

CITY OF CAMBRIDGE BOARD OF ZONING APPEAL Avenue, Cambridge MA 02139

BZA Application Form

BZA Number: 194140

General Information

The undersigned	hereby petitions the	Board of Zoning Ap	peal for the followi	ing:
Special Permit: _	X	Variance: X	-	Appeal:
PETITIONER: St	teedman L. Bass			
PETITIONER'S A	DDRESS: 4 Shepa	rd Street, Cambridg	e, MA 02138	
LOCATION OF P	ROPERTY: 4 Shep	ard St , Cambridge	<u>, MA</u>	
TYPE OF OCCU	PANCY: 2-Family R	<u>esidence</u>	ZONING DISTRIC	CT: Residence B Zone
REASON FOR P	ETITION:			
/Additions/ /Dor	mer//Addition, atti	ic stair addition, bicy	cle and recyling sh	ned./
DESCRIPTION	OF PETITIONER	'S PROPOSAL:		
Construct new ac	cessory building for	Bicycle Storage & F	Recycling Shed;	
		and construct cover ed roof deck within a		sting footprint. nd construct 2 dormers with windows in
SECTIONS OF Z	ONING ORDINANO	E CITED:		· ·
Article: 4.000 Section: 4.21.h (Distance to Principal Building) Article: 5.000 Section: 5.31 (Table of Dimensional Requirements) Article: 8.000 Section: 8.22.2.d & Sec. 8.22.2.c (Non-Conforming Structure) Article: 10.000 Section: 10.30 (Variance). & Sec. 10.40 (Special Permit).				
		Original Signature(s):	9t2P.	Petitioner (s) / Owner)

(Print Name)

Address:

STEEDMAN BAST

Tel. No.

(617) 792-8212

E-Mail Address:

steedman.bass@gmail.com

Date: 21 Feb 2023

BZA Application Form

DIMENSIONAL INFORMATION

Applicant:

Steedman L. Bass

Present Use/Occupancy: 2-Family Residence

Location:

4 Shepard St, Cambridge, MA

Zone: Residence B Zone

Phone:

(617) 792-8212

Requested Use/Occupancy: 2-Family Residence

		Existing Conditions	Requested Conditions		<u>Ordinance</u> <u>Requirements</u>	
TOTAL GROSS FLOOR AREA:		4220 sf	4488 sf		2384 sf	(max.)
LOT AREA:		4768 sf	4768 sf		5000 sf	(min.)
RATIO OF GROSS FLOOR AREA TO LOT AREA: ²		.89	.94	R#S	.50	
LOT AREA OF EACH DWELLING UNIT		2384 sf	2384 sf		2500 sf	
SIZE OF LOT:	WIDTH	50.00'	50.00'		50.00'	
	DEPTH	99.73'/91.14'	99.73'/91.14'		100.00'	
SETBACKS IN FEET:	FRONT	8.1'	8.1'		15.0'	
	REAR	33.0'	33.0'		25.0'	
	LEFT SIDE	14.8'	14.8' (Shed 0.4')		12.5'	
	RIGHT SIDE	2.0'	2.0'		7.5'	
SIZE OF BUILDING:	HEIGHT	36.5'	35.0'	,	35.0'	
	WIDTH	56.5'	56.5'		60.0'	
	LENGTH	33.5'	33.5'		30.0'	
RATIO OF USABLE OPEN SPACE TO LOT AREA:		46%	44%		40%	
NO. OF DWELLING UNITS:		2	2		2	
NO. OF PARKING SPACES:		2	2		2	
NO. OF LOADING AREAS:		n/a	n/a		n/a	
DISTANCE TO NEAREST BLDG. ON SAME LOT		n/a	7.5'		10.0'	

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.

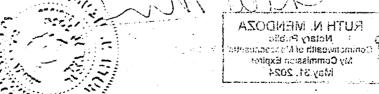
I/We	STEEDMAN L. BASS
	(OWNER)
Address:	4 SHEPARD STREET, CAMBRIDGE, MA 02138
State that	I/We own the property located at 4 SHEPARD STREET,
which is th	e subject of this zoning application.
The record	title of this property is in the name of STEEDMAN L. BASS TRS.
*Pursuant t	o a deed of duly recorded in the date April 8th 2022, Middlesex South
County Regi	stry of Deeds at Book 79950, Page 576; or
Middlesex R	Registry District of Land Court, Certificate No
Book	Page
	Qt 2 Des
	SIGNATURE BY LAND OWNER OR AUTHORIZED TRUSTEE, OFFICER OR AGENT*
*Written ev	ridence of Agent's standing to represent petitioner may be requested.
Commonwealt	h of Massachusetts, County of MiddleSex
The above-n	ameSTEEDMAN L. BASS personally appeared before me,
this 13	of Spont 20 22, and made oath that the above statement is true.
	Milty My Notary
My commissi	on expires RUTH N. MENDOZA Notary Public (Notary Seal). Commonwealth of Massachusettary Seal). May 31, 2024

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

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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:

Location of the proposed shed for Bicycle Parking and enclosed Recycling/Compost/Trash bin storage is the only feasible option due to the configuration and use of the property, the siting of the existing house and enable the preservation of existing mature and usable landscaped area to the benefit of the residents of the house and neighboring apartment buildings.

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 property is the first conforming residential use along Shepard Street from Massachusetts Avenue and rather than neighbors of similar use, the pair of historic 6-story apartment buildings and existing landscaped entry courtyards are a unique situation to this Residence B zoned location.

C) DESIRABLE RELIEF MAY BE GRANTED WITHOUT EITHER:

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

Though the adjacent apartment buildings are built very close to the property line, the proposed shed is away from any windows or usable open space; the proposed attic stair addition is designed to be within the existing roof lines of the house, maintains all historic details and built on the existing footprint of the rear 2-story addition, and its location is no closer to the side yard as the existing house.

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

The proposed improvements meet or exceed the intent of the zoning ordinance, in particular: The extension of the rear stair to the 3rd floor apartment is a significant Life Safety Improvement which will replace insufficient and dangerous existing fire-escapes servicing the 3rd floor apartment and provide the occupants with an independent apartment access; The proposed shed will encourage bicycle use by the residents and the ability to enclose the recycling, compost and trash bins will protect them from potential rodent and animal disturbance and also be an aesthetic improvement for the 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

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>4 Shepard St</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 Attic Stair Addition is in harmony with the style and design of this historic home built in 1895 and is no more detrimental to the neighborhood than the existing non-conforming conditions it is designed to remain within.

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:

Not applicable since there is no change in use or patterns of use proposed.

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:

No change in the existing use or pattern of use as a two-family house is proposed: Enhancement to life-safety issues and functional improvemts will be the result of the proposal.

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:

The quality of life of the occupants of this property will be enhanced by the proposed improvements and the potential nuisance of openly stored trash and compost bins will be eliminated.

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 proposed improvements meet or exceed the intent of the zoning ordinance requirements for the neighborhood, is in keeping with the existing patterns of use and enhance the quality of life for the occupants of this and abutting properties.

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



Thank you, Bza Members

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 Appeals Hearing.	e Board o	of Zoning
Name: (Print)	_ Date: _	3/30/2023
Address: 4 Slepard St.	*	···
Case No. 87A-194140	æ	
Hearing Date: 4-13-23	×	
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City of Ca bridge

MASSACHU

BOARD OF ZONING APPEAL

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

BZA

POSTING NOTICE - PICK UP SHEET

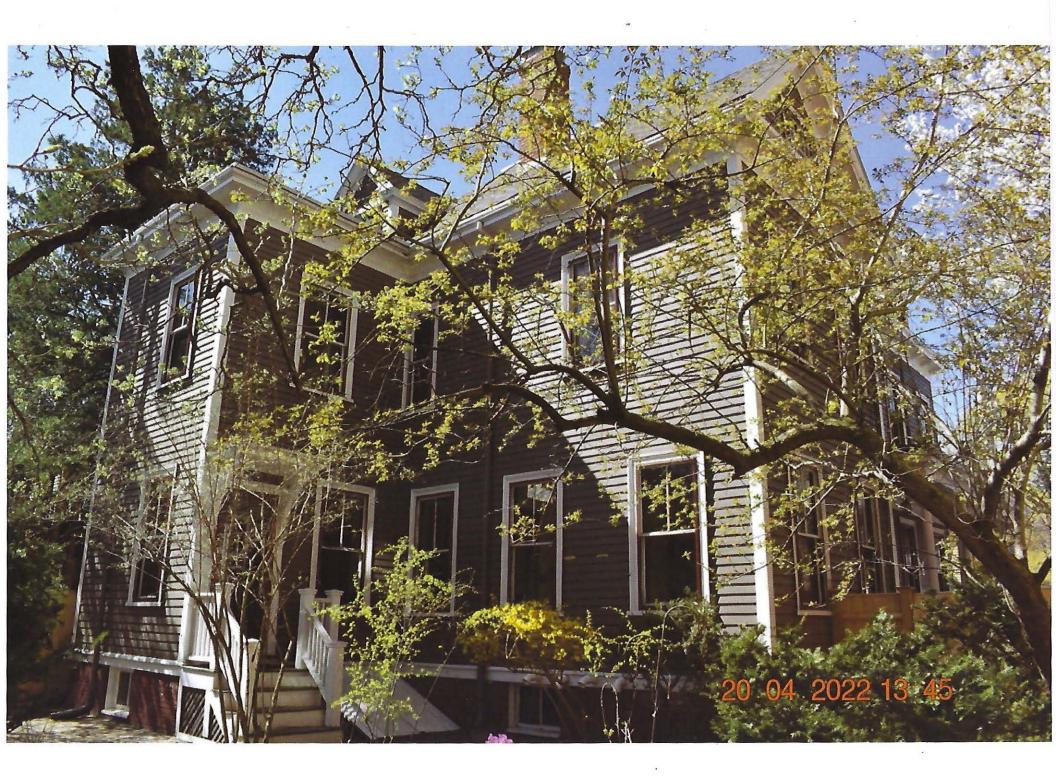
The undersigned picked up the notice board for the Board of Zoning Appeals Hearing.

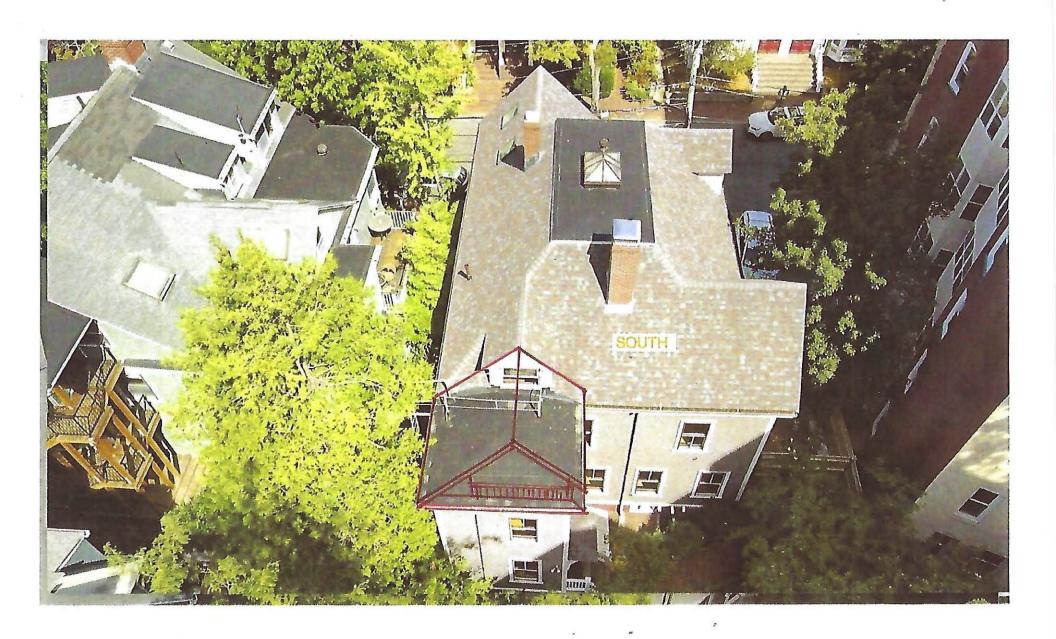
Name: STEBOMON BOSS (Print)	Date: 5 AM 2023
Address: 4 flepard St.	•
Case No. BZA - 194140	*
Hearing Date: 4/3/2·3	₽· Y

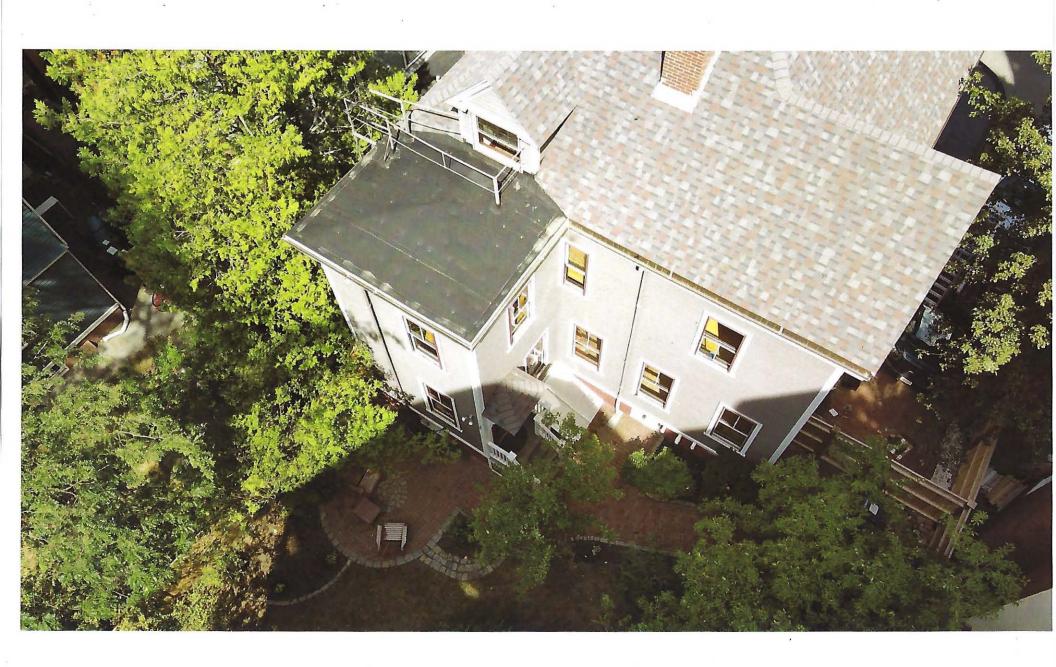
Thank you, **Bza Members**

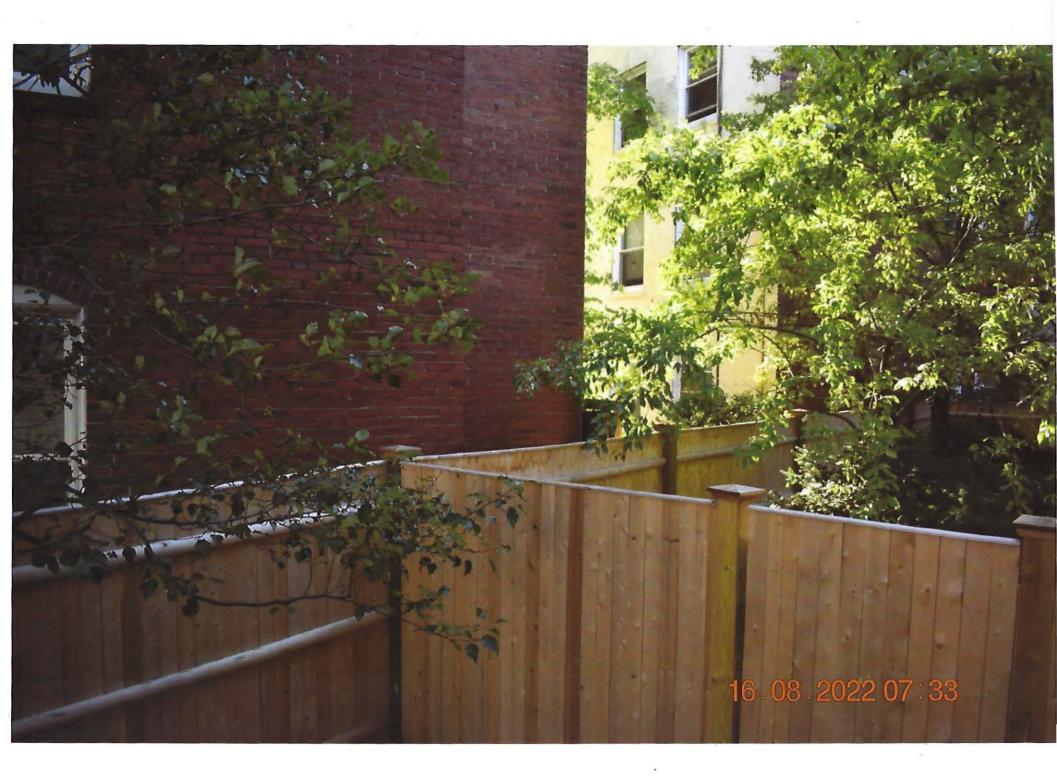


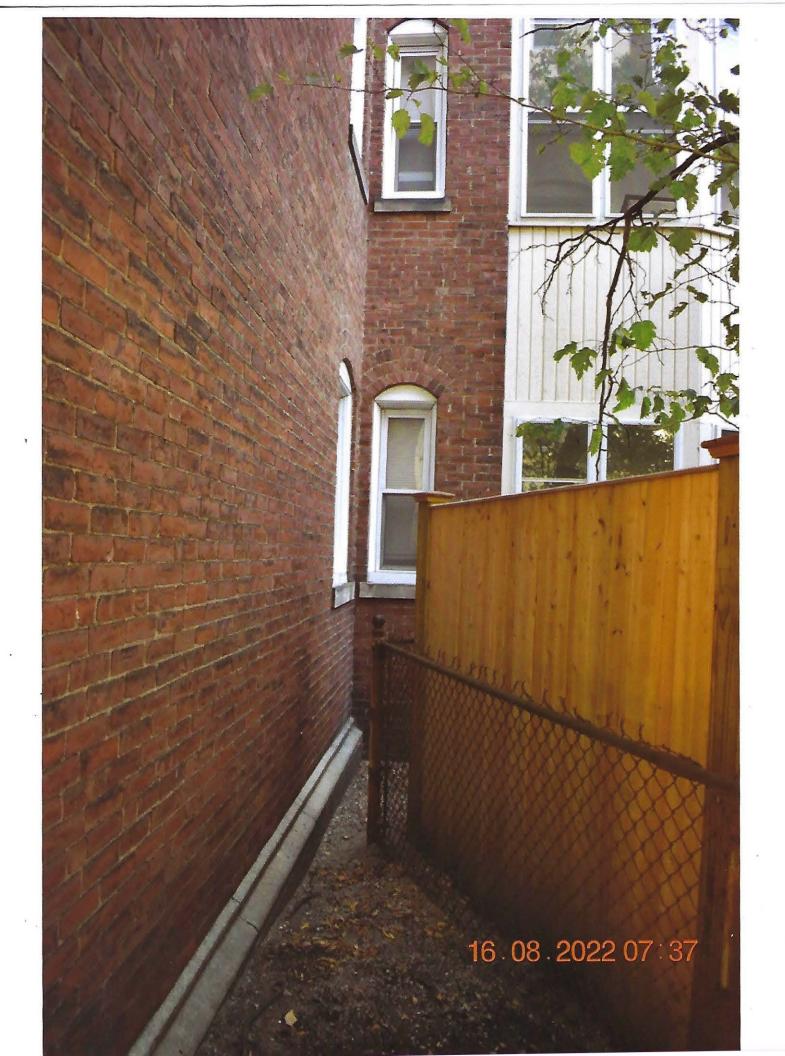


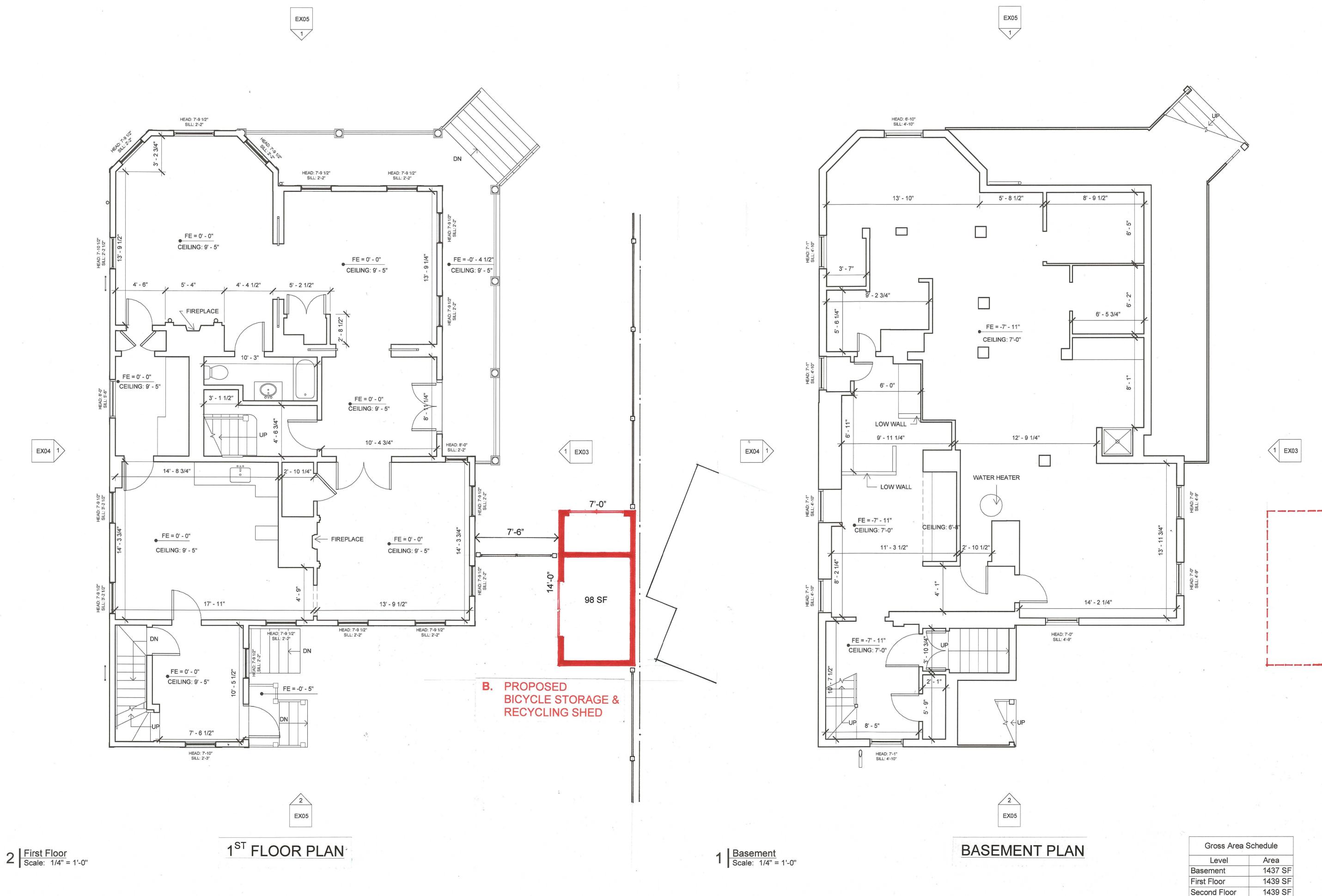


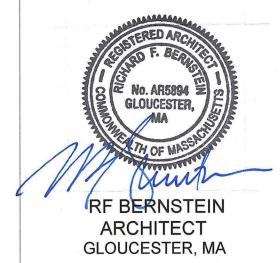












4 Shepard Street

BZA 12/1/2022

Cambridge, MA

REVISED: 2/15/2023

EXISTING CONDITIONS

Call us at: (617) 247 9161 info@existingconditions.com www.existingconditions.com

The Most Accurate Existing Conditions Surveys and As-Built Surveys[™]

All projects are measured using the most advanced laser measuring equipment and our best standards and practices. All work will be field verified by client prior to design or

General Notes:

 It is expressly understood by client that ECS is not an architectural or engineering entity. None of the documents prepared by ECS for client shall have any stamping or certification of such trade professionals.

2. This is not a structural or MEP analysis or due diligence model.

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 STANDARD OF PRACTICE. Services performed by ECS under this Agreement will be conducted in a manner consistent with that level of care and skill ordinarily exercised by members of the profession currently practicing in the same locality under similar conditions. No other representation, expressed or implied, and no warranty or guarantee is included or intended in this Agreement, or in any report, opinion, document or otherwise. Client shall field verify all work prior to design construction, or other use. verify all work prior to design construction, or other use.

4. These drawings are for the intended purposes listed in the scope of work at the time of survey and should not be used for any other reasons. See scope of work provided to client for further information.

Laser Scanning Notes:

1. Visit FARO.com and leica-geosystems.com for 3D laser scanner tolerances, range information and product specifications.

2. Laser scanning equipment uses light waves to measure distances, unforeseen site conditions such as dust, moisture, vibration, surface reflectivity, lighting conditions, temperature, humidity, ferromagnetic materials, building configuration etc. may impact registration between scan locations.

3. Accuracy over long distances can be improved if the client provides survey benchmarks prior to scanning in order to reference the laser scan data into a coordinate system.

4. The Revit file contains the most complete alignment of point cloud data. All laser scanning by default is in a localized coordinate system. Laser scans completed on multiple days may be tied into previous laser scans by use of site specific features and largets. Point cloud adjustments are made in Revit for a final verification.

Project Number: 9434453688

Existing Basement & First Floor Plan

Date: 9/6/2022 **EX01** Drawn By: EC

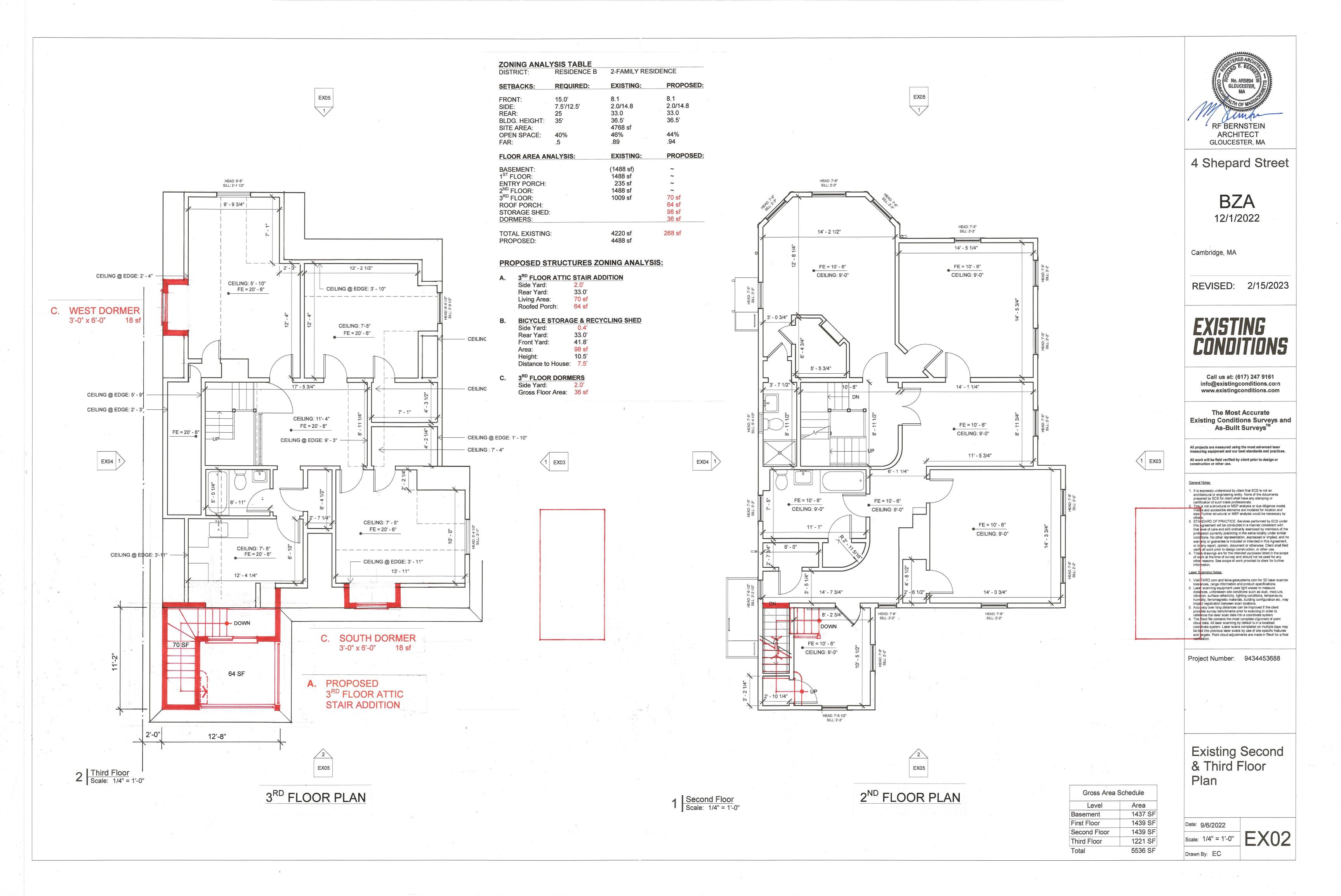
Second Floor

Third Floor

Total

1221 SF

5536 SF



I CERTIFY THAT THE PROPERTY LINES SHOWN ARE THE LINES DIVIDING EXISTING OWNERSHIPS, AND THE LINES OF STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE STREETS OR WAYS ALREADY ESTABLISHED, AND NO NEW LINES FOR DIVISION OF EXISTING OWNERSHIPS OR FOR NEW WAYS ARE SHOWN. CHAPTER 41 SECTION 81X M.G.L.

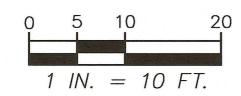
I HEREBY CERTIFY THAT THIS PLAN CONFORMS TO THE RULES AND REGULATIONS OF THE RECISTERS OF DEEDS. 11-28-2022

FOR REGISTRY USE ONLY

ZONING ANALYSIS TABLE					
DIS	TRICT:	RICT: RESIDENCE B 2-FAMILY RESIDENCE			
SET	BACKS:	REQUIRED:	EXISTING:	PROPOSED:	
SIDI REA BLD SITE	AR: OG. HEIGHT: E AREA: EN SPACE:		8.1 2.0/14.8 33.0 36.5' 4768 sf 46% .89	8.1 2.0/14.8 33.0 36.5' 44% .94	
FLO	OR AREA AN	ALYSIS:	EXISTING:	PROPOSED:	
1 ST ENT 2 ND 3 RD ROO STO	SEMENT: FLOOR: FLOOR: FLOOR: FLOOR: OF PORCH: ORAGE SHED: RMERS:		(1488 sf) 1488 sf 235 sf 1488 sf 1009 sf	~ ~ ~ 70 sf 64 sf 98 sf 36 sf	
	TOTAL EXISTING: PROPOSED:		4220 sf 4488 sf	268 sf	
PROPOSED STRUCTURES ZONING ANALYSIS: A. 3 RD FLOOR ATTIC STAIR ADDITION Side Yard: 2.0' Rear Yard: 33.0' Living Area: 70 sf Roofed Porch: 64 sf					
B.	Side Yard: Rear Yard: Front Yard: Area: Height:	33.0'	CLING SHED		
c.	Side Yard:	2.0' Area: 36 sf			

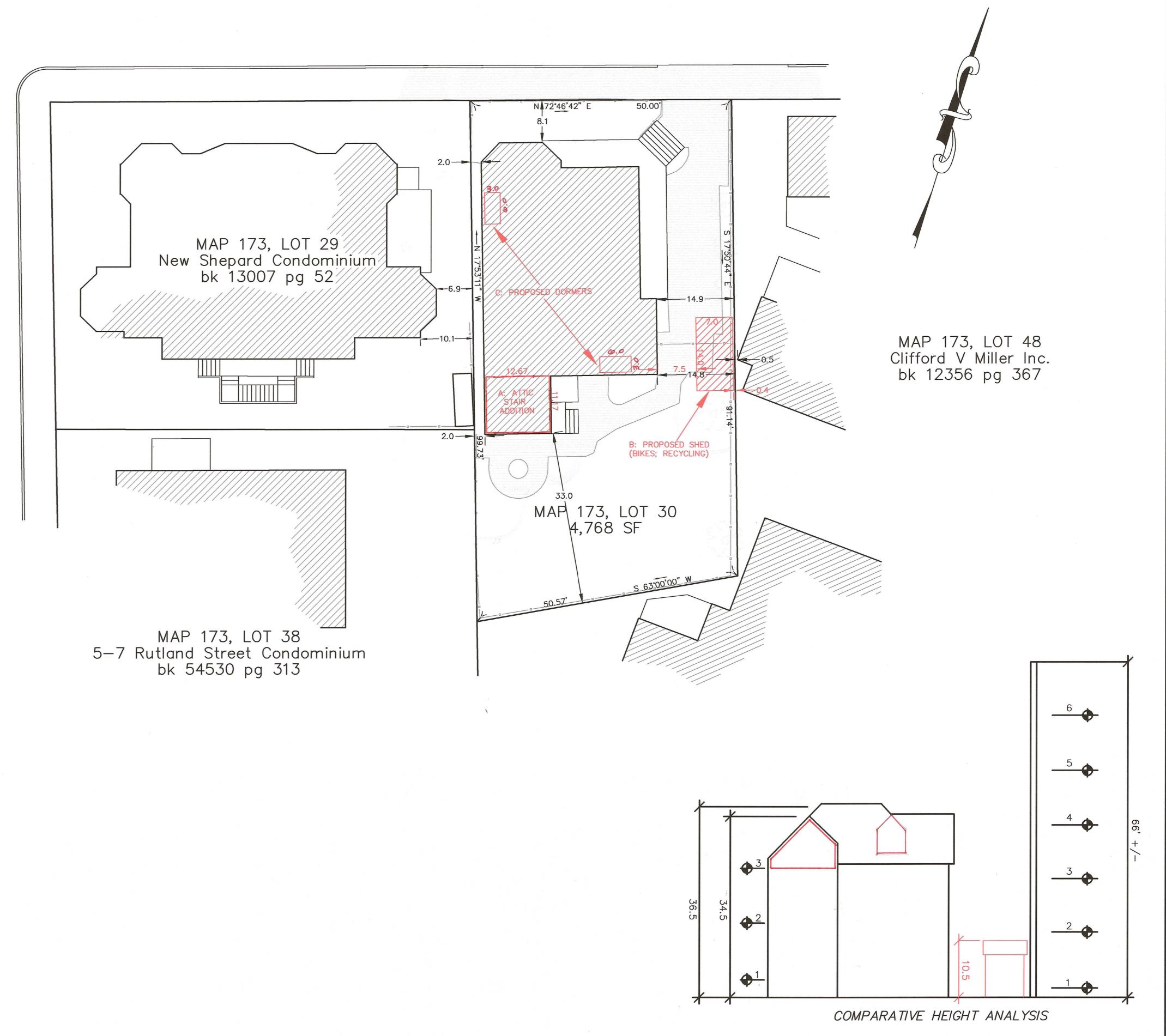
PLAN OF LAND LOCATED AT 4 SHEPARD STREET IN CAMBRIDGE, MA. RECORD OWNER Steedman L Bass Trs.

ASSESSOR MAP REFERENCE: MAP 173, LOT 30 LOCUS TITLE REFERENCE: BOOK 79950 PAGE 576 November 25, 2022



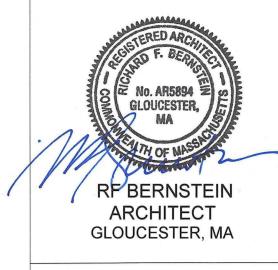
COUNTY LAND SURVEYS, INC. Professional Land Surveyors * Gloucester MA * www.countylandsurveys.com * 978-282-0443

SHEPARD STREET





EAST ELEVATION



4 Shepard Street

BZA 12/1/2022

Cambridge, MA

REVISED: 2/15/2023

EXISTING CONDITIONS

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The Most Accurate Existing Conditions Surveys and As-Built Surveys™

All projects are measured using the most advanced laser measuring equipment and our best standards and practices. All work will be field verified by client prior to design or

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Project Number: 9434453688

Existing Exterior Elevations

Date: 9/6/2022

Drawn By: EC



WEST ELEVATION

RF BERNSTEIN ARCHITECT GLOUCESTER, MA

4 Shepard Street

BZA 12/1/2022

Cambridge, MA

REVISED: 2/15/2023

EXISTING CONDITIONS

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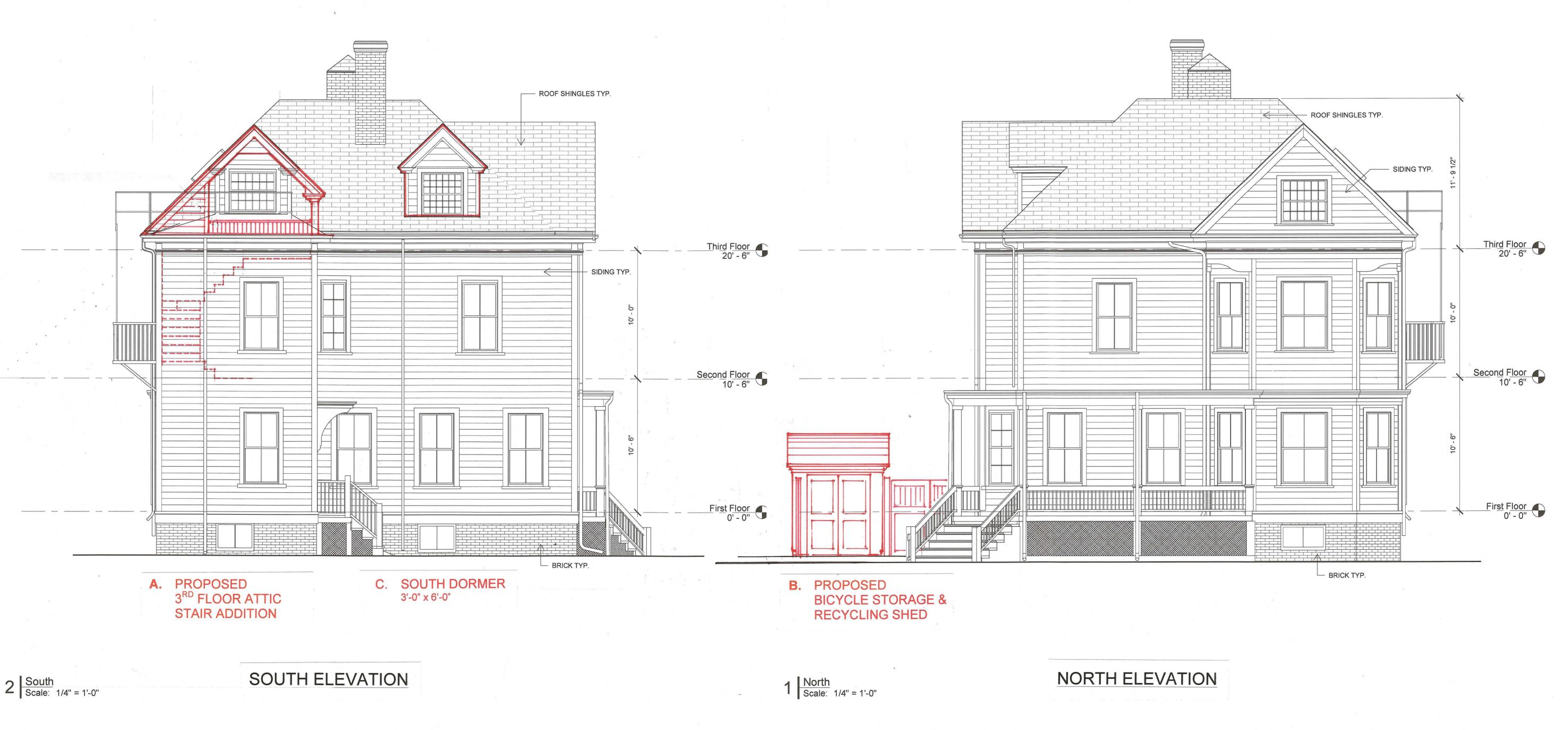
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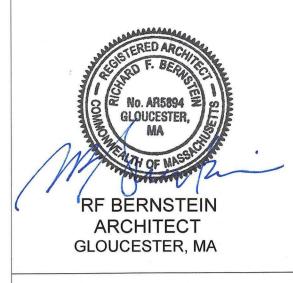
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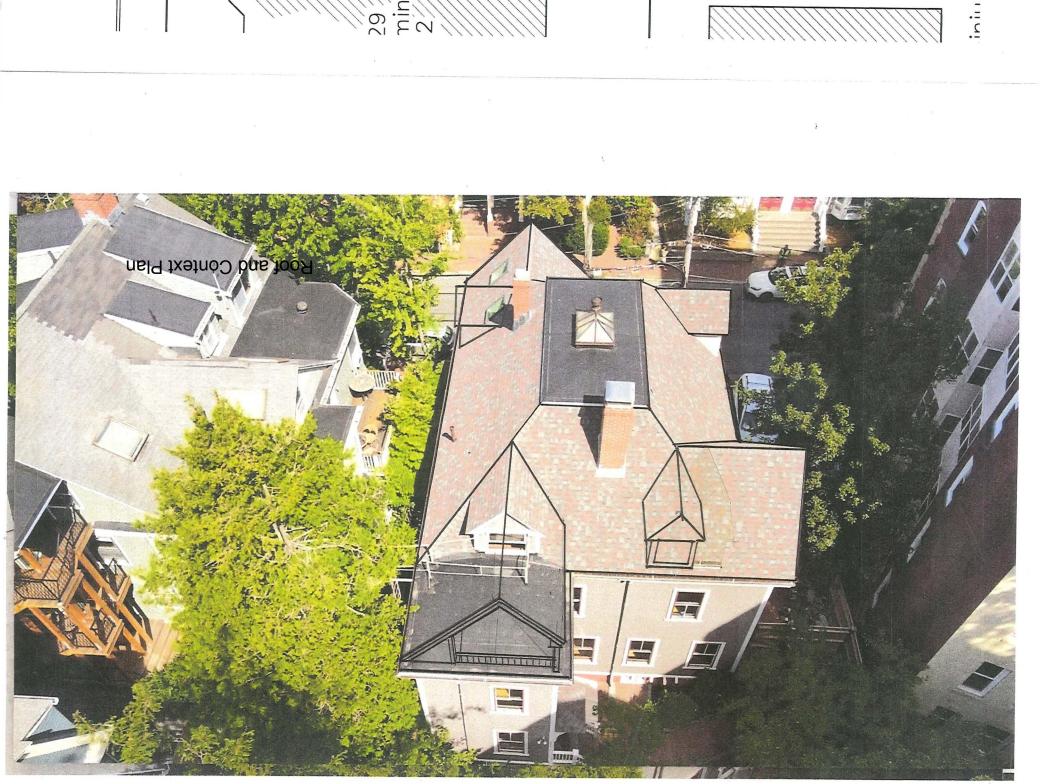
Project Number: 9434453688

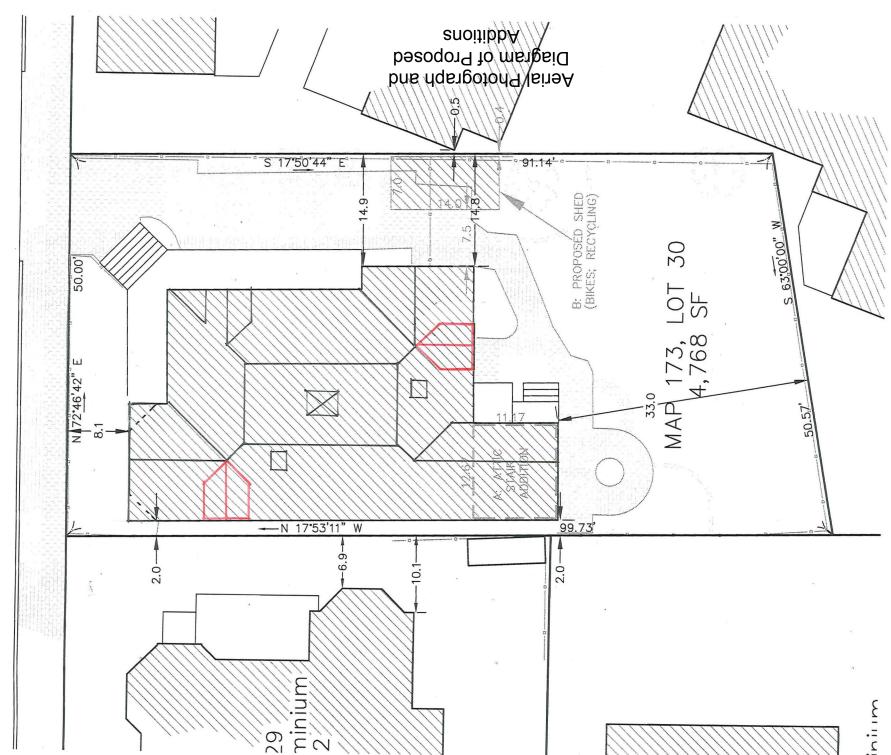
Existing Exterior Elevations

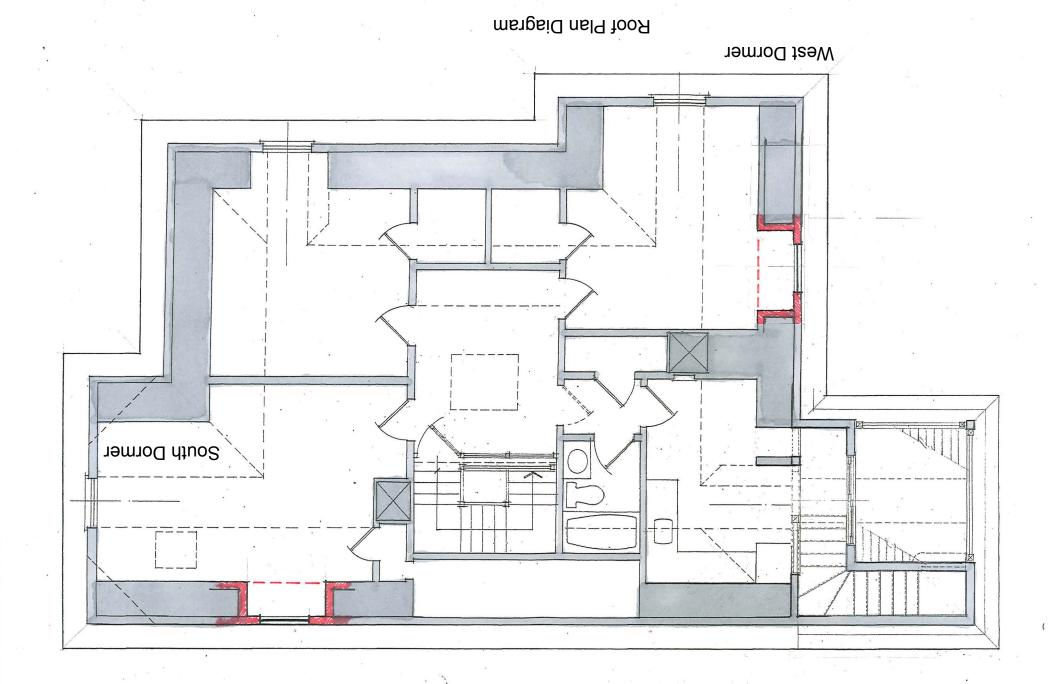
Date: 9/6/2022

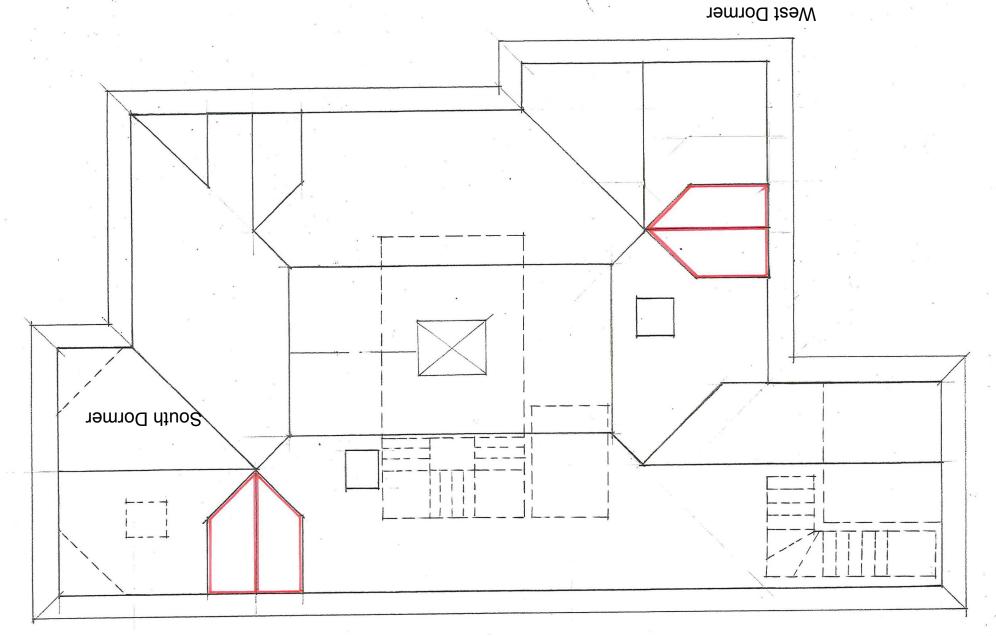
Drawn By: EC

EX05







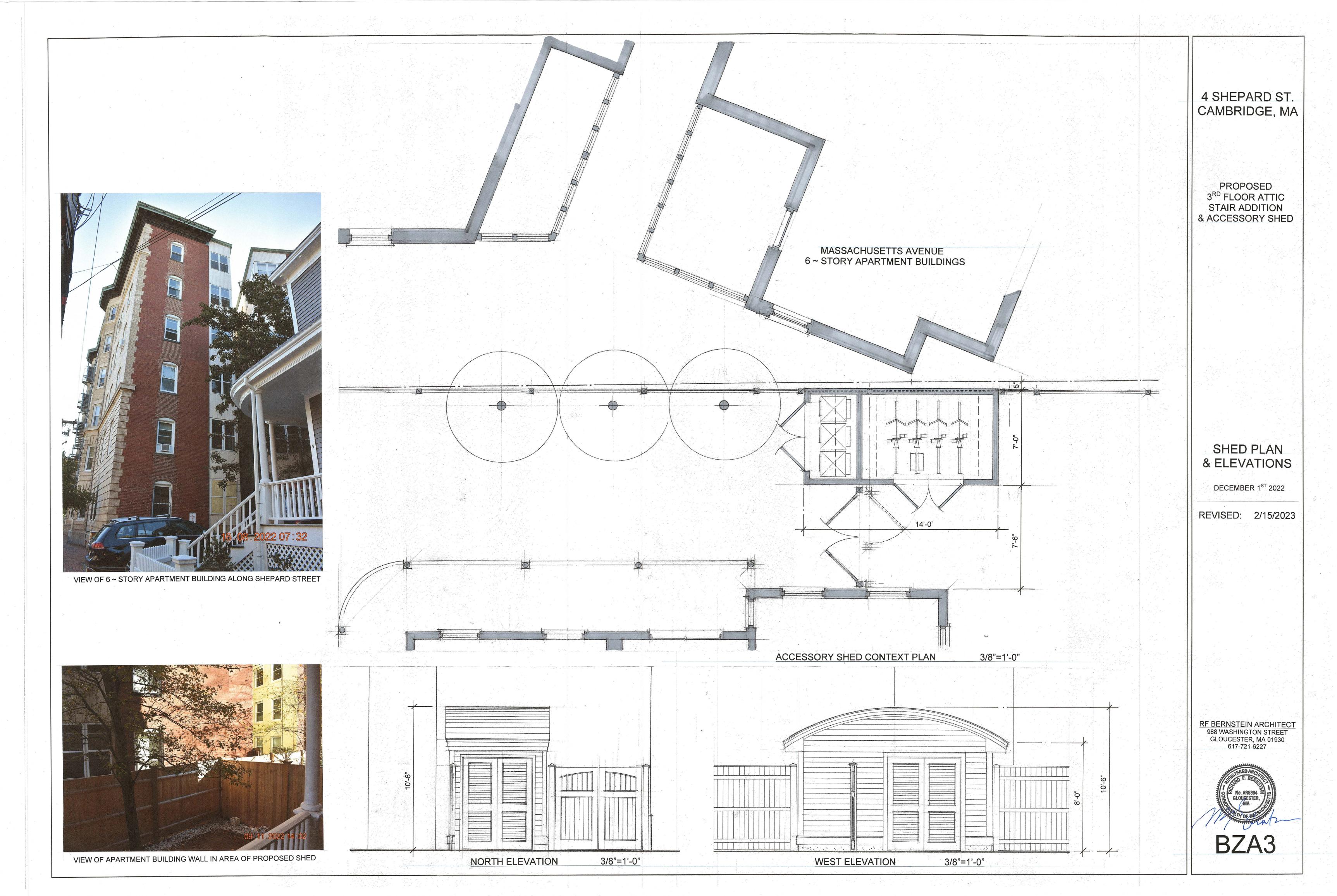


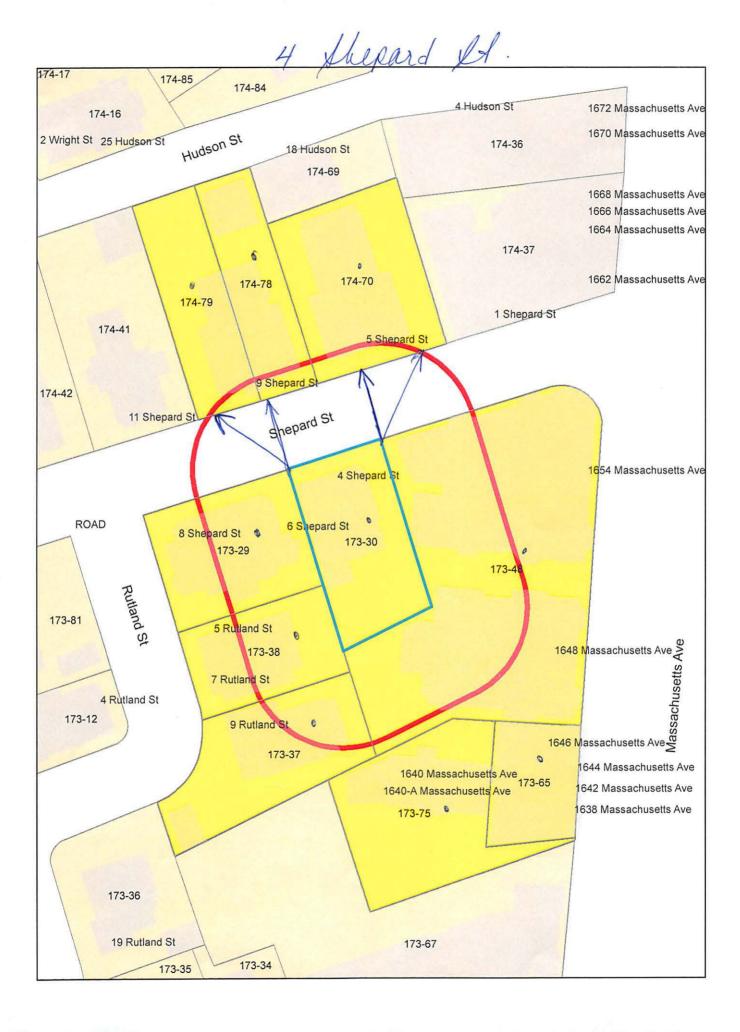












4 Shepard St.

173-29 WHELAN, PATRICIA MARIE 6 SHEPARD ST #2 CAMBRIDGE, MA 02138-1712 173-29 SIMPSON, ANITA RAE 8 SHEPARD ST. UNIT#1 CAMBRIDGE, MA 02138 Fetition 173-30
BASS, STEEDMAN L TRS
4 SHEPARD ST
CAMBRIDGE, MA 02138

173-29 BASS, STEEDMAN 6 SHEPARD ST., UNIT #4 CAMBRIDGE, MA 02139 173-29 MOULTON, MARGARET M. & PETER F. MOULTON 6-8 SHEPARD ST #6 CAMBRIDGE, MA 02138 RICHARD BERNSTEIN 988 WASHINGTON STREET GLOUCESTER, MA 01930

174-70 LEE, SHIRLEY Y. & FRANK S. LEE., TR. FRANK S. LEE & SHIRLEY Y. LEE FAMILY TR. 3 SHEPARD ST., UNIT #1 CAMBRIDGE, MA 02139 174-70 METTLER, BERNARD 2120 KEYWOOD PARKWAY MINNEAPOLIS, MN 55405 174-79 STONE INVESTMENT HOLDING LLC, 9 SHEPARD ST CAMBRIDGE, MA 02138

173-65
TABIT, SALIM, NANCY C TABIT& EDDY TABIT
TRUSTEES THE TABIT FAMILY 2010 IRREV TRU
1804 DOGWOOD CIRCLE
NORTH ANDOVER, MA 01845

174-70 ZUCKER, DEBORAH 3 SHEPARD ST #3 CAMBRIDGE, MA 02138 174-78
KANTOR, DAVID,
TR. THE KANTOR SHEPARD ST NOMINEE TR
7 SHEPARD STREET
CAMBRIDGE, MA 02138-1711

173-38 RUTTER, JOHN A. & KATHLEEN HUNTER RUTTER 5-7 RUTLAND ST. UNIT#5/1 CAMBRIDGE, MA 02139 174-70
RAGER, CLARE SELDEN & KYLE M. RAGER
3 SHEPARD ST UNIT 4
CAMBRIDGE, MA 02138

173-38 FEDAK, SCOTT M. & LAUREN ELIZABETH 7 RUTLAND ST UNIT 7-2 CAMBRIDGE, MA 02138

173-38 PUTRIH, TOBIAS & MOJCA SKOBERNE 5-7 RUTLAND ST. UNIT#7/1 CAMBRIDGE, MA 02139 173-75 CM-CHR INC TRS 1640 MASS AVE REALTY TRUST TR 300 INDEPENDENCE DR CHESTNUT HILL, MA 02467

173-29 BASS STEEDMAN L TRS STEDMAN L BASS 2008 TRUST 1770 MASSACHUSETTS AVE #317 CAMBRIDGE, MA 02140

174-70 WELCH, MARY TUCK 3-5 SHEPARD ST - UNIT 2 CAMBRIDGE, MA 02138 173-29 HUNT, MELISSA & GARTH ISAAK HUNT-ISAAK, IAN ET AL 6-8 SHEPARD ST - UNIT 5 CAMBRIDGE, MA 02138 173-48
MILLER, TUCKER REED JOHN KURT MILLER
C/O CLIFFORD V MILLER INC
1396 BEACON ST
BROOKLINE, MA 02446

173-37 MOORE, GORDON T., CHARLOTTE B. MOORE 9 RUTLAND ST CAMBRIDGE, MA 02138

RICHARD BERNSTEIN ARCHITECT ARCHITECTURE & PLANNING

988 WASHINGTON STREET GLOUCESTER, MA 01930

March 15th 2023

Letter to Neighbors of 4 Shepard Street Cambridge, MA 02138

Re: Proposed Improvements

Dear Neighbor,

In anticipation of the Board of Zoning Appeal notification to abutters that you will receive, I am pleased to contact you concerning the proposed project at 4 Shepard Street.

The purpose of this letter is to describe the proposed improvements planned and the review process required. You will soon be receiving notification of the scheduled BZA Public Hearing on April 13th to review the Special Permit required:

Enclosed are the application site plan, aerial photograph and plans that illustrate the scope and design of the project. The property remains an owner-occupied home with an existing 3rd floor apartment. The proposed improvements include:

- a) Attic addition within existing 2-story structure as a life-safety improvement to provide direct stair access to the 3rd floor apartment as required by current building code;
- b) Adding two dormers to the 3rd floor which would match the existing historic original gabled dormers to provide needed additional light and air;
- c) Side yard shed for bicycle storage and an enclosure for the recycling, compost and trash bins;

The zoning relief required would be a Special Permit for the 3rd floor apartment improvements since the house is an existing non-conforming structure and an accessory building variance to be able to locate the shed along the side yard driveway across from the brick wall of the 6-story apartment building preserving the open backyard for the benefit of all properties.

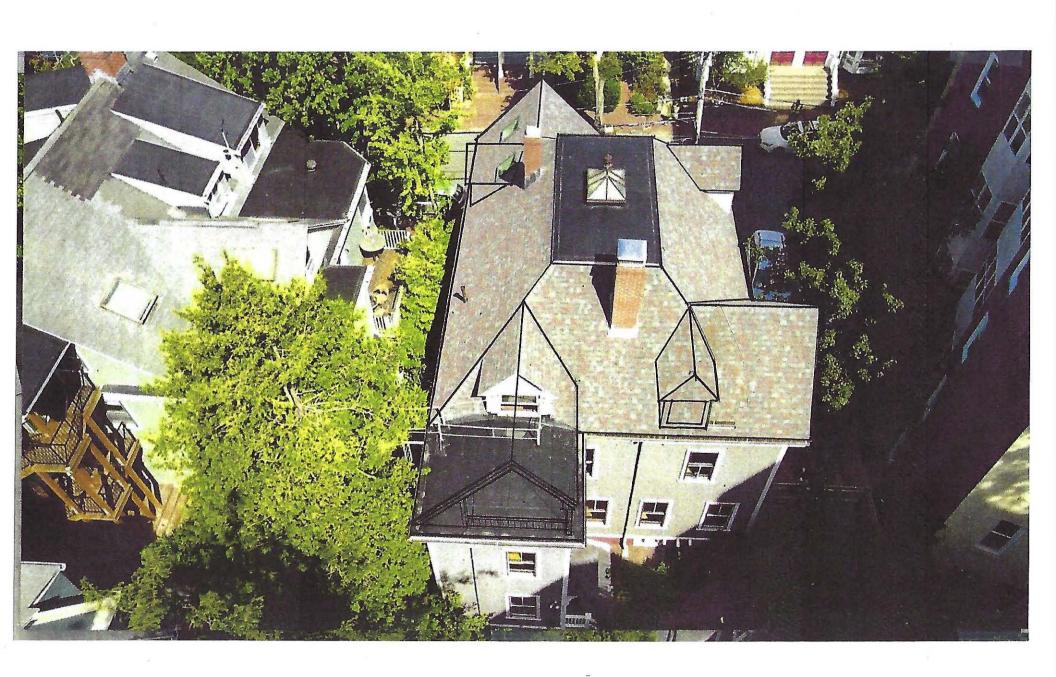
Please do not hesitate to contact me with any questions that I may answer or if you would need any additional information about the proposed project. Your support is appreciated and I look forward to a successful project for the neighborhood.

Respectfully,

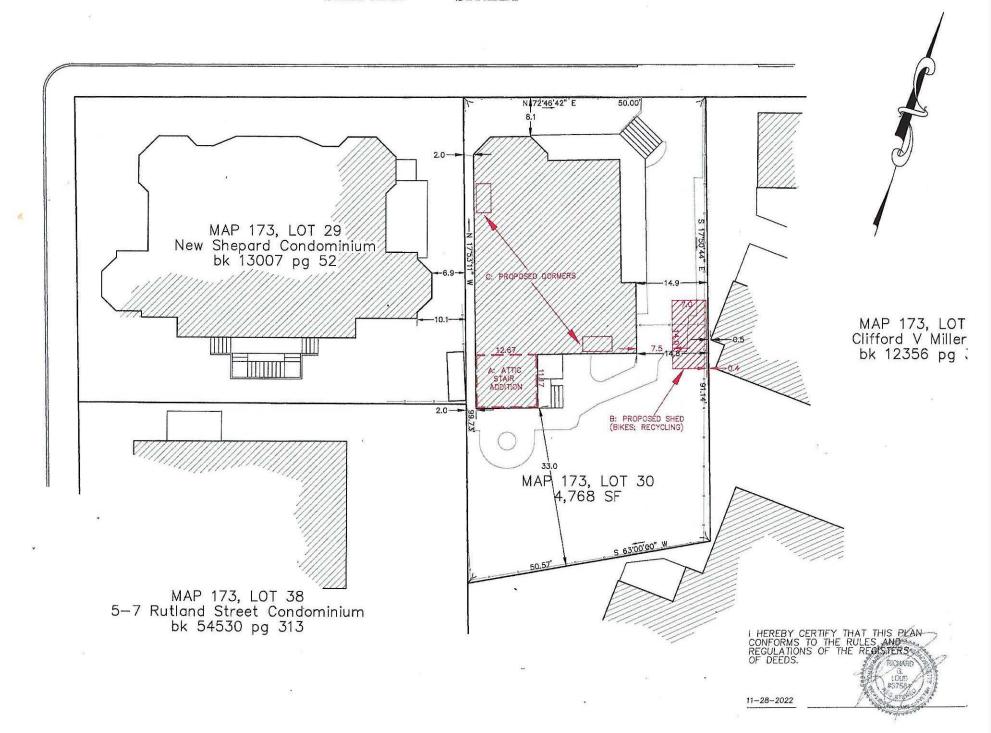
Richard Bernstein Architect

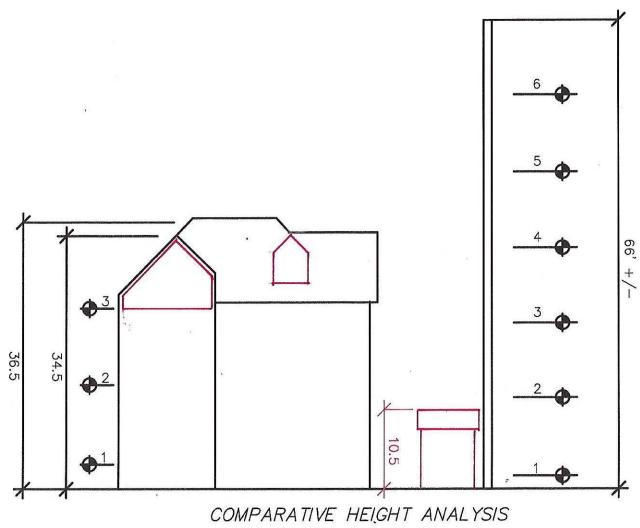
rfbarch@aol.com

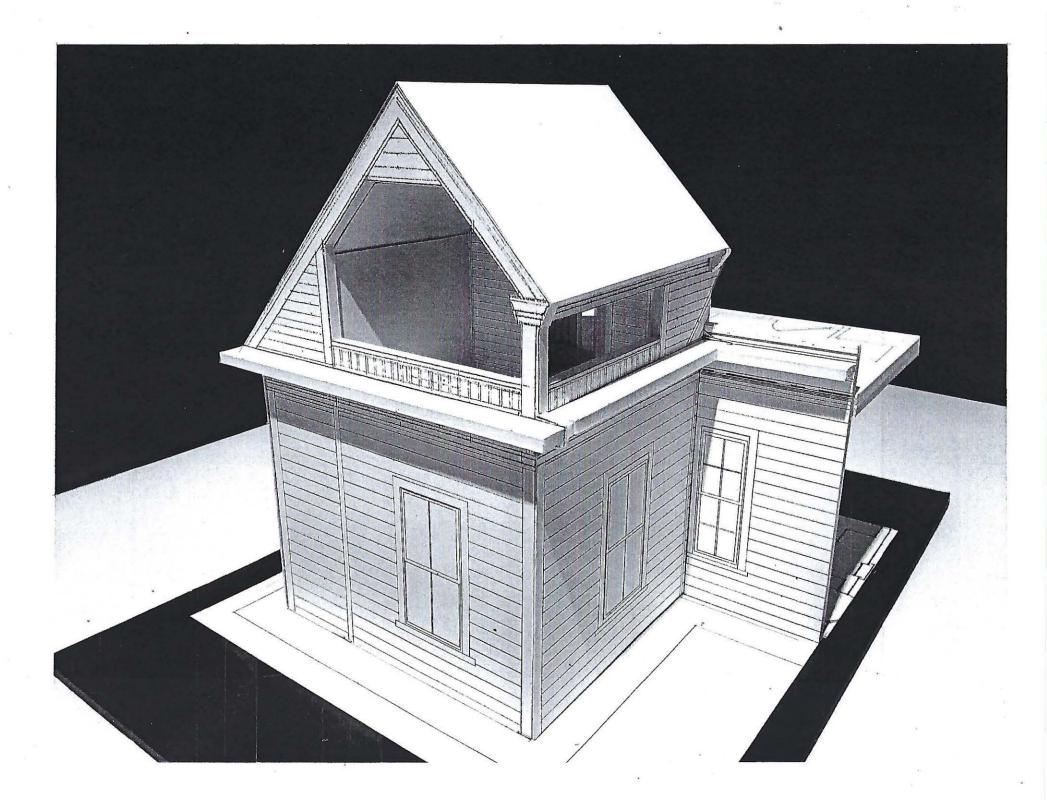














CAMBRIDGE, MA



