

CITY OF CAMBRIDGE

BOARD OF ZONING APPEAL

831 Massachusetts Avenue, Cambridge MA 02139

2023 APR 13 PM 1:54

617-349-6100

OFFICE OF THE CITY CLEAK CAMBRIDGE, MASSACHUSETTS

BZA Application Form

BZA Number: 218034

		<u>Gener</u>	ral Information			
The undersigned hereby petitions the Board of Zoning Appeal for the following:						
Special Permit: _	<u>X</u>	Variance:>	X Appeal:			
PETITIONER: I	nomas A. Culotta	and Mary Custic C	C/O Adam J. Costa, Esq.			
PETITIONER'S A	DDRESS: Mead,	Talisman & Costa	, LLC, Newburyport, MA 01950			
LOCATION OF P	ROPERTY: 26 Be	ellis Cir , Unit 26 ,	, Cambridge, MA			
TYPE OF OCCU	PANCY: Single-fa	mily residence	ZONING DISTRICT: Residence B Zone			
REASON FOR P	ETITION:					
/Additions/						
DESCRIPTION	OF PETITIONE	ER'S PROPOSAL				
To add a new nor	conformity, name	ly an encroachme	nt up the 30.75-foot minimum rear setback.			
		n to a pre-existing, ea/floor area ratio.	, dimensionally nonconforming detached single-family			
SECTIONS OF Z	ONING ORDINAN	NCE CITED:				
Article: 5.000 Article: 8.000 Article: 10.000	Section: 8.22.2.	able of Dimensiona c and 8.22.3 (Non- Variance). & 10.40	Conforming Structure).			
		Original Signature(s):	(Petitioner (s) / Owner) Thomas a lotter Marky custice (Print Name)			
		Address: Tel. No.	978.463.7700			

adam@mtclawyers.com

E-Mail Address:

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_Thomas A. Culotta and Mary Custic	
(OWNER)	
Address: 26 Bellis Circle #26	
State that I/We own the property located at 26 Bellis Circle #26	
which is the subject of this zoning application.	
The record title of this property is in the name of Thomas A.	Culotta and Mary
Custic, husband and wife, as tenants by the entirety	
*Pursuant to a deed of duly recorded in the date10/12/2005	, Middlesex South
County Registry of Deeds at Book 46275 , Page 237	_; or
Middlesex Registry District of Land Court, Certificate No.	
Book Page	
At well In	
Many Ce	
SIGNATURE BY LAND OWNER (AUTHORIZED TRUSTEE, OFFIC	
*Written evidence of Agent's standing to represent petitioner	
"WIILLESS GVICENCE OF AGEST & Standing to Ideasons Footstands	may be requested.
	-
Commonwealth of Massachusetts, County of	×
The above name homes A. Culotta and Mary Custing appropriately appropria	peared before me,
this Of April, 20 33, and made oath that the above	statement is true.
Soly Jona	Notary
My commission expires Chang 9 2029 (Notary Seal).	
My commission expires 1 (Notary Seal).	
~	
• If ownership is not shown in recorded deed, e.g. if by c	ourt order, recent.

ROBYN LONARDELLI
Notary Public
Commonwealth of Massachusetts
My Commission Expires
February 9, 2029

deed, or inheritance, please include documentation.

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:

Full compliance with the minimum 30.75-foot rear setback severely restricts the Petitioners' placement of the addition to their home, even with a mere 238-square-foot footprint as is now proposed. Aesthetics aside, locating the addition at the front of the home would be too near the 24 Bellis Circle residence; its placement along the westerly side of the home would encroach upon a driveway shared with 25 and 27 Bellis Circle; and its placement along the easterly side of the home, as originally approved by the BZA, was troublesome to neighbors at 18 Bellis Circle, prompting them to file an appeal with the Land Court.

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:

Locating their addition almost entirely at the rear of the home would be possible, without zoning relief, if not for the unusual shape of the property in relation to the placement of the residence (and others) thereupon. The rear of the Petitioners' home is not parallel to the property's rear boundary; rather, the sharp angle of the boundary yields a setback of only 31.3 feet at the southwesterly corner of the existing home, such that virtually any meaningful addition can occur only with a variance from the Zoning Bylaw's setback requirement.

C) DESIRABLE RELIEF MAY BE GRANTED WITHOUT EITHER:

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

The BZA issued a special permit for the Petitioners' addition in early-2022, based in-part on a finding of "no... adverse effect[s]" on adjacent uses of property. The within proposal is not substantially different from that previously approved; it more-or-less rotates the orientation of the approved addition, but does not alter its footprint or overall size. The redesign, if now approved, will also resolve the appeal filed by the neighbors at 18 Bellis Circle; the new proposal offers greater separation from their residence.

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

Again, in its early-2022 special permit, the BZA concluded the Petitioners' earlier proposal "would not... derogate from the intent and purpose of the Ordinance." And while the redesign now encroaches upon the minimum rear setback, thereby requiring a variance, it still maintains a 29.7-foot setback from the chain-link fence separating 26 Bellis Circle from Danehy Park.

*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>26 Bellis Cir</u>, <u>Unit 26</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:

Except for a variance from minimum rear setback as is requested herewith, the Petitioners' proposal is generally compliant with the Zoning Ordinance. No change in the residential use is proposed; the addition to their home is modest in both footprint and overall size; and the neighbors to whom the addition will be most visible, i.e. at 18 Bellis Circle, support the redesign now before the BZA.

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

Because the use of the 26 Bellis Circle property is not changing, no impact to traffic volume or circulation will occur. There will also be no change - and certainly no substantial change - to neighborhood character. The proposed addition is residential, as is the neighborhood. The size of residence, even with the addition, will be equal to or even less than that of other residences in the immediate area.

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 Petitioners did not believe that their original design would adversely affect adjacent uses; but the owners-of-record of the 18 Bellis Circle disagreed, and appealed the special permit issued by the BZA in early-2022. The redesign is the consequence of that litigation; is supported by the aforementioned neighbors; and would resolve the lawsuit against the Petitioners and the BZA.

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 construction of a 476-square-foot addition to the Petitioners' home, i.e. with a footprint of only 238 square feet, will generate no nuisance or hazard to the public health, safety or welfare.

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 residential use of the proposed addition will be consistent with the purpose and intent of the Residence B zoning district.

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

BZA Application Form

DIMENSIONAL INFORMATION

Applicant: Thomas A. Culotta and Mary Custic Present Use/Occupancy: Single-family residence

Location: 26 Bellis Cir., Unit 26., Cambridge, MA

Present Use/Occupancy: Single-family residence

Zone: Residence B Zone

Phone: 978.463.7700 Requested Use/Occupancy: Single-family residence

		Existing Conditions	Requested Conditions	<u>Ordinance</u> <u>Requirements</u>	
TOTAL GROSS FLOOR AREA:		7,255 sq. ft.	7,731 sq. ft.	7,114 sq. ft.	(max.)
LOT AREA:		18,185 sq. ft.	N/A	5,000 sq. ft.	(min.)
RATIO OF GROSS FLOOR AREA TO LOT AREA: ²		0.5 + 0.36	0.5 + 0.397	0.5 + 0.35	
LOT AREA OF EACH DWELLING UNIT		4,395 sq. ft. +/-	4,395 sq. ft. +/-	2,500 sq. ft.	
SIZE OF LOT:	WIDTH	163 ft. +/-	N/A	50 ft.	
	DEPTH	123 ft.	N/A	N/A	
SETBACKS IN FEET:	FRONT	50.3 ft.	50.3 ft.	15 ft.	
	REAR	31.3 ft.	22.3 ft. *Or 29.7 ft. to chain-link fence along rear boundary	30.75 ft.	
	LEFT SIDE	14.1 ft.	12.1 ft.	7.5 ft.	
	RIGHT SIDE	103.6 ft.	103.6 ft.	7.5 ft.	_
SIZE OF BUILDING:	HEIGHT	18.4 ft. +/-	18.4 ft. +/-	35 ft.	
	WIDTH	N/A	N/A	N/A	
	LENGTH	N/A	N/A	N/A	
RATIO OF USABLE OPEN SPACE TO LOT AREA:		0.50	0.44	0.40	
NO. OF DWELLING UNITS:		4	4	4	
NO. OF PARKING SPACES:		8	8	4 min.	
NO. OF LOADING AREAS:		N/A	N/A	N/A	
DISTANCE TO NEAREST BLDG. ON SAME LOT		>9.5 ft.	>9.5 ft.	>9.5 ft. +/-	

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.:

N/A

- 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'.















30 Green Street Newburyport, MA 01950 Phone 978.463.7700 Fax 978.463.7747

www.mtclawyers.com

By Hand

April 5, 2023

Constantine Alexander, Chairman Board of Zoning Appeal City of Cambridge 831 Massachusetts Avenue Cambridge, Massachusetts 02139

RE: Special Permit and Variance Applications 26 Bellis Circle #26

Dear Mr. Chairman and Members of the Board:

Reference is made to the above-captioned matter. In that connection, I represent Thomas A. Culotta and Mary Custic, husband and wife, as the owners-of-record of the 26 Bellis Circle property cited above and as recipients of a special permit from the Board of Zoning Appeal (BZA) dated April 21, 2022. Said special permit authorized the construction of a two-story, 476-square-foot addition to the Petitioners' single-family residence, i.e. with a footprint of 238 square feet. The addition was somewhat awkwardly shaped due to the Petitioners' efforts to avoid encroachments into the minimum side- and rear-yard setbacks applicable in the Residence B zoning district. Notably, the rear boundary of the property is not only angled vis-à-vis the Petitioners' residence, but also includes a "jog" in the vicinity of the residence which causes the 30.75-foot minimum rear setback to broadcast well into, and consume much of, the Petitioners' backyard.

Following the BZA's unanimous issuance of the above special permit, the Petitioners' neighbors at 18 Bellis Circle filed an appeal thereof naming both the Petitioners and the BZA as Defendants. Even though the addition as approved would satisfy the applicable minimum side setback nearest the neighbors' property and residence, they expressed in their appeal certain concerns with and about its proximity to them and its anticipated interference with their view(s) of nearby Danehy Park. Efforts began almost immediately to resolve these objections without protracted litigation. The neighbors expressed to the Petitioners that they did not object to the concept of an addition to the home, but that they did object to its location and configuration. After lengthy discussions and back-and-forth negotiations, the Petitioners and their neighbors achieved a settlement contingent upon amending the aforementioned special permit and seeking additional relief from the BZA, i.e. a variance, for relocation of the addition.

Now submitted herewith are the Petitioners' modified plans for their addition. Importantly, and by agreement with the neighbors, the footprint of the Petitioners' redesigned addition is the same as what the BZA previously approved (as is the overall square footage of the addition); but the addition will now be oriented and shaped somewhat differently. Sheet Z-1.01 of the design plans prepared by NEDC Design +

Millis Office
730 Main Street, Suite 1F
Millis, MA 02054
Phone/Fax 508.376.8400

New Bedford Office 227 Union Street, Suite 606 New Bedford, MA 02740 Construction, entitled "Project Boundaries," shows the original "Outline of Addition Approved by Cambridge BZA" as well as the redesigned "Proposed Limit of New Addition." The actual boundaries of the proposed new addition, as well as the interior layout thereof, are similarly shown on Sheet A-1.20 of the same plans, entitled "Proposed Schematic Floor Plans."

To implement these new plans for the Petitioners' addition, the **special permit** issued by the BZA in early-2022 must be **amended**. The BZA's prior decision had made the requisite findings, among others, that "traffic generated or patterns of access or egress... would not cause congestion, hazard, or substantial change in neighborhood character"; that "continued operation of or development of adjacent uses would not be adversely affected by the proposed use"; that "there would not be any nuisance or hazard created to the detriment of health, safety and/or welfare"; that "the proposed use would not impair the integrity of the district or adjoining district"; that "there would be no change in use"; and that "the proposed alteration would not be substantially more detrimental than the existing nonconforming structure to the neighborhood." The Petitioners contend that the reorientation of their addition, without changing its size or footprint, does not and should not alter these findings. Further support for amendment of the special permit is supplied within the attached "BZA Application Form," specifically on Page 6 thereof.

Also required for the redesigned addition to the Petitioners' home is a variance from the 30.75-foot minimum rear setback requirement. As shown on the aforementioned design plans, as well as on the new site "Plan of Land" prepared by Boston Survey, Inc., the Petitioners' proposed addition – at its closest point – will be situated approximately 21.3 feet from the rear boundary of the property. Notably, the angle of the back wall of the addition and the angle of the boundary itself diverge, running northeasterly and southeasterly, respectively, meaning that other portions of the addition encroach upon the rear-yard setback to a lesser degree. Additionally, the "jog" in the property's rear boundary, referenced above, is located not-so-conveniently nearest the addition. Measuring the rear-yard setback from the "CLF," or chain-link fence, on the City's adjacent property, i.e. Danehy Park, which runs along the boundary in a linear fashion without accommodating the aforesaid "jog," yields a distance of 29 feet at the addition's closest point, a lesser deviation from the 30.75-foot minimum setback. It is thus the awkward shape of the lot in relation to the placement of the existing house that justifies issuance of a variance. See Bobrowski, Handbook of Massachusetts Land Use and Planning Law § 8.03[A][4] (5th ed. 2022) ("Mass. Gen. L. ch. 40A, § 10 also refers to 'circumstances related to... structures, but not affecting generally the zoning district in which it is located" (emphasis added)). Further support for grant of the variance is supplied within the attached "BZA Application Form," specifically on Page 5 thereof.

I thank you for your consideration of the above. I look forward to attending the public hearing on the Petitioners' application; and addressing Board members' questions and concerns, if any.

Sincerely,

Adam J. Costa

AJC/fhs Enclosures

cc: Clients (w/ encl., via e-mail only)

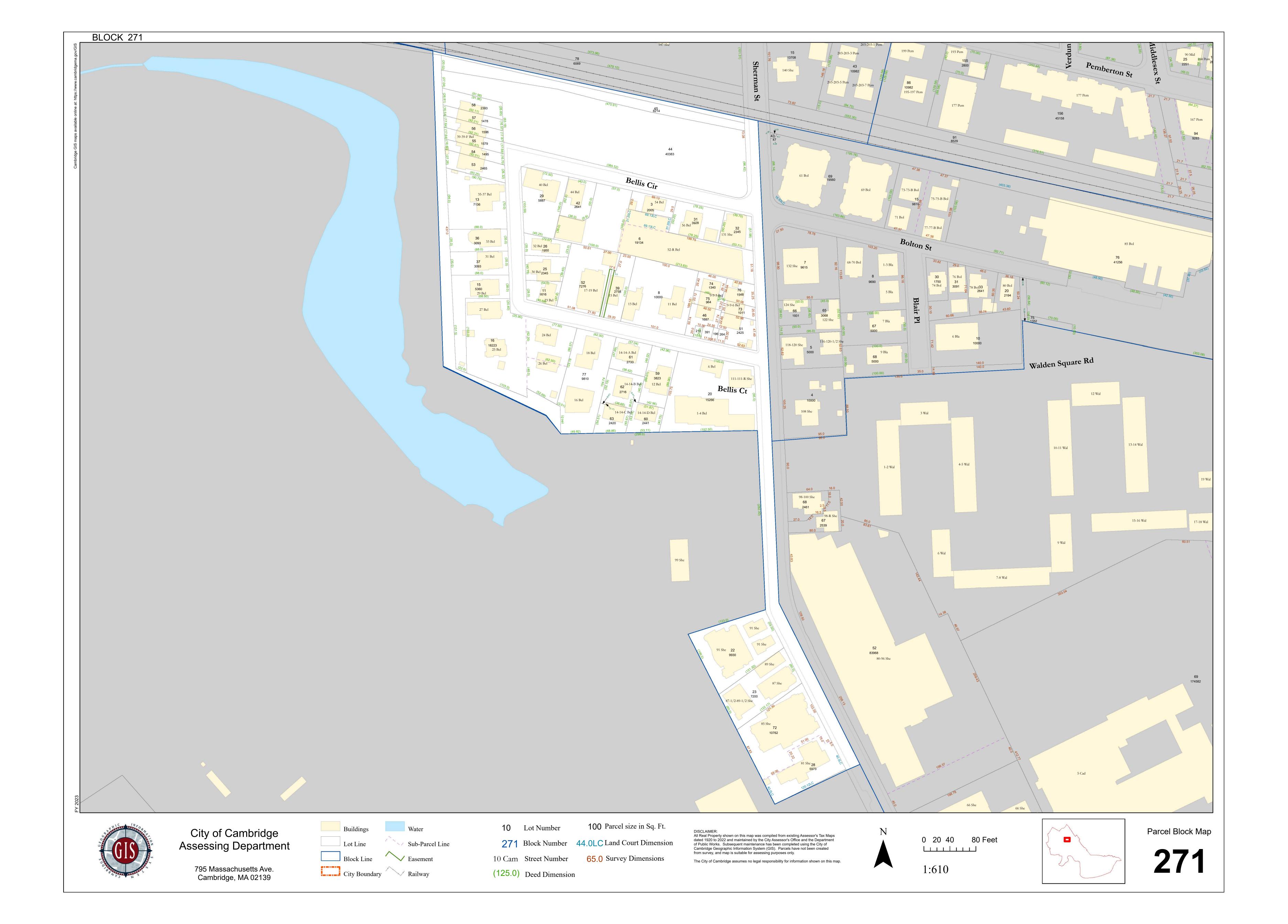
4/1/2023

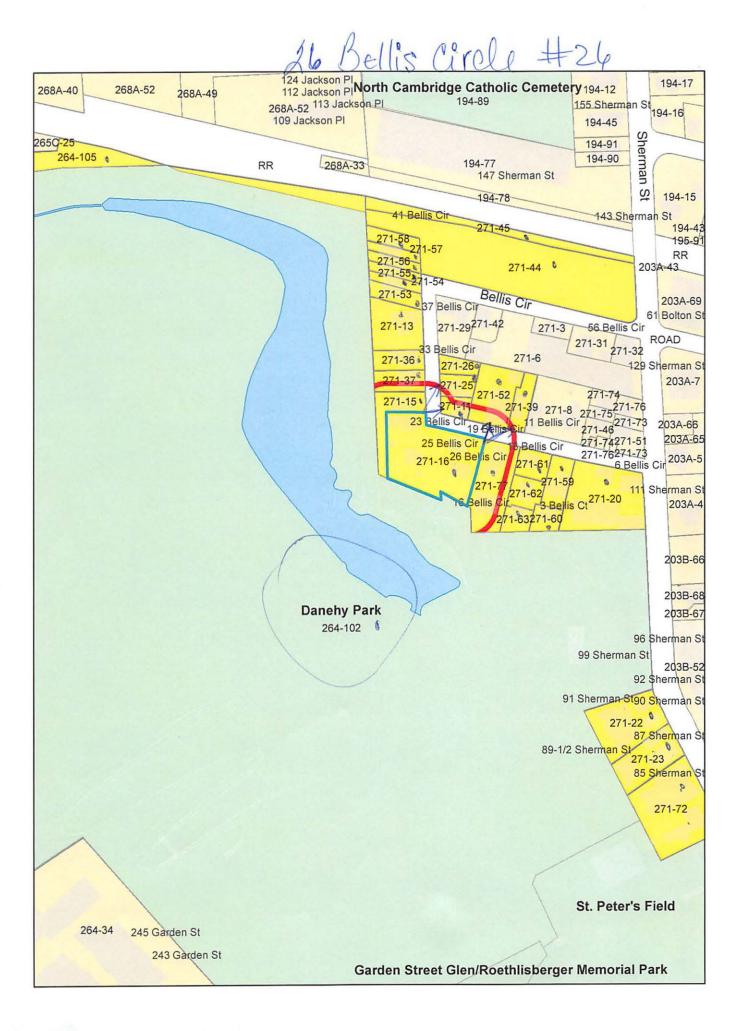
To Whom it may Concern:

This letter confirms that the owners of 24-25-27 Bellis Circle Condominium have approved and support the proposed addition to and associated renovations of 26 Bellis Circle, including the applications submitted or soon-to-be submitted by Thomas Culotta and Mary Custic to the BZA in the spring of 2023 for a special permit amendment and variance to complete these improvements.

Owners:

24 Bellis Circle
Print Name: Kathryn L. Childs Signature: Key Ouls
Signature: Key Dinks
Date: 4-2-23
Print Name: Date: 25 Bellis Circle Dudleg Wyman Date:
27 Bellis Circle
Print Name: Leah Kerr
Print Name: Leah Kerr Signature: Signature:
Date: $4-2-33$





26 Bellis Circle # 26

271-23 GARLAND, HAZEL I. 87-89 SHERMAN ST., #87/1 CAMBRIDGE, MA 02140

271-54 HUA, HAIYAN & YUHUA LI 39B BELLIS CIR. CAMBRIDGE, MA 02140

271-44 CAMBRIDGE MONTESSORI SCHOOL. INC 161 GARDEN ST CAMBRIDGE, MA 02138

271-72 BORDONE, ROBERT C. 81 SHERMAN ST., #81-1 CAMBRIDGE, MA 02140

271-56 MUELLER, FREDERICK W. 39D BELLIS CIR CAMBRIDGE, MA 02140

271-63 TITCOMB, TIMOTHY PAUL AND KITT SCHAFFER 14 C JOHN F. BELLIS CIR CAMBRIDGE, MA 02140

271-72 KELLY, CAROL 85 SHERMAN ST., UNIT #85/8 CAMBRIDGE, MA 02138

271-72 ORMOND, CATHERINE, TRUSTEE THE CATHERINE ORMOND LIV TR 85 SHERMAN ST., #5 CAMBRIDGE, MA 02138

271-23 LANGE, NANCY J., TRUSTEE OF REVOCABLE LIVING TRUST NANCY J. LANGE 87 SHERMAN ST., UNIT #87 1/2-1 CAMBRIDGE, MA 02138

271-53 GIRALDI, WILLIAM M. & KATIE GIRALDI 39A BELLIS CIR CAMBRIDGE, MA 02140 271-23 PALLOTTA, CHRISTOPHER F. 87 SHERMAN ST., #87-3 CAMBRIDGE, MA 02138

271-58 OLKEN, DEBORAH 39 JOHN F. BELLIS CIRCLE CAMBRIDGE, MA 02140

271-45 MASSACHUSETTS BAY TRANSPORTATION AUTHORITY 10 PARK PLAZA BOSTON, MA 02116

271-23 LIEB, LAWRENCE B. 87 SHERMAN ST., #87-2 CAMBRIDGE, MA 02138

271-57 RUDD, CHRISTOPHER E. 4026 AVENUE DE VENDOME MONTREAL , QC

271-72 BARRICELLI, LAURA C. 85 SHERMAN ST., UNIT #85/2 CAMBRIDGE, MA 02138

271-72 WHELAN, DAVID & CATHERINE BOHN 81 SHERMAN ST., UNIT #2 CAMBRIDGE, MA 02140

271-72 SONG, KYUNG I. 85 SHERMAN ST., UNIT #9 CAMBRIDGE, MA 02140

271-26 LADD, MARIBETH & BARRY MURPHY 32 BELLIS CIRCLE CAMBRIDGE, MA 02140

271-13
BERRY, ROGER S. & SONIA PEREZ VILLANUEVA
35 BELLIS CIR
CAMBRIDGE, MA 02140

MEAD, TALERMAN & COSTA, LLC C/O ADAM J. COSTA, ESQ. 30 GREEN STREET NEWBURYPORT, MA 01950

CULOTTA, THOMAS A. & MARY CUSTIC

271-60 KING, CAROLYN B. 14 D BELLIS CIRCLE CAMBRIDGE, MA 02138

271-16

26 BELLIS CIR

CAMBRIDGE, MA 02140

271-39 HARRIS, EUGENE N. & ESTHER K. HARRIS 15 BELLIS CIR CAMBRIDGE, MA 02140

271-62 THOMAS, BARBARA & TIMOTHY WALL 14B BELLIS CIRCLE CAMBRIDGE, MA 02140

271-72 NIXON, JEANNE M. K. 85 SHERMAN ST, #3 CAMBRIDGE, MA 02140

271-72 TWEED, AMANDA J. 85 SHERMAN ST 85/4 CAMBRIDGE, MA 02140

271-22 LI, XIANJING 91 SHERMAN ST #2 CAMBRIDGE, MA 02140

271-52 VISE, DAVID 19 BELLIS CIR CAMBRIDGE, MA 02140

271-11 MORIARTY, PATRICIA M. 23 BELLIS CIR CAMBRIDGE, MA 02140 26 Bellis Circle # 76

2 y 3

271-20 KIM, JENNIFER Y. & LAWRENCE K. KIM 1 BELLIS CT. UNIT A CAMBRIDGE, MA 02140

271-15 WYMAN, DUDLEY & NICOLE A. BARNA 29 BELLIS CIR CAMBRIDGE, MA 02140

271-20 WEITZMAN, CATHERINE EZELL AND ARTHUR J. WEITZMAN 4 JOHN F. BELLIS CT CAMBRIDGE, MA 02140

271-77 WU, SHUO & KUN HU 18 BELLIS CIR CAMBRIDGE, MA 02140

271-22 KELLEY, BRITTA E. & KATHLEEN M. RIESING 91 SHERMAN ST #1 CAMBRIDGE, MA 02140

271-72 JUNG ERIC HOONEE 85 SHERMAN STREET - UNIT 85-1 CAMBRIDGE, MA 02140

271-22 WANG, RUWEI & JEREMY P. MCNEES 91 SHERMAN ST UNIT 3 CAMBRIDGE, MA 02140

271-16 KERR, LEAH A & ADAM F. TRS THE LEAH KERR 2005 TR 27 BELLIS CIR CAMBRIDGE, MA 02140

271-22 RIGEL CAPITAL LLC 1175 W BITTERS RD, STE 2203 78216 SAN ANTONIO , TX 78229

271-16 WYMAN, DUDLEY & NICOLE BARNA 25 BELLIS CT - UNIT 25 CAMBRIDGE, MA 02318 271-20 GILL, RICHARD J. & SUZAN E. WOLPOW 111 SHERMAN ST UNIT E CAMBRIDGE, MA 02140

271-20 ROWLANDS, DAVID JOHN & MARIANNA PAPASPYRIDONOS 2 BELLIS COURT CAMBRIDGE, MA 02140

271-23 LUCAS, JUAN CESAR SANCHEZ & EVA MARIA FERRERAS RODRIGUEZ 87-89 SHERMAN ST UNIT #89 CAMBRIDGE, MA 02138

271-22 JAYARAM, HARIHARAN GEETA ATHALYE TRS 91 SHERMAN ST - UNIT 6 CAMBRIDGE, MA 02140

271-59
MAHMOODABADI,
SINA ZAREI HANIEH AKBARIROMANI
12 BELLIS CIRCLE
CAMBRIDGE, MA 02140

271-22 DRAZEN, BRADFORD, TRS THE CREESE CAMBRIDGE TRUST 91 SHERMAN ST UNIT 5 CAMBRIDGE, MA 02140

271-25 TOFIAS, LEVI J. ROSEMARY PARK 30 BELLIS CIR CAMBRIDGE, MA 02140

271-72 VARY GYORGY & ANITA KOVACS 85 SHERMAN ST CAMBRIDGE, MA 02140

271-16
KANE, STUART A & KATHRYN L CHILDS TRS
24 BELLIS CIR - UNIT 24
CAMBRIDGE, MA 02140

271-23 POIRIER, JOSEPH A ELIZABETH A POIRIER 299 LEXINGTON ST - UNIT 16 WOBURN, MA 01801 KERAMARIS, JOHN & NICHOLAS KERAMARIS 111 SHERMAN ST., #F CAMBRIDGE, MA 02140

271-20 SUN, GERALD & TING FENG 111 SHERMAN STREET UNIT C CAMBRIDGE, MA 02138

271-20

1271-37 WILTON, LISA JAYNE 31 J. F. BELLIS CIR. CAMBRIDGE, MA 02140-3207

271-36 SIEGELL, MICHAEL LAKSHMI MUDUNURI 33 BELLIS CIR CAMBRIDGE, MA 02140

271-72 ZEA NICOLAS VARGAS 85 SHERMAN ST UNIT 11` CAMBRIDGE, MA 02140

271-77 BIAL ERICA 16 BELLIS CIR -UNIT 16 CAMBRIDGE, MA 02140

271-61 BHARGAVA, ANKUR & AVANTI TILAK 14A BELLIS CIRCLE CAMBRIDGE, MA 02140

271-55 GARCIA, GARRETT & SAMANTHA LIVINGSTON 39C BELLIS CIR CAMBRIDGE, MA 02140

271-72 MAKARANKA MIKALAI 85 SHERMAN ST APT 10 CAMBRIDGE, MA 02140

271-22
TAI JEANNE CHING
TRS JEANNE CHING TAI TRUST
91 SHERMAN ST - UNIT 4
CAMBRIDGE, MA 02140

26 Belles Circle# 26

271-22 KUCAB, BRADLEY & FARZANEH NEKUI 91 SHERMAN ST - UNIT 7 CAMBRIDGE, MA 02140

264-102 & 105 CITY OF CAMBRIDGE C/O NANCY GLOWA CITY SOLICITOR 264-102 CAMBRIDGE CITY OF PWD 147 HAMPSHIRE ST CAMBRIDGE, MA 02139

264-105-102 CITY OF CAMBRIDGE C/O YI-AN HUANG CITY MANAGER



CULOTTA RESIDENCE - ADDITIONS / RENOVATIONS

26 Bellis Circle, Cambridge MA 02140

THE CULOTTA RESIDENCE IS A WOOD FRAMED SINGLE FAMILY STRUCTURE. WORK WILL INCLUDE A INTERIOR RENOVATIONS AND A NEW TWO-STORY ADDITION AT THE REAR OF THE STRUCTURE.



LOCATION MAP

PROJECT INFORMATION

ROJECT ADDRESS:	26 Bellis Circle, Cambridge MA 02140	MAP:	16
	Cambridge W/ 02 / 10	BLOCK:	В
		LOT:	34
ROJECT OWNER:	TOM CULOTTA / MARY CUSTIC 26 Bellis Circle, Cambridge MA 02140	ZONE:	NR

APPLICABLE CODES

THE BUILDING SHALL COMPLY AND/OR CONFORM WITH THE FOLLOWING BUILDING CODES & STANDARDS:

ZONING: The Zoning Act Massachusetts General Law 40A Somerville Zoning Ordinance

ADOPTED DECEMBER 12TH 2019 BUILDING: Massachusetts State Building Code, Ninth Edition, Base Volume

ADOPTS WITH AMENDMENTS: International Building Code 2015 (IBC 2015)

Energy Conservation Code 2015 of Massachusetts **ENERGY:** ADOPTS WITH AMENDMENTS:

International Energy Conservation Code 2015 (IECC 2015) MECHANICAL:

Mechanical Code 2015 of Massachusetts ADOPTS WITHOUT AMENDMENTS: International Mechanical Code 2015 (IMC 2015)

MASSACHUSETTS COMPREHENSIVE FIRE SAFETY CODE, 527 CMR 1.00

INCORPORATES NFPA1-2015, BY REFERENCE

CODE SUMMARY

ZONING + SQUARE FOOTAGE ANALYSIS

Project: 26 Bellis Circle, Cambridge MA 02140

271-16-26 Parcel ID: Property Type: Classification Code: 271-16-26 18,185 sf Lot Size (per assessor's database): 1,488 sf Living Area (per assessor's database): Gross building Area (for FAR) 1,488 sf

Year Built: City of Cambridge Zoning Code Referenced Zoning Article:

Zone B	Required	Existing Conditions	Proposed Conditions
Minimum Lot Size (sq ft)	5,000	18,185	no change
Minimum Lot Area for Each D.U. (sq ft)	2,500	4,395	no change
Minimum Lot Width (ft)	50	NA	no change
Floor Area Ratio Maximum	.50 / 1 st 5,000 <u>sf :</u> .35 remainder (2,500 +4,614=7,114 sf)	.50 / .36 (2,500+4,755= 7255)*	.50 / .41 (2,500+5,231= <u>7,731)*</u>
Building Height Maximum (ft)	35	18.4	no change
Minimum Ratio of Private Open Space to Lot Area	40%	50.0%	44.3%
Front Yard minimum Depth (ft)	15	50.3	no change
Side Yard Minimum Width (ft)	7.5' (sum of 20)	14.1	no change
Rear Yard Minimum depth (ft) See (c) below	25 + 5.75 = 30.75	31.3	22.00

*Does not includes basements

ZONING NOTES

(c) In no case may a building be nearer the rear lot line than twenty (20) feet in Residence C-2, C-2B, C-2A, C-3A, C-3B districts. In Residence C and C-1 districts, no building may be nearer the rear lot line than twenty (20) feet plus one additional foot of rear yard for each four feet that the depth of the lot exceeds 100 feet, up to a maximum of thirty (30) feet. In Residence A-1, A-2, and B districts, no building may be nearer the rear lot line than twenty-five (25) feet plus one additional foot of rear yard for each four feet that the depth of the lot exceeds one hundred (100) feet, up to a maximum of thirty-five (35) feet. For purposes of this Footnote C, the lot depth shall be that distance measured along a line perpendicular to the front lot line and extending to that point on the rear lot line most distant from the front lot line. (j) Applicable to the first five thousand (5,000) square feet of lot area. For those portions of any lot exceeding five thousand (5,000) square feet, the applicable Maximum Ratio of Floor Area to

Lot Area shall be 0.35 for all permitted residential uses and the Minimum Lot Area for Each Dwelling Unit shall be four thousand (4,000) square feet. However, for any lot in existence as of June 30, 1995 that is subsequently subdivided into two or more lots, the total amount of gross area and number of units on the subdivided lots, in total, shall at no time exceed that permitted by this footnote (j) on the lot before the subdivision occurred. Unless otherwise permitted by special permit from the Board of Zoning Appeal, the gross floor area and dwelling units permitted on each subdivided lot shall be in the same ratio as that lot's area is to the area of the unsubdivided lot. Nothing in this footnote (j) shall prohibit the subdivision of a Townhouse Development conforming at the time of its construction, as permitted in <u>Section 11.10</u>.

DRAWING LIST

SYMBOLS & ABBREVEATIONS

1 View N ⊇ັາe

BUILDING ELEVATION

INTERIOR ELEVATION

MARKER

ELEVATION/LEVEL

DETAIL CALLOUT

1/4" = 1'-0"

DOOR TAG

WINDOW TAG

ROOM TAG

REVISION TAG

EXISTING

PARTITION

DEMOLISHED

NEW PARTITION

Sheet List						
Sheet Number	Sheet Name	Sheet Issue Date	Current Revision Issued To			
G-000	Cover Sheet	2/3/23				
R-1.00	Existing Floor Plans	2/3/23				
A-1.20	Proposed Schematic Floor Plans	2/3/23				
A-2.20	Proposed Exterior Elevations	2/3/23				
Z-1.01	Project Boundries	11/9/22				



CUSTOM RESIDENTIAL REMODELER | BUILDER

NEW ENGLAND DESIGN + CONSTRUCTION 103 TERRACE STREET BOSTON, MA 02120 617.708.0676 WWW.NEDESIGNBUILD.COM HIC# 167855



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Revision/Issue

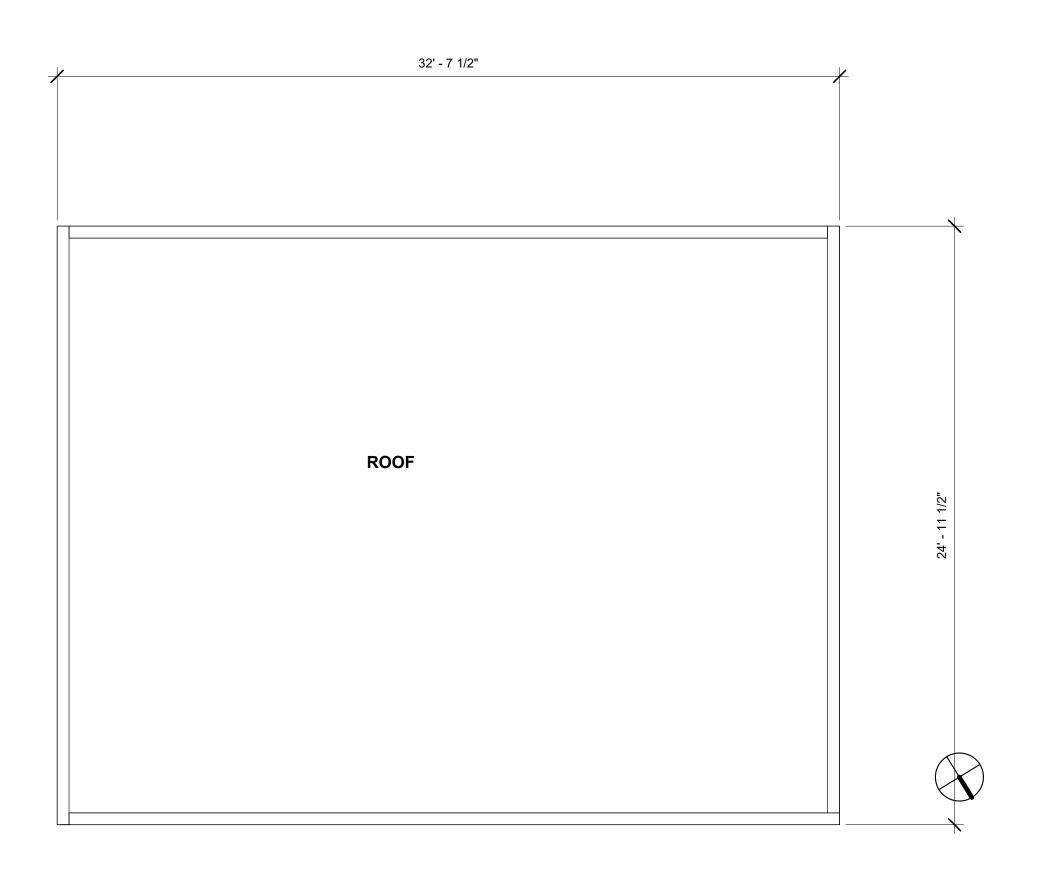
02/03/2023 Scale 1/4" = 1'-0" NEDC Job No. 20.001

Cover Sheet

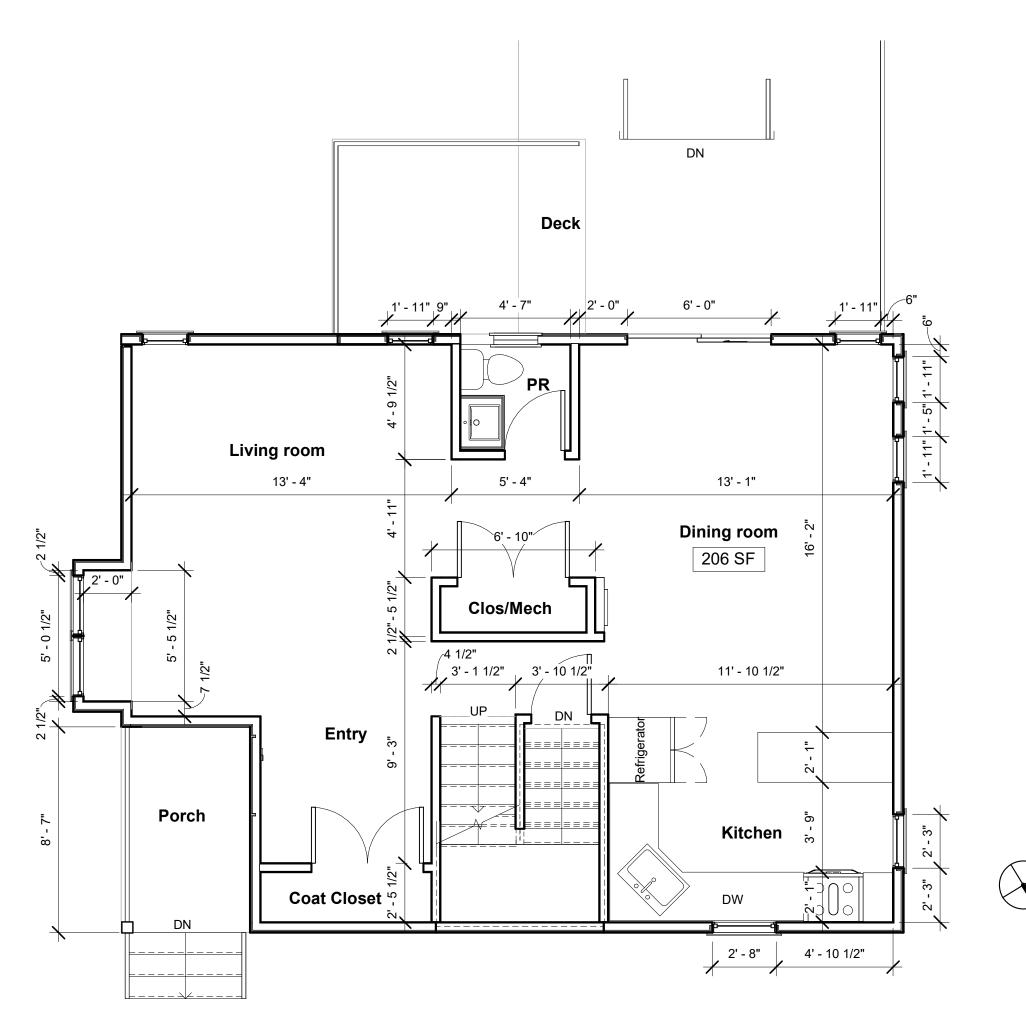
G-000 Symbols and Abbreviations

101

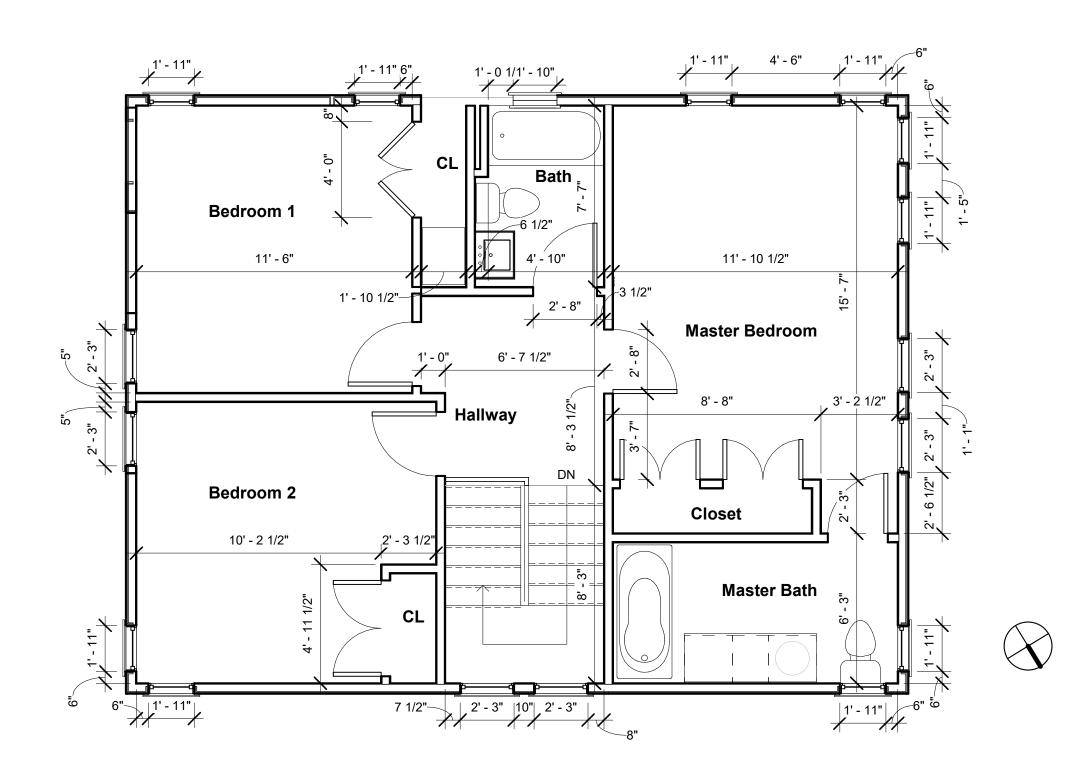
2/3/2023 10:53:43 AM



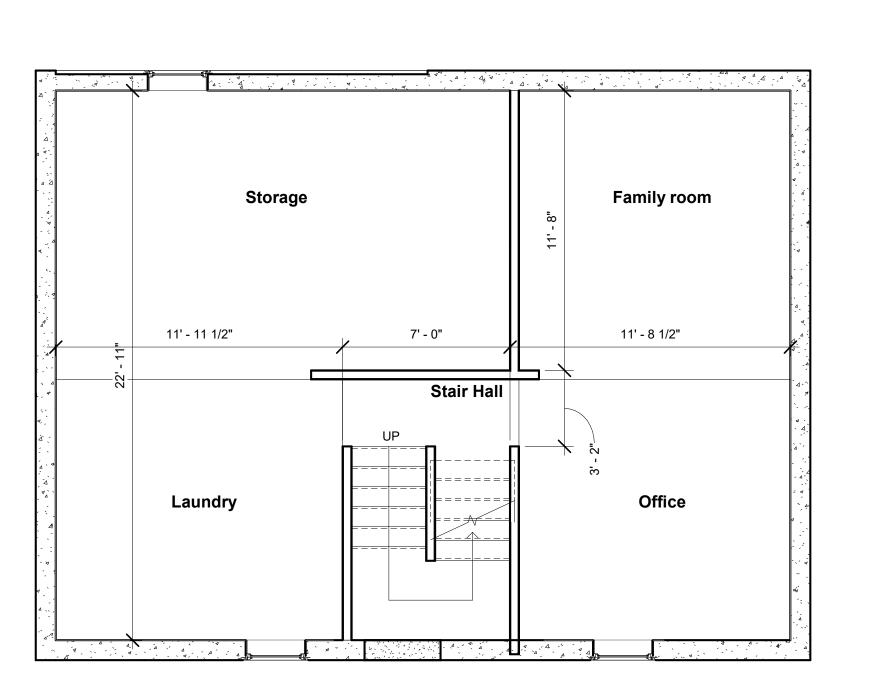
4 3 Roof Existing 1/4" = 1'-0"



2 1_1st Floor Existing 1/4" = 1'-0"



3 2_2nd Floor Existing 1/4" = 1'-0"



1 0_Basement Existing 1/4" = 1'-0"



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Culotta Residence

Locus Pla

No.	Date	Revision/Issue
		Date

Date 02/03/2023 Scale 1/4" = 1'-0" NEDC Job No. 20.001

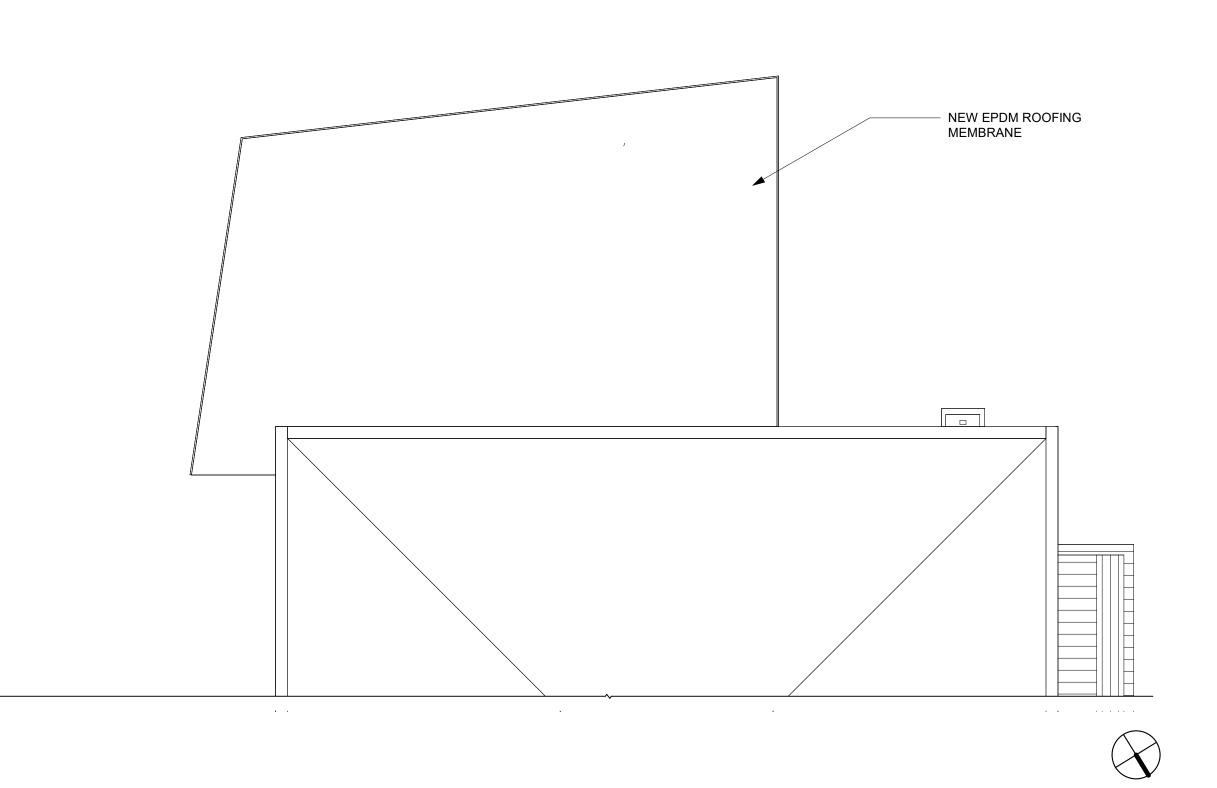
Existing Floor Plans

R-1.00

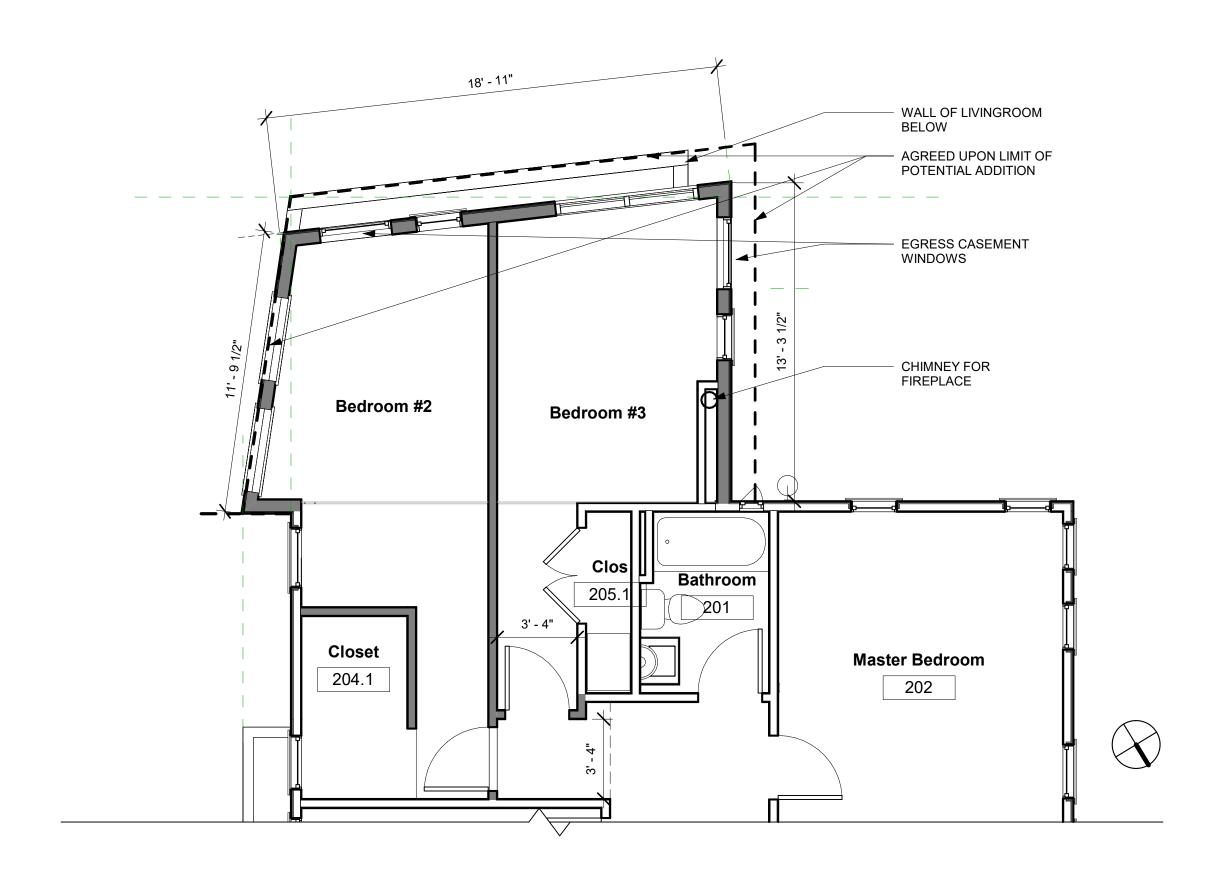


4 Perspective #1

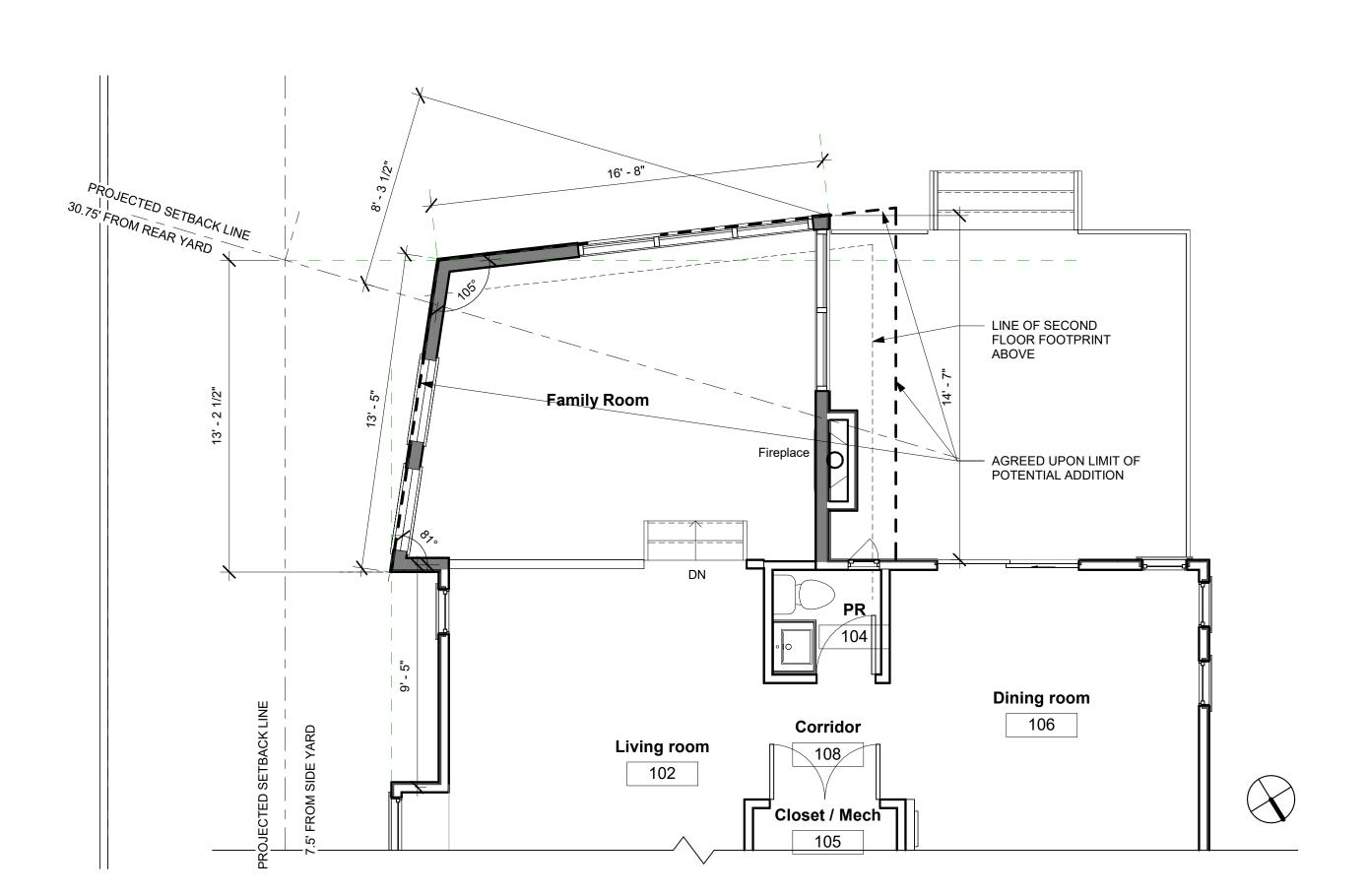
THE MATERIALS AND FINISHES SHOWN ON THE ELEVATIONS AND RENDERINGS ARE FOR ILLUSTRATIVE PURPOSES ONLY; THE OWNER RESERVES THE RIGHT TO SUBSTITUTE THE SAME IN ITS SOLE DISCRETION.



3 Roof 1/4" = 1'-0"



2 2nd Floor 1/4" = 1'-0" 238 SF ADDITION ON THE SECOND FLOOR



1_1st Floor 1/4" = 1'-0" 238 SF ADDITION ON THE FIRST FLOOR



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Culotta Residence

No.	Date	Revision/Issue
		Date

02/03/2023 Scale 1/4" = 1'-0" NEDC Job No. 20.001

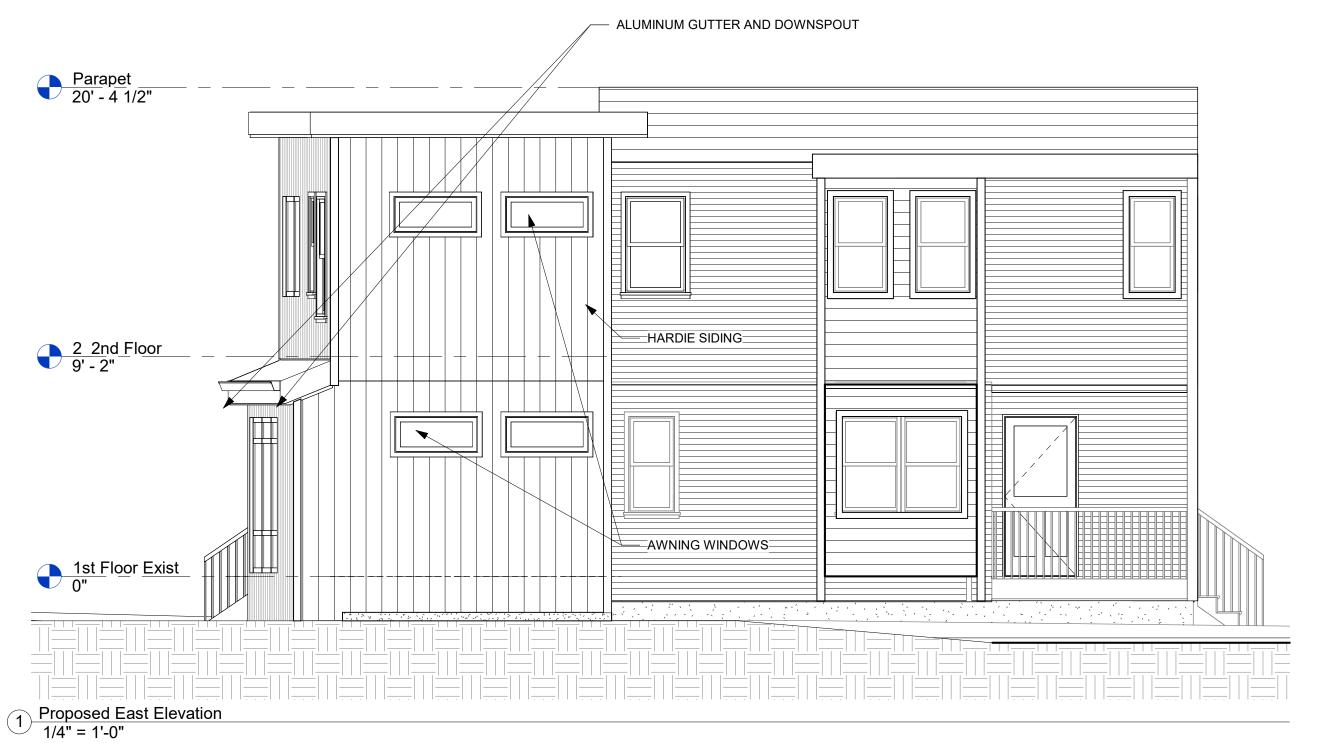
Proposed Schematic Floor Plans

A-1.20









THE MATERIALS AND FINISHES SHOWN ON THE ELEVATIONS AND RENDERINGS ARE FOR ILLUSTRATIVE PURPOSES ONLY; THE OWNER RESERVES THE RIGHT TO SUBSTITUTE THE SAME IN ITS SOLE DISCRETION.

DESIGN + CONSTRUCTION

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Culotta Residence
26 Bellis Circle
Cambridge, MA 02140

Locus F

No.	Date	Revision/Issue
		Date
		02/03/2023

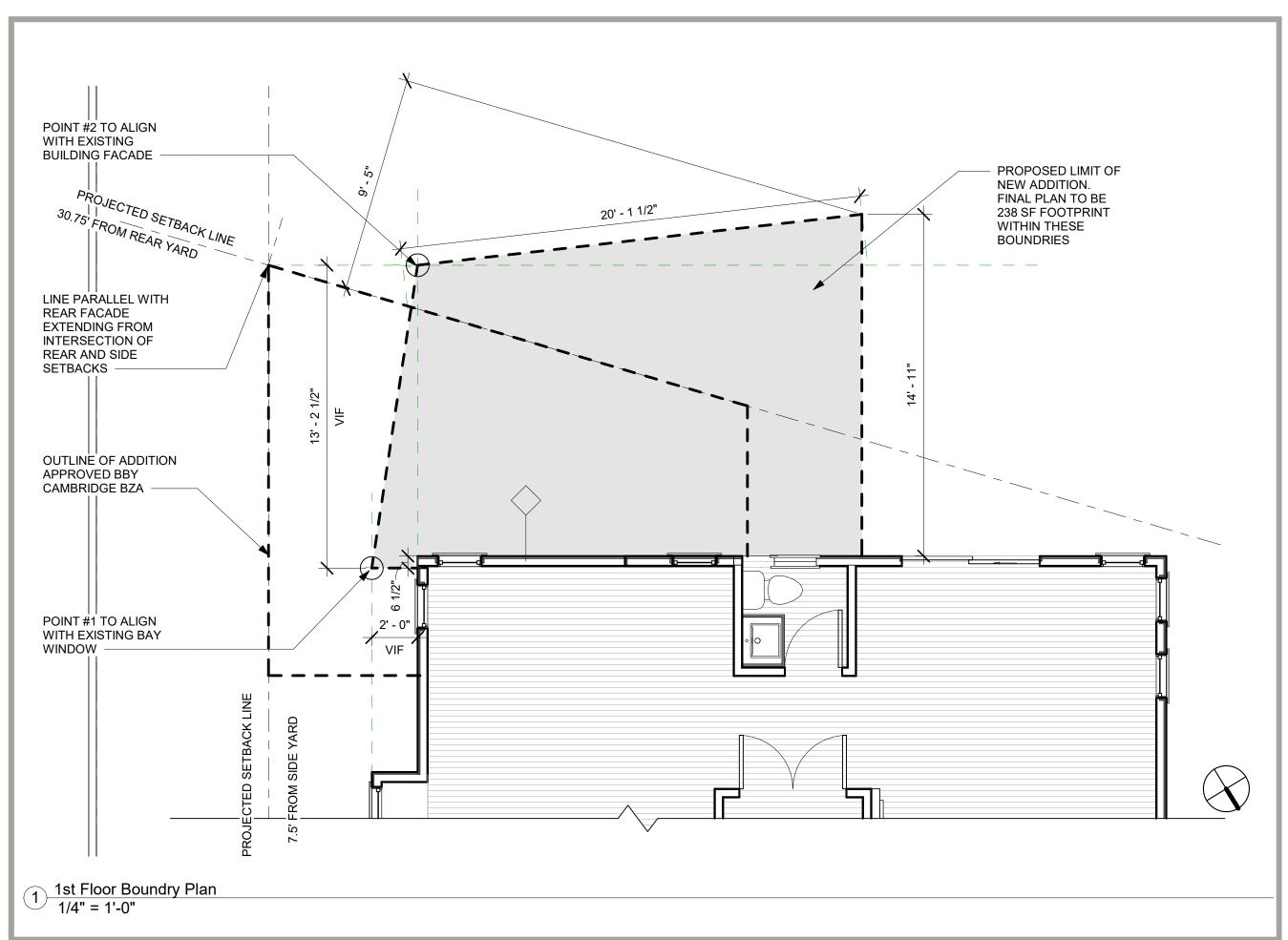
Proposed Exterior

Elevations

Scale

1/4" = 1'-0"

A-2.20





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Culotta Residence

26 Bellis Circle Cambridge, MA 02140

Project Boundries

20.001

Date 02/03/2023

Scale 1/4" = 1'-0"

Z-1.01

PREPARED FOR: THOMAS A. CULOTTA 26 BELLIS CIRCLE CAMBRIDGE, MA 02140

REFERENCES:
OWNER OF RECORD:
BELLIS CIRCLE CONDOMINIUM

BK 46247; PG 103 No. 1381 OF 2005 No. 369 OF 2015

PLAN OF LAND LOCATED AT

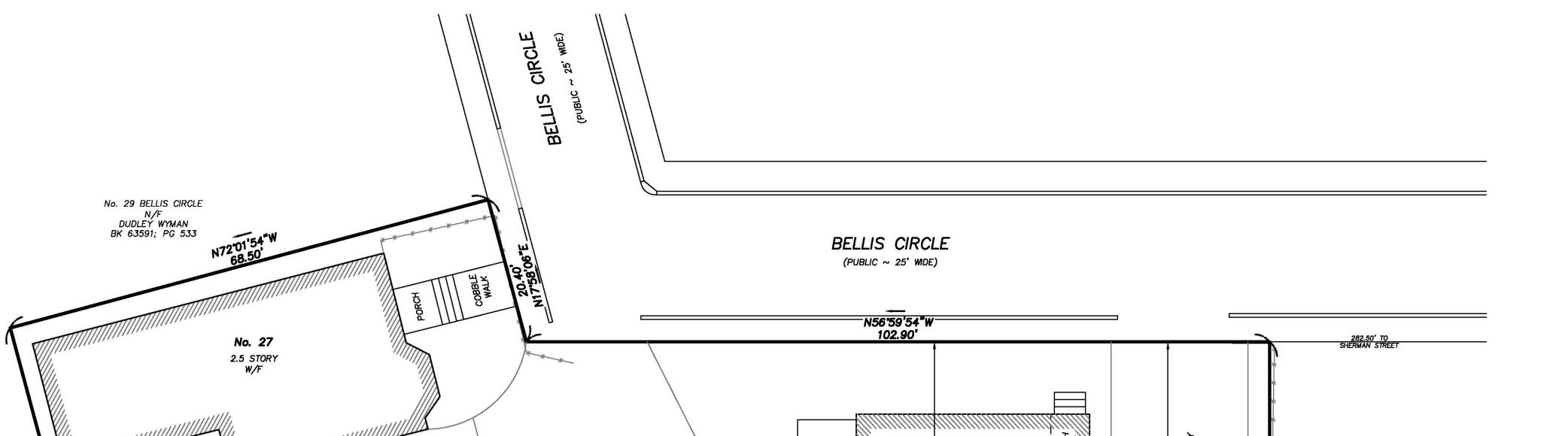
24, 25, 26, & 27 BELLIS CIRCLE CAMBRIDGE, MA

DATE: FEBRUARY 9, 2023 SCALE: 1.0 INCH = 10.0 FEET

I CERTIFY THAT THIS PLAN WAS MADE FROM AN INSTRUMENT SURVEY ON THE GROUND BETWEEN
THE DATES MARCH 7, 2006 - FEBRUARY 9, 2021
AND ALL STRUCTURES ARE LOCATED AS SHOWN

ACCORDING TO THE FEDERAL EMERGENCY
MANAGEMENT AGENCY (F.E.M.A.) MAPS, THE
MAJOR IMPROVEMENTS ON THIS PROPERTY FALL
IN AN AREA DESIGNATED AS

ZONE: X
COMMUNITY PANEL: 25017C0419E EFFECTIVE DATE: 06/04/2010



DECK

LOTS B, B & LCC 4789-A 18,185±SF

2.5 STORY

DECK

2.5 STORY

WALKWAY

2.5 STORY (W/F)

PORTION OF DECK TO BE REMOVED

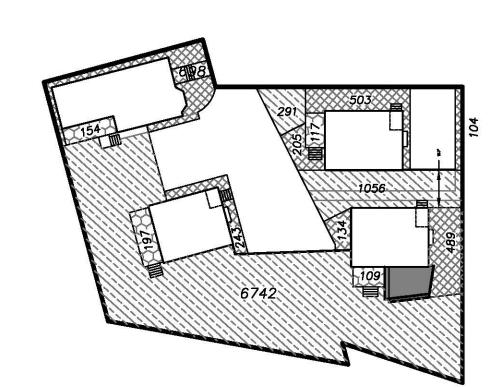
(2.00')

OPEN SPACE DIARGAM SCALE: 1.0' = 40'

BOSTON

SURVEY, INC.

UNIT C-4 SHIPWAY PLACE CHARLESTOWN, MA 02129 (617) 242-1313



OPEN SPACE AREAS

TOTAL LOT AREA: REQUIRED (40%):

18,185±SF 7,274±SF

USABLE OPEN SPACE COMPLIANT (15' X 15')

No. 16-18 BELLIS CIRCLE

NO. 10-18 BEELIS CIRCLE N/F 16-18 BELLIS CIRCLE CONDOMINUM BK 65427; PG 238

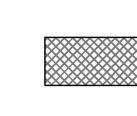
291±SF 1,056±SF 6,742±SF **8,089±SF**

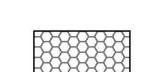
TOTAL:

NON-USABLE OPEN SPACE NON-COMPLIANT

698±SF 243±SF 205±SF 503±SF 104±SF 134±SF 489±SF 2,376±SF

DECK OPEN SPACE 197±SF 117±SF

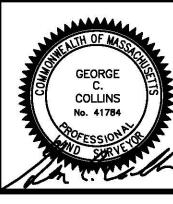




TOTAL GROSS OPEN SPACE 10,742±SF

DRAFT: DRM, NPP CHECK:

02/09/23 DATE: JOB# 04-00197



ZONING: DISTRICT: RESIDENCE B

		REQUIRED	EXISTING	PROPOSED
FAR	(MAX.)	0.5 + 0.35	0.50 + 0.36*	0.50 + 0.397*
LOT SIZE	(MIN.)	5,000 SF	18,185±SF	18,185±SF
LOT AREA, DW/U	(MIN.)	2,500 SF	4,395±SF	4,395±SF
LOT WIDTH	(MIN.)	50'	160.3'	160.3'
FRONT SETBACK	(MIN.)	15'	50.31	50.31
SIDE SETBACK 1	(MIN.)	7.5'	14.1'	12.1'
SIDE SETBACK 2	(MIN.)	7.5'	103.6'	103.6'
REAR SETBACK	(MIN.)	25' + 5.75'	31.3'	22.3'*
HEIGHT, FEET	(MAX.)	35'	18.4'±	18.4'±
PVT. OP. SPACE	(MIN.)	40%	50.8%	44.3%

DECK

* = NON-CONFORMING

LOT WIDTH, BUILDING SETBACKS SHOWN APPLY TO DWELLING AT #26 AS SHOWN HEREON.











