p convenience. Your support means a gr to be good neighbors within our comm	eat deal to us, and v	id return it at your ve look forward to	earliest continuing
Thank you very much for your time and	d consideration.		
Warm regards.	In Support		
Trustee Islamic Center of Rindge Avenue Shajid Shaikh	Name: VINC Email: VETS Address: 37.	en 20 (75 m/h nns 3720 ich 2 Rivilso A nshill e i m	55.79 al.lon 465 5214D

OFFICE OF COUNCILLOR SUMBUL SIDDIQUI

ssiddiqui@cambridgema.gov Phone: 617-349-7237

OFFICE OF COUNCILLOR JIVAN SOBRINHO-WHEELER

jsobrinhowheeler@cambridgema.gov Phone: 617-349-4280

OFFICE OF COUNCILLOR AYESHA M. WILSON

amwilson@cambridgema.gov Phone: 617-349-4280



June 7, 2024

Dear Members of the Licensing Board and Inspectional Services,

We are writing to support the construction of the Islamic Center of Rindge Avenue (ICRA) located at 378 Rindge Ave. Currently, the mosque is in a small house that does not resemble a traditional mosque.

ICRA has been a vital part of the community since 1997. It serves as a place of worship where hundreds of people come to pray five times a day. On Fridays, for the holy prayer, Jummah, hundreds of people attend the service. Many patrons live in the Fresh Pond Apartments and find the mosque a staple within their community. ICRA is more than just a place of worship; it is a center for community, social services, and activism.

ICRA serves the community in many ways including holiday celebrations and educational opportunities. ICRA hosts two prayers for Eid al-Fitr and Eid al-Adha each year, bringing hundreds of people together. It's a joy to see everyone and their families in new outfits embracing one another. Organizers often have to hold these prayers at Russell Field to accommodate the large Muslim community within Cambridge. The events are not just limited to the Muslim community and are open to everyone. As City Councillors, we have also attended these events and use this as an opportunity to connect with our residents, hear their concerns, and refer them to resources. ICRA also has an education center that teaches children Arabic.

It is important that the building resembles a mosque to serve as a clear and inspiring symbol within the community. A mosque is not just a building; it is a beacon of faith, unity, and cultural heritage. The current structure, which looks like a small house on Rindge Ave, needs renovations to reflect its true purpose and significance.

Having a mosque that looks like a mosque enhances its role as a community landmark, promoting a sense of belonging and pride among the local Muslim population. It also educates and informs the broader community about the presence and contributions of their Muslim neighbors, fostering understanding and inclusivity.

Thank you for considering the importance of this project and for supporting the diverse needs of our community.

Sincerely,

Councillor Sumbul Siddiqui

Councillor Jivan Sobrinho-Wheeler

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Councillor Ayesha M. Wilson



Redevelopment

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Dear	6	Date Man	16,024
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To Whomsoever it May Concern

I am writing to express my sincere support and enthusiasm for the proposed conversion of 378-380 Rindge Road Avenue into a Mosque and the expansion plans to accommodate better prayer halls.

As a resident of the neighborhood and a proud neighbor, I am genuinely thrilled to learn about this initiative. The idea of having a Mosque in our community not only enriches our cultural diversity but also strengthens the bonds of understanding and mutual respect among all residents. Places of worship play a vital role in fostering a sense of community, peace, and harmony, and I am confident that the proposed conversion will contribute positively to our neighborhood.

I wholeheartedly endorse the efforts to expand the space for prayer halls. It is essential to provide adequate facilities to accommodate the growing needs of the community. By enhancing the infrastructure for prayer, we ensure that everyone can worship comfortably and peacefully.

I want to emphasize that I have no objections whatsoever to this plan. On the contrary, I am very supportive and excited about the prospect of having a Mosque in our neighborhood.

Please feel free to reach out to me if you require any further assistance or support in this matter. Once again, I extend my best wishes and full support for the successful realization of this project.

Thank you for considering my perspective.

Warm regards

MOHAMMED ALAM 370, Rindge W.

Tel-(617) 642-4399

Nai	ne:
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Address:

City:

Date:

To: CITY OF CAMBRIDGE

795 Mass Ave Cambridge Ma, 02139

We, the undersigned residents of

Wholeheartedly support the construction of a mosque in our community. The establishment of the mosque will meet the religious needs of our Muslim neighbors, promote cultural diversity, and enhance neighborhood cohesion. We urge you to consider our collective voice in favor of this project.

Sincerely,

ely, Jahage Alm MOHAMMED ALAM 370 Rindge Alle Cambridge, mg 02140 Tel-(617) 642 4399



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Aaliya shaikh Adugut = 362 RIndge Ave #20F	
Semira Worky 33 362 Pindge Ave APE 18D	
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Kedia Ahmed		675 Concord Ave Apt 103
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Afsanabankhalifa	Khaifa A.I.	362 Rindge Ave Apt 3L
Rosemin Pethania	Rehanie R.K	362 Rondge Ave Apt 6K
Asma Shaikh	Shrikh. A.M	364 Rindge Ave APt 202
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Khurshita Abhyra	K-I. Abhyra	
Farida Ghaswala	FIA-	364-RindgeAVE Apt 16K
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NAME	Phone Em	ail Address
Shaad Wahed	6179552571	Egmail on 700 Huron Avenue Cambridge
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Mohammad Sah		237 Garden St APT 10 Combridge MA
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Umar Niazi		364 Rind Ave Carnyly 136 Walden Street
Zahirahmad		407 RindgeAne # 14 E Combrid.



Signature Campaign to expand the corner of the building and increase the height of the attic floor

Email Address NAME Phone 364- Rulge Are 20-M Hert Fatrouch 100 364-RIHDGE ANE 3-D Sourt. ASIEBHAT G. SHATKH RUNKIS 402RindgeAve Mohammad Kamal yallh 362 Andge ave con brits SYED ARAM mbsz 362 Rindge ave, 10 E cambridge Md Mahafulur Rahman 362 Rindge Are 10E cambridge Jihan Jihan Layla Fahad Africavala - Topfirm 398 panitge Are Unit Combostse. 364, Rindge Ave. CAMBRIDGE MOHAMMAD MONIR M. Mon 5A322 KHALIFH - 364 RindgeAVE /Fanbry Khalifa Imtiyaz / Clu 125 Harvard St # 303 362 Kindy Ave. camber Zender police 362 RINDS AVE 11 +36 CAMB. MA.CA140 Ismail M. Khalifa Abdul rasid Pocha 362 Rindse De 8K Astal 402 Rindge AVE Camboolse ABUTAREK Aburbarek 362 Rindge Ave- 9K cambridge. Lein firoz Shaiken 402 Rindge Ave 7F July X diving Guash.) Cr chan -Kadenti SI 220 Linge Ave SadiK. I. Kadawela Jan Bende De 1 tip. ABDUL KADAR 462 RINDU AVE 5A CHMBRIDG.

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NAME	ADDRESS	SIGNUATURE
HAFIDH HASSAN	173 Rindge Ave. 2R	-Alst
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NAME	ADDRESS	SIGNUATURE
MOHAMMED H SATTER	402, Pivolge ave. APT#9H	mos 2 Am
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Gulshan Tay	407 Rindge Ano # 14-E	G.J. Tau
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Umar Nicozi	136 WALDEN ST	Muzin
Abu Musa	364 Rindge Ave, Cambridge	



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Yusuf Zusuf	364 Rindre Ave Apt. 65	Holu -
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Munita Kadawala 402 Pindal AVE APT # 16D Munita Kada	14
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NAME	ADDRESS		SIGNUATURE
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Khalifa Raksana	364 Rindge AVE 4-L	M. I. Kulfer
	362 RINDGE AVE 5 A	I. M. Priss
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ALTAF SHAZKH		Ruisy Acht
HAFFJA SHAZIKH	362 lindse Ave #20F	
JOBAL GHASWALA	364 RIND GEAMS. 16-K	Cole 22.
FARIDA GHASWALA	364 RINDGE AVE 16-12	Farida Ghasula
SAIGD YAWAR RAZVI	362 RINDGE AVE 14-J	(Judan)
SABIA SAYED	362-RINDGE AVE 14-J	Sabia Saral

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Juber Dugly	364 Rindse Me	Japl
Simabany Dugla	364 Rindse Ave	S.J. Dysly
Bernybibi Dygly	364 Rindge Ave	B.S. Ovoli
FARIN TAI	695 CONCORD pre # 202	Jan Com
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SAIDARAHEN TAI	364 Rinclas Ale emprinte	Set . 1
Hamid Ovala	362 Rindge Ave 11x	Johnson
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ABDU Nordo	202 Pingle AVI	XX Drulls of
TAHIR IKRAM	113 Richarde Ave	Canbri alse MA
IBRAHIM KAMTHEWAZA	364, RINDGE AVE . 16 E	Deamfrewdo 2
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SYEDA SULTANA	2/ //	SYEBA SULTANA
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JASIM MASTON	364 RINDGE AVE APT 7M	MASSIN J.M
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SAHID MISTER	11 11	S'MASILY
UMIX GAT	362 RINDCOAVE APT 711	V. Nepi
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A. YWIZ MADAKÍ	YOU RISINGE APT #6 M	AV
SHAFIUL AZA	n 402 HNDGE#10-G	
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