

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

### **BZA APPLICATION FORM**

Plan No:

BZA-017205-2019

**GENERAL INFORMATION** 

The undersigned hereby po	etitions the Board of Zoning Appeal for th	ne following:
Special Permit :	Variance :	Appeal :
PETITIONER: Richar	rd Gilreath - C/O Campbell H.E	Ellsworth, Architect
PETITIONER'S ADDRESS :	267 Norfolk Street Cambri	dge, MA 02139
LOCATION OF PROPERTY	9 Russell St Unit C Cambri	idge, MA
TYPE OF OCCUPANCY :		ZONING DISTRICT: Residence C-1 Zone
REASON FOR PETITION :		
Ot	ner: Create larger window open	ing in rear setback.
DESCRIPTION OF PETITIO	NER'S PROPOSAL :	
	n a rear yard setback, to prov	r 1F home and wishes to enlarge 2 ide for a code compliant egress
Article 8.000	Section 8.22.2.C (Non-Confe	orming Structure)
		An and the second secon
	Original Signature(s) :	(Petitioner(s) / Owner)  CAMPAC V. Edsawad  (Print Name)
	Address :	CAMPRIDE, MA 02139
3	Tel. No. :	617 799 4462
العو	E-Mail Addr	ess: CAMPROLO ELSWOLD - 1388CITE. C

### 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 Richard Gilreath (OWNER)
Address: 9C Russell St.
State that I/We own the property located at 9C Russell St.,
which is the subject of this zoning application.
The record title of this property is in the name of Richard Gilreath,
Phyllis Itoka
*Pursuant to a deed of duly recorded in the date 11/1/16, Middlesex South
County Registry of Deeds at Book <u>68330</u> , Page <u>19</u> ; 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 Widdlesex
The above-name higher of the personally appeared before me,
this 470 of 801, 2019, and made oath that the above statement is true.
My commission expires // 09/2023 (Notary Seal) Jason Michael Guilford-Alcenat Notary Public Commonwealth of Massachusetts My Commission Expires 11/09/2023
• If ownership is not shown in recorded deed, e.g. if by court order, recent deed, or inheritance, please include documentation.

## BER REFLICATION FURGE OMERSHER INTORNATION

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### **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 9 Russell St Unit C Cambridge, MA (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:

Project Summary:

Owner has a fully habitable basement area in their single family residence. Owner wishes to create a code compliant egress window in the basement area by enlarging windows and lowering existing window sills. The building is sufficiently above grade that lowering this window opening will not necessitate building a window well. As the existing windows are inside of the required rear setback, enlarging an opening within a setback requires a special permit.

With the requested relief the requirements of the ordinance will be satisfied.

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

No congestion, hazard, or substantial change in the established neighborhood character will result from approval of the enlarged windows at 9C Russell Street because the enlarged windows will allow for the appropriate light and air into the renovated single family dwellings and will provide a safer environment for the lower level habitable space. The new windows will be of a quality and style

that is consistent with the established neighborhood character.

The continued operation of or the development of adjacent uses as permitted in the Zoning Ordinance would not be adversely affected by the nature of the proposed use for the following reasons:

The continued operation of or the development of adjacent uses will not be adversely affected because there is no change to the proposed Use and the enlarged will enhance the dwelling creating more functional living spaces for its occupants.

Nuisance or hazard would not be created to the detriment of the health, safety and/or welfare of the occupant of the proposed use or the citizens of the City for the following reasons:

No nuisance or hazard will be created nor will any detriment to the health, safety and/or welfare of the of occupants of the proposed use or the citizens of the City because the enlarged windows.

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 enlarged windows will not impair the integrity of the district and

consistent with the quality and character of the dwelling on street and the greater Cambridge neighborhood.

### **BZA APPLICATION FORM**

### **DIMENSIONAL INFORMATION**

APPLICANT: ELLSWORTH ASSOCIATES, INC. PRESENT USE/OCCUPANCY: 1 Family

LOCATION: 9 Russell St Unit C Cambridge, MA ZONE: Residence C-1 Zone

PHONE: 6177994462 REQUESTED USE/OCCUPANCY: 1 Family

		EXISTING CONDITIONS	REQUESTED CONDITIONS	ORDINANCE REQUIREMENTS	
TOTAL GROSS FLOOR AREA:		1698	1698	1,531	(max.)
LOT AREA:		3061	N/A	N/A	(min.)
RATIO OF GROSS FLOOR TO LOT AREA: 2	AREA	0.56	0.56	0.50	(max.)
LOT AREA FOR EACH DW	ELLING UNIT:	3062	3062	2500	(min.)
SIZE OF LOT:	WIDTH	43'	N/A	N/A	(min.)
	DEPTH	78'	N/A	N/A	
SETBACKS IN FEET:	FRONT	approx. 20'	approx. 20'	N/A	(min.)
	REAR	approx. 20'	approx. 20'	25 '	(min.)
	LEFT SIDE	0	0	7'6"	(min.)
	RIGHT SIDE	approx. 15'	approx. 15'	(7'6" sum.20')	(min.)
SIZE OF BLDG.:	HEIGHT	34'	34'	35 '	(max.)
	LENGTH	44'	N/A	N/A	
	WIDTH	22'	N/A	N/A	
RATIO OF USABLE OPEN TO LOT AREA:	SPACE	0.31	0.31	0.31	(min.)
NO. OF DWELLING UNIT	<u>s:</u>	1	1	1	(max.)
NO. OF PARKING SPACES:		1	1	1	(min./max)
NO. OF LOADING AREAS:		N/A	N/A	N/A	(min.)
DISTANCE TO NEAREST BLDG. ON SAME LOT:		N/A	N/A	N/A	(min.)

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

<sup>1.</sup> SEE CAMBRIDGE ZONING ORDINANCE ARTICLE 5.000, SECTION 5.30 (DISTRICT OF DIMENSIONAL REGULATIONS).

TOTAL GROSS FLOOR AREA (INCLUDING BASEMENT 7'-0" IN HEIGHT AND ATTIC AREAS GREATER THAN 5')
DIVIDED BY LOT AREA.

<sup>3.</sup> OPEN SPACE SHALL NOT INCLUDE PARKING AREAS, WALKWAYS OR DRIVEWAYS AND SHALL HAVE A MINIMUM DIMENSION OF 15'.



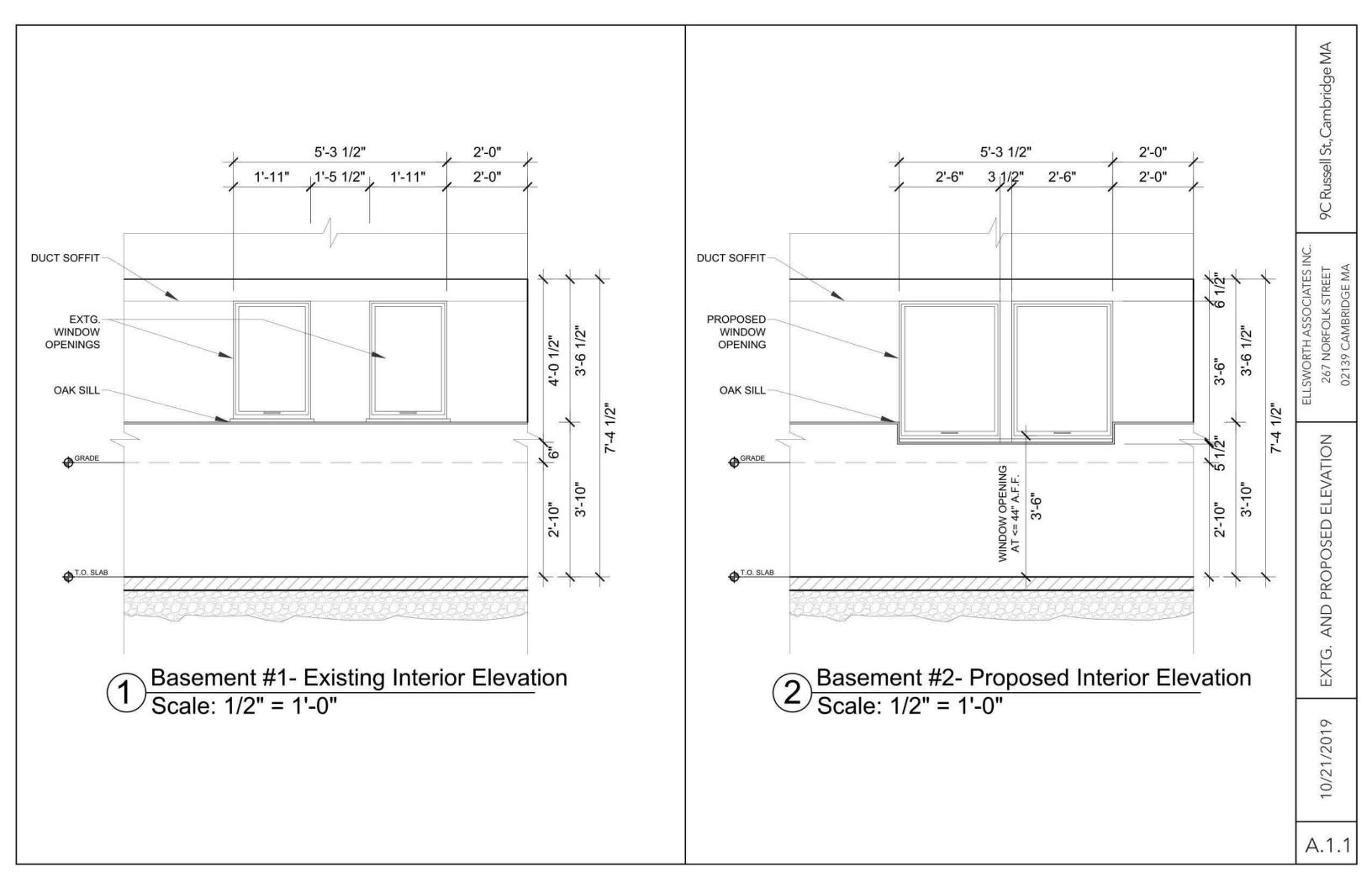
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**BZA APPLICATION FORM** 

# **GENERAL INFORMATION**

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

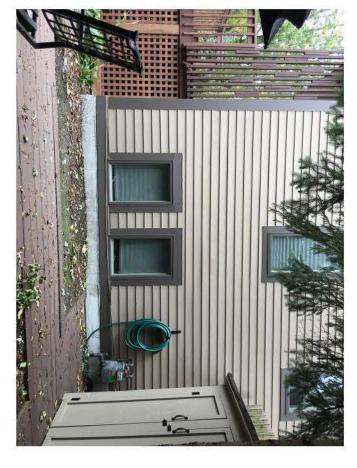
Special Permit :	√	Variance :	_	Appeal:
PETITIONER:	Richard	Gilreath - C/O Campbell H.I	Ellsworth, Archi	tect
PETITIONER'S AD	DRESS :	267 Norfolk Street Cambri	dge, MA 02139	
LOCATION OF PR	OPERTY:	9 Russell St Unit C Cambri	idge, MA	
TYPE OF OCCUPA	NCY:		ZONING DISTRICT :	Residence C-1 Zone
REASON FOR PET		r: Create larger window open	ing in rear setb	ack.
DESCRIPTION OF	PETITIONE	R'S PROPOSAL :		
		table basement space in thei a rear yard setback, to prov		
SECTIONS OF ZOI	NING ORDIN	IANCE CITED :		
Article 8.000		Section 8.22.2.C (Non-Conf	orming Structure	
		Original Signature(s) :		Petitioner(s) / Owner)  N. GUSVIVII  (Print Name)
		Address :	267 NORFO CAMBIUDG 617 999 44	E, MA 02/39
Data :		E-Mail Addr		DEUSWOWH-ASSOCIATIES







EXISTING CONDITIONS - FRONT UNIT



EXISTING CONDITIONS - REAR



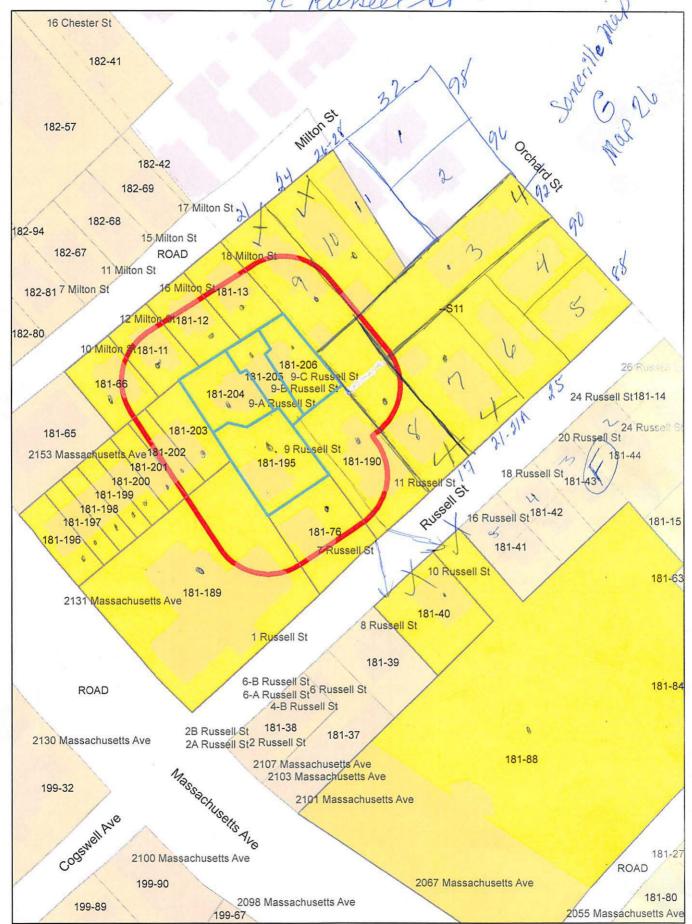


**EXISTING WINDOWS** 



PROPOSED WINDOW

90 Russell St





90 Russel St.

181-76 7 RUSSELL STREET INVESTMENTS, LLC 175 PALMER ST ARLINGTON, MA 02474

181-11 LOWENHAUPT, KY & DANIEL E. SULLIVAN 12 MILTON ST CAMBRIDGE, MA 02140-1216 CAMPBELL H. ELLSWORTH, ARCHITECT 267 NORFOLK STREET CAMBRIDGE, MA 02139

181-13 BARKOW, BARRY 18 MILTON STREET CAMBRIDGE, MA 02140 181-190 CASPAR, INC. 315 HIGHLAND AVE SOMERVILLE, MA 02144-3230 181-198 KAO, SHI HUI 37 GREENWOOD RD. WELLESLEY, MA 02481

181-195 YODA, TOMIKO & GUVEN GUZELDERE 9 RUSSELL ST CAMBRIDGE, MA 02139

TRODERMAN-KING,RONA TR. OF THE TRODERMAN-KING FAMILY TR. 2143 MASSACHUSETTS AVE CAMBRIDGE, MA 02139 181-199 MCKENZIE, JAMES 2149 MASS AVE CAMBRIDGE, MA 02138

181-201 JONES, GRAHAM M. & VALERIE C. WANG 2153 MASSACHUSETTS AVE CAMBRIDGE, MA 02140 181-40 VICTORY PROGRAMS, INC 965 MASS AVE BOSTON, MA 02118

181-196

181-66 RANDOLPH, ANNE P. 10 MILTON ST. CAMBRIDGE, MA 02140-1216

181-76 LYONS BROTHERS INVESTMENTS, LLC 175 PALMER ST ARLINGTON, MA 02474 181-202 BEKIROV, BIROL M. 2155 MASS AVE CAMBRIDGE, MA 02140-1336 181-203 BELANGER, PIERRE & MIHO MAZAEREEUW 2157 MASSACHUSETTS AVE CAMBRIDGE, MA 02138

181-206 GILREATH, RICHARD & PHYLLIS ITOKA 9C RUSSELL ST CAMBRIDGE, MA 02140 181-12 COHEN, H. THEODORE & CYNTHIA J. COHEN 16 MILTON STREET CAMBRIDGE, MA 02140-1216 181-88 HENDERSON CARRIAGE LIMITED PARTNERSHIP C/O H.J. DAVIS DEVELOPMENT TRUST 125 HIGH STREET 21ST FL BOSTON, MA 02110

181-197 SHOULDERS, MATTHEW D. & YU-SHAN LIN 2145 MASSACHUSETTS AVE CAMBRIDGE, MA 02140 181-200 ZEMAN, CAROLYN N. 2151 MASS AVE. CAMBRIDGE, MA 02140 181-204 G-K, INC. 9A RUSSELL ST CAMBRIDGE, MA 02139

181-205 LANDUCCI, STUART J. 9B RUSSELL STREET CAMBRIDGE, MA 02142 181-189
WEBBER, PHILIP R. & VICKI C. WEBBER
TRUSTEE, THE WEBBER NOM TRUST
P.O. BOX 1135
GRANTHAM, NH 03753

181-189 BUYUKOZTURK, ORAL & HULYA BUYUKOZTURK 1 RUSSELL ST UNIT #302 CAMBRIDGE, MA 02140

181-189 DADASHEV, DZHANGIR T. & OLGA T. DADASHEVA 1 RUSSELL ST. UNIT#204 CAMBRIDGE, MA 02140 181-189 CHIN, KYO & KYONG SOP CHIN 295 HIGDON AVE MOUNTAIN VIEW, CA 94041 181-189 CHO, RICHARD & MIN JUNG K. CHO 1 RUSSELL ST UNIT #102 CAMBRIDGE, MA 02140

181-189
PATTERSON, JANET H & DAVID L.
TR. OF THE JANET H. PATTERSON REVOCTR
1 RUSSELL ST UNIT #100
CAMBRIDGE, MA 02140

181-189 LUO, LILI 1 RUSSELL ST., #303 CAMBRIDGE, MA 02140 181-189 SMILACK, JASCHA & LINDSEY SMILACK 1 RUSSELL ST., UNIT #106 CAMBRIDGE, MA 02140-1348 90 Russell St.

181-189 TORSNEY, PHILIP J. & JULIE A. TORSNEY 1 RUSSELL ST., #402 CAMBRIDGE, MA 02140

181-189 CHIN, KYO JOON 1 RUSSELL ST. UNIT 105 CAMBRIDGE, MA 02140-1348

181-189 MARVIN SMITH C/O JOHANNA SMITH QUAD #1 951 PRESIDENT ST #4F BROOKLYN, NY 11215

181-189
BOLLIER, COREY D. & SYLVIA G. JACOB
1 RUSSELL ST. UNIT#201
CAMBRIDGE, MA 02139

181-189 POTTER, KATHLEEN FLANAGAN , TRS 1 RUSSELL ST #205 CAMBRIDGE, MA 02139

181-189 DORSK, HILLARY 1 RUSSELL ST #200 CAMBRIDGE, MA 02139

26-G-10 RAFAEL H. SCHLOMING 24 MILTON STREET SOMERVILLE, MA 02144

26-G-7 JOAN N. WATTMAN 21 RUSSELL STREET SOMERVILLE, MA 02144 181-189 MCCABE, STEPHEN & MARK MORLEY 1 RUSSELL ST., #400 CAMBRIDGE, MA 02140

181-189 LEIGH, JAMES & MICHAEL V. LEIGH 1 RUSSEL ST #403 CAMBRIDGE, MA 02140

181-189 JAFFE, HELEN 59 SUMMERSWEET LANE NEW CANAAN, CT 06840

181-189 TAVARES, BRIAN E. 1 RUSSELL ST #104 CAMBRIDGE, MA 02140

181-189
OUELLETTE, MICHAEL T. & HELEN
ONE RUSSELL ST UNIT #301
CAMBRIDGE, MA 02140

SOMERVILLE ABUTTERS

26-G-3-92 SUGATA BOSE & AYSHA JALAL 92 ORCHARD STREET SOMERVILLE, MA 02144

26-G-8 RUSSELL STREET REALTY LLC 75 CAMBRIDGE PARKWAY #100 CAMBRIDGE, MA 02142 181-189 NESSON, MARIE & JERONE NESSON 1 RUSSELL ST., UNIT #305 CAMBRIDGE, MA 02140

181-189 KOIRALA, RAMESH & KOPILA KOIRALA 1 RUSSELL ST., UNIT #304 CAMBRIDGE, MA 02140

181-189 LEON, MARIO E. & HAYDEE E. LEON 1 RUSSELL ST., UNIT #202 CAMBRIDGE, MA 02140

181-189 ARCHES, JOAN, TRUSTEE THE JOAN ARCHES LIV TRUST 1 RUSSELL ST., #103 CAMBRIDGE, MA 02140

181-189 NGHIEM. QUAN SARAH HALL 1 RUSSELL ST UNIT #101 CAMBRIDGE, MA 02140

26-G-9 BRYNNA L. LEDYARD PAUL W. OVERGAAG 22 MILTON STREET SOMERVILLE, MA 02145

26-G-3-92R HARE CASPAR 92R ORCHARD STREET SOMERVILLE, MA 02144

### **22 MILTON ST**

Location 22 MILTON ST

Mblu 26/ G/ 9/ /

Acct# 08315090

Owner LEDYARD BRYNNA L

**Assessment** \$1,375,100

**PID** 5053

**Building Count** 1

### **Current Value**

Assessment				
Valuation Year Improvements Land Total				
2019	\$594,300	\$780,800	\$1,375,100	

### **Owner of Record**

Owner

LEDYARD BRYNNA L

Co-Owner OVERGAAG PAUL W

Address 22 MILTON ST SOMERVILLE, MA 02145 Sale Price

Certificate

Book & Page 49304/112

\$1

**Building Photo** 

Sale Date 04/18/2007

Instrument 1)

### **Ownership History**

Ownership History					
Owner	Sale Price	Certificate	Book & Page	Instrument	Sale Date
LEDYARD BRYNNA L	\$1		49304/ 112	1)	04/18/2007
LEDYARD BRYNNA L	\$353,000		26622/ 376	00	08/29/1996
BRYANNA LEDYWARD	\$178,910		22780/ 333	L	12/30/1992
FESSENDEN REALTY	\$0				

### **Building Information**

### **Building 1: Section 1**

Year Built:

1920

Living Area:

2,557

Replacement Cost: **Building Percent** 

\$702,465 83

**Replacement Cost** 

Less Depreciation:

\$583,000

Building Attributes				
Field Description				
Style 2 Fam Conv				
Model Residential				

### 24 MILTON ST

Location 24 MILTON ST

Mblu 26/G/10//

Acct# 07267130 SCHLOMING RAFAEL H

**Assessment** \$1,433,400

**PID** 5054

**Building Count** 1

### **Current Value**

Assessment				
Valuation Year Improvements Land Total				
2019	\$623,000	\$810,400	\$1,433,400	

### **Owner of Record**

**Owner** 

SCHLOMING RAFAEL H

Sale Price Certificate \$765,000

Co-Owner Address

24 MILTON ST

Book & Page 57215/ 447

SOMERVILLE, MA 02144

Sale Date 07/29/2011

**Building Photo** 

Instrument 10

### **Ownership History**

Ownership History					
Owner	Sale Price	Certificate	Book & Page	Instrument	Sale Date
SCHLOMING RAFAEL H	\$765,000		57215/ 447	10	07/29/2011
GARRITY PAULA H TRSTEE	\$100		45974/ 417	1F	08/29/2005
GARRITY PAULA H	\$0		33015/ 270	1F	06/07/2001
GARRITY FRANK E JR & PAULA H	\$0		8843/ 059		01/19/1956

### **Building Information**

### **Building 1: Section 1**

Year Built:

1920

**Living Area:** 

3,321

Replacement Cost:

\$654,717

**Building Percent** 

Good:

**Replacement Cost** 

**Less Depreciation:** 

\$608,900

Building Attributes				
Field Description				
Style 2 Fam Conv				
Model Residential				

### 92 ORCHARD ST

Location 92 ORCHARD ST

Mblu 26/ G/ 3/ 92/

20052000 Acct#

Owner **BOSE SUGATA** 

**Assessment** \$1,371,600

**PID** 103645

**Building Count** 1

### **Current Value**

Assessment					
Valuation Year Improvements Land Total					
2019	\$1,371,600	\$0	\$1,371,600		

### **Owner of Record**

Owner

**BOSE SUGATA** 

Address

Co-Owner JALAL AYESHA 92 ORCHARD ST

SOMERVILLE, MA 02144

Sale Price

\$875,000

Certificate

Book & Page 39735/447

Sale Date Instrument 06/30/2003

00

**Building Photo** 

### **Ownership History**

Ownership History					
Owner	Sale Price	Certificate	Book & Page	Instrument	Sale Date
BOSE SUGATA	\$875,000		39735/ 447	00	06/30/2003
FLORI PETER & DENNY TRUSTEES	\$100		36594/ 033	1F	10/02/2002
FLORI PETER & DENNY	\$750,000		36117/ 544	1P	08/13/2002
	\$0		,		•

### **Building Information**

### **Building 1: Section 1**

Year Built:

1920

Living Area:

2,570

Replacement Cost: **Building Percent** 

\$1,471,315 93

**Replacement Cost** 

**Less Depreciation:** 

\$1,368,300

Building Attributes		
Field	Description	
STYLE	Fam Conv	
MODEL	Res Condo	

### 92R ORCHARD ST

Location 92R ORCHARD ST

Mblu 26/ G/ 3/ 92R/

Acct# 20052010

Owner HARE CASPAR

**Assessment** \$1,220,600

PID 103646

**Building Count** 1

### **Current Value**

	Assessment			
	Valuation Year	Improvements	Land	Total
2	019	\$1,220,600	\$0	\$1,220,600

### **Owner of Record**

Owner

Address

HARE CASPAR

Co-Owner

92R ORCHARD ST

SOMERVILLE, MA 02144

Sale Price

rice \$740,000

Certificate

**Book & Page** 39903/ 326

Sale Date 07/11/2003

**Building Photo** 

Instrument 00

### **Ownership History**

Ownership History					
Owner	Sale Price	Certificate	Book & Page	Instrument	Sale Date
HARE CASPAR	\$740,000		39903/ 326	00	07/11/2003
FLORI PETER & DENNY TRUSTEES	\$100		36594/ 033	1F	10/02/2002
FLORI PETER & DENNY	\$750,000		36117/ 544	1P	08/13/2002
	\$0				

### **Building Information**

### **Building 1: Section 1**

Year Built:

2002

Living Area:

1,927

Replacement Cost:

\$1,229,351

**Building Percent** 

99

Good:

Replacement Cost

**Less Depreciation:** 

\$1,217,100

Building Attributes		
Field	Description	
STYLE	Fam Conv	
MODEL Res Condo		

### 21 RUSSELL ST

Location 21 RUSSELL ST

Mblu 26/G/7//

Acct# 03120168 Owner WATTMAN JOAN N

**Assessment** \$1,312,100

**PID** 5051

**Building Count** 1

### **Current Value**

Assessment			
Valuation Year Improvements Land Total			Total
2019	\$488,600 \$823,500 \$		\$1,312,100

### **Owner of Record**

Owner Co-Owner WATTMAN JOAN N

Address 21 RUSSELL ST SOMERVILLE, MA 02144 Sale Price \$811,890

Certificate

Book & Page 49516/558 Sale Date 05/30/2007

**Building Photo** 

Instrument

### **Ownership History**

Ownership History					
Owner	Sale Price	Certificate	Book & Page	Instrument	Sale Date
WATTMAN JOAN N	\$811,890		49516/ 558	1N	05/30/2007
OHMART KEITH R & CHEN H ETAL TRSTEES	\$100		49163/ 510	1F	03/23/2007
OHMART KEITH R	\$100		39998/ 491	1A	07/17/2003
CHEN HELEN	\$45,000		13380/ 246		

### **Building Information**

### **Building 1: Section 1**

Year Built:

1920

**Living Area:** 

3,837

**Replacement Cost: Building Percent** 

\$691,302

**Replacement Cost** 

**Less Depreciation:** 

\$470,100

Building Attributes		
Field	Description	
Style	Two Family	
Model	Residential	

### 17 RUSSELL ST

Location 17 RUSSELL ST

Mblu 26/ G/ 8/ /

02078014 Acct#

Owner RUSSELL STREET REALTY LLC

**Assessment** \$1,478,600

**PID** 265

**Building Count** 1

### **Current Value**

Assessment			
Valuation Year Improvements Land Total			
2019	\$516,600	\$962,000	\$1,478,600

### **Owner of Record**

Owner

RUSSELL STREET REALTY LLC

**Sale Price** 

\$100

**Building Photo** 

Co-Owner Address

75 CAMBRIDGE PARKWAY #100

Certificate Book & Page 64347/318

CAMBRIDGE, MA 02142

**Sale Date** 10/09/2014

Instrument 1F

### **Ownership History**

Ownership History					
Owner	Sale Price	Certificate	Book & Page	Instrument	Sale Date
RUSSELL STREET REALTY LLC	\$100		64347/ 318	1F	10/09/2014
LAVERTY CHARLES JR &	\$178,910		22780/ 333	L	12/30/1992
FESSENSEN REALTY	\$0				

### **Building Information**

### **Building 1: Section 1**

Year Built:

1900

Living Area:

2,459 \$741,359

Replacement Cost: **Building Percent** 

69

Good:

**Replacement Cost** 

**Less Depreciation:** 

\$511,500

Building Attributes			
Style	Conventional-Apts		
Model	Residential		
Grade:	Average		