### BZA APPLICATION FORM

### GENERAL INFORMATION

GENERAL INFO	ORMATION  OF Zoning Appeal for the following 10: //  Appeal:ASSACHUSETTS						
The undersigned hereby petitions the Board	of Zoning Appeal for the following						
Special Permit: X Variance: X	Appeal:						
	- ASSACHUSERH						
PETITIONER'S ADDRESS: 267 NORFOLK ST, CAMBRID							
LOCATION OF PROPERTY: 194 HARVARD ST + 152 COLUMBIA ST, CAMBRIDGE, MA 02139							
TYPE OF OCCUPANCY: MIXED USE	ZONING DISTRICT: C1						
REASON FOR PETITION:							
Additions	X New Structure						
Change in Use/Occupancy	Parking						
Conversion to Addi'l Dwelling	Unit's Sign						
Dormer	Subdivision						
Other:							
DESCRIPTION OF PETITIONER'S PROPOSAL:							
BECAUSE OF BASEMENT GROUNDWATER CONDITION, A							
AND REBUILD WITH CURRENT FOOTPRINT AND BZA APP	'ROVED RESIDENTIAL UNITS.						
SECTIONS OF ZONING ORDINANCE CITED:							
Article 5.000 Section 5.31 (TABLE OF DIMENSIO	DNAL REQUIREMENTS).						
Article 6.000 Section 6.35.1 (REDUCTION OF PA	ARKING).						
Article 4.00 Section 4.35 COMMERCIAL USE IN	N RESIDENTIAL ZONE						
Article 10.000 Section 10.40 (SPECIAL PERMIT).	1.30 (VARIAVCE).						
Applicants for a <b>Variance</b> must complete Pa Applicants for a <b>Special Permit</b> must compl	ges 1-5						
Applicants for an Appeal to the BZA	of a Zoning determination by						
the Inspectional Services Department must reasons for the appeal	attach a statement poncerning the						
Original Signature(s):	(deep ) / form						
	(Petitioner(s)/Owner) CAMPBELL H. ELLSWORTH (ARCHITECT FOR OWNER)						
	(Print Name)						
Address:	267 NORFOLK ST.						
	CAMBRIDGE, MA 02139						
Tel. No.:	617-799-4462						
E-Mail Addre	ess: CAMPBELL@ELLSWORTH-ASSOCIATES.COM						

### 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	Marie Deraville	
	(OWNER)	
Addres	ss: 156 Cherry St, Cambridge,MA 02139	
State	that I/We own the property located at	
which	is the subject of this zoning application.	
The re	ecord title of this property is in the name of Marie Deraville	
	uant to a deed of duly recorded in the date <u>July 21, 2014</u> , Middlesex Sout y Registry of Deeds at Book <u>63942</u> , Page <u>311</u> ; or	h
Middle	esex Registry District of Land Court, Certificate No	
Book _	Page	٠.,
	Marie C. Beraril	
	AUTHORIZED TRUSTEE, OFFICER OR AGENT*	
#Wasi bi	ten evidence of Agent's standing to represent petitioner may be requeste	دور
"WIIC	ten evidence of Agent's Standing to represent petitioner may be requested	
Commor	nwealth of Massachusetts, County of Middle Sex	
	bove-name Marie C. Deravil personally appeared before me	,
this s	I of May, 2019, and made oath that the above statement is true.  Louis J. Pierre: Notary	е.
Му соп	mmission expires <u>December 20, 2024</u> (Notary Seal).	

• If ownership is not shown in recorded deed, e.g. if by court order, recent deed, or inheritance, please include documentation.

### POLYAGEORNI SINEMENTO - DEGR. MOITADILISES ASS

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### **Project Summary:**

On October 11, 2018, the Owner of Camie's Bakery, Marie Deravil, was granted a Variance for the construction of a 2 story, 2 unit structure, on top of the existing structure that housed the family business at 194 Harvard Street. The Owner was also granted a Special Permit for a Reduction of Parking. After that BZA hearing and approval, a more extensive investigation of the building condition revealed several issues. Primary was the fact that there is an active water table just below the existing basement slab. The initial plans of digging down the basement space down to provide for a more usable basement storage area had to be reconsidered.

One option would have been to dig down below the water table and to install a waterproof foundation, with a 24 hours groundwater pumping to the storm drain. This proved both prohibitively expensive, and was rejected by the Cambridge DPW. In conversations with the DPW, they described that this area at Columbia and Harvard Streets is already underserved by the City stormwater system, and therefore highly susceptible to flooding in the near future. In order to work around the high water table, we discussed with the DPW the possibility of leaving the existing foundation, and raising the building to avoid the inevitable flooding of the 1st floor retail spaces. The DPW was supportive of this proposal.

Therefore we are proposing leaving the existing foundation in place, which has been determined by our structural engineer to be stable and suitable for reconstruction of the upper building and living units. However the removal of the building above grade triggers a new set of required zoning relief that is beyond what was granted by the BZA on October 11, 2018.

We are proposing to rebuild the existing structure, plus the residential units granted by the BZA on 10/11/18, with the new first floor level at approximately 24" above the current first floor sidewalk grade. This will ensure protection from inevitable future flooding. This new proposal will require the following zoning relief as follows:

- Variance for commercial use in the C-1 zone
- Variance for setbacks
- Variance for FAR, as per the earlier 10/11/18 BZA approval
- (SP) for parking relief, as per the earlier 10/11/18 BZA approval

In addition, the Owner will be applying to the Massachusetts Architectural Access Board (AAB) for a variance to create a handicap ramp that is not at the primary access points. That Variance is in process.

### 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:

A literal enforcement of the Ordinance would involve a substantial hardship, since groundwater was found just below the surface of the existing basement slab. It is not financially possible to lower the basement level to provide adequate storage space. The solution is to raise the level of the first floor.

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 owing to the building being constructed just above a high water table, and the fact that the area is prone and susceptible to flooding in the near future (according to the Cambridge DPW). The existing condition of the existing structure is poor, and modification will be more expensive that a reconstruction.

- C) DESIRABLE RELIEF MAY BE GRANTED WITHOUT EITHER:
- 1) Substantial detriment to the public good for the following reasons:

Desirable relief may be granted without substantial detriment to the public good because the residential use is consistent with the multifamily properties along Columbia Street and the maintaining the ground floor retail use (Camie's Bakery) will continue to be an asset to community and activate the street-scape.

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

The requested relief will not nullify or substantially derogate from the intent or purpose of this Ordinance because the requested relief will result in the same building that was approved by the BZA on October 11, 2018. It was for that earlier application that the community was is great support of the project. The requested project will result in a fully upgraded building, as well as the much needed addition to the Cambridge housing stock.

\* 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

### 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 194 HARVARD STREET (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:

With the requested Special Permit the requirements of the Ordinance can be satisfied.

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:

Traffic generated or patterns of access or egress will not cause congestion, hazard or substantial change in the neighborhood character. All requested zoning relief replicates the project approved by the BZA on October 11, 2018, with the rebuilding of the existing retail, and the creation of 2 residential units above. The Columbia Street Corridor contains mixed use properties that enliven the street and add much needed neighborhood amenities to the Port Neighborhood.

C) 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 or development of adjacent uses would not be adversely affected because the proposed uses replicated the previous commercial uses, as well as the previously approved residential, which will be of a scale and character consistent with the surrounding properties.

D) 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 citizens because the residential dwellings will conform to the setbacks and other dimensional regulations where possible.

E) 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:

The intent and purpose of the Ordinance is to promote the highest and best use of Land throughout the City. The proposed project will allow Camie's build a climatically resilient building, with a modest residential addition to the Cambridge housing stock.

### BZA APPLICATION FORM

### DIMENSIONAL INFORMATION

IONE: 617-799-4462	2	REQUESTED USE/OCCUPANCY: MIXED USE					
		EXISTING CONDITIONS	REQUESTED CONDITIONS	ORDINANCE REQUIREMENTS <sup>1</sup>			
TAL GROSS FLOOR	AREA:	7,710 SF	7,710 SF	3,273 SF (ma			
OT AREA:		4,365 SF	4,365 SF	5,000 SF (mi			
TIO OF GROSS FLO	OOR AREA	1.77	1.77	75 (ma			
T AREA FOR EACH	DWELLING UNIT:	2,182 SF	2,182 SF	1,500 SF (mi			
ZE OF LOT:	WIDTH	65'	65'	50' (mi			
	DEPTH	64.5'	64.5'	N/A'			
etbacks in	FRONT	0	0	10' (min			
<u>et</u> :	REAR	N/A	N/A	N/A (mi			
	LEFT SIDE	7.3'	7.3'	7.5' (mi			
	RIGHT SIDE	.4'	.4'	7.5' (mi			
ZE OF BLDG.:	HEIGHT	31.17'	31.17'	35' (ma			
	LENGTH	66'	66'	N/A			
	WIDTH	59'	59'	N/A			
TIO OF USABLE OF	PEN SPACE						
LOT AREA:3)		.13	13	30%(mi			
. OF DWELLING UN	NITS:	2	2	2 (ma			
. OF PARKING SPA	ACES:	0	0	2(min./m			
. OF LOADING ARE	EAS:	N/A	N/A	N/A (mi			
STANCE TO NEARES	ST BLDG.	0	0	N/A (mi			
scribe where app same lot, and eel, etc.	plicable, other type of const	occupancies on cruction propos	same lot, the sized, e.g.; wood f	e of adjacent buildi rame, concrete, bri			

<sup>1.</sup> 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'.



Revised

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

2019 SEP 30 PM 3: 59

### **BZA APPLICATION FORM**

OFFICE OF THE CITY CLERK
Plan NAMBREZGEO MASSACHUSETTS

**GENERAL INFORMATION** 

The under	rsigned hereby petiti	ons the Boa	ard of Zoning App	eal for the fol	lowing:	
Special Pe	ermit: <u>√</u>		Variance :	<u> </u>		Appeal:
PETITION	ER: Campbell	Ellswor	th, Architect	C/O Marie	Deravil	2
PETITION	ER'S ADDRESS :	267 No	orfolk Street	Cambridge,	MA 02139	A the second sec
LOCATIO	N OF PROPERTY :	194 Hai	rvard St./152	Columbia S	St. Cambri	dge, MA
TYPE OF	OCCUPANCY:			ZONIN	NG DISTRICT	: Residence C-1 Zone
REASON I	FOR PETITION :					
	Chang	e in Use	/ Occupancy			
DESCRIPT	TION OF PETITIONER	'S PROPOS	SAL:			
units, a Owner wa for repl	and for relief o	of parkin in same and 2 res	g. Site condi configuration idential unit	tions requ . Rebuildi	ire remova ng after d	build 2 residential deleter of existing building.  Hemo requires variance deleter relief.
Article			5.31 (Table o	of Dimonai	onal Dogui	romanta)
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111111	10.000	Section	Original Signatur		Benn Crupsa	(Petitioner(s) / Owner)  (Print Name)
	•		Add	ress:	763	palack At.
			Tel.	No. :	an	e17-799-4462
	9-26	1-	E-Ma	ail Address :		
E D	4-26	- 1 -7				

# 194 Harvard Street Cambridge, MA

### DRAWING LIST:

### **ARCHITECTURAL**

T1.1 - Title Sheet

Site 1.1 - Site Plan by Land Mapping, INC.

Z1.1 - Zoning: G.F.A. Analysis

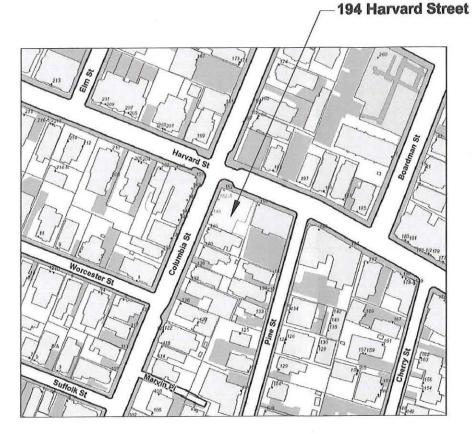
EX1.1 - Existing Conditions - Plans

A1.1 - Proposed Floor Plans

A1.2 - Proposed Floor Plans

A3.1 - Proposed Elevations

### LOCUS MAP:



PROJECT NAME: 1556 Cambridge St

PROJECT ADDRESS: 1556 Cambridge St Cambridge, MA

CLIENT: 1556 Cambridge St



ARCHITEC

### ELLSWORTH ASSOCIATES, Inc.

267 NORFOLK STREET CAMBRIDGE, MA 02139 PH. 617-492-0709

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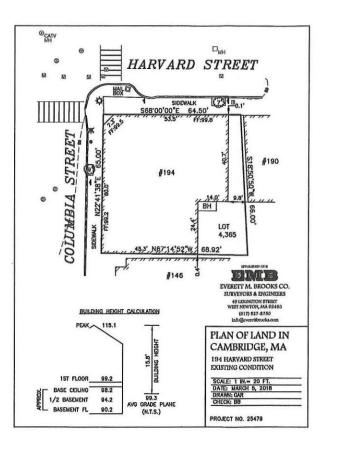


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| FILE: 194 Harvard 1920 | REVISIONS: | No. | Description | Description

Title Sheet

T1.1



PROJECT NAME: 194 Harvard Street

PROJECT ADDRESS: 194 Harvard Street Cambridge, MA

CLIENT: Camie's Bakery



### **ELLSWORTH** ASSOCIATES, Inc.

267 NORFOLK STREET CAMBRIDGE, MA 02139 PH. 617-492-0709 FAX. 617-714-5900

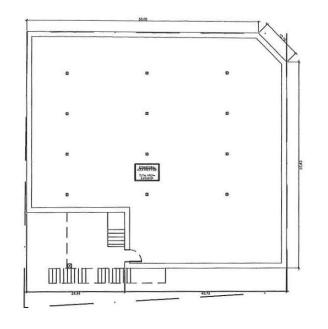


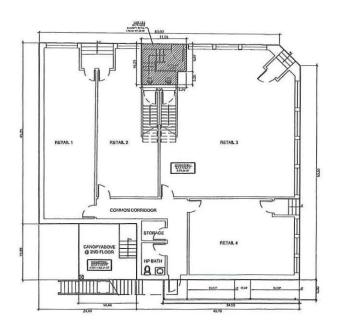
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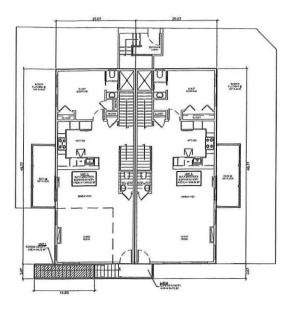
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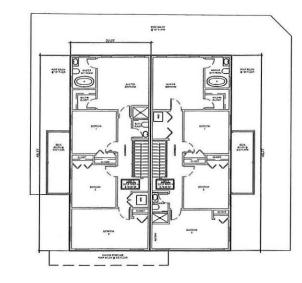
Site Plan

Site 1.1









1) BASEMENT- 0 SF G.F.A. SCALE: 3/32" = 1'-0"

2) FIRST FLOOR- 3,686 SF G.F.A. SCALE: 3/32" = 1'-0"

3 SECOND FLOOR- 2067.10 SF G.F.A. SCALE: 3/32" = 1'-0"

4) THIRD FLOOR- 1,957.64 SF G.F.A. SCALE: 3/32" = 1'-0"

PROPOSED G.F.A. CALCULATIONS

194 HARVARD ST: G.I	F.A. ANALYSIS
LOT SIZE	4,365.00
ZONE	C1
F.A.R.	0.75
ALLOWABLE G.F.A.	3,273.75
EXISTING G.F.A	3,483.99
EXISTING F.A.R	0.798
TOTAL PROPOSED G.F.A	7,710.74
TOTAL PROPOSED F.A.R.	1.77

	C	OMMERCIAL		UNIT 1			UNIT 2			ENTIRE ST	TRUCTURE
FLOORS	S.F.	CANOPY	SUB. TOTAL	S.F.	ENTRANCE/ EGRESS CANOPY	SUB. TOTAL	S.F.	ENTRANCE/ EGRESS CANOPY	SUB. TOTAL	TOTAL SF	TOTAL G.F.A
BASEMENT	3,483.99		3,483.99							3,483.99	
FIRST FLOOR	3,376.66	202.01	3,578.67		53.67	53.67		53.67	53.67	3,686.00	3,686.0
SECOND FLOOR				978.82	54.73	1,033.55	978.82	54.73	1,033.55	2,067.10	2,067.10
THIRD FLOOR				978.82		978.82	978.82		978.82	1,957.64	1,957.64
TOTAL	6,860.65	202.01	7,062.66	1,957.64	108.40	2,066.04	1,957.64	108.40	2,066.04	11,194.73	7,710.74

194 Harvard Street Cambridge, MA

Camie's Bakery

PROJECT NAME: 194 Harvard Street

PROJECT ADDRESS:



**ELLSWORTH** ASSOCIATES, Inc.

267 NORFOLK STREET CAMBRIDGE, MA 02139 PH. 617-492-0709 FAX. 617-714-5900

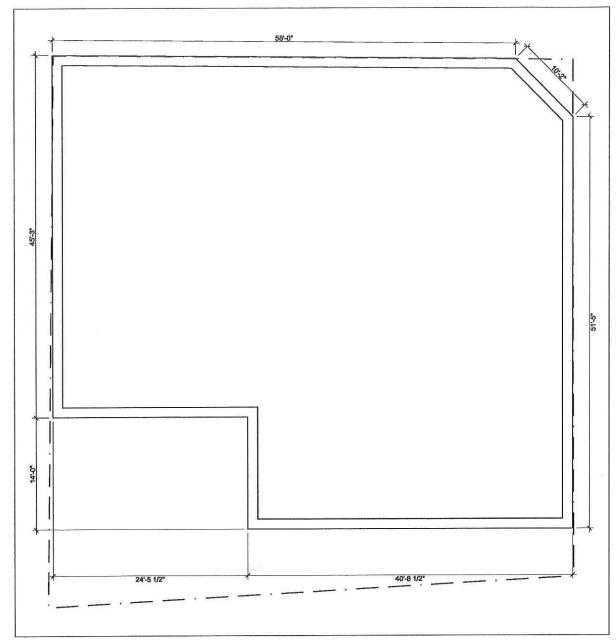
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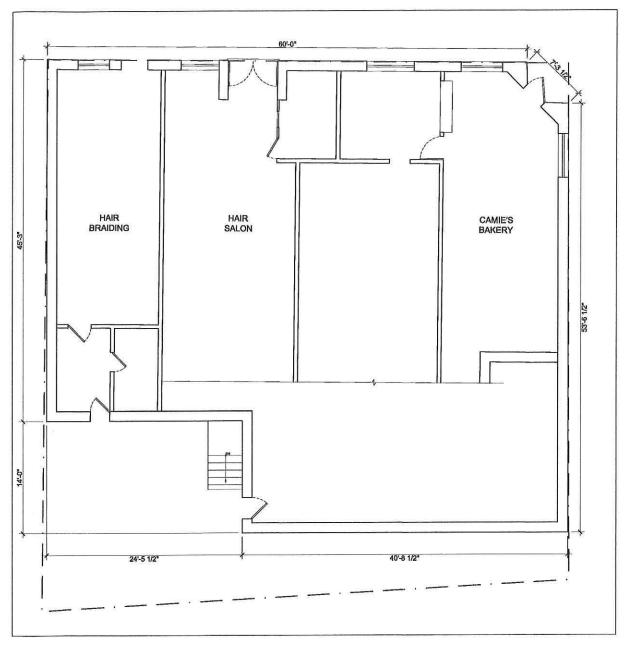
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G.F.A. Analysis

Z1.1



BASEMENT
SCALE: 3/16" = 1'-0"



2 FIRST FLOOR SCALE: 3/16" = 1'-0" PROJECT NAME: 194 Harvard Street

PROJECT ADDRESS: 194 Harvard Street Cambridge, MA

CLIENT: Camie's Bakery



ARCHITECT:

ELLSWORTH ASSOCIATES, Inc.

267 NORFOLK STREET CAMBRIDGE, MA 02139 PH. 617-492-0709 FAX. 617-714-5900

CONSULTANTS:



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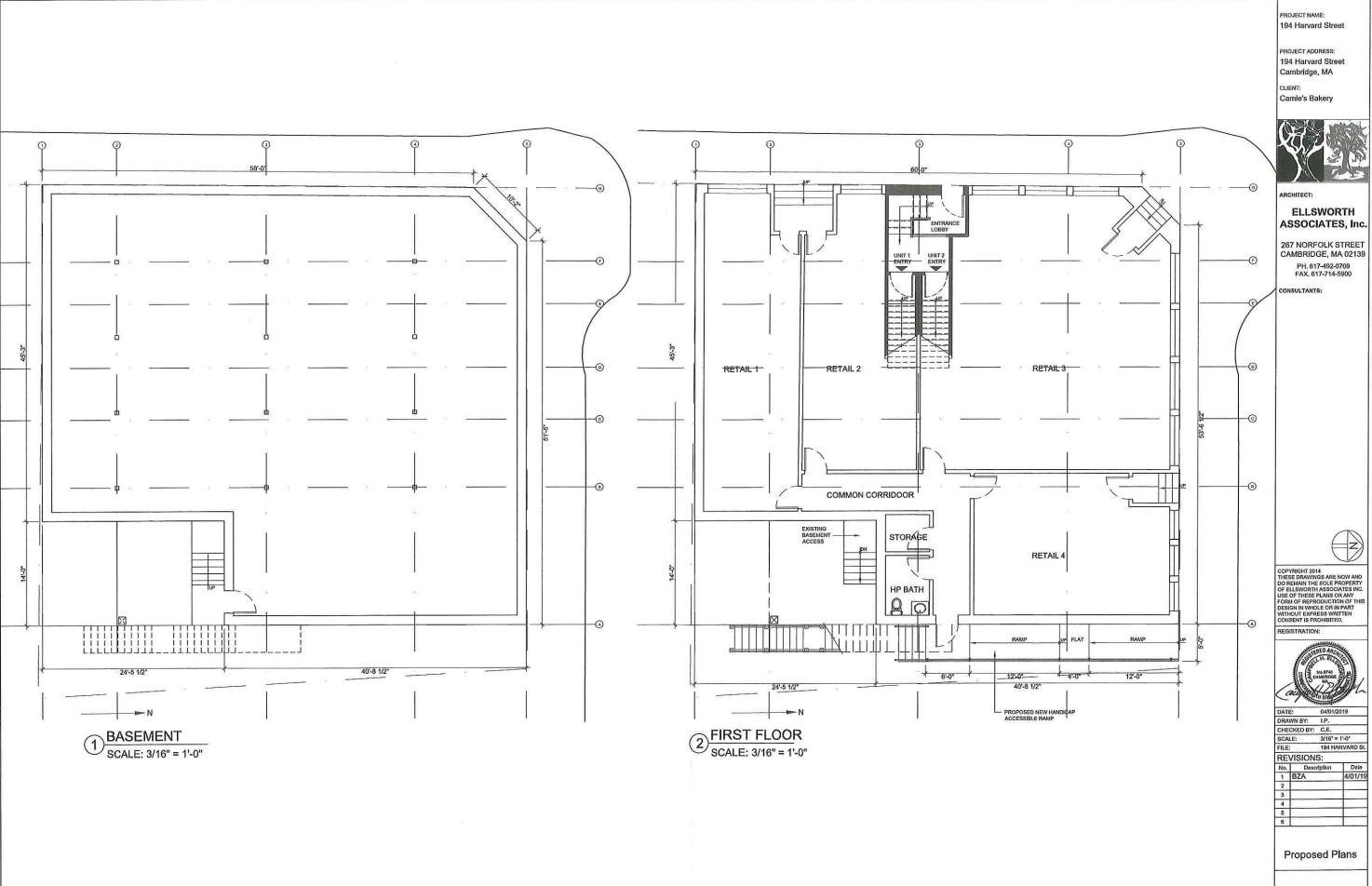
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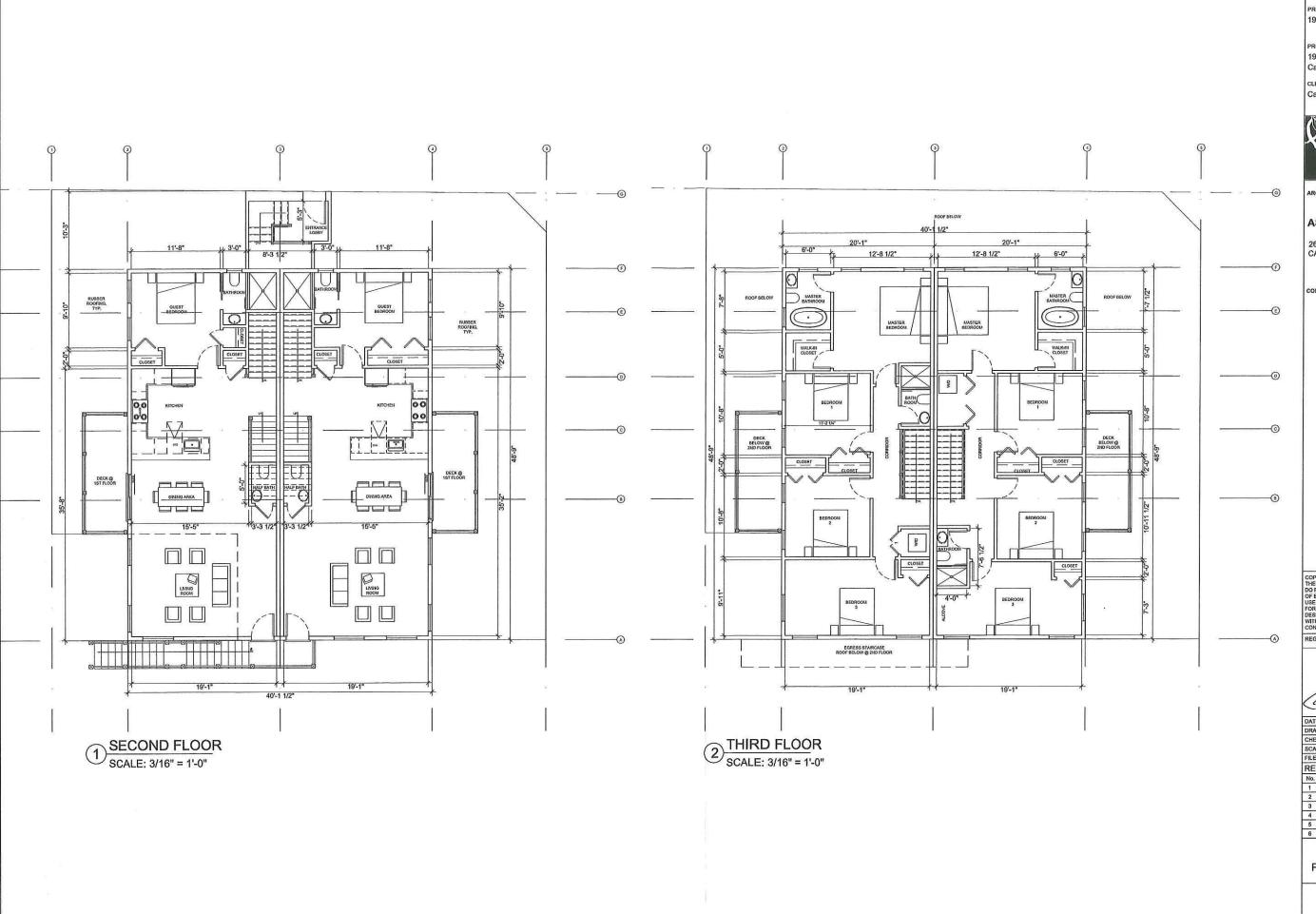
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1	BZA		64/01/15		
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Existing conditions Plans

Ex 1.1



A 1.1



PROJECT NAME:

194 Harvard Street

PROJECT ADDRESS: 194 Harvard Street Cambridge, MA

CLIENT: Camie's Bakery



ARCHITECT

### ELLSWORTH ASSOCIATES, Inc.

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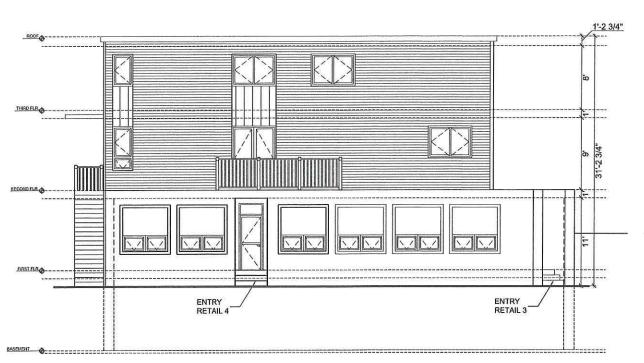
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3					
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Proposed Plans

A 1.2



FLAT ROOF, TAPERED MISILATION, TO DOWNSPOULT OS STORM BRAIN

11-2 3/4"

HARDI PANEL, 4"EXPOSURE

50 STANDING SEAM METAL SIDING

2" METAL CORNERBOARDS, TYP.

2" METAL CORNERBOARDS, TYP.

EINTRY

RETAIL 3

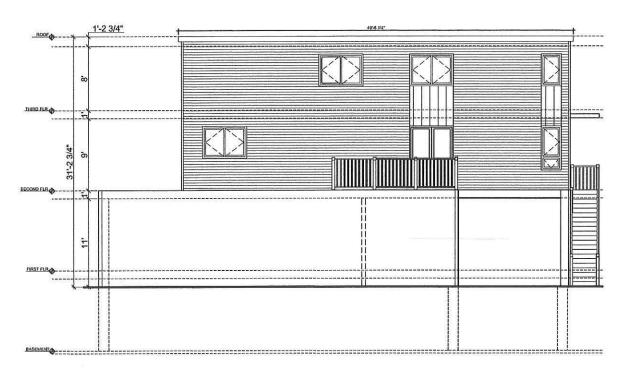
APPARTMENTS 1 & 2

ENTRY

RETAIL 1

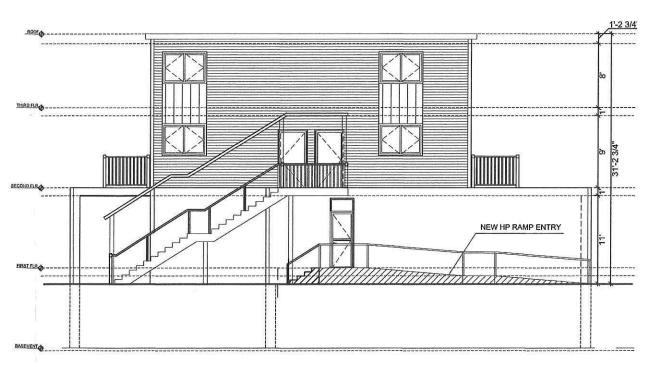
AMBRIDING

WEST ELEVATION- COLUMBIA STREET
SCALE: 3/16" = 1'-0"



3 SOUTH ELEVATION
SCALE: 3/16" = 1'-0"

NORTH ELEVATION - HARVARD STREET
SCALE: 3/16" = 1'-0"



4 EAST ELEVATION SCALE: 3/16" = 1'-0"

PROJECT NAME: 194 Harvard Street

PROJECT ADDRESS: 194 Harvard Street Cambridge, MA

CLIENT: Camie's Bakery



ARCHITECT:

### ELLSWORTH ASSOCIATES, Inc.

267 NORFOLK STREET CAMBRIDGE, MA 02139 PH. 617-492-0709 FAX. 617-714-5900

CONSULTANTS:

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DATE:		04/01/2	2019
DRAWN BY:		I.P.	
CHECKED BY:		C,E,	
SCALE:		3/16" = 1'-0"	
FILE:		194 HARVARD St.	
RE	VISION	S:	300
No.	Description		Date
1	BZA		4/01/19
2			
3			

Proposed Elevations

A 3.1

194 Worvard St. BZA-016995-2018









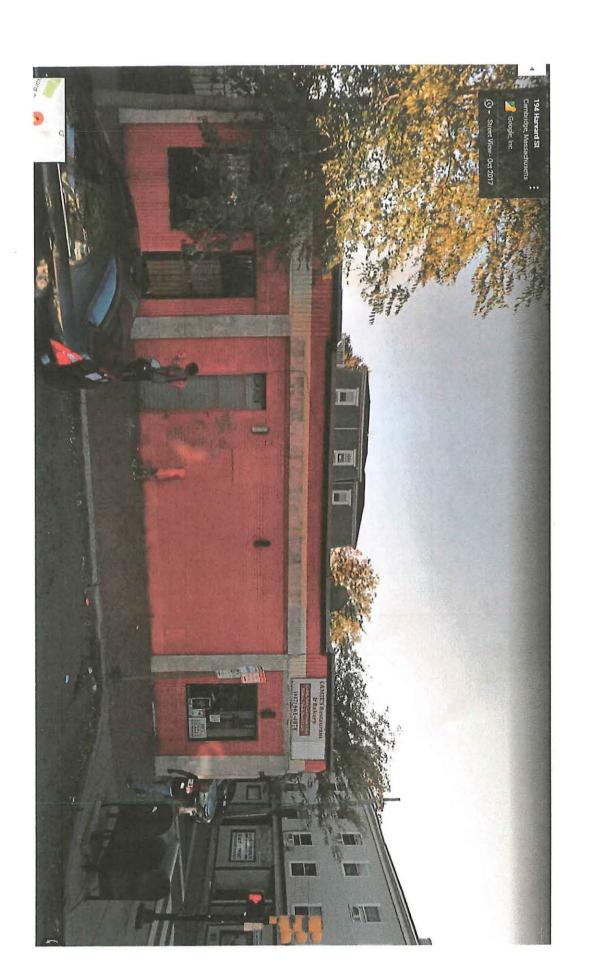


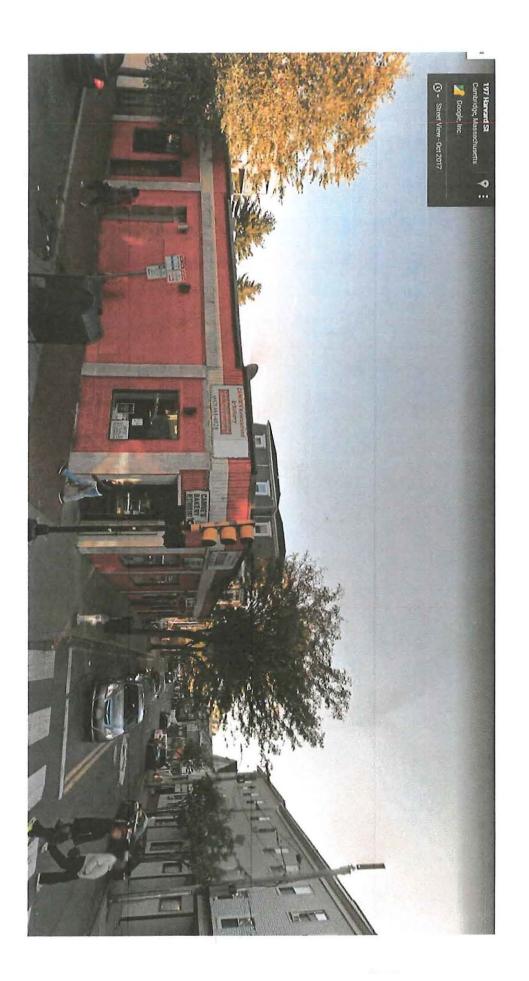


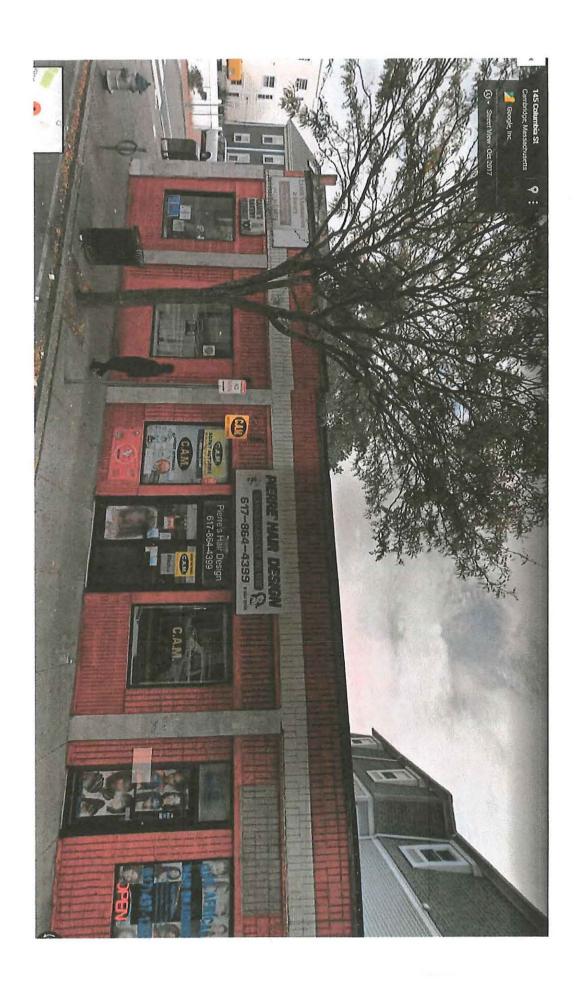
### 194 Horvard St. BZA-016995-2018

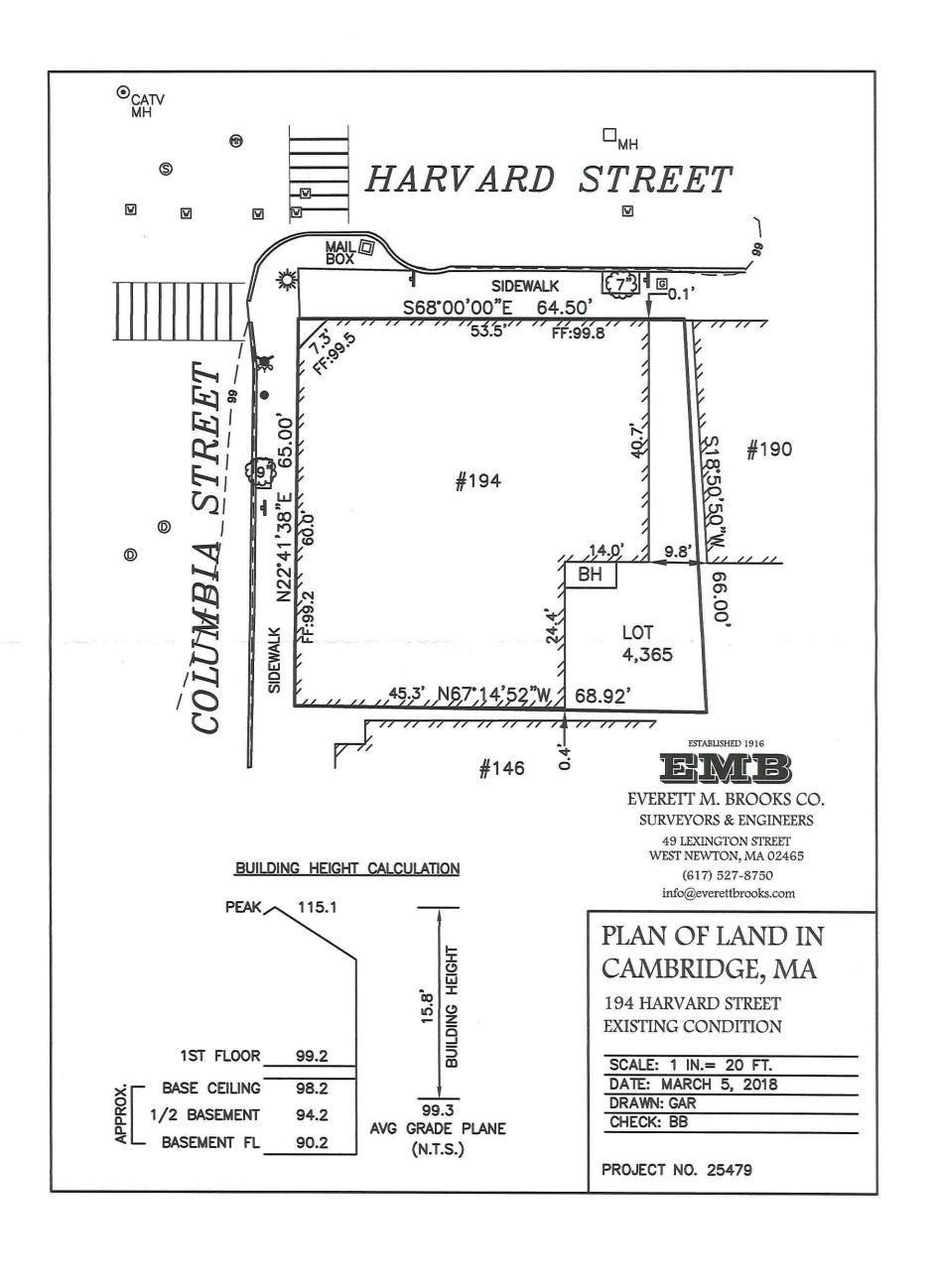


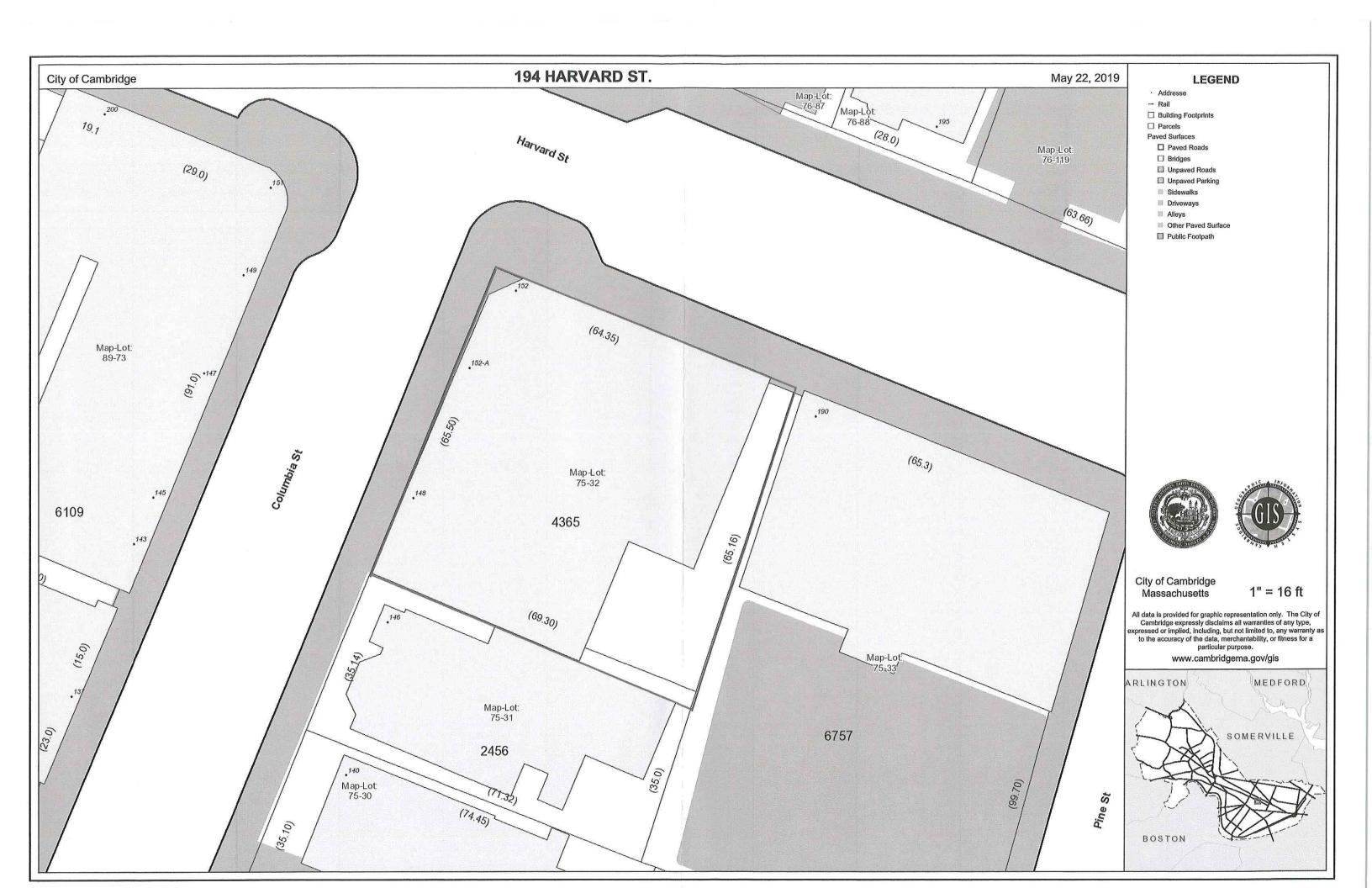












76-120 88-60 164 Columbia St 166 Columbia St 88-56 88-37 161 Columbia St 88-36 76-121 160 Columbia St 197 Harvard St 203 Harvard St<sub>201</sub> Harvard St 88-55 76-123 76-130 199 Harvard St 76-87 Harvard 76-88 204 Harvard St 76-119 202 Harvard St 195 Harvard St 200 Harvard St 89-57 151 Columbia S 76-117 191 Harvar 49 Columbia St 152 Columbia St 189 Harvard S 89-58 76-118 152-A Columbia St 147 Columbia St 190 Harvard St 148 Columbia St75-32 146 Columbia St 188 Harvard St lumbia St 75-33 75-31 140 Columbia St 135/Columbia St 89-60 75-30 136 Columbia St 75-84 143 Pine St au 89-61 75-34 132 Columbia St 75-29 Worcester St 137 Pine St 75-35 126 Columbia St 75-28 134 Pine St 75-162 89-93 75-36 133 Pine St 121 Columbia St 75-145 124 Columbia St 75-161 120 Columbia St 122 Columbia St 75-37 75-83 75-146 126 Pine St<sup>75-81</sup> 124 Pine St 75-147

194 Harvard At.

75-32
DERAVIL,MARIE C.,JOSEPH NISSAGE DERAVIL&
CITY OF CAMBRIDGE TAX TITLE
42 TREMONT TERR
IRVINGTON, NJ 07111

76-87 ORTIZ, CARLOS JR. 160 COLUMBIA ST CAMBRIDGE, MA 02139

88-55 GAO, MEI Y. 199 HARVARD ST CAMBRIDGE, MA 02139

75-30 THADURI, BHARGAVI & ADITYA & THADURI 140 COLUMBIA ST., #2 CAMBRIDGE, MA 02139

75-31 WU, JIAQI & YUNYANG BAI 146 COLUMBIA ST. UNIT 2 CAMBRIDGE, MA 02139 75-33 CAMBRIDGE COMMUNITY OUTREACH TABERNACLE, INC. 190 HARVARD ST CAMBRIDGE, MA 02138

76-88 SAMA, REBECA & NICHOLAS S. SAMA 195 HARVARD ST CAMBRIDGE, MA 02139

89-73 COLUMBIA ,LLC, 60 HIGHLAND RD SOMERVILLE, MA 02144

75-31 ALLIED MORTGAGE & SERVICES, INC. 1018 COMMONWEALTH AVE. SUITE 5 BOSTON, MA 02215

75-34 CHRISTIE, PATRICIA D. & FLOYD P. LOZANO 143 PINE STREET CAMBRIDGE, MA 02139 ELLSWORTH ASSOCIATES, INC. C/O CAMPBELL ELLSWORTH, ARCHITECT 267 NORFOLK STREET CAMBRIDGE, MA 02139

76-119 TRIEBES, STEVEN ROBERT C/O SKYLINE REALTY 10 MAGAZINE ST., #A CAMBRIDGE, MA 02139

75-30 RODRIQUEZ, BARBARA EQUEN 140 COLUMBIA ST., #1 CAMBRIDGE, MA 02139

75-31 SQUARE 2 GROUP LLC 30 TAYLOR DR. READING, MA 01867