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CITY OF CAMBRIDGE

BOARD OF ZONING APPEAL

831 Massachusetts Avenue, Cambridge MA 02139

617-349-6100

2024 JUL 17 AM 11: 27

OFFICE OF THE CITY CLERK CAMBRIDGE, MASSACHUSETTS

BZA Application Form

BZA Number: 279906

General	Information
General	IIIIOIIIIauoii

The undersigned I	nereby petitions t	he Board of Zoning	Appeal for the following:
Special Permit:	X	Variance:	Appeal:
PETITIONER: Ja	ne B. Rollins C/C	Mahmood Firouzba	<u>akht</u>
PETITIONER'S A	DDRESS: 7 Cres	cent Street, Cambri	dge, MA 02138
LOCATION OF PI	ROPERTY: 38 HI	ubbard Ave , Camb	ridge, MA
TYPE OF OCCUP	ANCY: Single fa	<u>mily</u>	ZONING DISTRICT: Residence C-1 Zone
REASON FOR PE	TITION:		
/Additions/			
DESCRIPTION	OF PETITIONE	ER'S PROPOSAL:	
			sion of and addition to the rear of a pre-existing non- ted in the required side setbacks.
SECTIONS OF ZO	ONING ORDINAN	NCE CITED:	
Article: 5.000 Article: 8.000 Article: 10.000		A 200	Requirements). on-Conforming Structure).
		Original Signature(s):	(Petitioner (s) / Owner)
			(Petitioner (s) / Owner) Mahmood Tirousbakul
			(Print Name)
		Address: Tel. No. E-Mail Address:	7 Crescent Street, Cambridge MD ord 617-671-5534 mahmood.brp@gmail.com
Date: 7/12/1	ــــــــــــــــــــــــــــــــــــــ		

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BOARD OF ZONING APPEAU

391 Minssachusetts Avenue, Cambridge MA 02139

617-349-5160

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Аррев	: 20 68	Ver	Special Permit: <u>X</u>
	ood Firouspakhi	. <u>Pollins C/O M</u> ehoc	PETITIONER: <u>Jane 11</u>
02158	ect, Cambridge, MA	ESS: 7 Grescent St	PETITIONER'S ADDR
<u>A</u> !	M.ephidasaevA	ERTY: 38 Hubbard	LOCATION OF PROP
NG DISTRICT: Beside (GJ. Zone	MOZ	Y: Single Lomity	TYPE OF OCCUPANC
		:WO	REASON FOR PETITI
			/Additions/
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(Petitloner (s) / Owner)	le (e) <i>e</i> ro	Origin: Signat	
(Print Name)	: 		
i-5534 od.brp⊜gmail.com	o. 617-071	Addre: Tei. No E-Mail	

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 Jane B. Rollins
Address: 38 H-hhad Arruse Cambridge MA
State that I/We own the property located at
which is the subject of this zoning application.
The record title of this property is in the name of Jana B. (20(1)
*Pursuant to a deed of duly recorded in the date
Book Page
SIGNATURE BY LAND OWNER OR AUTHORIZED TRUSTEE, OFFICER OR AGENT*
*Written evidence of Agent's standing to represent petitioner may be requested.
Commonwealth of Massachusetts, County of Middlesey
The above-name Jane 3. Rolling personally appeared before me,
this 300 of 100, 2014, and made oath that the above statement is true.
My commission expires (Notary Seal).
SHAHLA HACHAYEG II NOTA, "
deed, or inheritance, please include documentation.

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BZA Application Form

SUPPORTING STATEMENT FOR A SPECIAL PERMIT

Please describe in complete detail how you meet each of the following criteria referring to the property and proposed changes or uses which are requested in your application. Attach sheets with additional information for special permits which have additional criteria, e.g.; fast food permits, comprehensive permits, etc., which must be met.

Granting the Special Permit requested for <u>38 Hubbard Ave</u>, <u>Cambridge</u>, <u>MA</u> (location) would not be a detriment to the public interest because:

A) Requirements of the Ordinance can or will be met for the following reasons:

The proposed addition to the existing single family home meets the requirements of the Ordinance in that it involves the extension of pre-existing non-conformities where no new non-conformities will be created. The existing lot is very narrow and long which makes any alteration or addition to the existing structure difficult without the need for relief. The proposed relief requested relates to side setback conditions which pose a challenge to building anything of a conforming nature. The proposed windows in the setbacks are limited in number and will provide needed light an air to the home. The house will conform as to FAR, height, front and rear yard setbacks, and all open space requirements. The house will remain a single family home with one off-street parking space.

B) Traffic generated or patterns of access or egress would not cause congestion hazard, or substantial change in established neighborhood character for the following reasons:

The proposed single family home will not create traffic issues given its continued use as a single family home. The patterns of access or egress will not cause congestion hazard or substantial change in the established neighborhood character. The proposed single family home will be consistent with other similarly situated and sized single family homes on Hubbard Avenue and within this neighborhood. The off street parking space provided should help relieve parking demand on the street as well.

The continued operation of or the development of adjacent uses as permitted in the Zoning

Ordinance would not be adversely affected by the nature of the proposed use for the following reasons:

The continued operation of or the development of adjacant uses will not be adversely affected by the nature of the proposed use as the proposed use is the continuation as a single family home. The existing home is in decay and in need of substantial overhaul. The proposed work will bring this property and home up to modern living standards and in line with the condition, size, and quality of adjacent properties.

Nuisance or hazard would not be created to the detriment of the health, safety, and/or welfare of the occupant of the proposed use or the citizens of the City for the following reasons:

No nuisance or hazard will be created to the detriment of the health, safety, and/or welfare of the occupants of the proposed use or the citizens of the City as the proposed use is the continuation of a single family use of this property. The refurbishment of the existing structure and addition thereto will provide for an upgrade to this property and will be an overall improvement to the neighborhood.

For other reasons, the proposed use would not impair the integrity of the district or adjoining district or otherwise derogate from the intent or purpose of this ordinance for the following reasons:

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BZA Application Form

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The proposed use will not impair the integrity of the district or adjoining district or otherwise derogate from the intent or purpose of the ordinance in that it involves the continued use of this property as a single family home, substantial improvement to the existing condition of the structure thereon, and a house that is consistent with the size, quality, and character of the adjoining district and neighborhood.

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

The proposed use will not impair the integrity of the district or adjoining district or otherwise derogate from the intent or purpose of the ordinance in that it involves the continued use of this property as a single family home, substantial improvement to the existing condition of the structure thereon, and a house that is consistent with the size, quality, and character of the adjoining district and neighborhood.

"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:

Jane B. Rollins

Present Use/Occupancy: Single family

Location:

38 Hubbard Ave , Cambridge, MA

Zone: Residence C-1 Zone

Phone:

617-671-5534

Requested Use/Occupancy: Single family

		Existing Conditions	Requested Conditions	Ordinance Requirements	
TOTAL GROSS FLOOR AREA:		1008	3060	3096	(max.)
LOTAREA:		4128	4128	5000	(min.)
RATIO OF GROSS FLOOR AREA TO LOT AREA: ²		.24	.741	.75	
LOTAREA OF EACH DWELLING UNIT		4128	4128	1500	
SIZE OF LOT:	WIDTH	25	25	50	
	DEPTH	161.6	161.6	0	
SETBACKS IN FEET:	FRONT	14.7	14.7	10	
	REAR	115.8	91	30	
	LEFT SIDE	1	1	7.5	
	RIGHT SIDE	2.2	2.2	7.5	
SIZE OF BUILDING:	HEIGHT	25.7	34.4	35	
	WIDTH	25.7	56.4	0	
	LENGTH	20.7	20.7	0	
RATIO OF USABLE OPEN SPACE TO LOT AREA:		83.9%	74.9%	30%	
NO. OF DWELLING UNITS:		1	1	2.8	
NO. OF PARKING SPACES:		0	1	0	
NO. OF LOADING AREAS:		0	0	0	
DISTANCE TO NEAREST BLDG. ON SAME LOT		0	0	0	

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.:

not applicable

- 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'.

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BZA Application Facen

DIMENSION OF INFORMATION

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Zone: Residence 1-1 Zone

Ordinance

Requested Use/Ossupensy: Single family

Applicable dave R Rolling

Location: 32 Firthband Avo. Carobidge in A

Phone: 617-671-5534

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 DINDED BY LOTAREA
 - 9. OPEN SPACE SHALL NOT INCLUDE PARKING AREAS, WALKVAYS OR DRIVEWAYS AND SHALL HAVE A MINIMUM DIMENSION OF 15'.

38 HUBBARD AVE

CAMBRIDGE MA, 02140 JULY 8, 2024

PREPARED FOR: CAMBRIDGE BOARD OF

ZONING APPEAL

PREPARED BY: KELLY BOUCHER ARCHITECTURE

54 HARVARD STREET, BROOKLINE MA 02445

www.boucherarchitecture.com

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B011 ZONING COMPLIANCE - GFA DIAGRAM

B100 EXISTING & PROPOSED PLANS

B101 EXISTING & PROPOSED PLANS

B200 EXISTING & PROPOSED ELEVATION

B201 EXISTING & PROPOSED ELEVATION

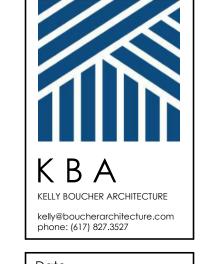
B300 EXISTING & PROPOSED SECTIONS

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B401 3D VIEW







ZONING REQUEST SUMMARY

PROJECT DESCRIPTION:

RENOVATE AND RECONFIGURE AN EXISTING NON-CONFORMING SINGLE FAMILY HOME. THE LOT IS LOCATED IN A RESIDENTIAL C-1 ZONE

38 HUBBARD STREET EXISTING NONCONFORMITY:

LOT SIZE / SIDE SETBACKS / LOT WIDTH

ZONING REQUEST

SPECIAL PERMIT TO EXTEND NONCONFORMING SIDE YARD SETBACKS:

THIS PROPERTY DOES NOT MEET THE MINIMUM LOT WIDTH REQ., AND IS SUBJECT TO THE NARROW LOT RULE SETTING SETBACK REQUIREMENTS AT 7'-6" PER CZO 5.21.1

ALTHOUGH THE RENOVATION PROPOSES TO EXTEND THESE EXISITNG NON-CONFORMING WALLS, THE SETBACKS ARE NOT INCREASED, MULTIPLANE CALCS NOT REQUIRED.

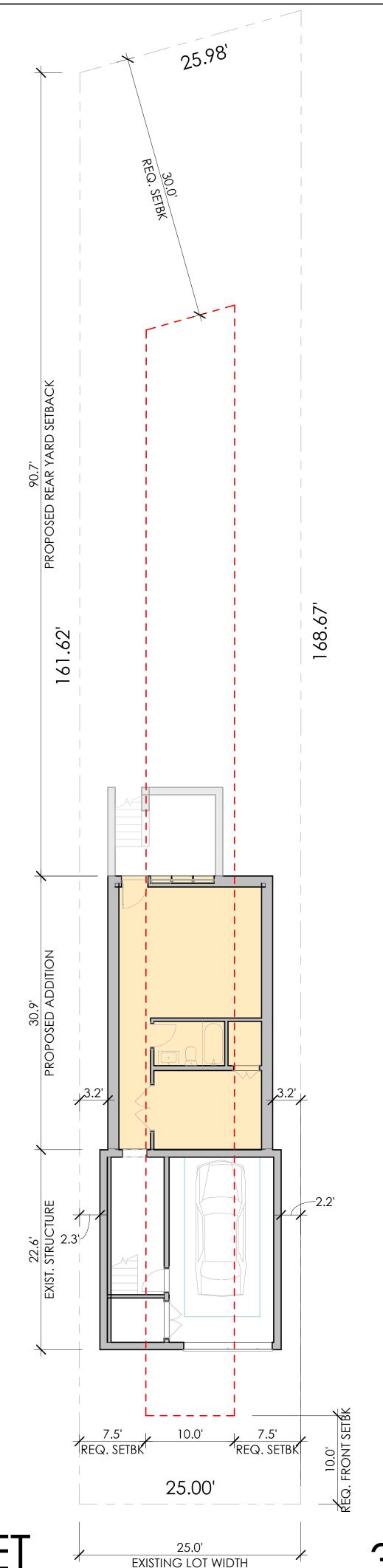
SPECIAL PERMIT TO CHANGE FENESTRATION WITHIN A NONCONFORMING SETBACK

SIDE YARD SETBACKS ARE ALREADY NON-CONFORMING TO THE CZO.
OUR ADDITION DOES NOT INCREASE THESE EXISTING NONCONFORMITIES

OUR BUILDING HEIGHT IS UNCHANGED

OUR PROPOSED PROJECT IS COMPLIANT FOR OPEN SPACE

OUR PROPOSED PROJECT WILL BE COMPLIANT FOR GROSS FLOOR AREA



LOCATION	38 HUBBARD AVE		07.08.24
	EXISTING	PROPOSED	CZO REQ
ZONE	RES C-1		
LOT AREA	4128	4128	5000
FAR	0.24	0.741	0.75
GFA	1008	3060	3096
LOT AREA PER DU	4128	4128	1500
NO OF UNITS	1.0	1.0	2.8
SIZE OF LOT			
W	25	25	50
D	161.6	161.6	
SETBACKS			
FRONT	14.7	unchanged	10'
REAR	115.8	91	30
LEFT SIDE	1	unchanged	7.5
RIGHT SIDE	2.2	unchanged	7.5
SIZE OF BLDG			
HEIGHT	25.7 +/-	34.4'	35
LENGTH	25.7	56.4	
WIDTH	20.7	20.7	
RATIO OF USEABLE OPEN SPACE			
TOTAL OPEN SPACE	83.9%	74.9%	30%
TOTAL PRIVATE OPEN SPACE	72.6%	51.0%	15%
PARKING SPACES	0	1	0
LOADING AREA	0	0	0
DISTANCE TO NEAREST BLDG	n/a	n/a	10

ZONING REVIEW SITE PLAN

1/8" = 1'-0"

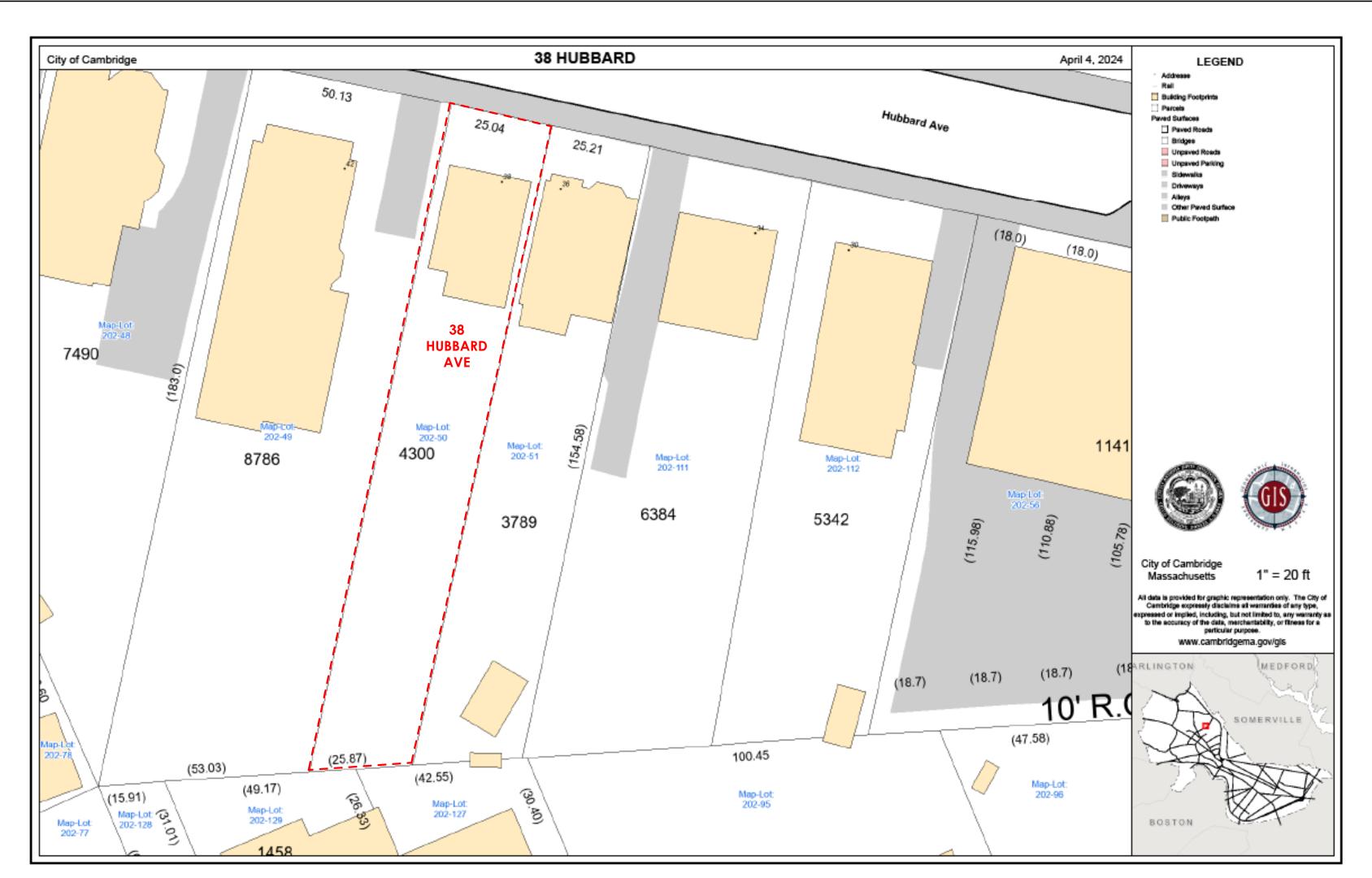


Date 07.08.24

38 HUBBARD AVE CAMBRIDGE, MA

ZONING SUMMARY

BOARD OF ZONING APPEAL SUBMISSION SET





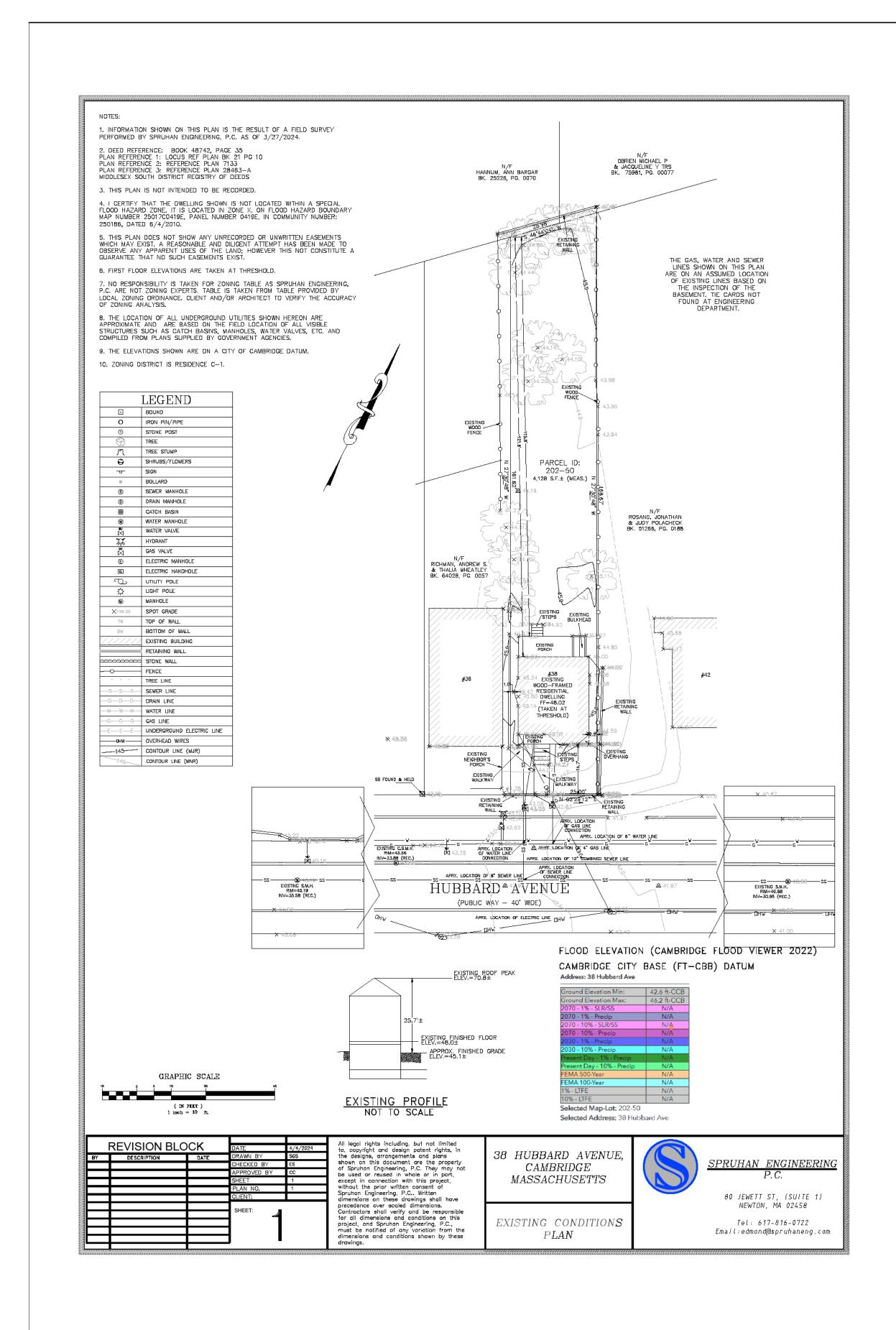






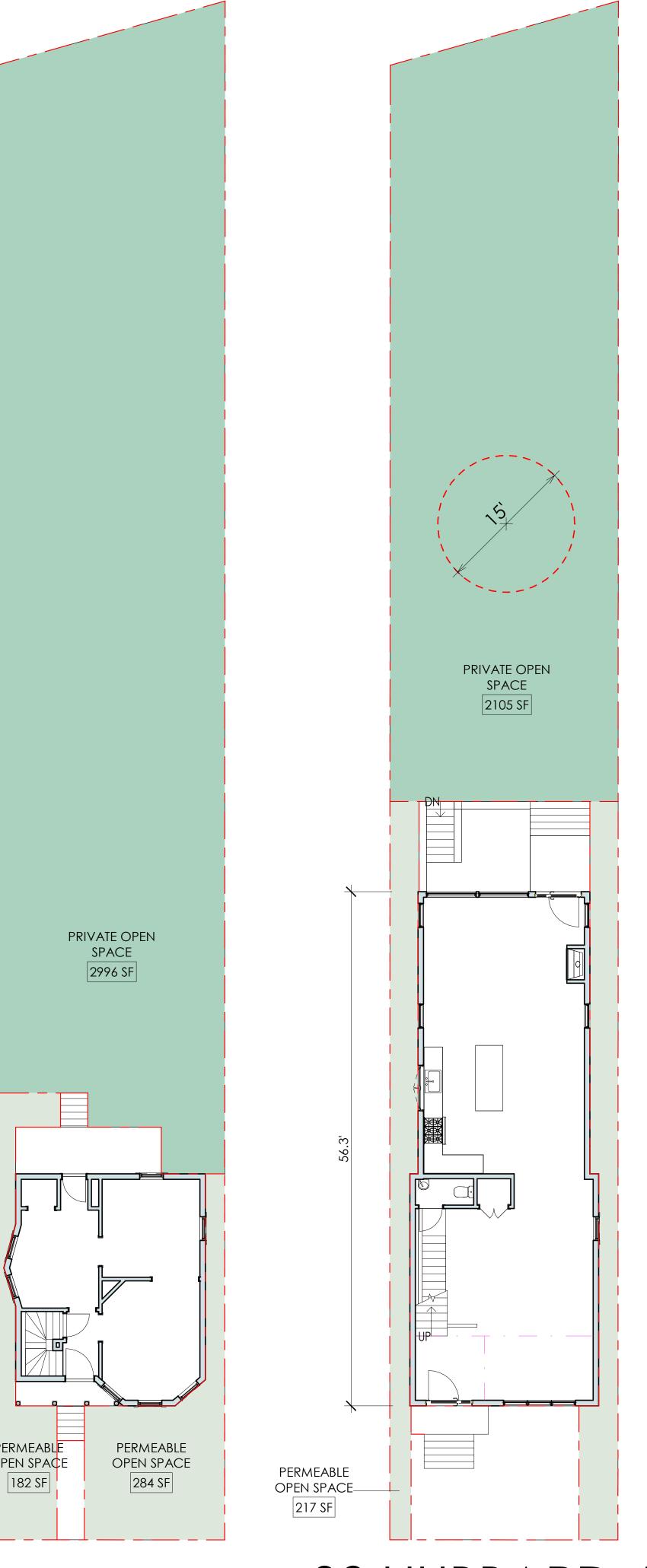






1 EXISTING OPEN SPACE - BZA

ZONING COMPLIANCE - OPEN SPACE DIAG BOARD OF ZONING APPEAL SUBMISSION SET



OPEN SPACE

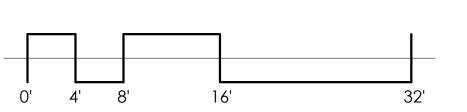
PERMEABLE OPEN SPACE

PRIVATE OPEN SPACE

EXIST. OPEN SPACE				
LOT AREA = 4,128 SF	AREA	% OF LOT AREA		
PERMEABLE OPEN SPACE	466 SF	11.3%		
PRIVATE OPEN SPACE	2996 SF	72.6%		
TOTAL O.S.	3462 SF	83.9%		

PROPOSED OPEN SPACE			
LOT AREA = 4,128 SF	AREA	% OF LOT AREA	
PERMEABLE OPEN SPACE	987 SF	23.9%	
PRIVATE OPEN SPACE	2105 SF	51.0%	
TOTAL O.S.	3092 SF	74.9%	

PROPOSED OPEN SPACE - BZA

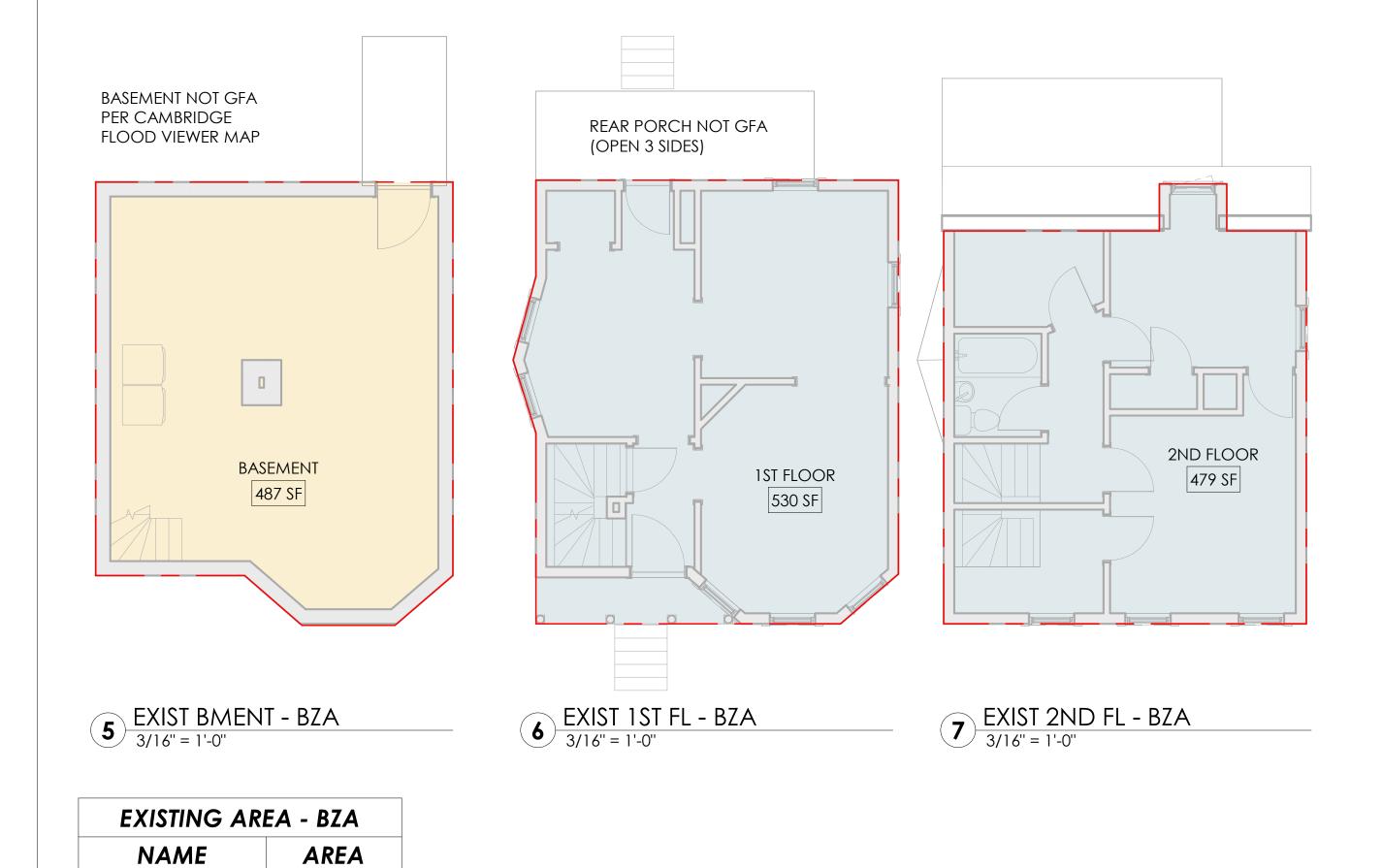


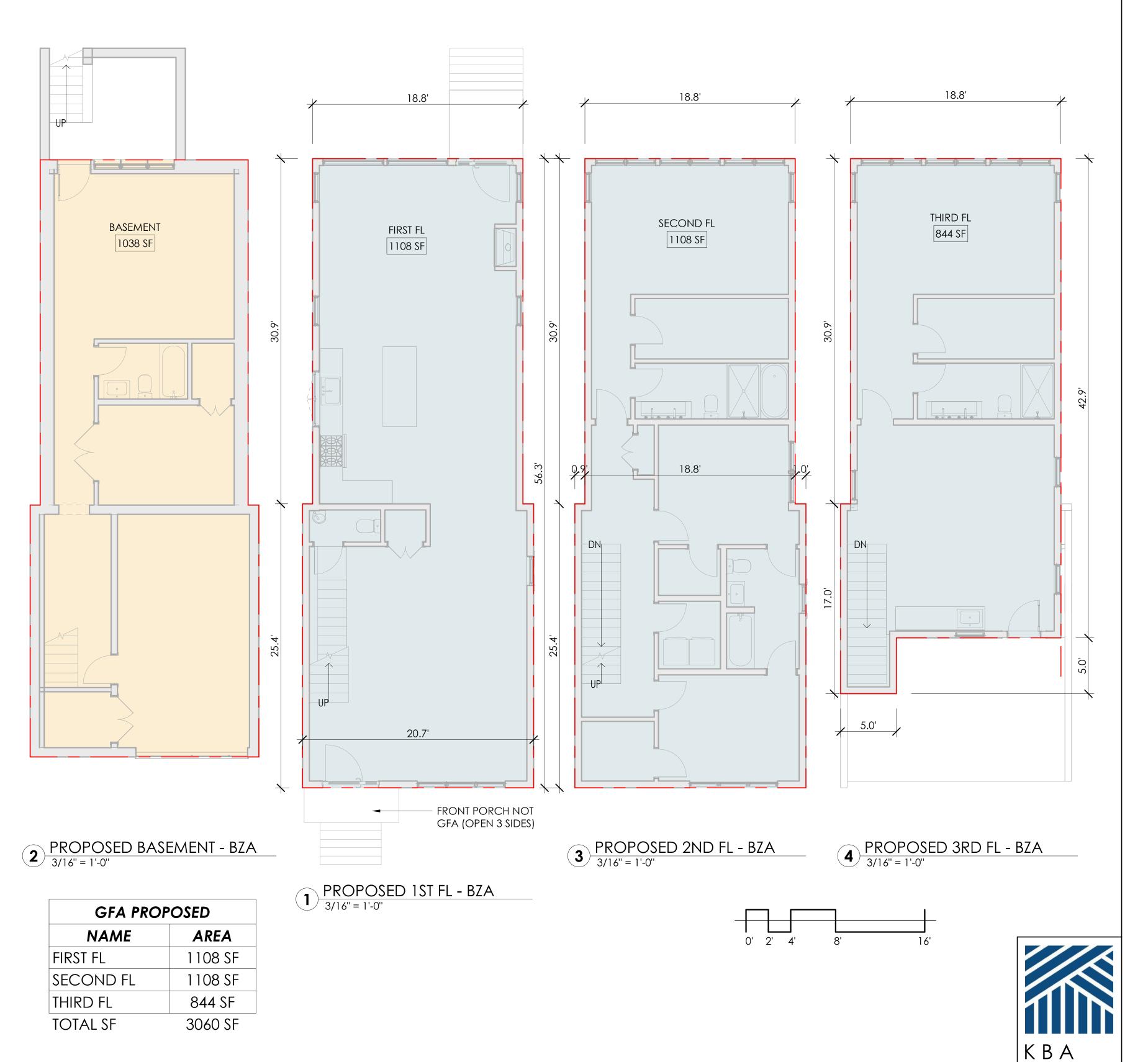


38 HUBBARD AVE CAMBRIDGE, MA

07.08.24

Drawing no. B010





ZONING COMPLIANCE - GFA DIAGRAM
BOARD OF ZONING APPEAL SUBMISSION SET

Date 07.08.24

Drawing no. B011

1ST FLOOR

2ND FLOOR

TOTAL SF

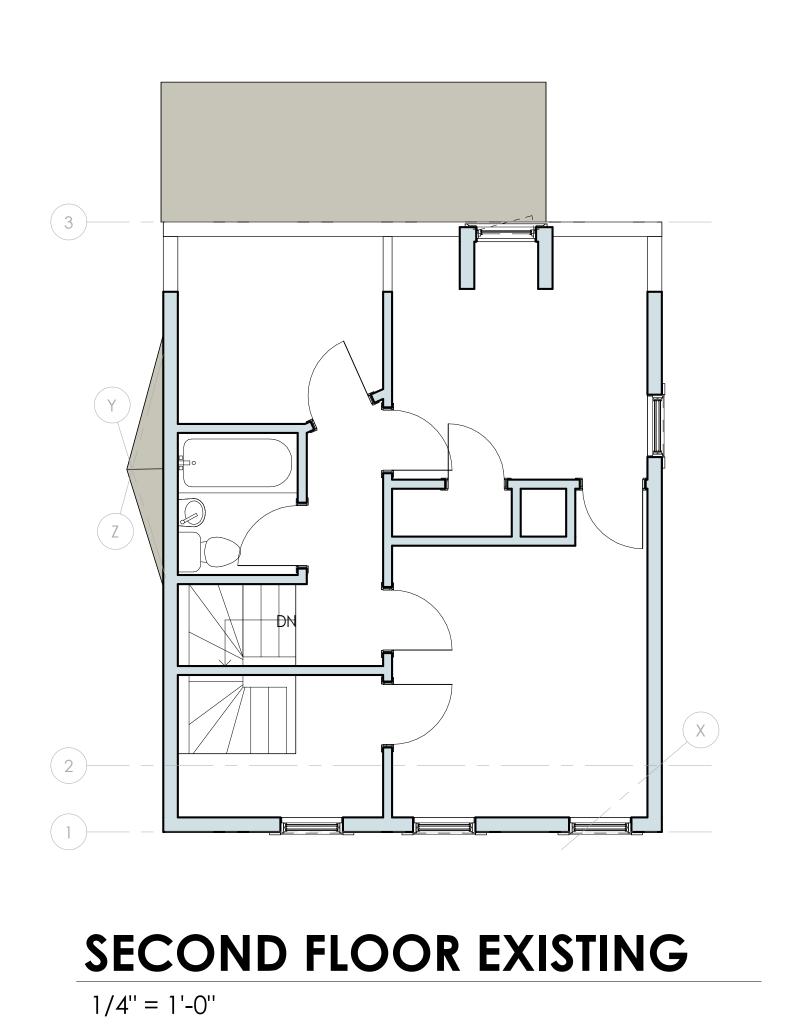
530 SF

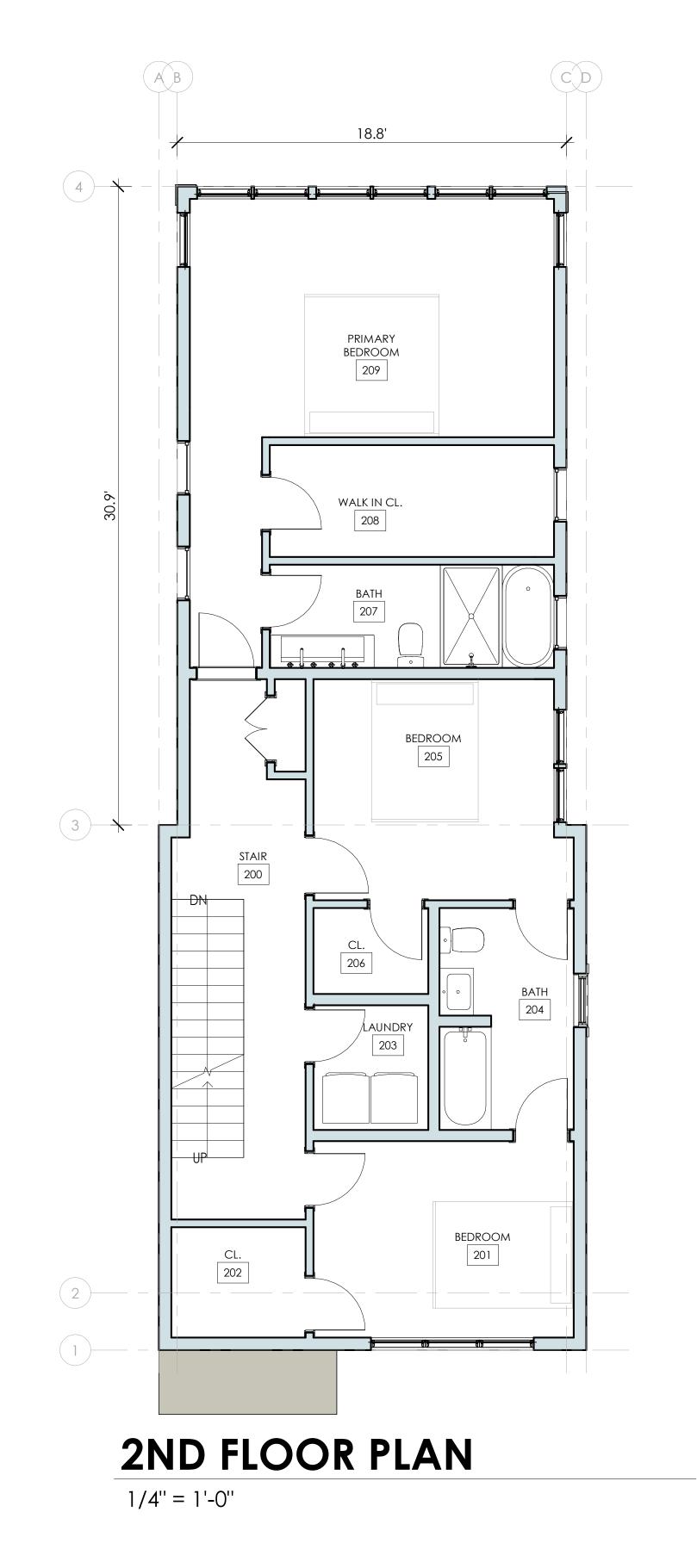
479 SF

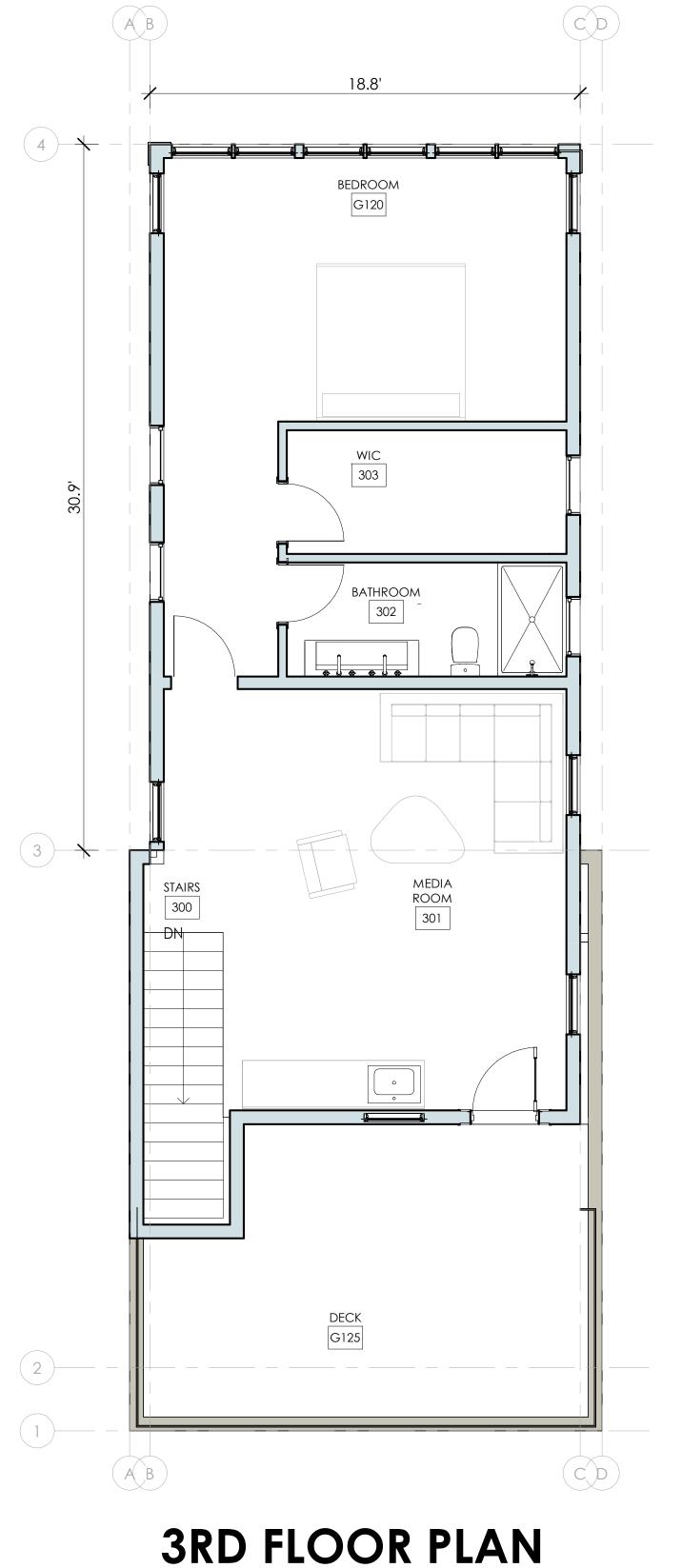
1008 SF



38 HUBBARD AVE CAMBRIDGE, MA









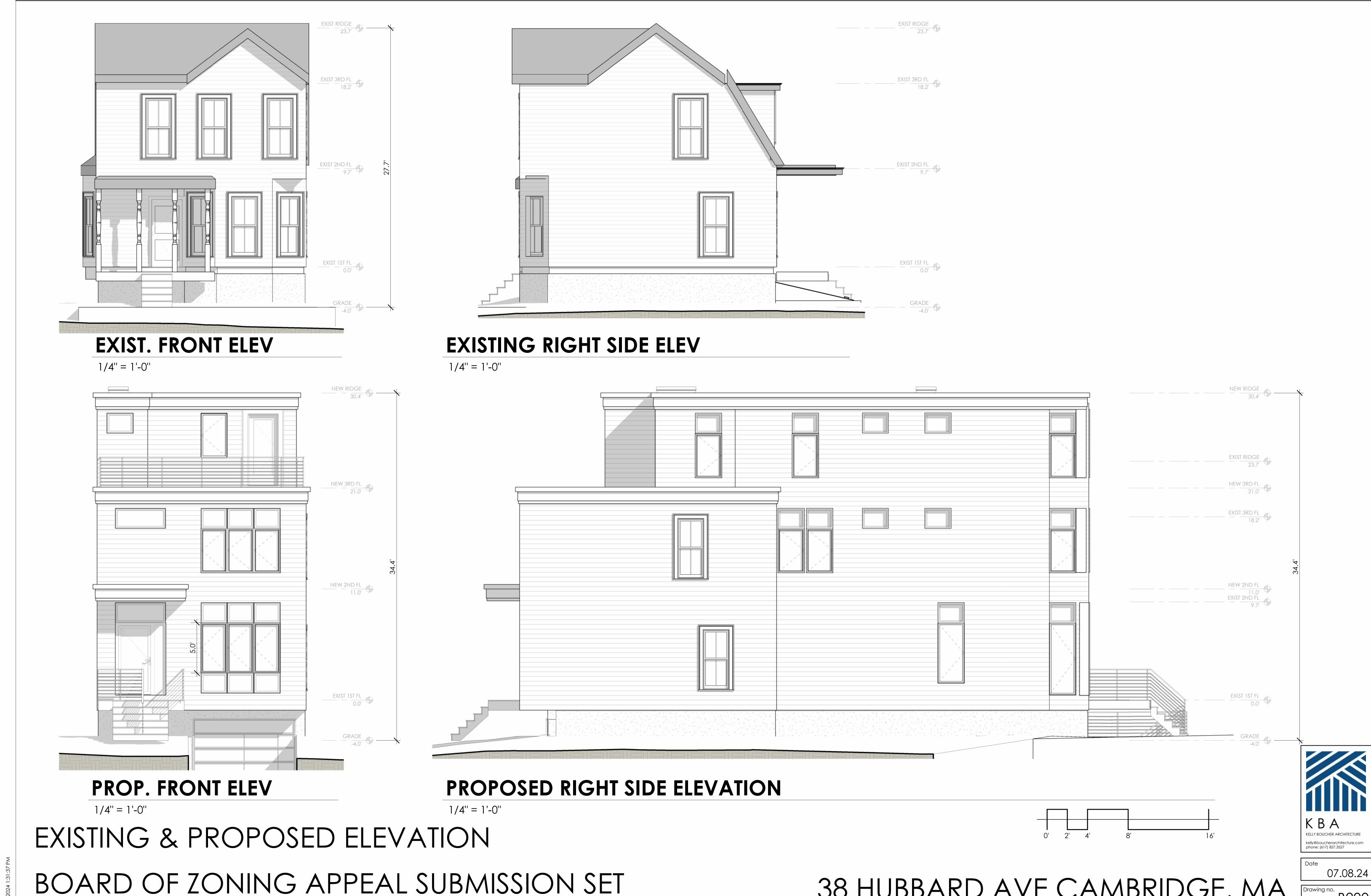


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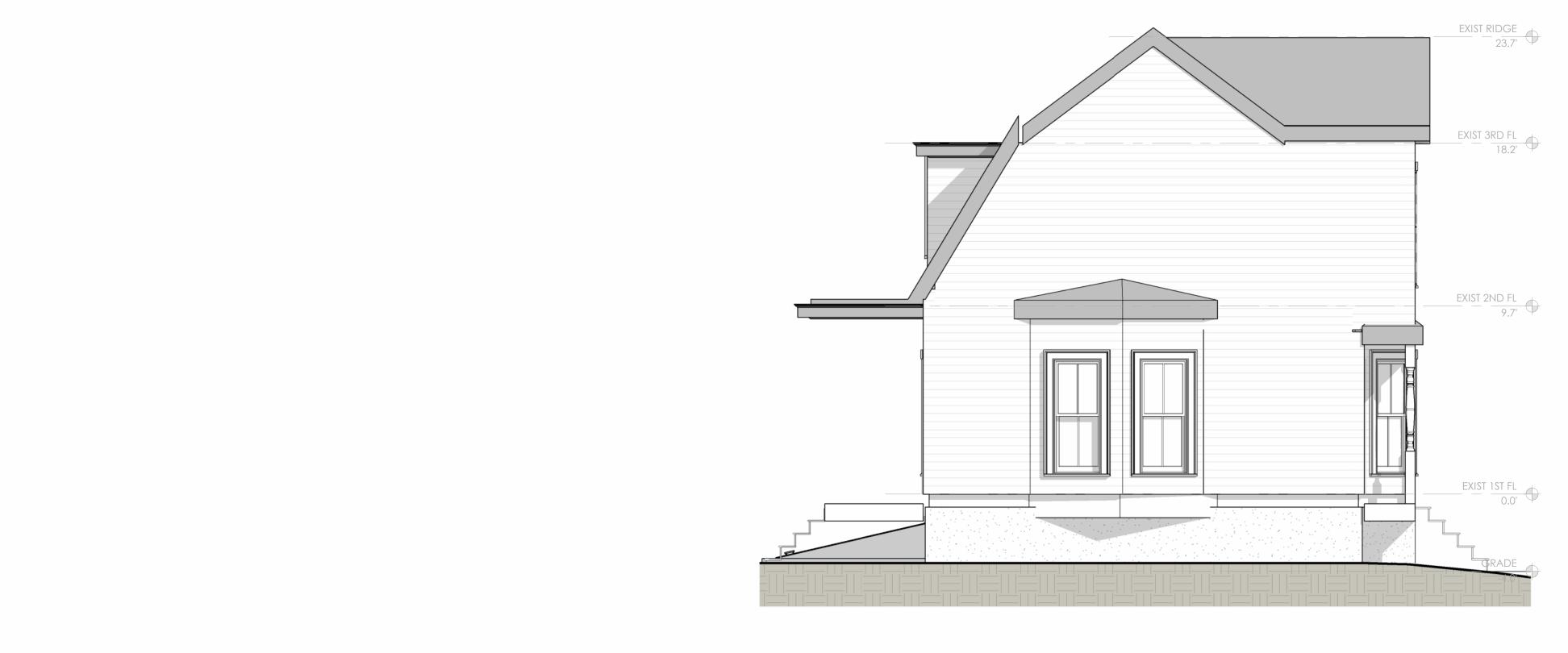
EXISTING & PROPOSED PLANS BOARD OF ZONING APPEAL SUBMISSION SET

38 HUBBARD AVE CAMBRIDGE, MA

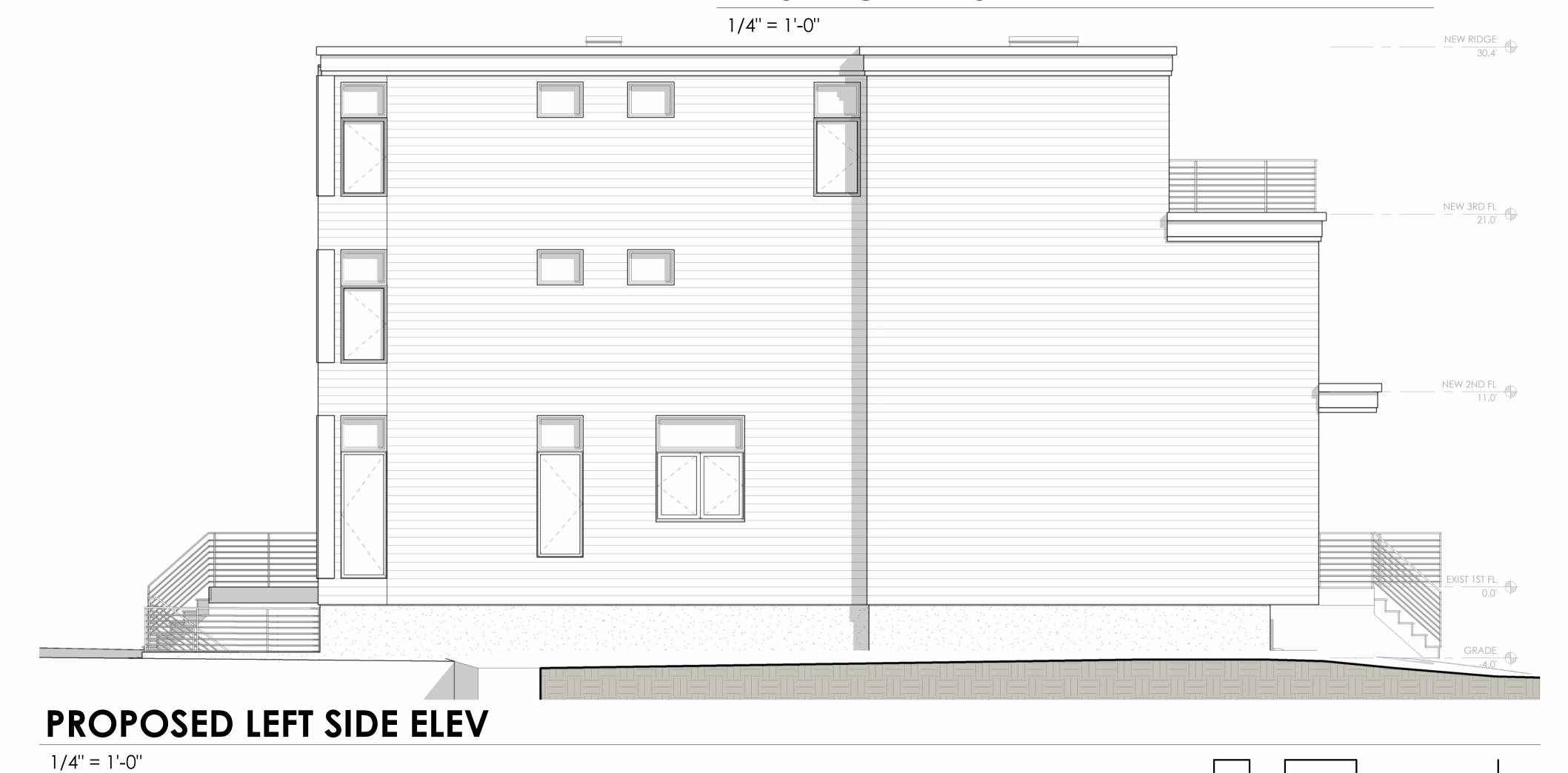


38 HUBBARD AVE CAMBRIDGE, MA

Drawing no. B200

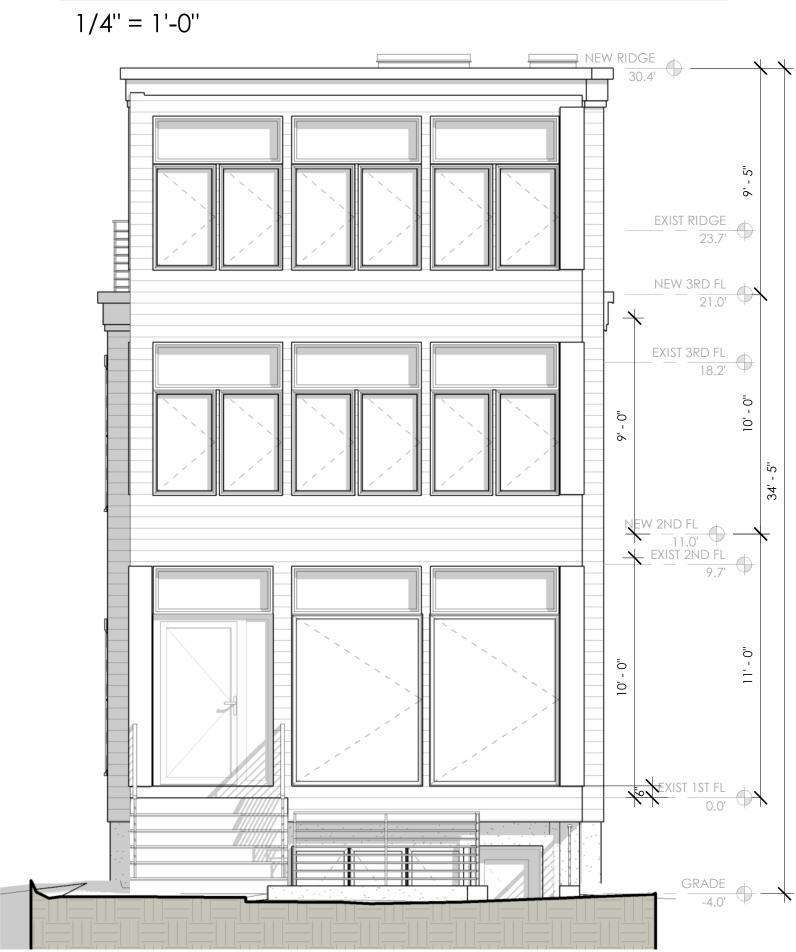


EXISTING LEFT SIDE ELEV

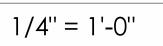




EXIST REAR ELEV



PROP REAR ELEV



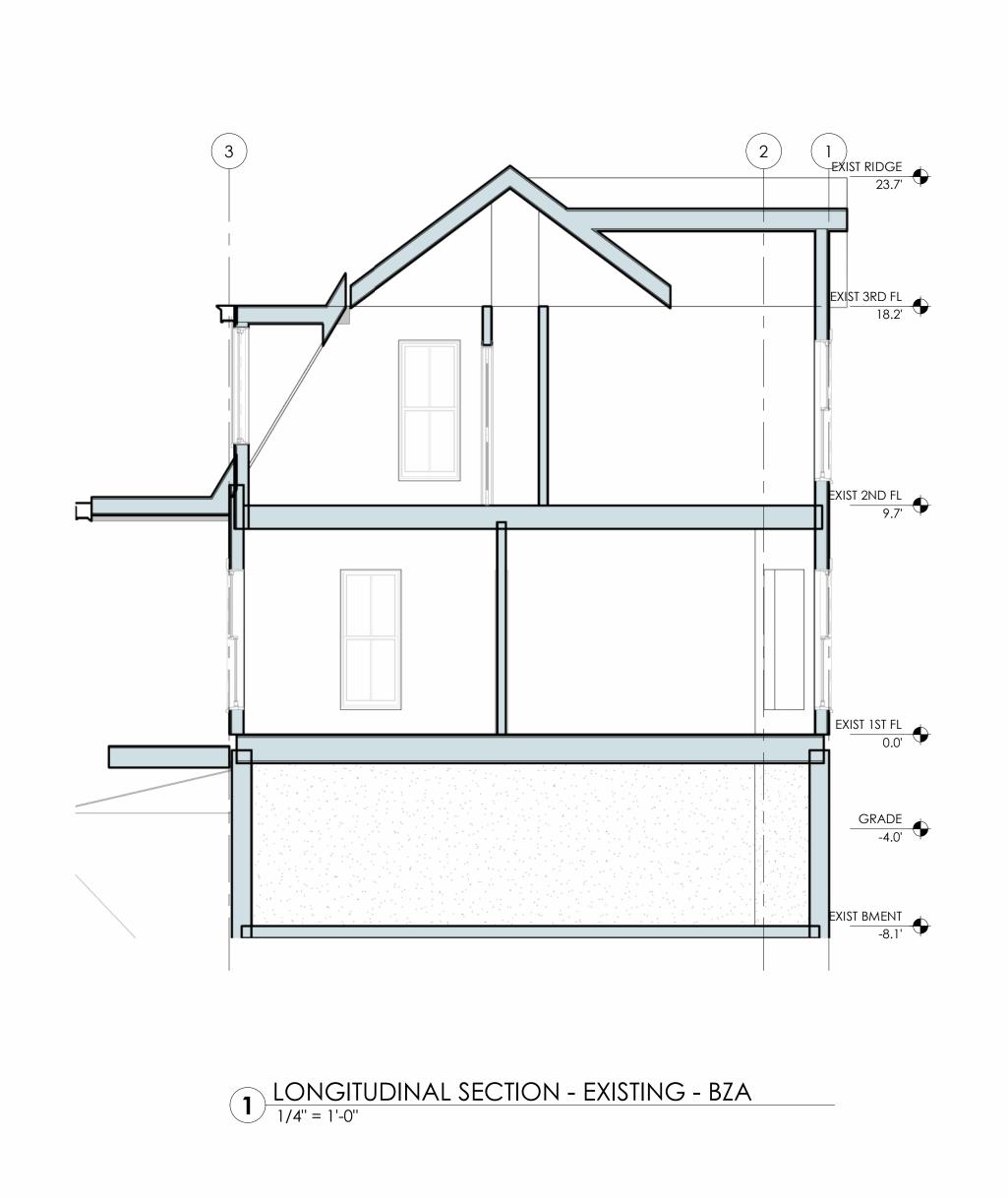


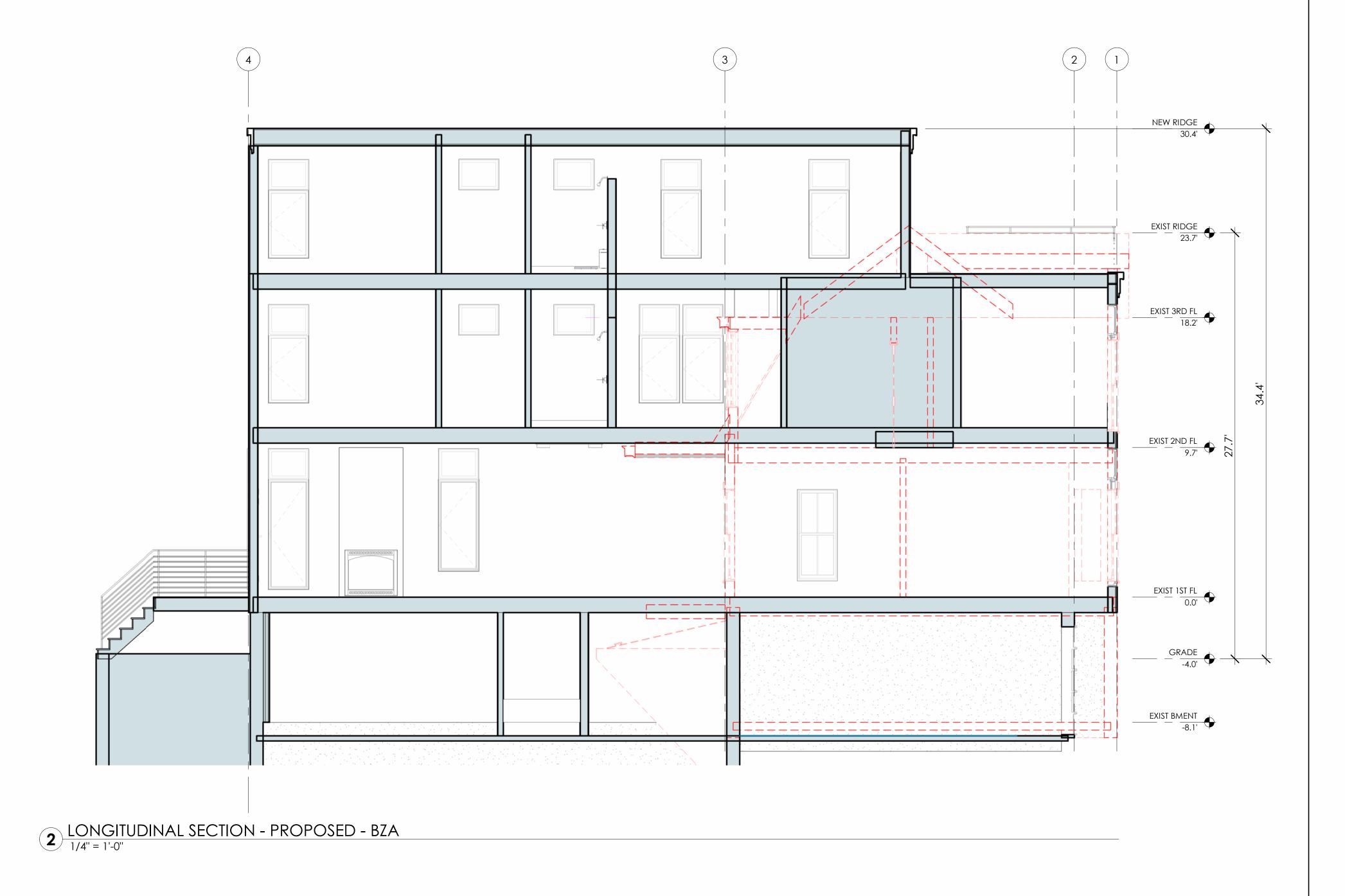
Date 07.08.24

Drawing no. B201

EXISTING & PROPOSED ELEVATION

BOARD OF ZONING APPEAL SUBMISSION SET







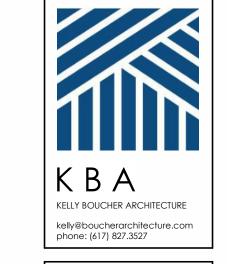






EXISTING FRONT VIEW

3D VIEW
BOARD OF ZONING APPEAL SUBMISSION SET

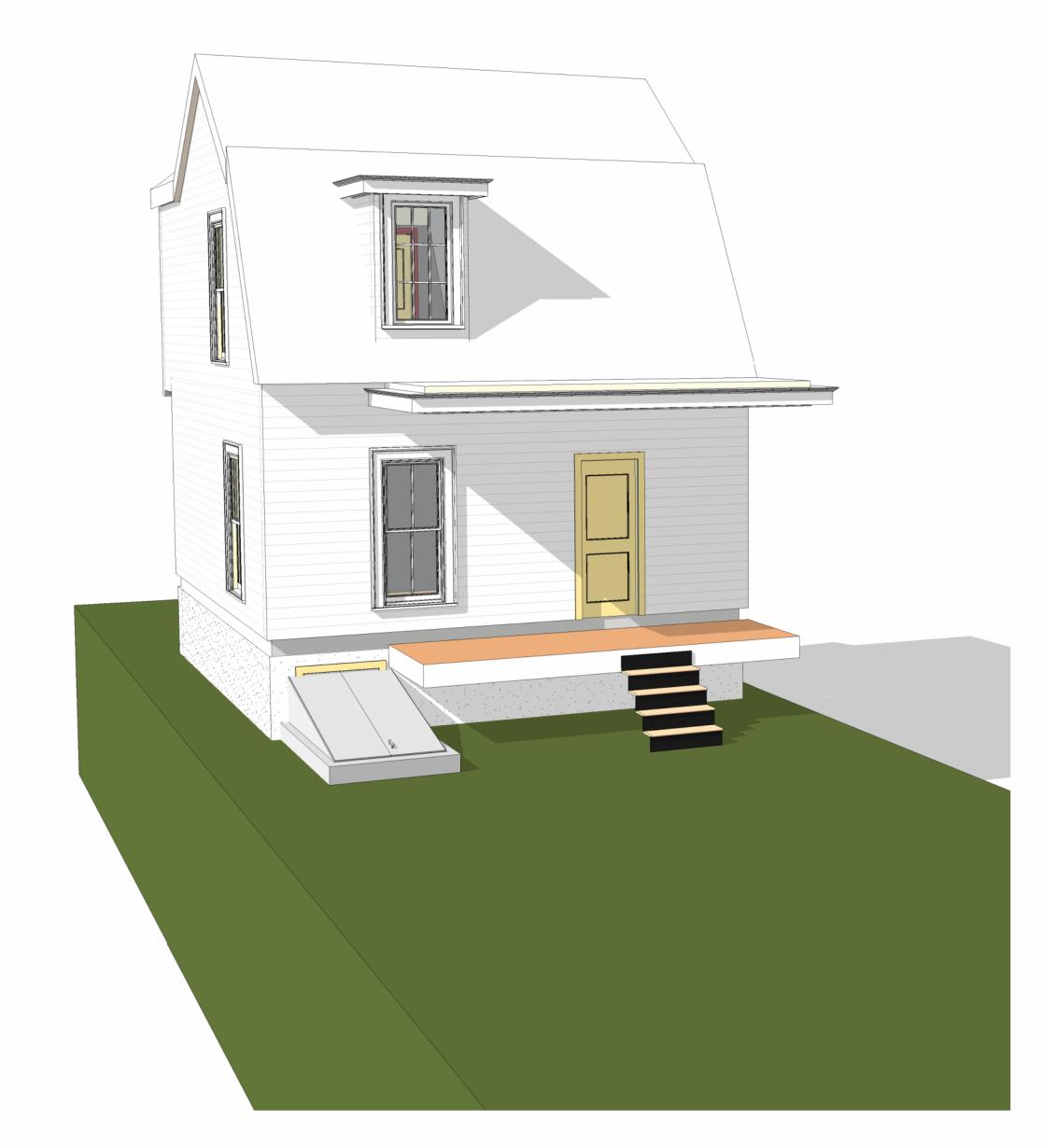


Date 07.08.24

Drawing no. B400



PROPOSED REAR VIEW



EXISTING REAR VIEW

3D VIEW
BOARD OF ZONING APPEAL SUBMISSION SET

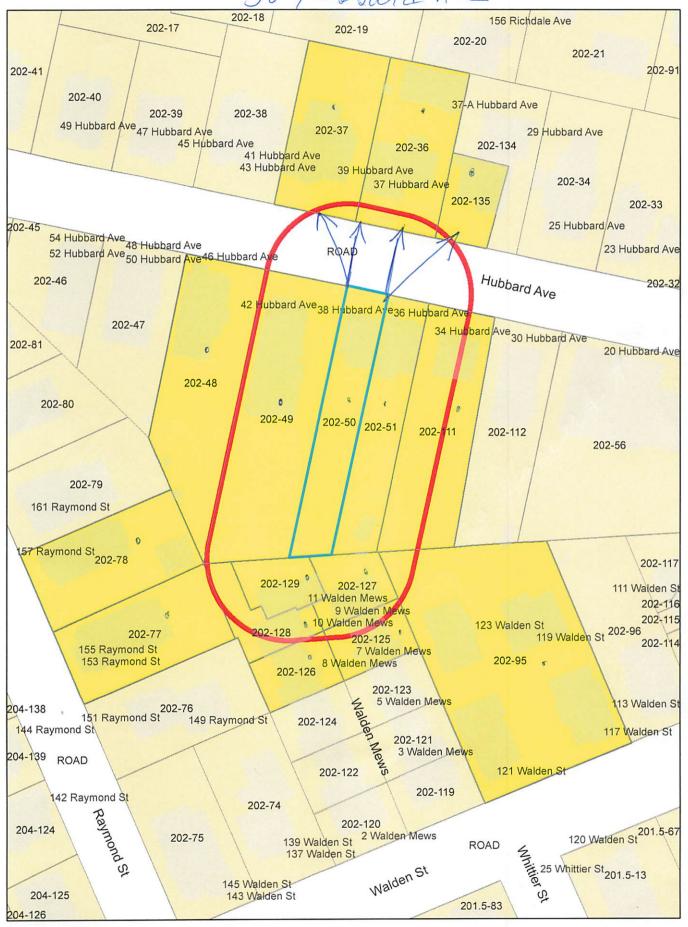


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O7.08.24

Drawing no. B401

38 Abbard Are



202-49 ROSAND, JONATHAN & JUDY POLACHECK 42 HUBBARD AVE CAMBRIDGE, MA 02140-3313

202-51

RICHMAN, ANDREW S. & THALIA WHEATLEY 36 HUBBARD AVE

38 Aubbard Ne

CAMBRIDGE, MA 02140

MAHMOOD FIROUZBAKHT 7 CRESCENT STREET CAMBRIDGE, MA 02138

202-37

GIBSON, FRANK W. & TONI E. CLEAVER, M.D.

39 HUBBARD AVE

CAMBRIDGE, MA 02140

202-48

RIDDICK, JOSEPHINE J.

2425 E. FRANKLIN AVE UNIT 212

MINNEAPOLIS, MN 55406

202-50

ROLLINS, JANE B.

38 HUBBARD AVE

CAMBRIDGE, MA 02140

202-77

WECHSLER, NANCY

153-155 RAYMOND STREET CAMBRIDGE, MA 02140-3314 202-126

CONROY, BRIAN & KRISTI L. JOBSON

8 WALDEN MEWS

CAMBRIDGE, MA 02140

202-125

MARCHETTI, MARCELO J. & LUISA SAN JUAN

7 WALDEN MEWS

CAMBRIDGE, MA 02140

202-127

HANNUM, ANN BARGAR & HURST HANNUM

9 WALDEN MEWS

CAMBRIDGE, MA 02140

202-128

POTTER, CHRISTOPHER L. &

CRYSTAL A. KOMM

10 WALDEN MEWS

CAMBRIDGE, MA 02140

202-135

BASU, GAURAB & SUDHA NATARAJAN

31 HUBBARD AVE

CAMBRIDGE, MA 02140

202-78

DAOUST, NORMAN

157 RAYMOND ST UNIT 1

CAMBRIDGE, MA 02140

202-111

ARTHUR, CHRISTINE E.,

TRUSTEE REALTY TRUST REALTY GRP

4992 WINDING RIDGE DR

GREENSBORO, NC 27406

202-95

PETEET, THOMAS J. & SEJAL S. PATEL

117 WALDEN ST - UNIT 2

CAMBRIDGE, MA 02140

202-129

OBRIEN MICHAEL P & JACQUELINE Y.

TRS MICHAEL P OBRIEN REVOCABLE TR

11 WALDEN MEWS

CAMBRIDGE, MA 02140

202-95

POLLEY, DANIEL & CARMEL SHACHAR

121 WALDEN ST - UNIT 121

CAMBRIDGE, MA 02141

202-95

WHATMOUGH, PAUL N & STEPHANIE ELAINE

119 WALDEN ST - UNIT 119

CAMBRIDGE, MA 02140

202-95

RAYMOND PROPERTIES LLC

109 LARCH RD

CAMBRIDGE, MA 02138

202-36

NAGARUR, AMULYA &

MUTHAIH VADUGANATHAN

37 HUBBARD AVE

CAMBRIDGE, MA 02139

202-36

OCAMPO OCAMPO,

JAVIER A. PAMELA, M GAZEL SIMON

37A HUBBARD AVE

CAMBRIDGE, MA 02140

202-95

WALDEN ARGENTUM REAL ESTATE LLC,

11 HILLIARD ST

CAMBRIDGE, MA 02138

202-78

BARON-EVANS, AMY & JOHN AVAULT, TRUSTEES THE 157 RAYMOND NOM TRUST

157 RAYMOND ST 2

CAMBRIDGE, MA 02140

Pacheco, Maria

From:

Andrew Richman <asrichman@gmail.com>

Sent:

Wednesday, August 21, 2024 10:27 PM

To: Subject: Pacheco, Maria BZA-279906

Hello,

I live at 36 Hubbard Ave, next door to 38 Hubbard Avenue, the property in question. I have no issues with the requested special permit. Mahmood Firouzbkht, the developer, is working closely with the neighbors on this project to make sure that the impacts on us are minimized.

Please let me know if you have any questions.

Andrew Richman 603-667-1618



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: Helor Do Soules (Print)	_ Date: <u>68/20/</u> 2 4
Address: 38 Hubbard A	<u> </u>
Case No. BTA - 279906	
Hearing Date: 9/5/24	

Thank you, Bza Members