



**CITY OF CAMBRIDGE  
 MASSACHUSETTS  
 BOARD OF ZONING APPEAL  
 831 MASSACHUSETTS AVENUE  
 CAMBRIDGE, MA 02139  
 617 349-6100**

BZA APPLICATION FORM

Plan No: BZA-012851-2017

GENERAL INFORMATION

The undersigned hereby petitions the Board of Zoning Appeal for the following:

Special Permit : \_\_\_\_\_ Variance :   v   Appeal : \_\_\_\_\_

PETITIONER : DMP Burlington Concord LLC & DMP Causcan LLC C/O James J. Rafferty, Esq.

PETITIONER'S ADDRESS : 675 Massachusetts Avenue Cambridge, MA 02139

LOCATION OF PROPERTY : 725 Concord Ave Cambridge, MA

TYPE OF OCCUPANCY : \_\_\_\_\_ ZONING DISTRICT : Office-1/Alewife Overlay  
3

REASON FOR PETITION :  
 Additions

DESCRIPTION OF PETITIONER'S PROPOSAL :  
Petitioner seeks to constrcut canopy over the rear entrance of existing office building.

SECTIONS OF ZONING ORDINANCE CITED :  
 Article 5.000 Section 5.31 (Table of Dimensional Requirements).  
 Article 8.000 Section 8.22.3 (Non-Conforming Structure).  
 Article 10.000 Section 10.30 (Variance).

Original Signature(s) : James J. Rafferty  
 (Petitioner(s) / Owner)

James J. Rafferty, Atty for Applicant  
 (Print Name)

Address : 675 Massachusetts Ave  
Cambridge, MA 02139

Tel. No. : 617 492-4100

E-Mail Address : jr Rafferty@adamsrafferty.com

Date : March 28, 2017

**OWNERSHIP INFORMATION FOR BOARD OF ZONING APPEAL RECORD**

To be completed by OWNER, signed and returned to Secretary of Board of Appeal

DMP Burlington Concord LLC and DMP Causcan LLC  
(Owner or Petitioner)

Address: c/o James J. Rafferty 675 Massachusetts Avenue, Cambridge MA 02139

Location of Premises: 725 Concord Avenue

the record title standing in the name of DMP Burlington Concord LLC and DMP Causcan LLC

whose address is c/o Davis Marcus Management LLC 125 High Street, Boston MA  
02110

(Street) (City or Town) (State & Zip Code)

by a deed duly recorded in the Middlesex South County Registry of Deeds in

Book 1333 Page 45 or \_\_\_\_\_ Registry

District of Land Court Certificate No. \_\_\_\_\_ Book \_\_\_\_\_ Page \_\_\_\_\_

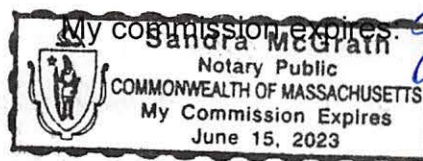


DMP BURLINGTON CONCORD LLC and  
DMP CAUSCAN LLC  
By: Davis Marcus Management LLC  
By: C. Andrew Donovan, Vice President

State of Massachusetts  
County of Middlesex

On this 23rd day of February, 2017, before me, the undersigned notary public, personally appeared C. Andrew Donovan proved to me through satisfactory evidence of identification, which were personal knowledge, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that they signed it voluntarily for its stated purpose.

Sandra McGrath  
Notary Public

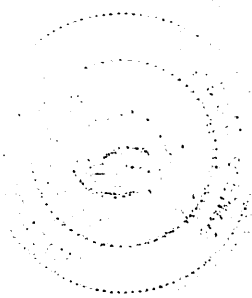


June 15, 2023

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My Commission Expires  
June 18, 2023  
COMMONWEALTH OF MASSACHUSETTS  
Notary Public  
Sandra McGrath



**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 area underneath the proposed canopy is considered gross floor area and thus, a literal enforcement of the GFA provisions of the Office 1 Zoning District would be a hardship since it would preclude the opportunity to provide shelter for visitors entering the building.

- B)** 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 hardship is related to the positioning of the building on the lot and the adjacency of the parking lot to the rear entrance.

- C) *DESIRABLE RELIEF MAY BE GRANTED WITHOUT EITHER:***

- 1)** Substantial detriment to the public good for the following reasons:

The public good will be enhanced by the addition of the canopy because it will allow patients being dropped off to be protected from the weather.

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

The additional GFA is modest and does not exceed the allowable GFA in the Alewife Overlay District.

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

**BZA APPLICATION FORM**

**DIMENSIONAL INFORMATION**

**APPLICANT:** James Rafferty, Esq. **PRESENT USE/OCCUPANCY:** office  
**LOCATION:** 725 Concord Ave Cambridge, MA **ZONE:** Office-1/Alewife Overlay 3  
**PHONE:** \_\_\_\_\_ **REQUESTED USE/OCCUPANCY:** office

		<b><u>EXISTING</u></b> <b><u>CONDITIONS</u></b>	<b><u>REQUESTED</u></b> <b><u>CONDITIONS</u></b>	<b><u>ORDINANCE</u></b> <b><u>REQUIREMENTS</u></b> <sup>1</sup>	
<u>TOTAL GROSS FLOOR AREA:</u>		97575	97906	81044	(max.)
<u>LOT AREA:</u>		108059	108059	5000	(min.)
<u>RATIO OF GROSS FLOOR AREA TO LOT AREA: <sup>2</sup></u>		.90	.91	.75	(max.)
<u>LOT AREA FOR EACH DWELLING UNIT:</u>		n/a	n/a	n/a	(min.)
<u>SIZE OF LOT:</u>	WIDTH	185'	no change	50'	(min.)
	DEPTH	n/a	no change	n/a	
<u>SETBACKS IN FEET:</u>	FRONT	25.2	no change	10 min	(min.)
	REAR	218.8	206.5	20 min	(min.)
	LEFT SIDE	15	no change	h+1/5	(min.)
	RIGHT SIDE	46.2	no change	h+1/5	(min.)
<u>SIZE OF BLDG.:</u>	HEIGHT	74.2	no change	50	(max.)
	LENGTH	157	169.3	N/A	
	WIDTH	125.4	no change	N/A	
<u>RATIO OF USABLE OPEN SPACE TO LOT AREA:</u>		20.2	20.2	15	(min.)
<u>NO. OF DWELLING UNITS:</u>		0	0	n/a	(max.)
<u>NO. OF PARKING SPACES:</u>		218	no change	122/244	(min./max)
<u>NO. OF LOADING AREAS:</u>		0	0	n/a	(min.)
<u>DISTANCE TO NEAREST BLDG. ON SAME LOT:</u>		n/a	n/a	n/a	(min.)

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

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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 CAMBRIDGE, MA 02139  
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OFFICE OF THE CITY CLERK  
 CAMBRIDGE, MASSACHUSETTS

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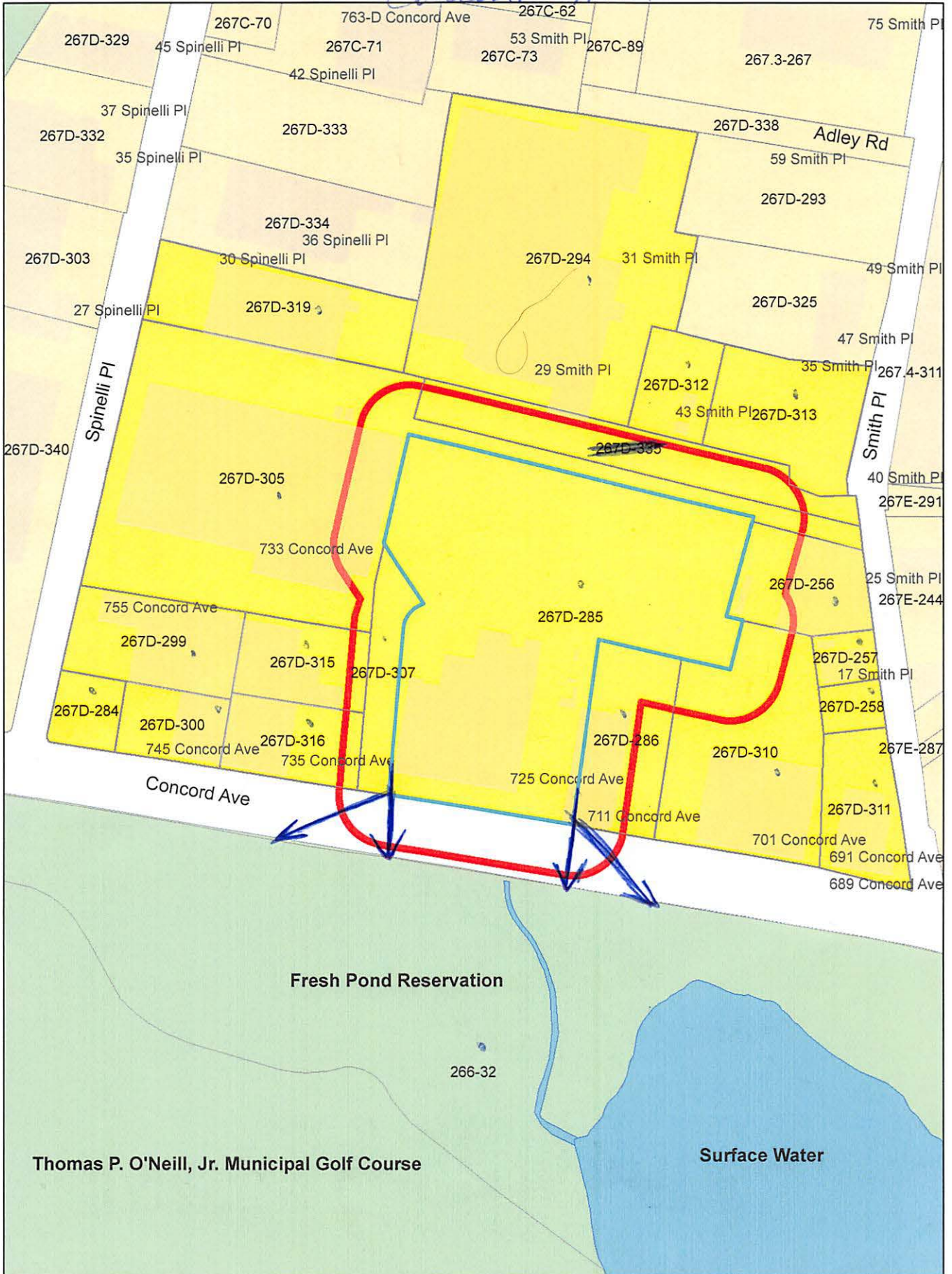
Tel. No. : 617 492-4100

E-Mail Address : jrafferty@adamsrafferty.com

Date : \_\_\_\_\_



725 Concord Ave



725 Concord Ave

Petitioner

266-32  
CAMBRIDGE CITY OF RECREATION DEPT.  
51 INMAN ST  
CAMBRIDGE, MA 02139

266-32 /267D-284  
CITY OF CAMBRIDGE  
C/O LUIS DePASQUALE  
CITY MANAGER

JAMES J. RAFFERTY, ESQ.  
675 MASS AVENUE – 5<sup>TH</sup> FL.  
CAMBRIDGE, MA 02139

266-32 /267D-284  
CITY OF CAMBRIDGE  
C/O NANCY GLOWA  
CITY SOLICITOR

267D-284  
CAMBRIDGE CITY OF COMM. DEV.  
57 INMAN ST  
CAMBRIDGE, MA 02139

267D-285  
DMP BURLINGTON CONCORD, LLC &  
DMP CAUSCA, LLC,  
C/O DAVIS MARCUS PARTNERS INC.  
125 HIGH ST, 21ST FL.  
BOSTON, MA 02110

267D-286  
INTERNATIONAL BUDDHIST PROGRESS SOCIETY  
C/O FO GUANG BUDDHIST TEMPLE  
950 MASSACHUSETTS AVE  
CAMBRIDGE, MA 02139

267D-294  
CAMBRIDGE HIGHLANDS,LLC  
C/O TRINITY PROPERTY MGMT  
P.O. BOX 380212  
CAMBRIDGE, MA 02238

267D-299-300-315-316  
SPINELLI, JUDITH ANN  
745 CONCORD AVE.  
CAMBRIDGE, MA 02138

267D-256  
ARA REALTY CORP.  
26 SMITH PLACE  
CAMBRIDGE, MA 02138

267D-305  
KING 733 CONCORD LLC,  
C/O PPF OFF KING 733 CONCORD OWNER LLC,  
200 CAMBRIDGE PARK DRIVE  
CAMBRIDGE, MA 02140

267D-307  
CONCORD AVENUE REALTY ASSOCIATES, LLC.  
745 CONCORD AVE  
CAMBRIDGE, MA 02138

267D-310  
DCCI CONCORD AVENUE LLC.  
C/O SHIVA AYYADURAI  
701 CONCORD AVE  
CAMBRIDGE, MA 02139

267D-311  
ARAKELIAN CAMBRIDGE, LLC.  
26 SMITH PLACE  
CAMBRIDGE, MA 02138

267D-312  
CAMBRIDGE ELECTRIC LIGHT CO  
C/O NSTAR ELECTRIC CO  
PROPERTY TAX DEPT., P.O. BOX 270  
HARTFORD, CT 06141

267D-313  
DIV FRESH POND 35-59 SMITH PLACE, LLC  
C/O DAVIS COMPANIES  
125 HIGH STREET, 21ST FLOOR  
BOSTON, MA 02110

267D-257  
TUCCERI, WARREN H. CAROLYN TUCCERI  
17 SMITH PL  
CAMBRIDGE, MA 02138

267D-258  
ARAKELIAN CAMBRIDGE  
691 CONCORD AVE  
CAMBRIDGE, MA 02138

267D-319  
BROSIO, SERGIO  
45 PINEHURST RD  
BELMONT, MA 02478





# CAMBRIDGE HISTORICAL COMMISSION

831 Massachusetts Avenue, 2<sup>nd</sup> Floor, Cambridge, Massachusetts 02139

Telephone: 617 349 4683 TTY: 617 349 6112

E-mail: histcomm@cambridgema.gov URL: http://www.cambridgema.gov/Historic

William B. King, *Chair*, Bruce A. Irving, *Vice Chair*, Charles M. Sullivan, *Executive Director*

William G. Barry, Jr., Robert G. Crocker, Chandra Harrington, Jo M. Solet, *Members*

Joseph V. Ferrara, Kyle Sheffield, Susannah Barton Tobin, *Alternates*

## Jurisdiction Advice

To the Owner of Property at 725 Concord Avenue

The above-referenced property is subject to the jurisdiction of the Cambridge Historical Commission (CHC) by reason of the status referenced below:

- Old Cambridge Historic District
- Fort Washington Historic District  
(M.G.L. Ch. 40C, City Code §2.78.050)
- Avon Hill Neighborhood Conservation District
- Half Crown – Marsh Neighborhood Conservation District
- Harvard Square Conservation District
- Mid Cambridge Neighborhood Conservation District
- Designated Landmark
- Property is being studied for designation: \_\_\_\_\_  
(City Code, Ch. 2.78., Article III, and various City Council Orders)
- Preservation Restriction or Easement (as recorded)
- Structure is fifty years or more old and therefore subject to CHC review of any application for a demolition permit, if one is required by ISD. (City Code, Ch. 2.78, Article II). **See the back of this page for definition of demolition.**
- No jurisdiction: not a designated historic property and the structure is less than fifty years old.
- No local jurisdiction, but the property is listed on the National Register of Historic Places; CHC staff is available for consultation, upon request.  
Staff comments: \_\_\_\_\_

The Board of Zoning Appeal advises applicants to complete Historical Commission or Neighborhood Conservation District Commission reviews before appearing before the Board.

**If a line indicating possible jurisdiction is checked, the owner needs to consult with the staff of the Historical Commission to determine whether a hearing will be required.**

CHC staff initials SLB

Date March 27, 2017

Received by Uploaded to Energov

Date March 27, 2017

Relationship to project BZA 12851-2017

cc: Applicant  
Inspectional Services Commissioner

## Demolition Delay Ordinance and Application Information

The Demolition Delay Ordinance (Chapter 2.78, Article II of the Cambridge Municipal Code) was adopted by the City Council in 1979 to afford public review of demolition permit applications for potentially significant buildings. When the Historical Commission determines that a building is significant and should be preserved, demolition will be delayed for up to six months so that solutions can be sought to preserve the building indefinitely. The Ordinance covers all buildings over 50 years old, city-wide. The Historical Commission archives provide dates of construction for all properties in the City.

Demolition is defined in the ordinance as "the act of pulling down, destroying, removing or razing a building or commencing the work of total or substantial destruction with the intent of completing the same." The Inspectional Services Commissioner has provided further guidelines to outline what actions require a demolition permit. **In addition to complete demolition of a building, the following actions may require a demolition permit,**

- **removal of a roof,**
- **removal of one side of a building,**
- **gutting of a building's interior to the point where exterior features (windows, etc.) are impacted, and**
- **removal of more than 25% of a structure.**

Please contact the building inspector or a staff member of the Historical Commission if you have questions about whether a demolition permit is required for a particular project.

Demolition permit applications can be obtained from the Inspectional Services Department. The completed application should be submitted to the Historical Commission, where the staff will review the application. If the Executive Director of the Historical Commission makes an initial determination that the building is significant, a public hearing will be scheduled with Historical Commission. If the staff makes an initial determination that the building is not significant, the application is released for further review by the Building Commissioner.

More information about the demolition permit application procedures is available on the Historical Commission's web site or by calling or dropping by the Historical Commission office.

July 2003

Cambridge Historical Commission  
831 Massachusetts Ave., 2<sup>nd</sup> Fl.  
Cambridge, MA 02139  
Ph: 617/349-4683 or TTY: 617/349-6112  
<http://www.cambridgema.gov/Historic>

FOR REFERENCE ONLY

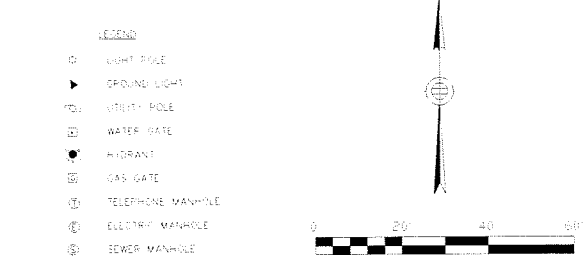


OFFICE 1 DISTRICT AND ALEWIFE OVERLAY DISTRICT SOUTHWEST QUADRANGLE (A00-3)

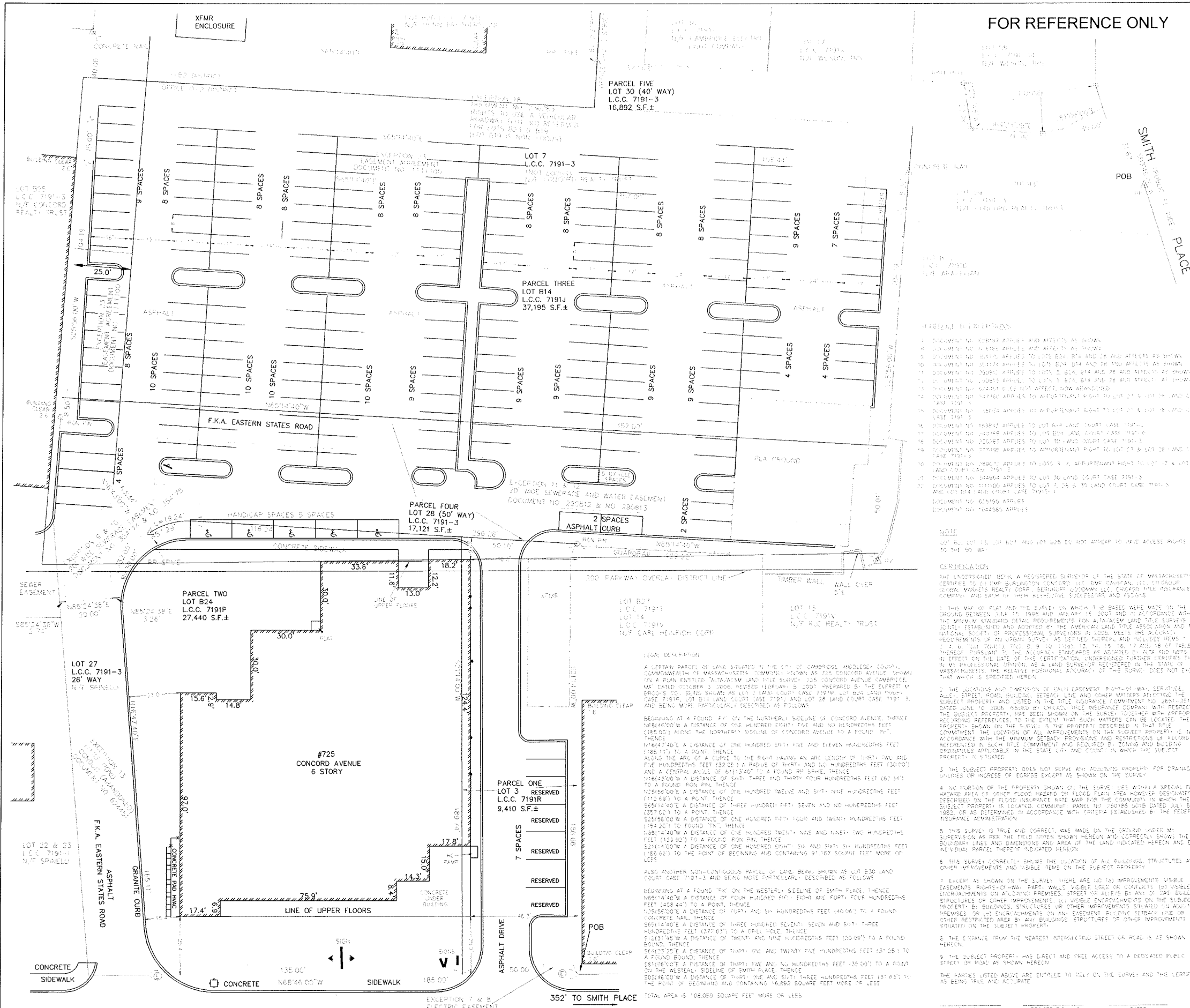
	REQUIRED	EXISTING
FRONT YARD SETBACK	25' (MIN) FROM STREETLINE (ALEWIFE OVERLAY DISTRICT)	25.2'
SIDE YARD SETBACK	$[H+1]/5 = [74.2+154.7]/5 = 45.8'$ (MIN)	15.4'
REAR YARD SETBACK	$[H+1]/4 = [74.2+125.4]/4 = 49.9'$ (MIN)	218.8'
LOT WIDTH	50' (MIN)	185'
BUILDING HEIGHT	50' (MAX) PRINCIPAL FRONT WALL PLANE 50' (ALEWIFE OVERLAY DISTRICT)	74.2' (EXCLUDING ELEVATOR BULKHEAD)
BUILDING FOOTPRINT AREA	-	15,200 S.F.±
GROSS FLOOR AREA	-	97,575 S.F.±
TOTAL LOT AREA	5,000 S.F. (MIN)	108,059 S.F.±
FLOOR AREA RATIO	0.75 (MAX)	0.90
LOT COVERAGE	-	15.4%
OPEN SPACE	15% (MIN)	20.2%

PARKING PROVIDED: 218 TOTAL SPACES (8 HANDICAPPED)

- A. FLOOR AREA RATIO TABLE**
- THE FLOOR AREA OF THE SUBJECT PROPERTY, CALCULATED IN CONFORMANCE WITH THE ZONING ORDINANCE OF CAMBRIDGE, MA, IS 97,575 SQUARE FEET.
  - THE GROSS FLOOR AREA OF THE SUBJECT PROPERTY IS 97,575 SQUARE FEET.
  - THE FLOOR AREA RATIO OF THE SUBJECT PROPERTY, CALCULATED IN CONFORMANCE WITH THE ZONING ORDINANCE OF CAMBRIDGE, MA, IS 0.90.
  - THE SUBJECT PROPERTY MEETS THE FLOOR AREA RATIO REQUIREMENTS SET FORTH IN THE ZONING ORDINANCE OF CAMBRIDGE, MA.
- B. PARKING TABLE**
- THERE EXIST 218 REGULAR PARKING SPACES AND 8 HANDICAPPED PARKING SPACES ON THE SUBJECT PROPERTY.
  - THE ZONING ORDINANCE OF CAMBRIDGE, MA, REQUIRES THAT THE SUBJECT PROPERTY HAVE A MINIMUM OF 122 AND A MINIMUM OF 242 REGULAR PARKING SPACES AND 8 HANDICAPPED PARKING SPACES, CALCULATED AS FOLLOWS:
    - PARKING REQUIREMENTS
    - GENERAL OFFICE USE
      - MIN: 1 PER 800 S.F. GROSS FLOOR AREA = 97,575/800 = 122 SPACES
      - MAX: 1 PER 400 S.F. GROSS FLOOR AREA = 97,575/400 = 244 SPACES
    - HANDICAPPED SPACES: 8 (2.0% MIN)
    - LOADING BAYS REQUIRED: 1 (NONE PROVIDED)
    - BIKE/PARKING: 1 PER 10 REQUIRED PARKING SPACES (IF PROVIDED)
  - THE SUBJECT PROPERTY MEETS THE CURRENT PARKING REQUIREMENTS SET FORTH IN THE ZONING ORDINANCE OF CAMBRIDGE, MA.



**ALTA/ACSM**  
**LAND TITLE SURVEY**  
 725 CONCORD AVENUE  
 CAMBRIDGE, MA  
 SCALE: 1 IN. = 30 FT.  
 DATE: OCTOBER 3, 2006  
 REVISED: JANUARY 15, 2007  
 FEBRUARY 1, 2007  
 PREPARED BY:  
 EVERETT M. BROOKS COMPANY  
 49 LEANING STREET  
 WEST NEWTON, MA 02465  
 (617) 527-8750  
 PROJECT NO. 22713



FOR REFERENCE ONLY

SIGNED: \_\_\_\_\_ REGISTRATION NO. \_\_\_\_\_ DATED: \_\_\_\_\_  
 DATE OF SURVEY: JUNE 15, 1999  
 UPDATED: JANUARY 15, 2007

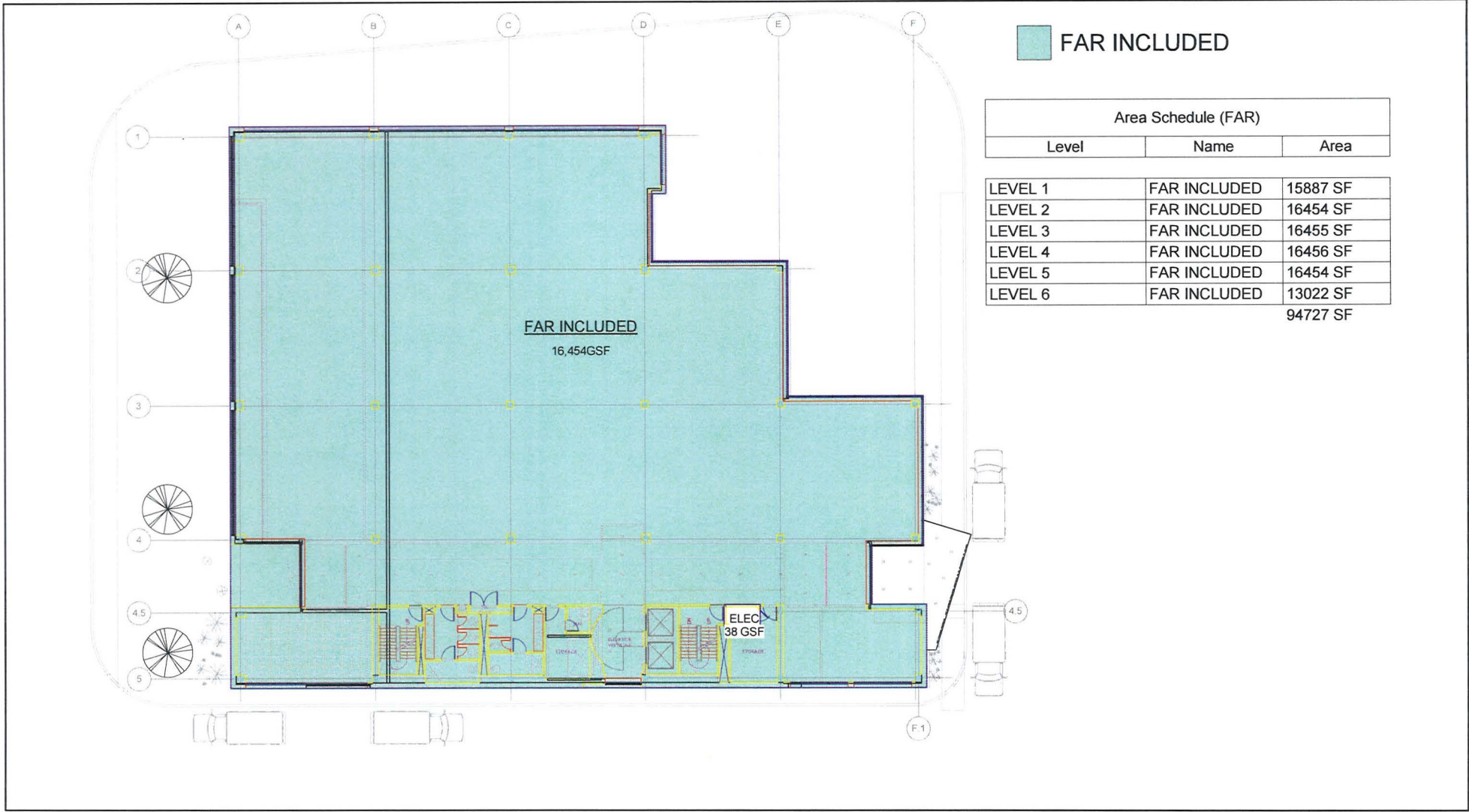
CONCORD (PUBLIC 50' WIDE) AVENUE  
 EXCEPTION 7 & 8  
 EASEMENT DOCUMENT NO. 628188 & NO. 628187



PROPOSED CANOPY



6/6/2016 11:53:56 AM C:\CAD\Revit\CENT-DAV15H.725 Concord FAR CALC\_jfinal.rvt



FAR INCLUDED

Area Schedule (FAR)		
Level	Name	Area
LEVEL 1	FAR INCLUDED	15887 SF
LEVEL 2	FAR INCLUDED	16454 SF
LEVEL 3	FAR INCLUDED	16455 SF
LEVEL 4	FAR INCLUDED	16456 SF
LEVEL 5	FAR INCLUDED	16454 SF
LEVEL 6	FAR INCLUDED	13022 SF
		94727 SF

FLOOR PLAN - LEVEL 2

**MPA MARGULIES PERRUZZI ARCHITECTS**  
 308 Congress Street | Boston, MA 02210 | 617.482.3232

THE DAVIS COMPANIES 125 HIGH STREET 21ST FLOOR BOSTON, MA 02110

725 CONCORD AVE. CAMBRIDGE, MA.

DATE: 06/03/16  
 SCALE: 1" = 20'-0"  
 DRAWN BY: Author  
 PROJ. NO.: DAV.15J.00

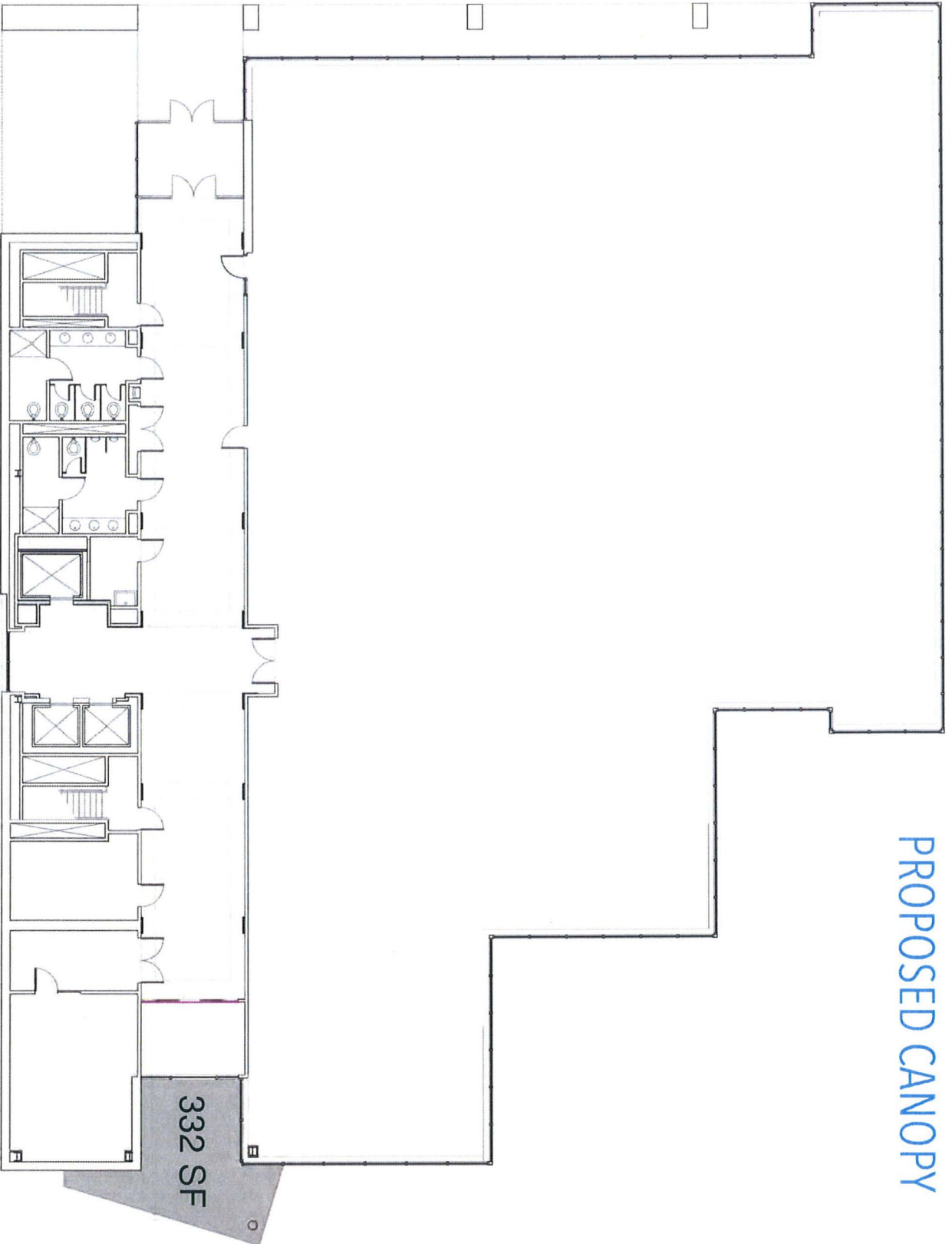
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**2**

REF:  
 Checker



# PROPOSED CANOPY



332 SF