

# **CITY OF CAMBRIDGE**

BOARD OF ZONING APPEAL

831 Massachusetts Avenue, Cambridge MA 02139

617-349-6100

2021 JUN 16 PM 12: 06

OFFICE OF THE CITY CLERK CAMBRIDGE, MASSACHUSETTS

## **BZA Application Form**

**BZA Number: 122612** 

#### General Information

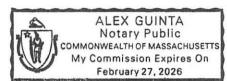
		Gene	at information	
The undersigned	hereby petitio	ons the Board of Zonin	g Appeal for the following:	
Special Permit: _	X	Variance:	Appeal:	
PETITIONER: 58	3 Granville LI	C C/O Adam Munnell	<u>y</u>	
PETITIONER'S A	DDRESS: 57	2 Freeport Street, Bos	ton, MA 02122	
LOCATION OF P	ROPERTY: <u>5</u>	8 Granville Rd , Cam	<u>bridge, MA</u>	
TYPE OF OCCU	PANCY: Two	Family Residence	ZONING DISTRICT: Residence B Zone	
REASON FOR P	ETITION:			
/Additions/ /Dor	mer//New ex	terior egress stairway	in sideyard setback. Areaway guardrail in rear yard setback. /	
DESCRIPTION O	F PETITION	ER'S PROPOSAL:		
Permit per MGL C dormers on the 3r	Chapter 40a, S d Floor increation and addi	Section 6 and recently asing non-conforming tion of openings on a r	-conforming Two Family Residence requiring a Special adopted Ordinance 2021-1. The alterations include: 1) New GFA 2) addition of an egress stair and deck in the side yard non-conforming facade facing the right side yard and 4) 3' high	
SECTIONS OF Z	ONING ORDI	NANCE CITED:		
Article: 5.000 Section: 5.31 (Table of Dimensional Requirements).  Article: 8.000 Section: 8.22. 2.D (Non-Conforming Structure).  Article: 8.000 Section: 8.22.2.C (Non-Conforming Structure).  Article: 10.000 Section: 10.40 (Special Permit).				
		Original Signature(s):	Petitioner (s) / Owner)  Lauren Marett  (Print Name)	
		Address:		
. 1	1	Tel. No. E-Mail Address:	617-406-8605 adammunnelly@gmail.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 58 Granville LLC
(OWNER)
Address: 32 Shady Hill Rd Weston, MA 02493
State that I/We own the property located at 58 Janville Rd Cambrid
which is the subject of this zoning application.
The record title of this property is in the name of 58 Lavanville LLC
,
*Pursuant to a deed of duly recorded in the date 12/14/2020, Middlesex South
County Registry of Deeds at Book 76416, Page 80; or
Middlesex Registry District of Land Court, Certificate No
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
The above-name <u>ADAM MUNNALY</u> personally appeared before me, this <u>fr</u> of <u>xpmr</u> , 20 <u>71</u> , and made oath that the above statement is true.
My commission expires 07/17/1016 (Motary Seal).

• 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**

## **DIMENSIONAL INFORMATION**

Applicant: 58 Granville LLC Present Use/Occupancy: Two Family Residence

Location:572 Freeport StreetZone:Residence B ZonePhone:617-406-8605Requested Use/Occupancy:Two Family Residence

		Existing Conditions	Requested Conditions	Ordinance Requirements	
TOTAL GROSS FLOOR AREA:		3760	3839	2739	(max.)
LOT AREA:		5281	5281	5000	(min.)
RATIO OF GROSS FLOOR AREA TO LOT AREA: <sup>2</sup>		69	.73	.5 (FIRST 5000 SF) .35 (REMAINING SF)	, ,
LOT AREA OF EACH DWELLING UNIT		2640.5	2640.5	2500	
SIZE OF LOT:	WIDTH	58.3'	58.3'	50'	
	DEPTH	99.98'	99.98'	n/a	
SETBACKS IN FEET	FRONT	6.0'	6.0'	15'	
	REAR	31.0'	31.0'	26.6'	
	LEFT SIDE	15.6'	15.6'	7.5' (SUM OF 20')	
	RIGHT SIDE	5.0'	2.0'	7.5' (SUM OF 20')	
SIZE OF BUILDING:	HEIGHT	33.3'	33.8'	35'	
	WIDTH	59.0'	59.0'	n/a	
RATIO OF USABLE OPEN SPACE TO LOT AREA:		45.7%	40.0%	40.0%	
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		16.6'	16.6'	10'	

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.

- 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'.

#### **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>58 Granville Rd</u>, <u>Cambridge, 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:

MGL Chapter 40a, Section 6 provides unique protections for existing non conforming one and two family structures provided the proposed alteration is not substantially more detrimental than the existing nonconforming use to the neighborhood. The proposed alterations and extensions at 58 Granville increase the non-conforming nature of the residence in modest ways, the changes are not substantially more detrimental to the neighborhood.

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 development will not alter patterns of access or egress given that the driveway and curb cut will remain in their current location. No increase in congestion hazard will be created because the number of dwelling units in the proposed project will not be increased.

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 driveway curb cut will remain as it exists allowing traffic patterns to remain the same. The proposed parking spaces will be in the same location as the existing parking spaces maintaining existing relationships to adjacent uses. The proposed additions and fenestration changes are modest and occur in areas that have limited impact on adjacent uses. The changes proposed at 58 Granville will not adversely affect the continued operation of adjacent uses.

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:

Areas dedicated to Open Space will largely remain intact to the benefit of the neighborhood residents. Traffic patterns and driveway ingress and egress will remain consistent for the adjacent residents. There will be no hazard or nuisance created by the requested relief.

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 alteration and additions to the existing structure are consistent with other uses in the neighborhood and the larger district. The proposed use is consistent with the existing use and the other uses in the neighborhood. The proposed minor additions and site planning changes will not impair the integrity of the district or derogate from the intent of the ordinance.

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



# 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.

(Print)	Date: 7/13/202/
Address: 58 Granville Rd.	· · · · · · · · · · · · · · · · · · ·
Case No. <u>\$7A - 122612</u>	
Hearing Date: 7/29/21	,

Thank you, Bza Members







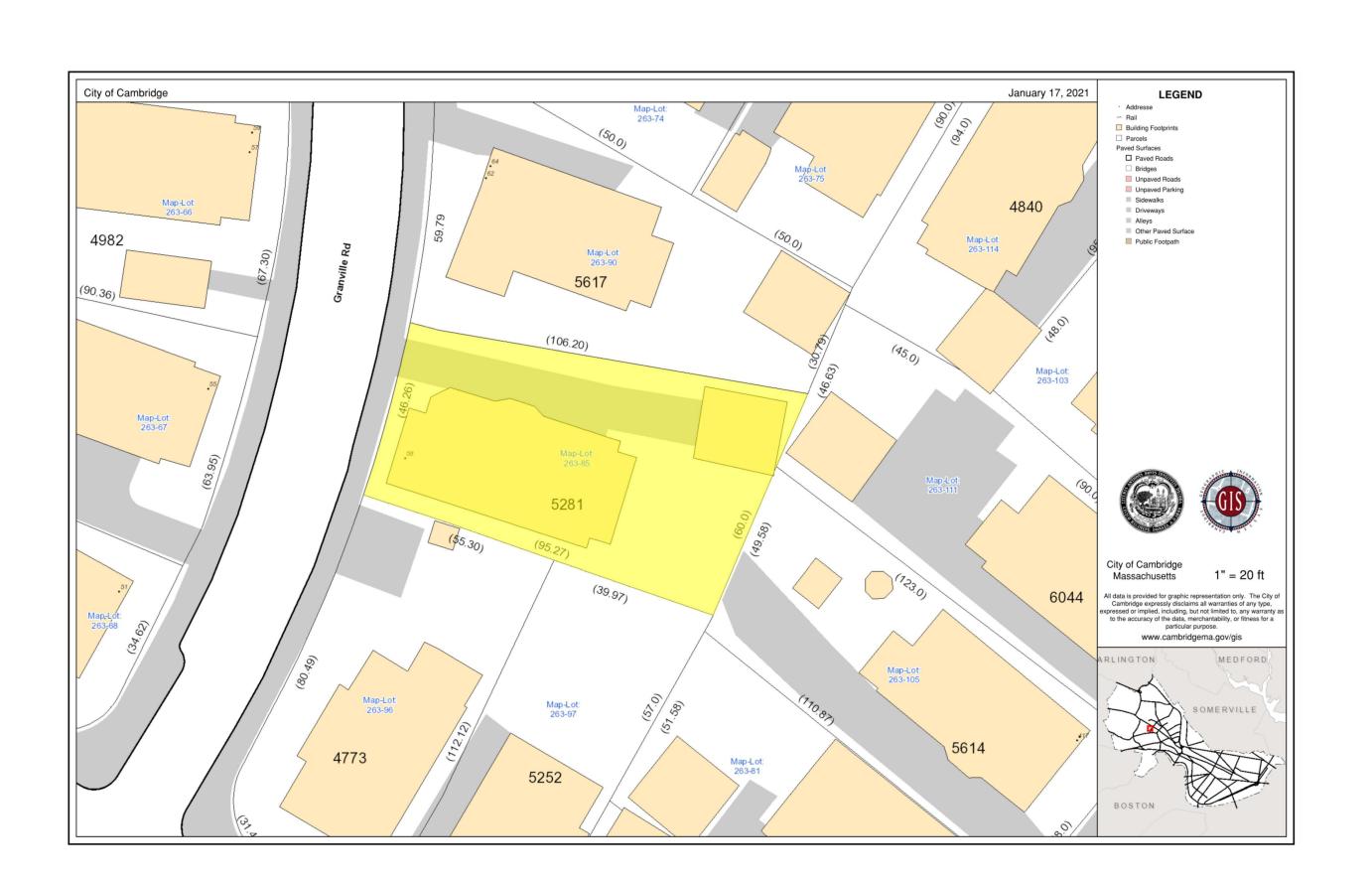
58 GRANVILLE RD

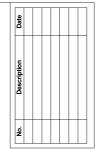
heet no.

A 01

03-01-21

ISSUED FOR PERMIT







& LAUREN MARETI

ASSESSORS PLOT PLAN

GRANVILLE RD

58

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umber

03-01-21

ISSUED FOR PERMIT

et no















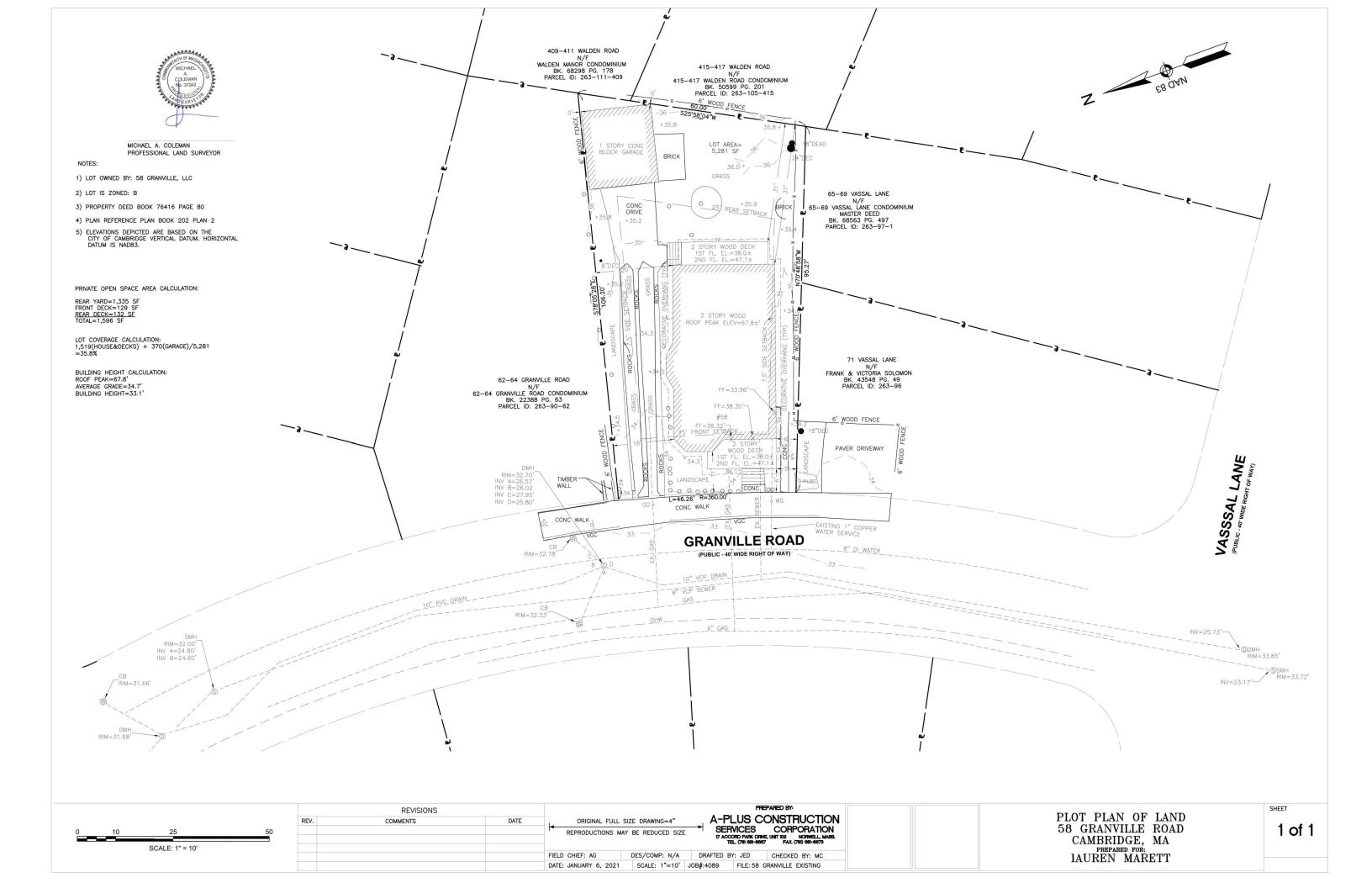


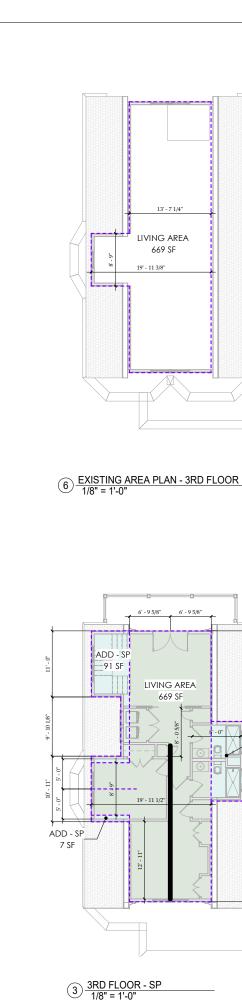


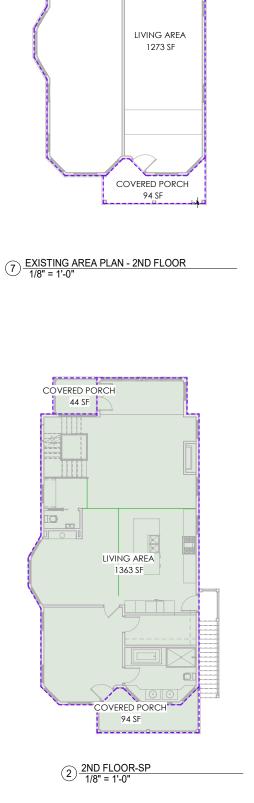
CONTEXT PHOTOS 58 GRANVILLE RD

ISSUED FOR PERMIT

03-01-21







ADD - SP

71 SF

COVERED PORCH

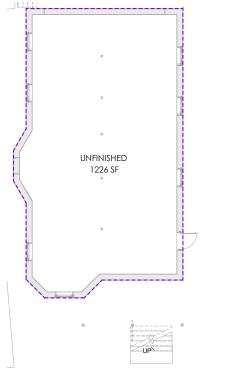
134 SF



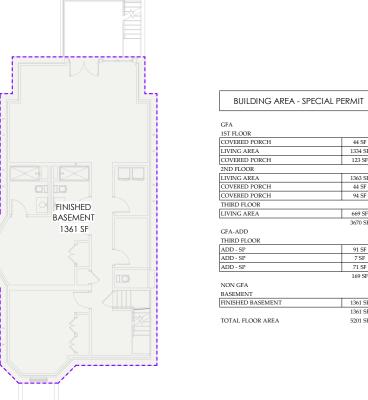
1 1ST FLOOR-SP 1/8" = 1'-0"

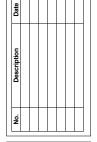


4 BASEMENT - SP 1/8" = 1'-0"



BUILDING AREA	- EXISTING
l .	
GFA	
1ST FLOOR	
LIVING AREA	1244
COVERED PORCH	123 5
COVERED PORCH	134 5
2ND FLOOR	
LIVING AREA	1273
COVERED PORCH	94 S
COVERED PORCH	134 5
THIRD FLOOR	
LIVING AREA	669
	3670
NON GFA	
NON GFA EXIST. BASEMENT	1226
	1220
EXIST. BASEMENT	1226
EXIST. BASEMENT	







ADAM MUNNELLY & LAUREN MARETT

ZONING DATA - GFA CALCULATIONS

44 SF 1334 SF 123 SF

1363 SF 44 SF 94 SF

669 SF 3670 SF

91 SF 7 SF 71 SF 169 SF

1361 SF 1361 SF

5201 SF

GRANVILLE RD 28

000 1/8" = 1'-0"

03-01-21

ISSUED FOR PERMIT





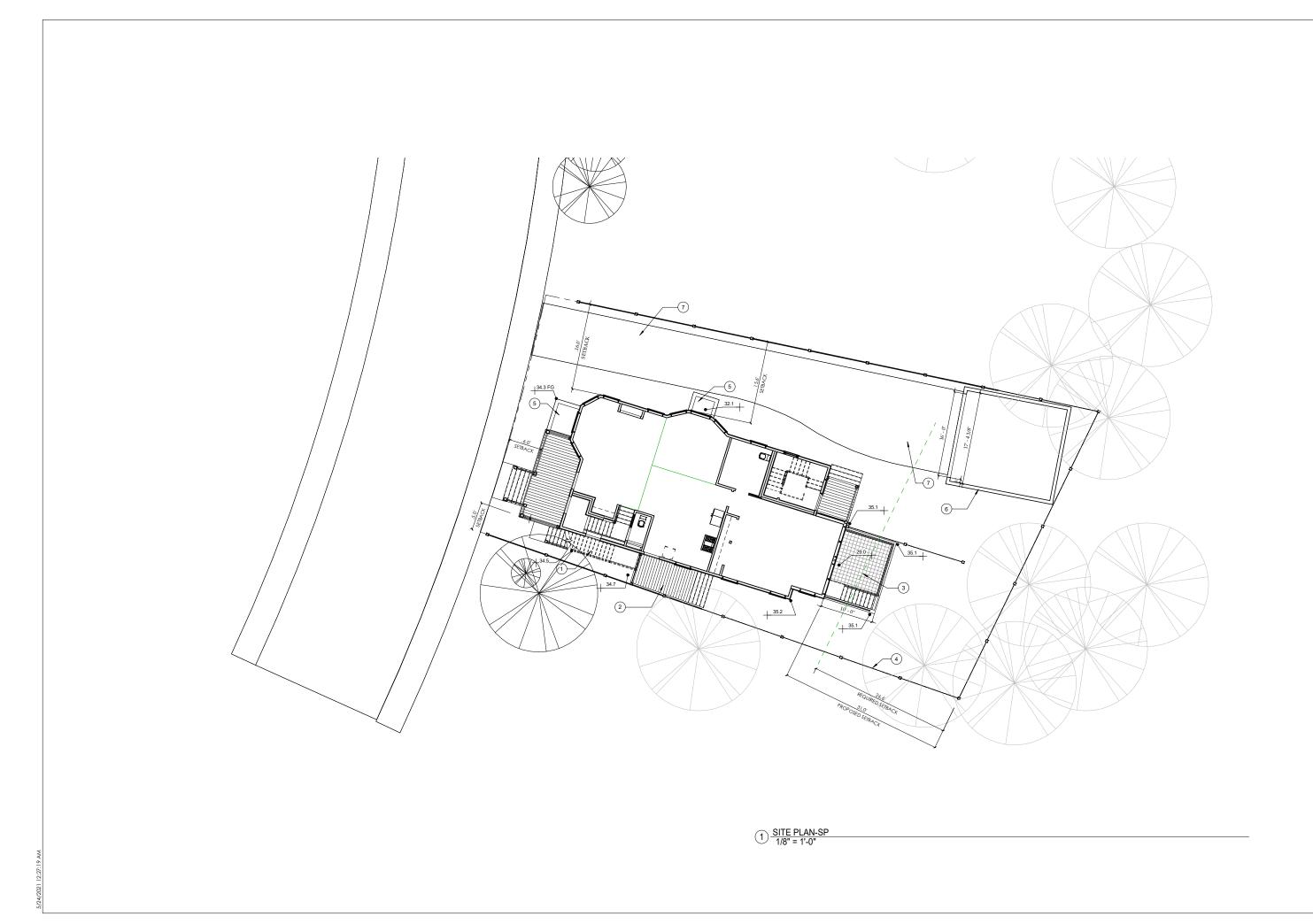
OPEN SPACE PLAN

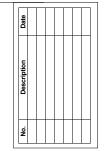
58 GRANVILLE RD

000 1/8" = 1'-0"

03-01-21

ISSUED FOR PERMIT





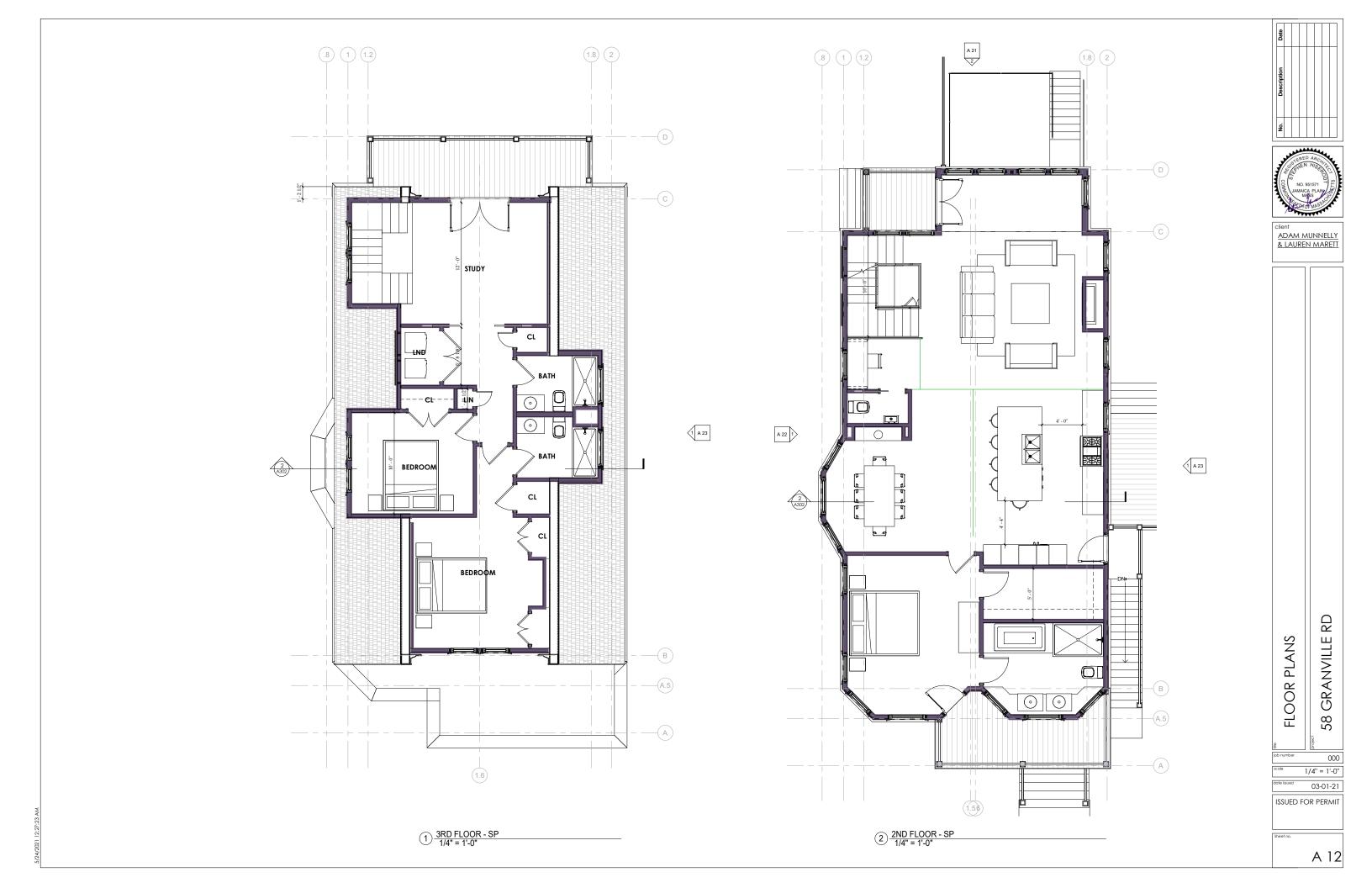


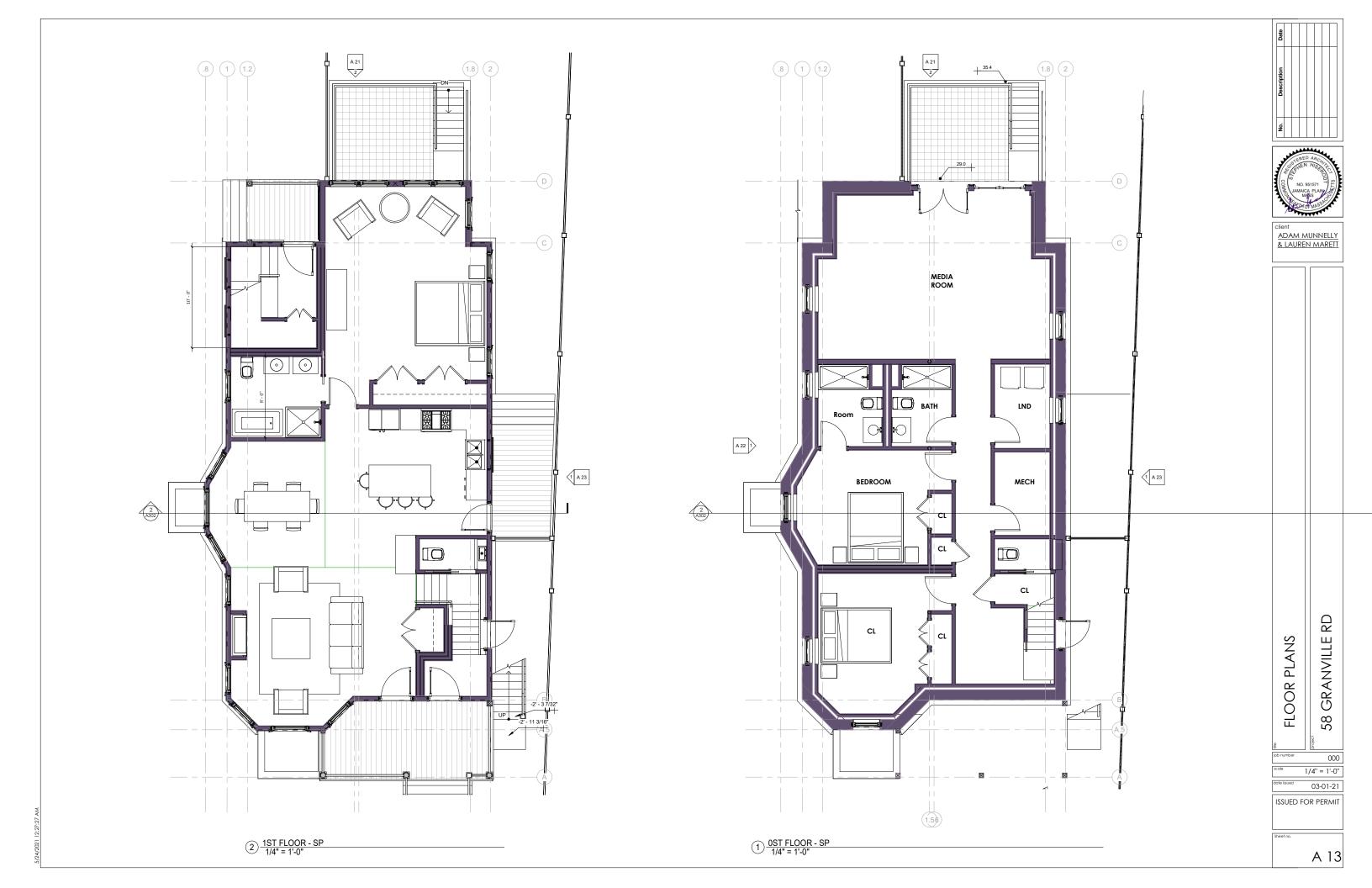
58 GRANVILLE RD SITE PLAN

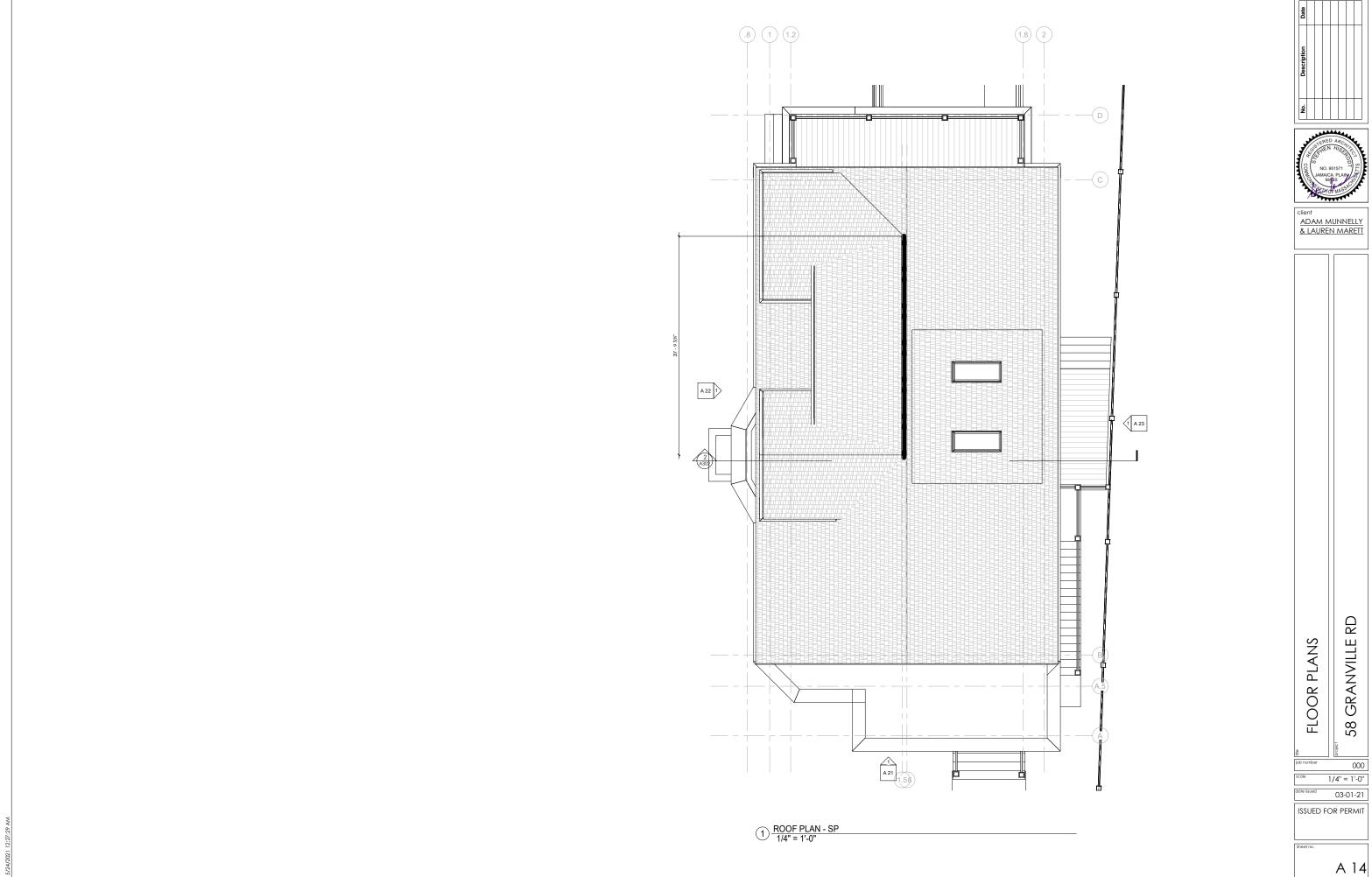
000 1/8" = 1'-0"

03-01-21

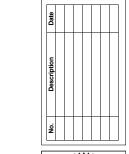
ISSUED FOR PERMIT















1) FRONT ELEVATION - SP 1/4" = 1'-0"

2 REAR ELEVATION - SP 1/4" = 1'-0"

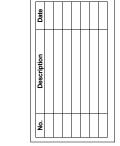
1/4" = 1'-0" 03-01-21 ISSUED FOR PERMIT

BUILDING ELEVATIONS

A 21

58 GRANVILLE RD

000







1 LEFT SIDE ELEVATION - SP 1/4" = 1'-0" BUILDING ELEVATIONS

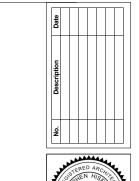
1/4" = 1'-0" date issued 03-01-21

ISSUED FOR PERMIT

et no.

A 22

58 GRANVILLE RD







BUILDING ELEVATIONS

o number 000

58 GRANVILLE RD

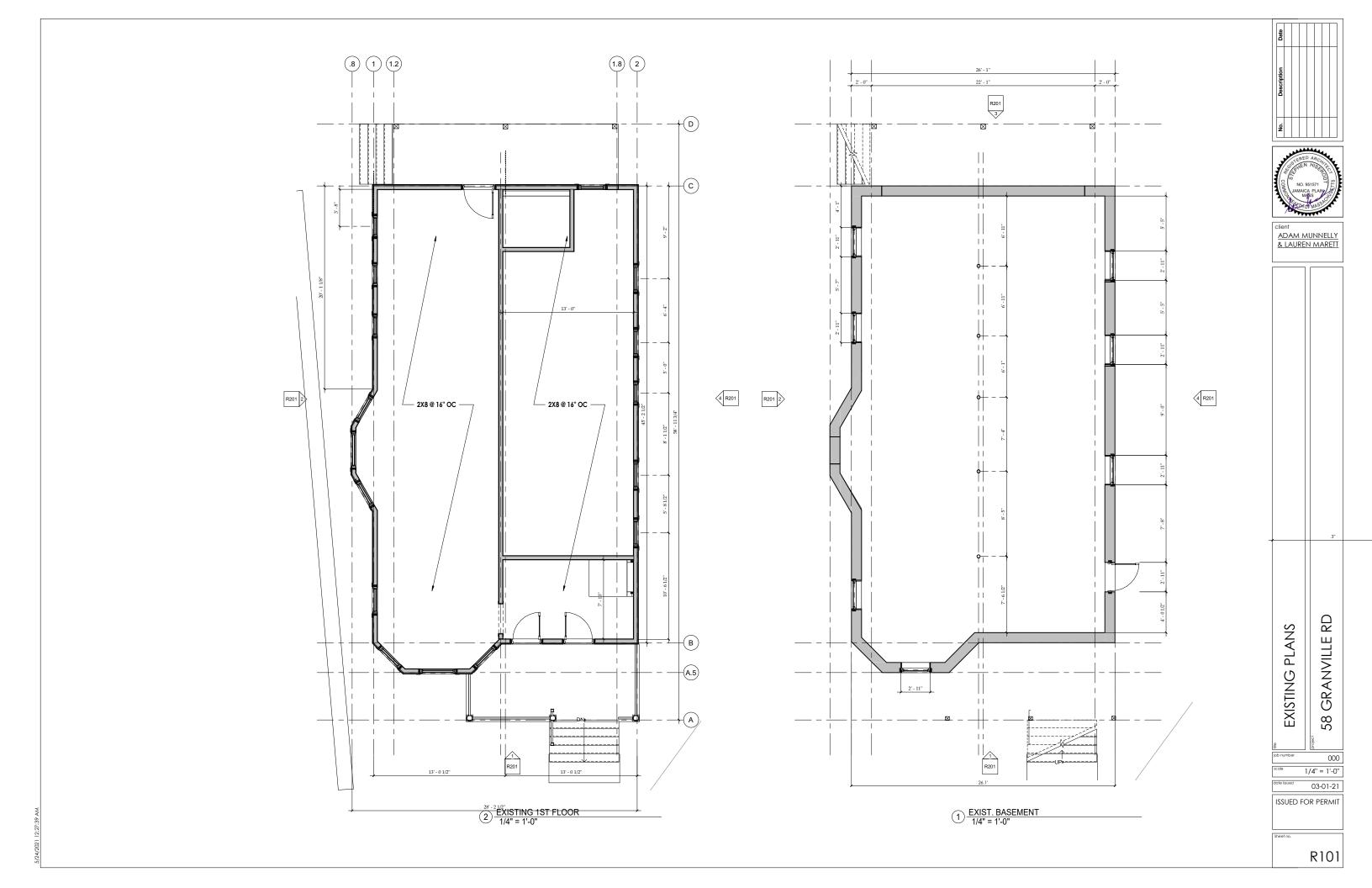
03-01-21

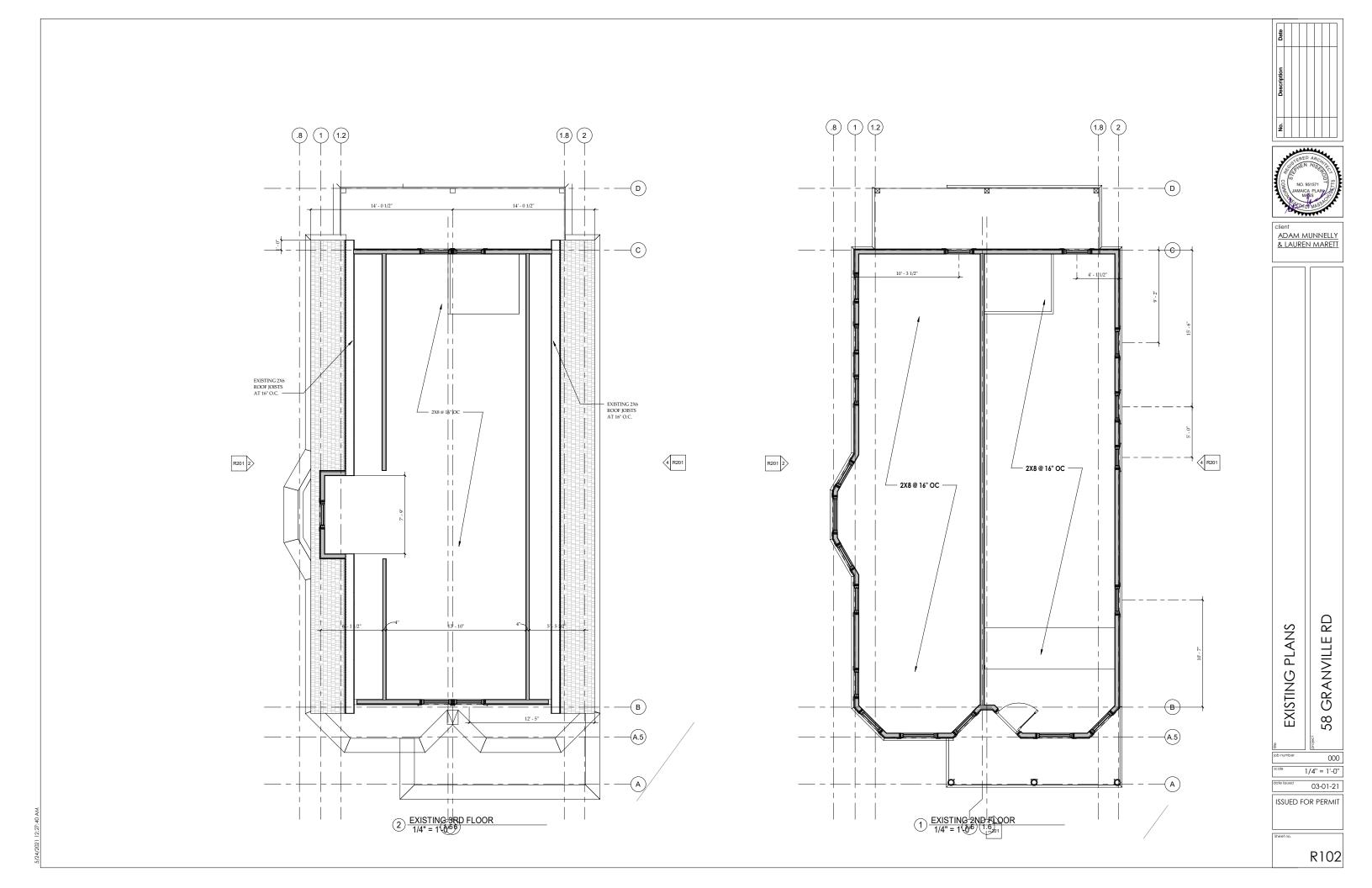
ISSUED FOR PERMIT

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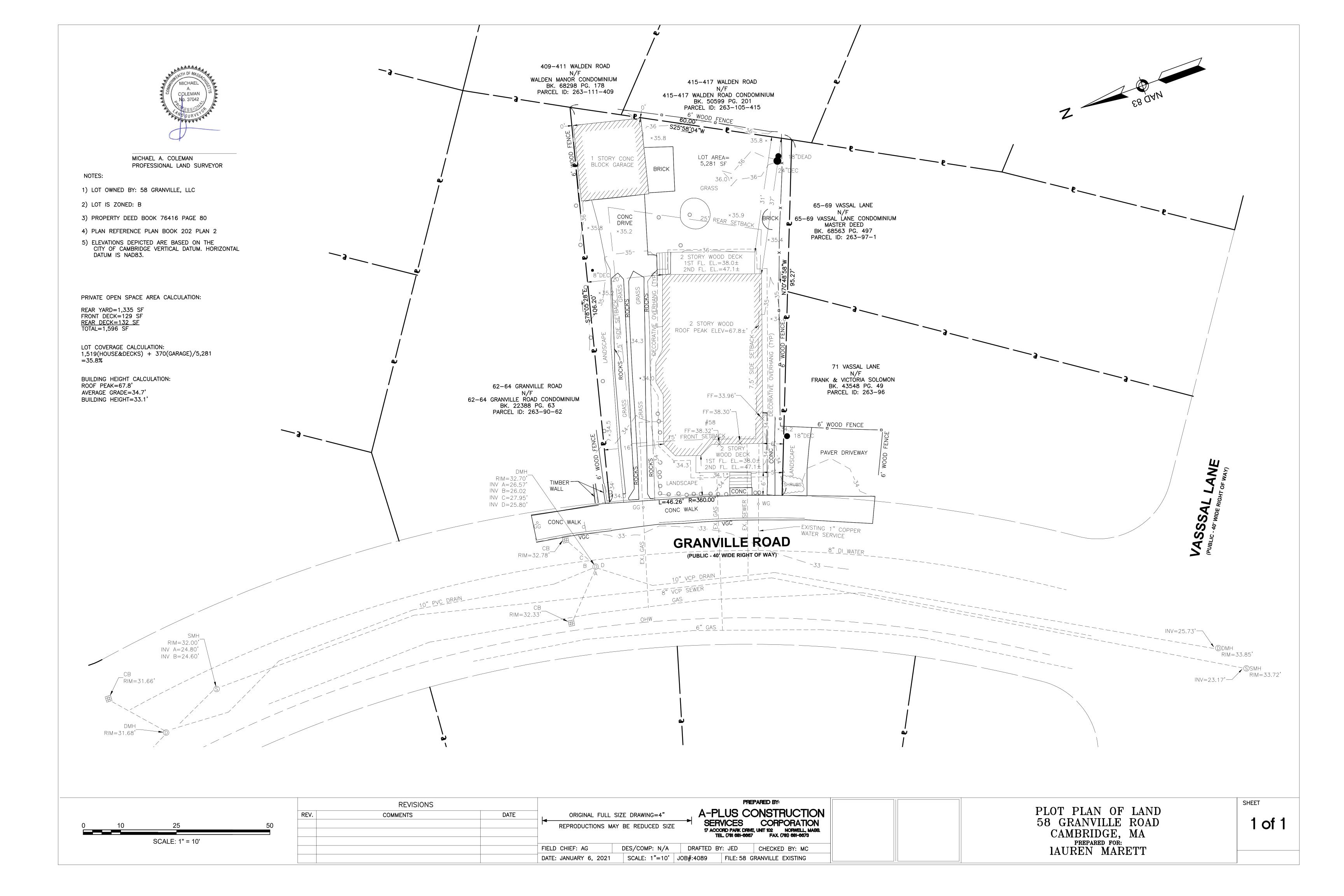
A 23

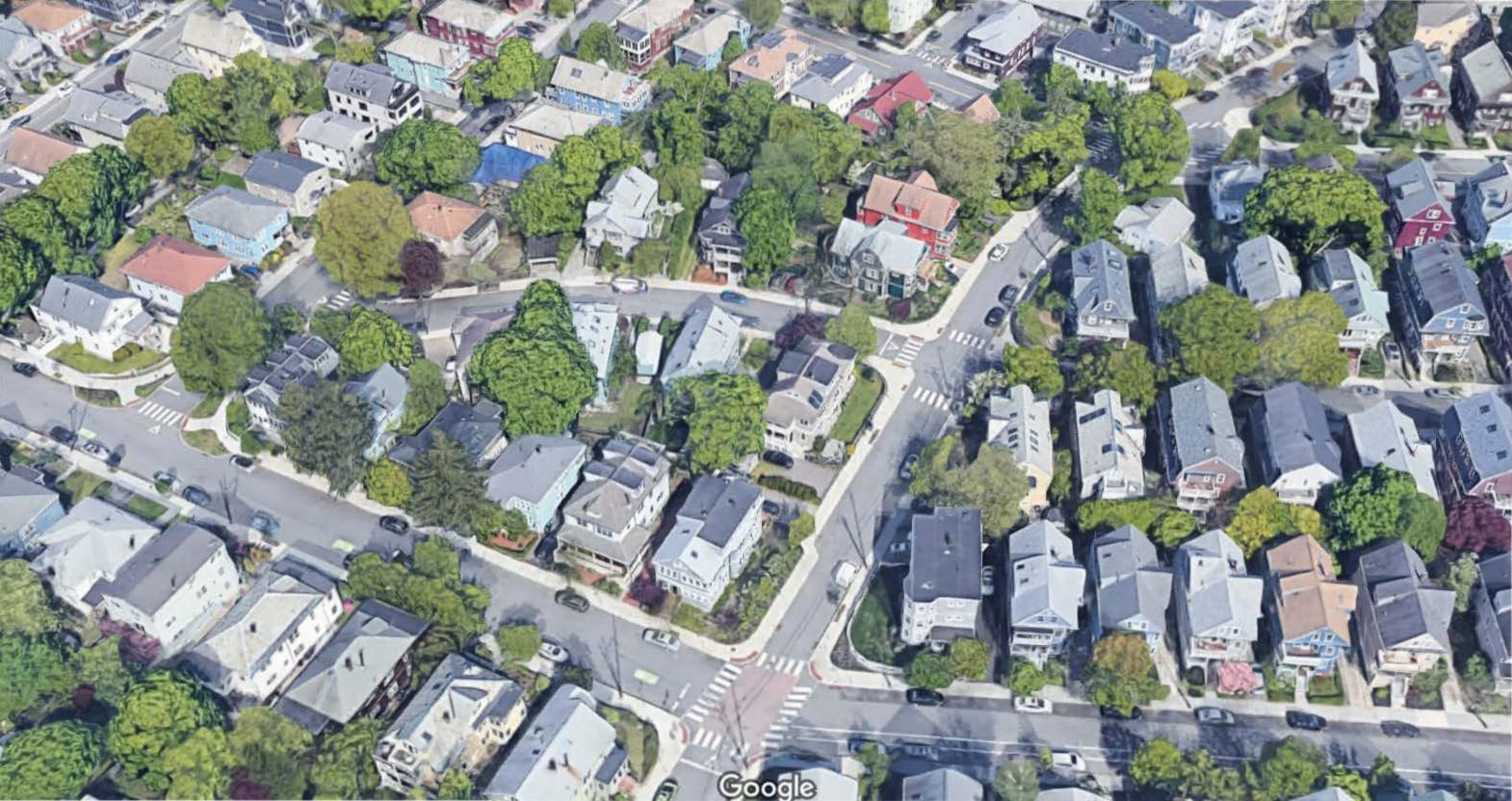
1) RIGHT SIDE ELEVATION - SP 1/4" = 1'-0"



















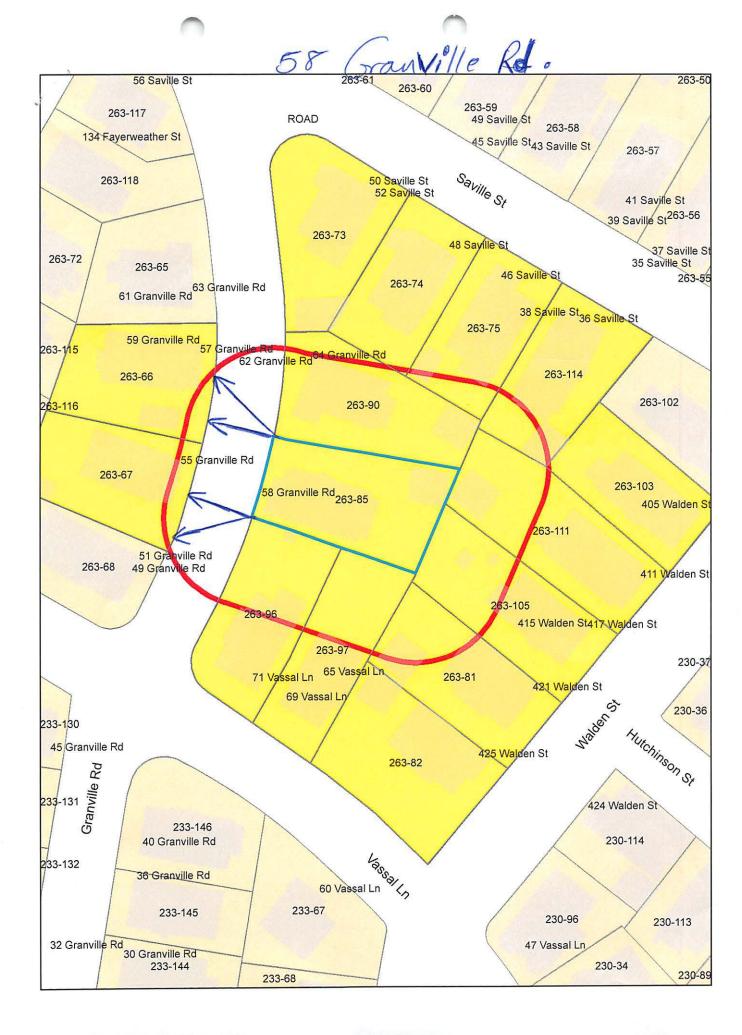












58 Granville Rd.

263-66
PERLMUTTER, DIANNE B.,
TRUSTEE JULIE ANN SILBERMAN, TRUSTEE
59 GRANVILLE RD
CAMBRIDGE, MA 02138

263-74 48 SAVILLE STREET, LLC 83 CONCORD AVE BELMONT, MA 02478

263-82 BIRMINGHAM, VIRGINIA M. 425 WALDEN ST CAMBRIDGE, MA 02138-1349

263-75 YACONO, PATRICK 46 SAVILLE ST CAMBRIDGE, MA 02138

263-105 SCHOENAU, PAUL J. & LINDSAY J. FROESS 417 WALDEN ST CAMBRIDGE, MA 02138

263-103 YASUDA, NORIKO T. TRUSTEE OF THE NORIKO YASUDA TRUST 403-405 WALDEN ST UNIT #403 CAMBRIDGE, MA 02138

263-97 YILDIRIM, BAHADIR HALIL AYSIN YOLTAR YILDIRIM 65-69 VASSAL LANE, UNIT 2 CAMBRIDGE, MA 02138

263-85 58 GRANVILLE LLC 32 SHADY HILL RD WESTON, MA 02493 263-90 RANDALL, JANET 64 GRANVILLE RD CAMBRIDGE, MA 02138

263-81 GILLETTE, BEVERLY & JOHN KELLER C/O LEFKOWITZ, ERIN 421 WALDEN ST CAMBRIDGE, MA 02138

263-73 FUCHS, PAULA 52 SAVILLE ST.,UNIT #50 CAMBRIDGE, MA 02139

263-114 NEVILL, LAURA A. & SANDRA WOZNIAK 38 SAVILLE STREET CAMBRIDGE, MA 02138-6824

263-111 MAGLIOZZI, LUCILLE ANN 411 WALDEN ST CAMBRIDGE, MA 02138

263-111 ALI, SIRAJ & SHAILA RAHMAN 409-411 WALDEN ST UNIT 409 CAMBRIDGE, MA 02138

263-105 FLYNN, BERNARD F. GAIL B. FLYNN, TRS 415 WALDEN ST CAMBRIDGE, MA 02138

263-96 SOLOMON, FRANK & VICTORIA SOLOMON 71 VASSAL LA CAMBRIDGE, MA 02138 58 GRANVILLE RD. C/O ADAM MUNNELLY 572 FREEPORT STREET BOSTON, MA 02122

C/O STEPHEN HISERODT

**499 LAGRANGE STREET** 

WEST ROXBURY, MA 02132

DH ARCHITECTS

263-73 AMIR, ARIEL & LINDY KAHANOVITZ-AMIR 52 SAVILLE ST CAMBRIDGE, MA 02138

263-67 LEWIS, LOYD & MAURA MCCAFFREY-LEWIS 55 GRANVILLE RD., UNIT #1 CAMBRIDGE, MA 02138

263-97 YILDIRIM, BAHADIR HALIL & AYSIN YOLTAR YILDIRIM 65-69 VASSAL LANE, UNIT 2 CAMBRIDGE, MA 02138

263-67 MASSEY ROBERT L KAREN W MASSEY 55 GRANVILLE RD - UNIT 2 CAMBRIDGE, MA 02138

263-103 COVELL, WENDY & BENJAMIN JARAMILLO 405 WALDEN ST CAMBRIDGE, MA 02138

263-90 RANDALL, JANET 62 GRANVILLE RD CAMBRIDGE, MA 02138

### **BZA Application Form**

### DIMENSIONAL INFORMATION

Applicant: 58 Granville LLC

Present Use/Occupancy:

Two Family Residence

Location: 572 Freeport Street

Residence B Zone

Phone: 617-406-8605

Requested Use/Occupancy:

Two Family Residence

		Existing Conditions	Requested Conditions	Ordinance Requirements	
TOTAL GROSS FLOOR AREA:		3670	3839	2739	(max.)
LOT AREA:		5281	5281	5000	(min.)
RATIO OF GROSS FLOOR AREA TO LOT AREA: <sup>2</sup> LOT AREA OF		69	.73	.5 (FIRST 5000 SF) .35 (REMAINING SF)	CITY OF
EACH DWELLING UNIT		2640.5	2640.5	2500	26
SIZE OF LOT:	<b>WIDTH</b>	58.3'	58.3'	50'	- FF 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
des Controlles de la controlle	DEPTH	99.98'	99.98'	n/a	52 +73
SETBACKS IN FEET	FRONT	6.0'	6.0'	15'	N ≤0
	REAR	31.0'	31.0'	26.6'	a Bri
	LEFT	15.6'	15.6'	7.5' (SUM OF 20')	<b>-0</b> (3)
	RIGHT SIDE	5.0'	2.0'	7.5' (SUM OF 20')	
SIZE OF BUILDING:	<b>HEIGHT</b>	33.3'	33.8'	35'	
	<b>WIDTH</b>	59.0'	59.0'	n/a	
RATIO OF USABLE OPEN SPACE TO LOT AREA:		45.7%	40.0%	40.0%	
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		16.6'	16.6'	10'	

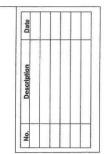
Describe where applicable, other occupancies on the same lot, the size of adjacent buildings on same lot, and type of construction proposed, e.g; wood frame, concrete, brick, steel, etc.

- 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'.

REUISED 07/26/21

CITY OF CAMBRIDGE INSPECTIONAL SERVICES

2021 JUL 26 P 2:59



client

ADAM MUNNELLY

& LAUREN MARETT

58 GRANVILLE RD

DH Architects Boston MA

COVER

shiserodt@dha 617-824-0732

617-824-0732 job number

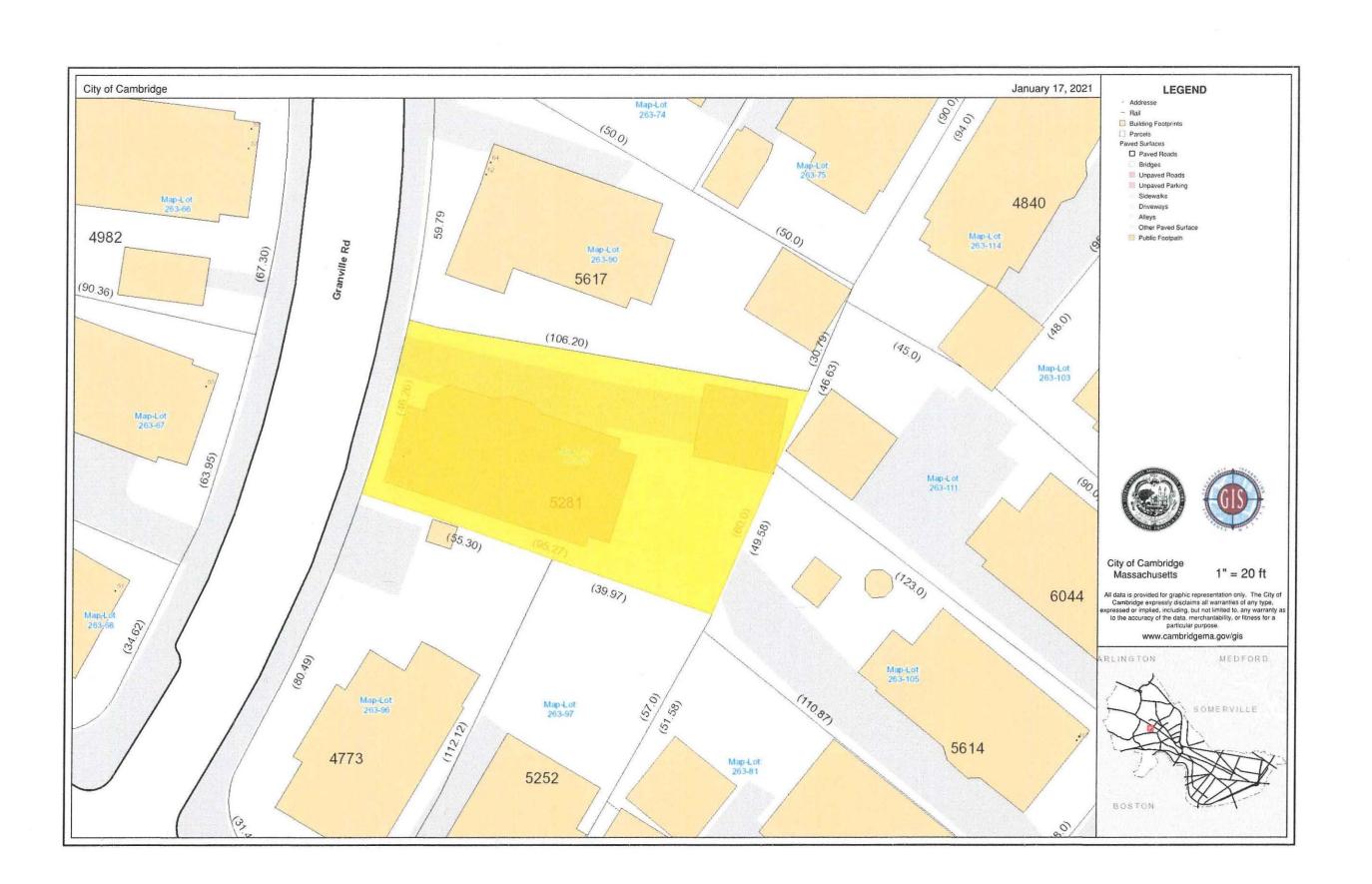
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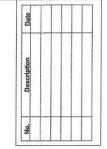
date issued 07-26

SUBMITTED FOR BZA SPECIAL PERMIT

Sheet no.







ASSESSORS PLOT PLAN

58 GRANVILLE RD

DH Architects Boston MA

617-824-0732

21-010

date issued 07-26-21

SUBMITTED FOR BZA SPECIAL PERMIT

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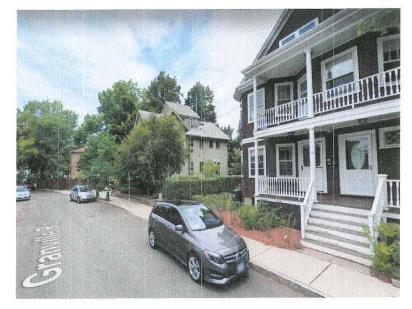


















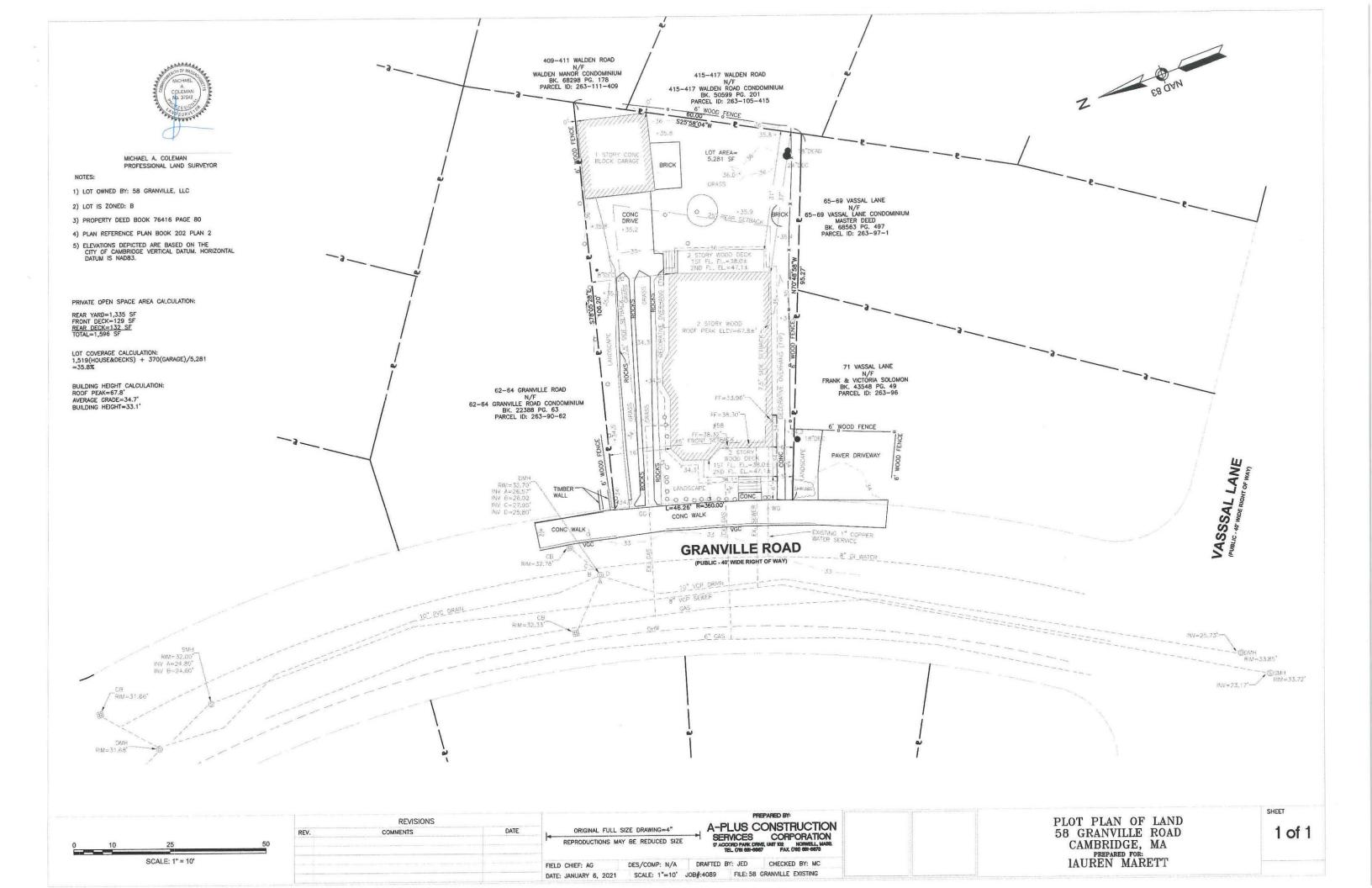
CONTEXT PHOTOS 58 GRANVILLE RD

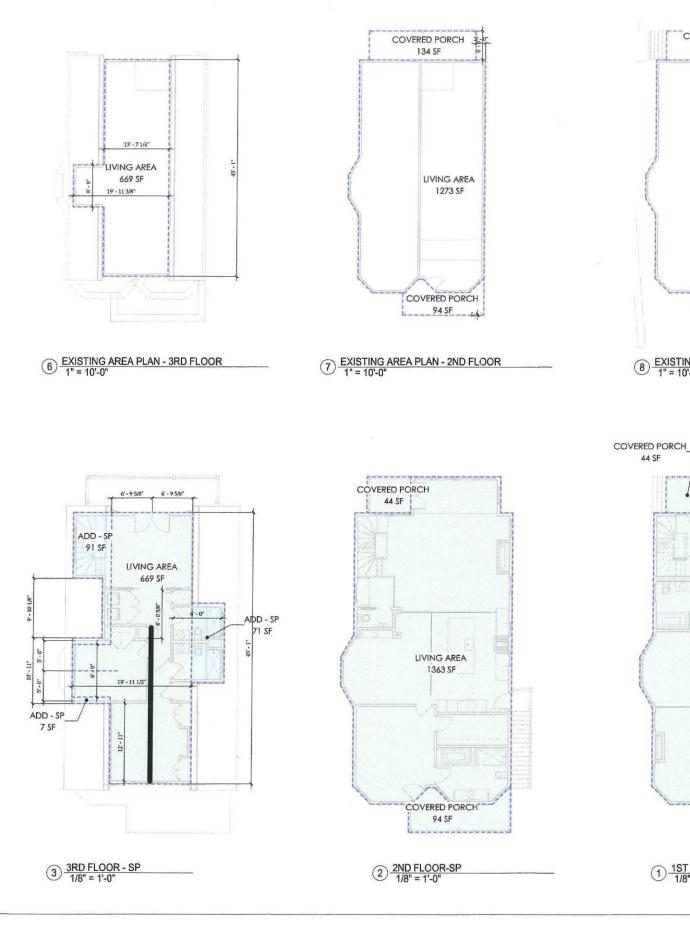
DH Architects Boston MA

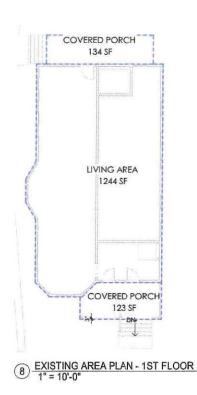
617-824-0732

21-010

07-26-21 SUBMITTED FOR BZA SPECIAL PERMIT







LIVING AREA

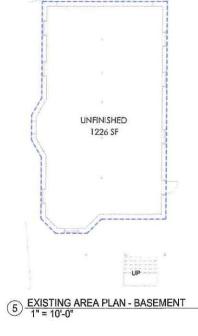
1334 SF

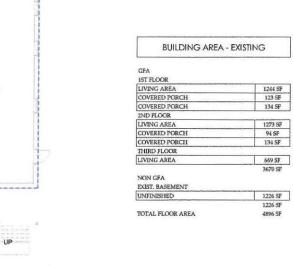
COVERED PORCH

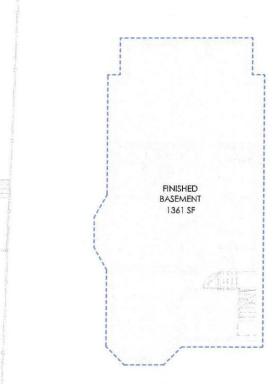
December 1

123 SF

44 SF







	GFA	
1	1ST FLOOR	
	COVERED PORCH	44 SF
	LIVING AREA	1334 SF
i	COVERED PORCH	123 SF
	2ND FLOOR	
and the second s	LIVING AREA	1363 SF
7	COVERED PORCH	44 SF
	COVERED PORCH	94 SF
FINISHED	THIRD FLOOR	
BASEMENT	LIVING AREA	669 SF
		3670 SF
1361 SF	GFA-ADD	
	THIRD FLOOR	
	ADD - SP	91 SF
	ADD - SP	7 SF
	ADD - SP	71 SF
		169 SF
	NON GFA	
	BASEMENT	
Control of	FINISHED BASEMENT	1361 SF
Time !		1361 SF
2.04	TOTAL FLOOR AREA	5201 SF



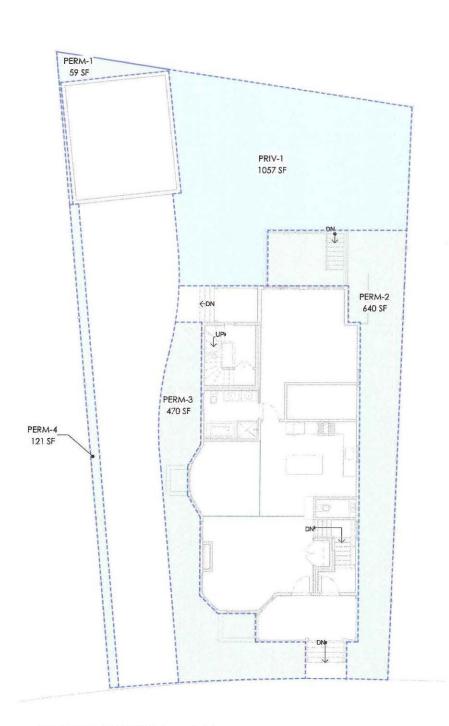
ZONING DATA - GFA CALCULATIONS		
ONING DATA - GFA		
ONING DA	1	
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4896 SF

617-824-0732 21-010 scale As indicated date issued 07-26-21

**58 GRANVILLE RD** 

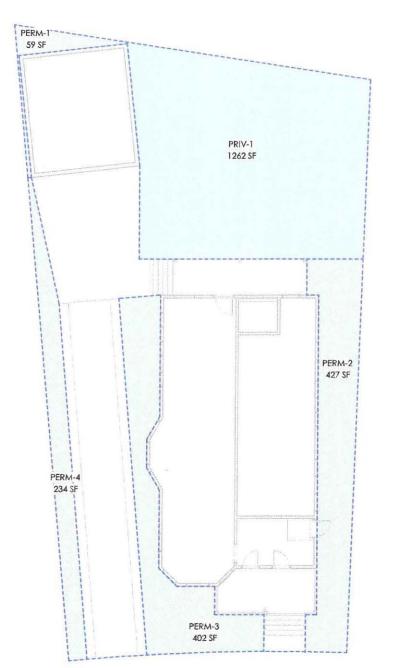
SUBMITTED FOR BZA SPECIAL PERMIT



PROPOSED OPEN SPACE

PERM-1	59 SF
PERM-2	640 SF
PERM-3	470 SF
PERM-4	121 SF
PRIVATE	1290 SF
PRIV-I	1057 SF
	1057 SF

1/8" = 1'-0"



2 EXISTING OPEN SPACE - Dependent 1 1/8" = 1'-0" EXISTING OPEN SPACE

PERMEABLE	
PERM-1	59 SF
PERM-4	234 SF
PERM-3	402 SF
PERM-2	427 SF
	1123 SF

PRIVATE

| PRIV-1 | 1262 SF | 1262 SF |

shiserodt@dharchs.com 617-824-0732

617-824-0732 |ob number 21-010

DH Architects Boston MA

OPEN SPACE PLAN

58 GRANVILLE RD

ADAM MUNNELLY
& LAUREN MARETT

1/8" = 1'-0" date issued 07-26-21

SUBMITTED FOR BZA SPECIAL PERMIT

Sheel no.

A 06

el no.



No. Description Date

ADAM MUNNELLY
& LAUREN MARETT

58 GRANVILLE RD

Boston MA

SITE PLAN

shiserodt@dharchs 617-824-0732

DH Architects

Job number

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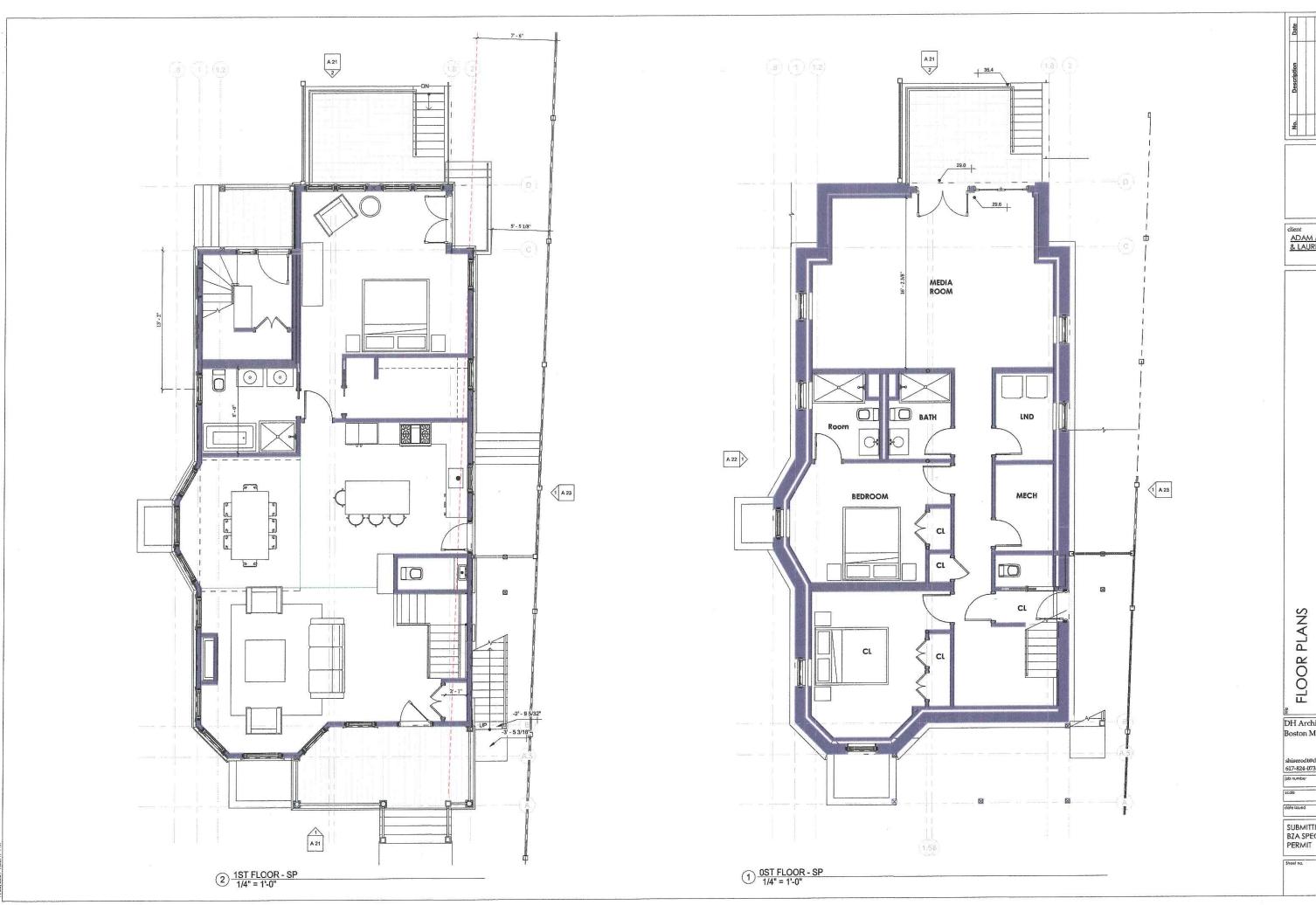
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58 GRANVILLE RD

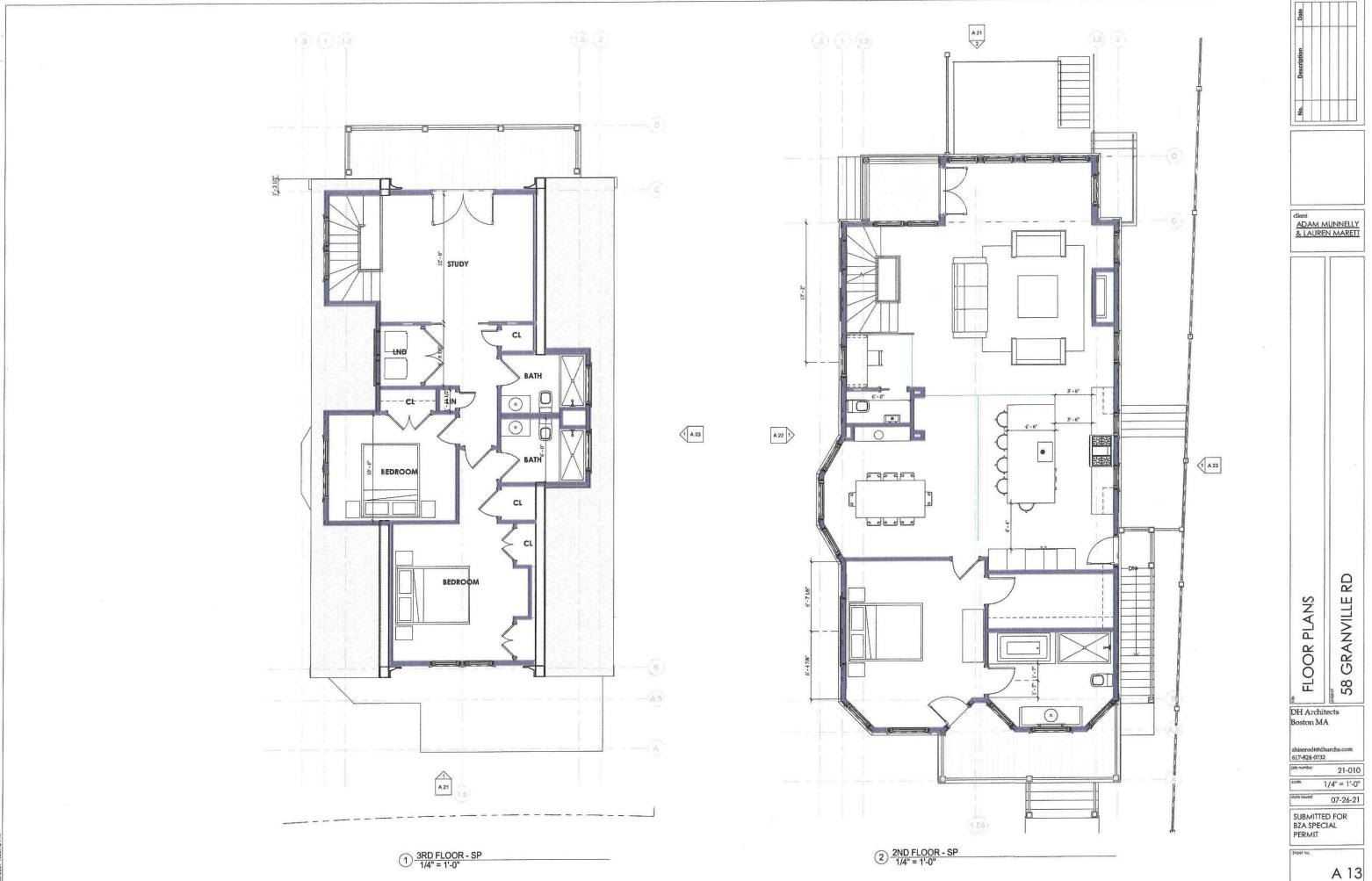
DH Architects Boston MA

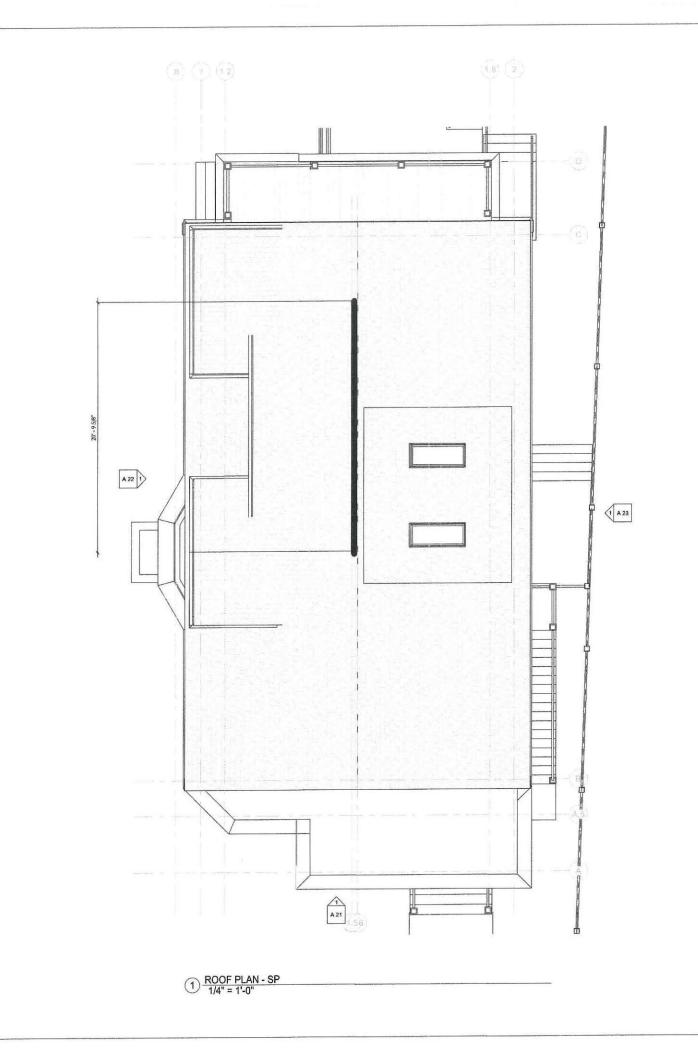
617-824-0732

21-010 1/4" = 1'-0"

07-26-21

SUBMITTED FOR BZA SPECIAL PERMIT





No. Description Date

ADAM MUNNELLY
& LAUREN MARETT

FLOOR PLANS
58 GRANVILLE RD

DH Architects Boston MA

shiserodt@dharchs.com 617-824-0732 job.number 21-01

21-010 cote 1/4" = 1'-0"

date issued 07-26-21

SUBMITTED FOR BZA SPECIAL PERMIT

Sheet no



**BUILDING ELEVATIONS** 

58 GRANVILLE RD

DH Architects Boston MA

617-824-0732

21-010

1/4" = 1'-0" 07-26-21

SUBMITTED FOR BZA SPECIAL PERMIT

A 21

2 REAR ELEVATION - SP 1/4" = 1'-0"

1) FRONT ELEVATION - SP



1) LEFT SIDE ELEVATION - SP 1/4" = 1'-0"

ADAM MUNNELLY
& LAUREN MARETT

**BUILDING ELEVATIONS** 

58 GRANVILLE RD

DH Architects Boston MA

617-824-0732 21-010

1/4" = 1'-0"

07-26-21

SUBMITTED FOR BZA SPECIAL PERMIT



**BUILDING ELEVATIONS** 

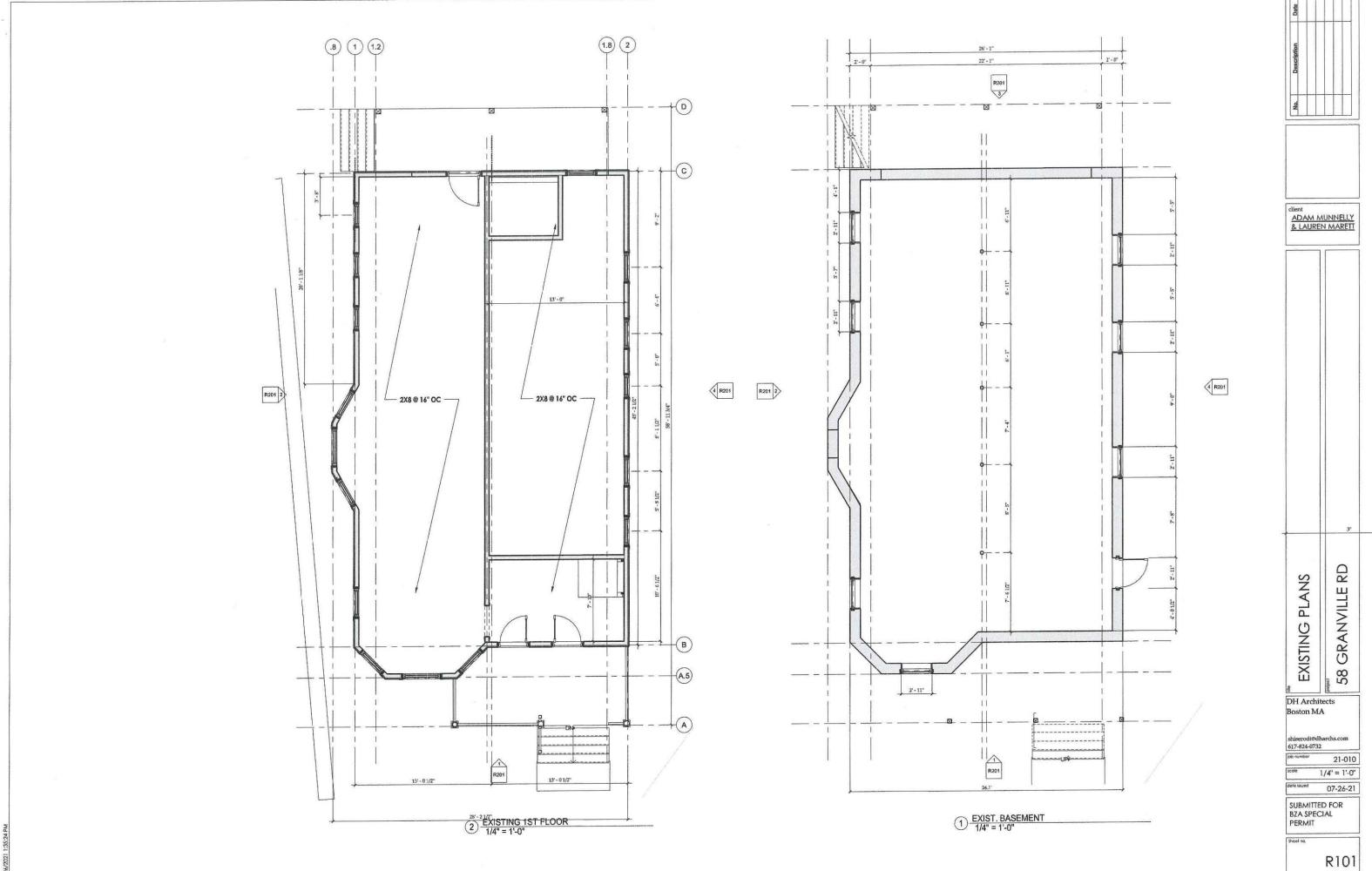
58 GRANVILLE RD

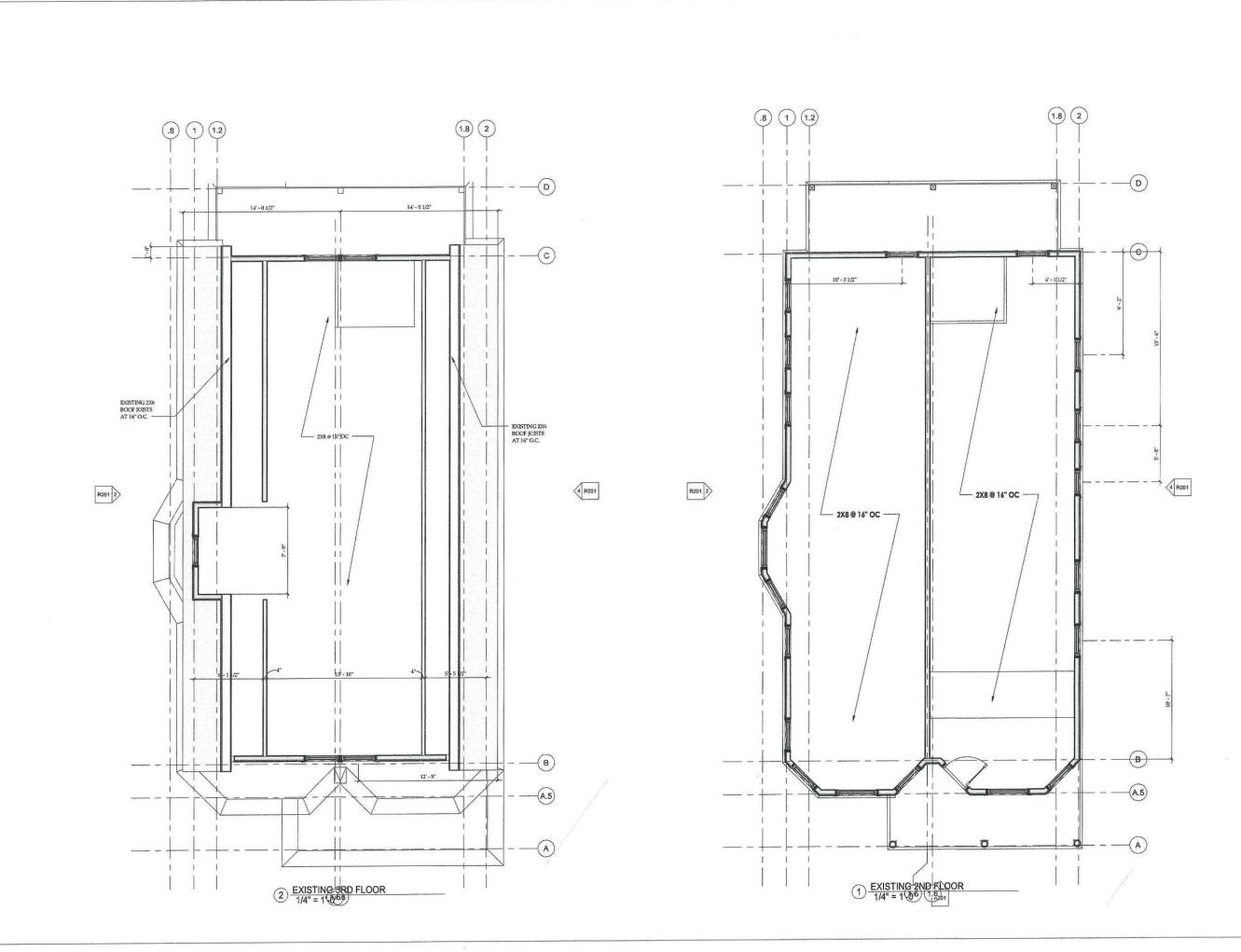
DH Architects Boston MA

617-824-0732

1/4" = 1'-0" date issued 07-26-21

SUBMITTED FOR BZA SPECIAL PERMIT





58 GRANVILLE RD **EXISTING PLANS** 

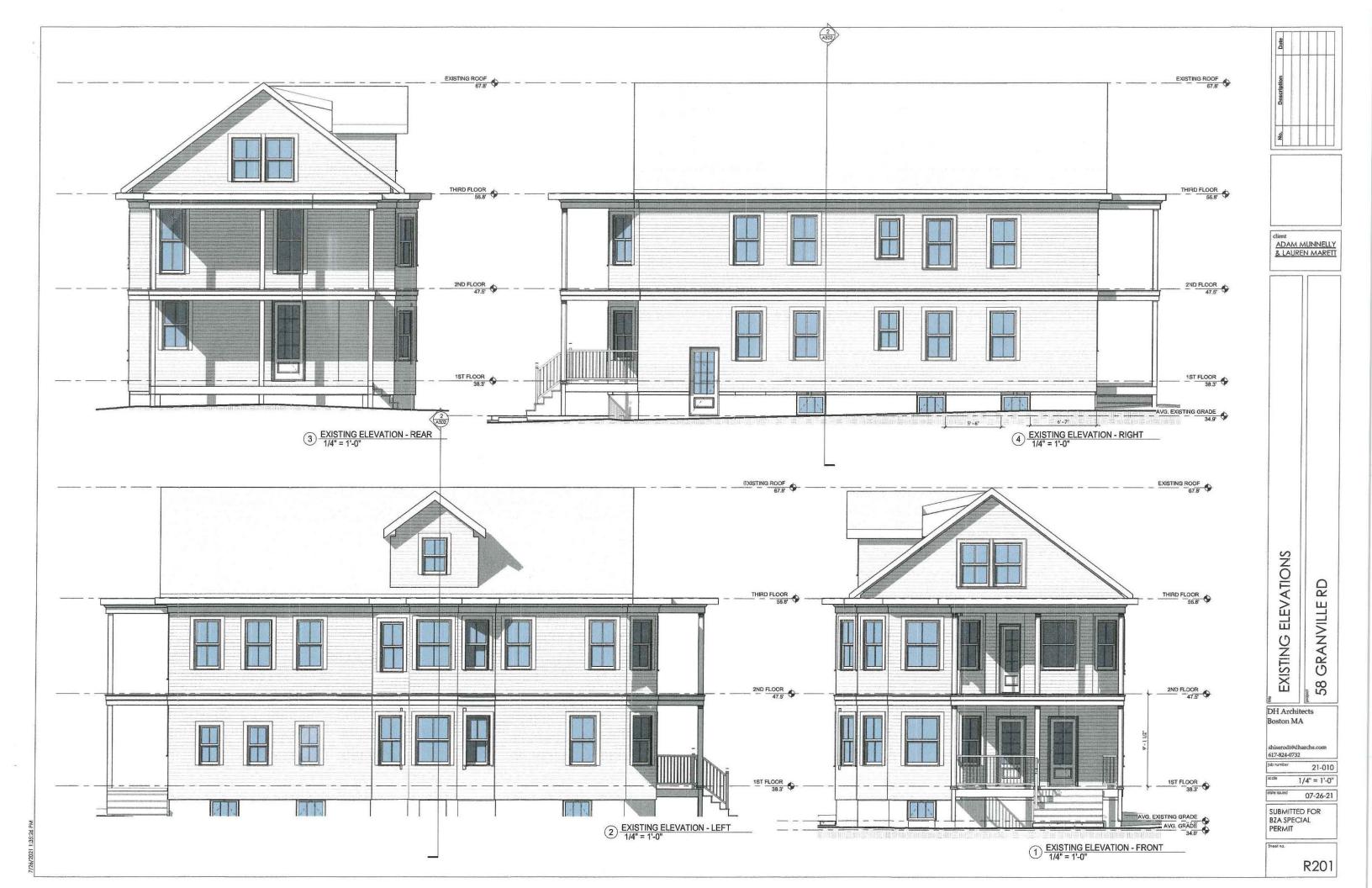
DH Architects Boston MA

617-824-0732

21-010 1/4" = 1'-0" 07-26-21

SUBMITTED FOR BZA SPECIAL PERMIT

R102



From: Janet Randall, 62 and 64 Granville Road (owner of both condominiums)

To: Members of the Board of Zoning Appeal

Re.: Petition by Adam Munnelly, Case #BZA-122612

Date: 7.25.21

I am pleased to be invited to speak to the BZA on Adam Munnelly's petition for a Special Permit. I have owned and lived in 64 Granville since 1991, and I, myself, came before you in 1997 for a variance to convert my unfinished attic into living space. My plan involved 2 shed dormers, but the BZA rejected it, because shed dormers are not in keeping with the architectural flavor of the house, and instead proposed that my dormer parallel the other roof lines. "But that violates the height restriction," I said, to which they replied, "Well, we'll give you a variance for THAT!" And though more expensive, in the end it was much more spacious and aesthetically "right", consistent with the other lines of the house and those around it. I tell this story because I appreciate this committee for having that larger view in mind – the building in relation to itself as well as to the buildings around it.

I would like to support Adam's petition, since I welcome him and Lauren as new neighbors and would like him to see his vision realized. But I have a few concerns that I need to lay out first.

## 1. A Significant Tree

Right on the property line between our houses stands a 10" diameter "significant" apple tree, now in full fruit. The tree is the offshoot daughter of an 82-year old, 40' high tree (one of the 10 tallest apple trees of its time), which got sick and had to come down. It was planted by the prior owner's dad in 1927 between our houses (both of which he built). The daughter tree is growing out of the base, and after 12 years is now bearing the same heirloom Baldwins. When Adam and I met, he said that he was planning to remove it, but after I explained that the tree falls under the definition of a "significant" tree, and described how important this heirloom tree is to me and to Cambridge, we agreed to protect it. I put our understanding in writing (attached below) with a brief history of the tree and on 7.24, sent it to him to sign. I don't have it back yet.

## 2. Protecting the Tree During and After Construction: The Tree Ordinance

### 2.1 The Tree Save Area

To protect significant trees during construction, the Cambridge Tree Ordinance requires a "Tree Save Area". To understand what this means, I phoned Andrew Putnam, Superintendent of Urban Forestry & Landscapes and he sent me this description (7.14, email): "The Tree Save Area as defined by the ordinance is:

The area surrounding a tree which must remain as undisturbed as possible so as to prevent damage to the tree. Disturbance within the Tree Save Area may only be for limited and exceptional reasons."

### 2.2 A Tree Study

In addition, for all projects seeking a special permit, the Ordinance requires "a Tree Study, certified complete by the Gty Arborist," showing all significant trees (formerly 8" diameter, now

6"). Adam didn't include a Tree Study in the plans he sent me, and when I met with Commissioner Ranjit Singanayagam on Friday, 7.16, there was none on file. Before the construction moves forward, I would like the BZA to ask Adam to supply the required tree study and set up Tree Save Areas to protect the significant trees.

## 2.3 Parking and its Effect on Tree Roots

Something else that will put the tree at risk is parked cars. Adam told me that he plans to have cars park in front of the garages, not inside. This would put the cars right on top of the tree roots, which will ultimately kill the tree. I discussed the situation with Adam and my landscape architect, Manny Stefanakis, and Adam agreed to invite Manny to our last meeting. They discussed some options (all of which offer the advantage of increasing the usable backyard space) and Adam agreed to work with Manny to develop a design. I am very, very grateful to Adam for his commitment to do this.

Before the construction moves forward, I would like the BZA to ask Adam to submit a parking plan that will avoid the apple tree roots.

#### 2.4 My requests related to the Tree

To summarize, if the BZA approves Adam's petition, before construction resumes, I would like them to ensure that,

- a. the plans include a Tree Study;
- b. each significant tree be protected during construction with a Tree Save Area;
- c. the apple tree roots be protected from cars parking on them after the construction is complete;
- d. our understanding about the tree (as detailed in our agreement) be signed, notarized and passed to future owners as a deed restriction.

#### 3. The Dormers

My other concern with this Special Permit request is an aesthetic one. As I laid out in my opening, our "twin" houses, built together, have 1927-style rooflines and the original dormers all follow the same roof angle. In order to maximize the 3<sup>rd</sup> floor interior space and stay within the current height, Adam's plan shows shed dormers. However, these, just like my originally-proposed shed dormers, are out of character with the rest of the house and neighboring houses. Not only that, viewed from the front, these asymmetrical dormers go off at two different angles, and don't even match each other.

I would strongly support Adam's request to add dormers, as long as they follow the other roof lines. Therefore,

I would like to ask the BZA to grant Adam a variance for a higher roofline, so that the new dormers can be aligned with the existing roof lines of 58 Granville and the houses around it. Not only would this follow Article 10.32 of the Zoning Ordinance that asks the Board to consider "the character and use of nearby buildings and land," it would add more living space to his current plan. (Note: Before proposing this, I wondered if a raised roof would shade my solar panels, also mentioned in Article 10.32. But if the two roofs are the same height, it would not.)

#### 4. Other issues

I have considered the other non-conforming elements on the Special Permit request: #2) addition or an egress stair and deck in the side yard setback, #3) relocation and addition of openings on a non-conforming façade facing the right side yard, and #4) 3' high areaway guardrail in the read yard setback. All of these changes would affect other neighbors more than me, so I leave it to them to register their opinions.

## 5. Summary

I agree to support Adam's petition, provided that:

- o Adam formalize our attached agreement, and
- o guarantee the safety and longevity of our shared apple tree as summarized in (1) and (2) above. In addition.
- o I'm requesting that the BZA and Adam work together to revise his dormer plan, as laid out in (3) above.



## Agreement between

Janet Randall
Adam Munnelly

62 & 64 Granville Road 58 Granville Road Cambridge MA 02138 Cambridge MA 02138

#### Background

The Baldwin apple tree that spreads over both sides of our property line is an important tree. It's the daughter of a massive apple tree, more than 40' high, one of the tallest apple trees on record in Massachusetts. That giant mother tree was planted in 1927 on the border between our two houses, both built by Elian Battit, the father of George Battit, from whom Adam bought 58 Granville. The tree produced a huge crop of apples every year, too many for us to use, so each harvest time, lanet lined up a donated bucket truck, a pile of fruit crates, and a team of friends. The extra apples went to Food For Free, a local organization that provides food to students, seniors, and those at risk for hunger and provides year-round fresh fruits and vegetables to food programs. lanet also took a few boxes of apples to Drumlin Farm during Farm Family Days for demos on their hand-powered wooden cider press. Children loaded the press and turned the crank, and got to sample "their own" cider. Baldwins are an Heirloom variety; they make wonderful pies and cakes, apple crisps, and sauce and apple chutney became the annual Randall holiday gift. Unfortunately, in November 2009, at age 82, the tree succumbed to a disease and was taken down. But it left a legacy: a daughter tree is now growing out of the root system to take its place (see attached photos). Now a "significant tree," over 10" in diameter, it's bearing fruit for the first time. With apples on both sides of our border, we will continue to share the tree's generous bounty.

Against this background, Adam Munnelly, new owner of 58 Granville Road, and Janet Randall, owner of 62 & 64 Granville Road, agree to jointly preserve and care for this tree and share liability for it. Specifically, we agree that:

- 1. No one connected to or working on either property, at 58 Granville or 62 & 64 Granville, will damage the tree or take it down;
- 2. We will work together to maintain the tree to keep it healthy. Since the tree would be damaged by cars parked on the roots, and since Adam doesn't plan to use his garages for parking, he will arrange to put parking elsewhere on the property.
- 3. During the current construction at 58 Granville, Adam will create a Tree Save Area, as required by Cambridge's Tree Protection Ordinance. This involves constructing a temporary fence around the area under the canopy. Whenever Janet has construction on her property, she will do the same.
- 4. The shared tree is only one element on our shared property line. In our same spirit of cooperation, we agree to discuss and mutually approve of any changes along that line, including plantings and fencing, and will share in maintaining them.
- 5. When either of us sells one or both of our units, this agreement will be transferred to the new owner(s) as a deed restriction.
- 6. This agreement will stand until we both agree to change it.

## Janet Randall



The 40' tall apple tree, age 82.

# Adam Munnelly



Goodbye, tree.



Hartney Greymont, our tree experts



Taking down the large tree, leaving the offshoot.



The "offshoot" daughter tree, now 12 years old, about to produce a crop of apples.

## Pacheco, Maria

From:

JULIE SILBERMAN < julsilb@comcast.net>

Sent:

Sunday, July 25, 2021 3:15 PM

To:

Pacheco, Maria

Subject:

tree preservation

To: BZA Cambridge

From: Julie Silberman and Dianne Perlmutter

59 Granville Road Cambridge, MA 02138

As neighbors of Janet Randall and Adam Munnelly on Granville Road, we support efforts to preserve the historic apple tree between their properties.

## Pacheco, Maria

From:

Victoria Solomon < visolomon@gmail.com>

Sent:

Saturday, July 24, 2021 6:54 PM

To:

Pacheco, Maria

Subject:

Renovations at 58 Granville Rd

Dear Marie Pacheco,

We are writing this letter in support of the plans of Adam Munnelly for 58 Granville Rd. They seem just fine to us, and will add to the neighborhood. As I understand the plans they are retaining the house as a two family property. There will not be a third residence.

We want to add our support to keep the big apple tree in the back between 58 and 64 Granville Rd.

Thank you.

Victoria and Frank Solomon 71 Vassal Lane