

Tuesday, January 28, 2020

BOARD OF APPEALS REVISED AGENDA

Room 801

The board will hold a hearing on January 28, 2020 starting at 9:30 a.m.

EXTENSION: 9:30 a.m

Case: BOA-642817 Address: 101A Morris Street Ward 1 Applicant: Abdallah Sahraouia

Case: BOA-389047 Address: 98-102 White Street Ward 1 Applicant: Richard Lynds, Esq

Case: BOA-725224 Address: 37-41 Bowdoin Street Ward 3 Applicant: John Moran

BOARD FINAL ARBITER: 9:30 a.m

Case: BOA-986767 Address: 63 Violet Street Ward 18 Applicant: Hezekiah Pratt

Case: BOA-986769 Address: 65 Violet Street Ward 18 Applicant: Hezekiah Pratt

Case: BOA-919606 Address: 187 Sumner Street Ward 1 Applicant: East Boston Community Development

Corporation

Case: BOA-919605 Address: 191-201 Sunmer Street Ward 1 Applicant: East Boston Community Development

Corporation

HEARING: 9:30 a.m.

Case: BOA978302- Address: 56 Hillock Street Ward 20 Applicant: Robert De Oliviera Castro

Article(s): 67(67-9: Add'l Lot Area Insufficient, Floor Area Ratio Excessive, Usable Open Space Insufficient & Side

Yard Insufficient)

Purpose: Demolish existing 2-story, single-family residence. Construction of new, 2.5 story, 2-family residence.

Case: BOA-1029682 Address: 29 Rock Hill Road Ward 19 Applicant: Matthew Hayes

Article(s): 9(9-1) 55(55-9: Floor Area Ratio Excessive, Side Yard Insufficient & Rear Yard Insufficient)

Purpose: Erect an addition as per plans. Provide two (2) ancillary parking to 12 Rock Hill Road (ERT887667).

Case: BOA-1029680 Address: 12 Rock Hill Road Ward 19 Applicant: Matthew Hayes

Article(s): 55(55-8: Use:Multifamily Dwelling:Forbidden & Use:AncillaryParking:Conditional)

55(55-40: Off-Street Parking Insufficient & Off-Street Parking Design / Maneuverability (Tandem Parking)
55(55-9: Lot Area for Additional Dwelling Units Insufficient, Floor Area Ratio Excessive, Building Height (Feet)
Excessive, Building Height (# of Stories) Excessive, Lot Frontage Insufficient, Usable Open Space Insufficient, Side

Yard Insufficient & Rear Yard Insufficient)

Purpose: Combine 3 existing Lots into one 10,138 sq ft Lot of land, Lot A 29 Rock Hill Rd. Parcel#1900258000 with Lot B, 31 Rock Hill Rd Parcel#1900258001 and

Lot C Parcel #1900258002. This Lot to be known as 12 Rock Hill Rd. Erect a new 4 story, 15 Unit Residential Building. There will be a full Sprinkler system being installed. Propose (2) ancillary parking from 29 Rock Hill Road

(ALT887611).

Case: BOA-1025330 Address: 16-18 Ada Street Ward 19 Applicant: Marc Rogovin

Article(s): 67(67-8) 67(67-32) 67(67-8.2)

67(67-9: Floor Area Ratio Excessive & Usable Open Space Insufficient)

Purpose: Change of Occupancy from Two-Family to Three-Family Dwelling. Remodel existing 2 car garage into a

studio apartment.

Case: BOA-968679 Address: 707 Walk Hill Street Ward 18 Applicant: Mandrell Company, LLC

Article(s): 60(60-8) 60(60-37)

60(60-9: Lot size to erect a dwelling unit is insufficient, Minimum lot width requirement is insufficient, Minimum lot frontage requirement is insufficient, Floor area ratio is excessive, Height requirement is excessive (stories), Height requirement is excessive (ft), Open space requirement is insufficient, Side yard setback requirement is insufficient, Rear yard setback requirement is insufficient & Lot area requires per dwelling unit is insufficient)

Purpose: To Raze the existing garage and erect a three-story building with 4 residential units with three parking spaces.

CITY CLERK'S DEFIC

Case: BOA-1027042 Address: 2254-2260 Dorchester Avenue Ward 17 Applicant: Patrick Newell

Article(s): 9(9-1)

Purpose: To expand existing restaurant to the abutting commercial space as per the

attached plans, no change to building footprint.

Case: BOA-1020221 Address: 39 Mellen Street Ward 17 Applicant: Jessica Krsticevic

Article(s): 65(65-8)

Purpose: Change of Occupancy to include Accessory Family Day Care Home serving 5 children. No work to be done.

Case: BOA-1027325 Address: 1526-1530 Dorchester Avenue Ward 16 Applicant: Lorraine Chapman

Article(s): 65(65-8)

Purpose: Change of Occupancy to include Performance Arts Center. New tenant fit out space located on the second

floor plans, metal frame studs, window and door installments, insulation and dry wall application, electrical

subcontractor and

plumbing subcontractor. As per plans.

Case: BOA-1034060 Address: 10 Narragansett Street Ward 16 Applicant: James Christopher

Article(s): 65(65-9: Lot size requires to erect a new dwelling is insufficient, Floor area ratio is excessive, Usable open space is insufficient, Rear yard setback is insufficient & Height is excessive)

Purpose: Two construct a new two family residential building on the new lot created with the subdivision of 45 Minot St. ALT966081, as per the attached plans.

Case: BOA-1030857 Address: 45 Minot Street Ward 16 Applicant: James Christopher

Article(s): 65(65-42)

65(65-9: Lot size to accommodate dwelling after subdivision is Insufficient, Usable open space is insufficient & Rear yard setback requirement is insufficient)

Purpose: To Subdivide the existing 7,932 square foot lot at 45 Minot St. creating two new lots consisting of 4,988 Square feet at 45 Minot St.; and 2,944 on 10 Narragansett St.(ERT966086).

Case: BOA-993496 Address: 23 Arcadia Street Ward 15 Applicant: John Barry

Article(s): 10(10-1) 65(65-8)

65(65-41: Parking insufficient & 65-41.5 a. parking maneuverability)

65(65-9: Floor Area Ratio Excessive, Bldg Height Excessive (Stories),

Side Yard Insufficient & Rear Yard Insufficient)

Purpose: Change occupancy from two (2) residential units to eight (8) residential units. Construct rear addition to extend living space, also an addition of eight (8)

parking spots.

Case: BOA-1014340 Address: 51 Bicknell Street Ward 14 Applicant: Derek Joyner

Article(s): 60(60-9)

Purpose: Demolition of some walls and install new framing where needed. Extend rear bedrooms and install new roof line. Install new hvac, plumbing, and electrical. New bathrooms, kitchens, and rebuild existing dilapidated rear porches. Install new siding and windows. (as per plans).

Case: BOA-1014344 Address: 29 Charlotte Street Ward 14 Applicant: 29 Charlotte Street, LLC

Article(s): 60(60-9)

Purpose: Change Occupancy from a Two Family Dwelling to a Three Family

Dwelling. Construct new dormers at 3rd Floor. Expand living space into Basement and Attic.

Case: BOA-999087 Address: 62-64 Boynton Street Ward 11 Applicant: Thomas Falcucci

Article(s): 55(55-9: Lot area for additional dwelling unit (s) insufficient, Floor Area Ratio excessive, Usable Open Space

insufficient, Front Yard insufficient & Side Yard insufficient)

Purpose: Seeking to raze the existing garage and erect a 3-story building with

3 residential units and 3 parking spaces.

Case: BOA-1026277 Address: 387-397 Dudley Street Ward 8 Applicant: Roxbury Development Corporation

Article(s): 50(50-41)

50(50-20: Excessive f.a.r, Height Exceeded, Insufficient usable open space & Insufficient rear yard setback)

50(50-43: Off street parking insufficient & Off Street Loading Insufficient)

Purpose: Add 583 sf Parcel B from adjacent Parcel 0802718000 at 383 Dudley Street to this existing Parcel 0802719000. Erect new 5 story mixed use building per plans. New building to be known as 387-397 Dudley Street. Occupancy to be 24 Residential units and 1,894 SQ FT of Core Shell, Raze existing building under separate building permit.

Case: BOA-1026276 Address: 383-385 Dudley Street Ward 8 Applicant: Vila Nova Apartments Inc

Article(s): 50(50-20)

Purpose: Subdivide lot. Take 583 sf from this 1983 sf Parcel 0802718000, resulting in a revised Parcel 0802718000 now totaling 1400 sf. Add the 583 sf to the 7117 sf of existing Parcel 0802719000 at 387-397 Dudley Street which will now total7700 sf for ERT1005883 (5 story/24 units and 1 core shell retail).

Case: BOA-1026279 Address: 375-385 Dudley Street Ward 8 Applicant: Vila Nova Apartment Inc

Article(s): 50(50-20)

Purpose: Combine lot and building with lots and buildings at 379-381 Dudley and 383-385 Dudley Street. The resulting lot will total 4946 sf. (See Alt 1005934 and 1005939). The resulting building to be known as 375-385 Dudley Street. Renovatebuilding per plans with one sprinkler system and one fire alarm system.

Subject to ZBA approval on Alt to Subdivide #383-395 to give 583SF to lot 387-397 under ERT1005883, then In accordance with this application Combine remainder of lot with lot #s 379-381 and 375-385 Dudley to include changing legal record to change occupancy from 3-3 family/with commercial to a 9 units dwelling(MFR), store(existing), salon(existing) and tailor shop(existing).

HEARINGS: 10:30 a.m.

Case: BOA-1019134 Address: 161 West Third Street Ward 6 Applicant: Aleksandr Gurovich

Article(s): 68(68-29)

Purpose: Build new deck on the top of the roof.

Case: BOA-954514 Address: 194-200 Shawmut Avenue Ward 3 Applicant: Telephone Associates Robert Gottlieb,

LLC

Article(s): 6(6-3A)

Purpose: The Applicant seeks to continue use the premises for an open air public parking lot for fee, capacity 89

vehicles beyond existing Board of Appeal decision BOA831956 granted to expire on July 1, 2019.

Case: BOA-1028114 Address: 31-37 Beach Street Ward 3 Applicant: CDC Realty Corp & Media Vision by Richard

C. Lynds, Esq

Article(s): 11(11-7) 11 (11-6)

Purpose: Propose 15' x 25' digital billboard on the corner of Harrison Ave and Beach St. ZBA.

Case: BOA-1029773 Address: 97-115 Beverly Street Ward 3 Applicant: Beverly Street Hotel 1B, LLC

Article(s): 49(49-9.1a)

Purpose: Change of occupancy from "Hotel, Residential & Retail, Parking Garage" to "Hotel with live entertainment,

Residential & Retail, Parking Garage".

Case: BOA-1006349 Address: 125 Addison Street Ward 1 Applicant: 125 Addison Street, LLC

Article(s): 27T-5 East Boston IPOD Applicability

Purpose: Raze existing dwelling and erect a new building consisting of nine

(9) EXECUTIVE SUITES with parking for ten (10) vehicles.

Case: BOA-1029609 Address: 567-569 Bennington Street Ward 1 Applicant: Jay Grey

Article(s): 53(53-8)

Purpose: Applying for change of use from 2 Family and store to 2 family and seating restaurant with to go.

45 Minute Lunch Break

RE-DISCUSSIONS: 11:30a.m.

Case: BOA-954709 Address: 361 Belgrade Avenue Ward 20 Applicant: John Gorman

Article(s): 29(29-4) (67(67-32)

67(67-12: Floor area ratio is excessive, Height is excessive & Front yard setback requirement is insufficient) 67(67-33: Front modal building alignment & Off street parking design (access drive and maneuverability)

Purpose: Erect new Roxbury Prep High School per plans. Demolish existing auto dealership and garage under separate permit. Some of the accessory off street parking are located in vacant lot of 371 Belgrade Ave (the lots are under the same

ownership) Request nominal fee application.

Case: BOA-954714 Address: 371 Belgrade Avenue Ward 20 Applicant: John Gorman

Article(s): 10(10-1) 29(29-4) 67(67-30)

Purpose: On vacant Parcel 5 that is 7,048sf Parcel ID 2001593005, with deed restriction to allow only parking, create 20 off street accessory parking on said lot to exclusive use of proposed new school at 361 Belgrade Ave (ERT931128).

Case: BOA-1018347 Address: 36-40 Sprague Street Ward 18 Applicant: Paul McDonald

Article(s): 69(69-14: Use: Multi-family Dwelling: Forbidden, Use: AccessoryPark-ing: Forbidden)

69(69-15: Floor Area Ratio Excessive, Building Height Excessive)

69(69-29: Off-Street Parking Insufficient, Off-Street Loading Insufficient)

69(69-30: Conformity with Existing Building Alignment, Two or More Dwellings located on the Same Lot)

Purpose: Building # 1 - Erect a new 5 story 101 Unit Apartment Building with Parking on 1st Floor level. Existing vacant Warehouse will be removed.

Case: BOA-1018350 Address: 38-40 Sprague Street Ward 18 Applicant: Paul McDonald

Article(s): 69(69-14: Use: Multi-family Dwelling: Forbidden, Use: Accessory Park-ing: Forbidden)

69(69-15: Floor Area Ratio Excessive, Building Height Excessive)

69(69-29: Off-Street Parking Insufficient, Off-Street Loading Insufficient)

69(69-30: Conformity with Existing Building Alignment, Two or More Dwellings located on the Same Lot)

Purpose: Building #2 - Erect a new 5 story 146 Unit Apartment Building with

Parking on 1st Floor level. Existing vacant buildings to be removed on separate

contract.

Case: BOA-956971 Address: 118 Harrishof Street Ward 12 Applicant: Prince Kallon

Article(s): 50(50-28) 50(50-29: Add'l lot area insufficient, Floor area ratio excessive, Usable open space insufficient,

Side yard insufficient & Rear yard insufficient) 50(50-43)

Purpose: Change Occupancy from a Three Family dwelling to a Four Family dwelling by adding the new apt into the basement. Renovate existing basement according to plans - Remove and replace staircase from first floor foyer to basement at the same location install half bath in basement. Construct new dormer addition.

Case: BOA-907831 Address: 75 G Street Ward 7 Applicant: Douglas Stefanov

Article(s): 10(10-1) 27P(27P-5) 68(68-8) 68(68-29) 68(68-34)

Purpose: Confirm occupancy a 3 family dwelling & store and change to 4 unit multi family. Demolish single story merchant building attached to main house, move existing accessory stable/garage building to the back of the lot and build a new one unit building attached to the existing main house. Rework the interior of the existing house to share one common staircase. Building to be equipped with an automatic sprinkler system.

Case: BOA-981842 Address: 1269 Massachusetts Avenue Ward 7 Applicant: Hector Guerrero

Article(s): 9(9-1) 65(65-41)

Purpose: To increase Occupant Load of existing Restaurant from 88 to 136. Install new Fire Sprinkler system. Install a new side door.

Case: BOA-1000990 Address: 48-50 L Street Ward 6 Applicant: John Hurd

Article(s): 27S(27S-5) 68(68-29) 68(68-8: Floor area ratio excessive & Side yard insufficient)

Purpose: Confirm occupancy as 6 family. Interior and exterior renovation of existing 6 unit building. Construct new rear addition on third floor on existing second floor footprint, exterior rear deck, exterior stairway and roof deck. Extend living space to basement.

Case: BOA-1005906 Address: 135 Mount Vernon Street Ward 5 Applicant: Parish of the Advent

Article(s): 32(32-9)

Purpose: Remodel kitchen, kitchenette, and bathrooms, install new HVAC systems, update electric, paint and legalize finished basement.

Case: BOA-913646 Address: 472 East Fourth Street Ward 6 Applicant: Alpine Advisory Services

Article(s): 27S(27S-5) 68(68-33) 68(68-7.2) 68(68-8: Excessive f.a.r. (no alteration permits on record to extend living space into the basement area) & Insufficient usable open space per unit)

Purpose: Confirm legal occupancy as 3 dwelling units and change occupancy from 3 to 6. Rehabilitation of 6 units with new kitchens and bathroom and reconfigured space, and reconstruction of existing headhouse and existing roof deck, all as shown of plans filed herewith, NO Record of Legal Occupancy.

Case: BOA#913653 Address: 472 East Fourth Street Ward 6 Applicant: Alpine Advisory Services

Purpose: Confirm legal occupancy as 3 dwelling units and change occupancy from 3 to 6. Rehabilitation of 6 units with new kitchens and bathroom and reconfigured space, and reconstruction of existing headhouse and existing roof deck, all as shown of plans filed herewith, NO Record of Legal Occupancy. *Updated drawings provided 4/25/19. Section 9th Edition 780 CMR CHPT 10 Chapter 10. Section 1031 Emergency escape window required within the basement bedroom located below grade.

Case: BOA1003594-Address: 138 Trenton Street Ward 1 Applicant: Tory Kelliher

Article(s): 53(53-52) 53(53-9)

Purpose: Construction of New Roof Deck. Amendment to ALT930884.

Case: BOA-1028014Address: 138 Trenton Street Ward 1 Applicant: Tory Kelliher

Article(s): 53(53-9)

Purpose: Extend living space of Unit A (1st floor) into finished basement area Clarification: Amend issued Alt of record to Extend living space into the basement

area for unit #1.

Case: BOA-942611 Address: 193-195 Chelsea Street Ward 1 Applicant: Jordan Lofaro

Article(s): 53(53-8)

Purpose: Change occupancy from 3 tenants and store to Lodging House. This is a 3-story building, outfitted for safety. Every unit is equipped with fire escape, ceiling sprinklers, and interconnected fire alarm. All the locks are electronic deadbolt, and there are internet-connected security cameras at each entrance.

Case: BOA-948426 Address: 115 Leyden Street Ward 1 Applicant: Sun Property Group, Inc. (by Richard C. Lynds) Article(s): 53(53-8) 53(53-9: Floor area ratio is excessive, Height is excessive (stories), Front yard setback is

insufficient, Side yard setback is insufficient & Rear yard setback is insufficient) 27T(27T-5) 25(25-5) 53(53-56) **Purpose:** Demolish existing structure and erect new 8-residential unit building with 9 parking spaces.

Case: BOA-1012912 Address: 46 Bellamy Street Ward: 22 Applicant: Eamon Geoghegan

Article(s): 51(51-9: Front yard insufficient & Side yard insufficient)

Purpose: Add attached 2 car garage with storage, add new front deck, and add covered and open rear deck. Change occupancy to include 2 car garage.

INTERPRETATION: 12:00noon

Case: BOA-1020647 Address: 54 River Street Ward 17 Applicant: Paul Clarke, Et AL

Purpose: The petitioner's seeks a determination that the Inspectional Services Department erred in issuing the Permit # ERT898883. The permit was issued as an allowed use.

RECCOMMENDATION/HEARINGS:

Case: BOA-1027566 Address: 171 Lexington Street Ward: 1 Applicant: Mark Richards

Article(s): 53(53-6) 53(53-9)

Purpose: Complete Renovations to existing basement begun by previous owner and change occupancy from 1 to 2

family.

Case: BOA-1014461 Address: 10 Austin Street Ward: 2 Applicant: Kathy Harney

Article(s): 62(62-25) 62(62-8)

Purpose: Build roof deck on existing rubber roof.

Case: BOA-9982243 Address: 5-7 Thornton Street Ward: 9 Applicant: Joshua Rose-Wood

Article(s): 50(50-29: Insufficient side yard setback, Insufficient rear yard setback & Insufficient front yard setback)

Purpose: Confirm occupancy as 2 family. 3rd Floor Addition; Replace Exterior Cladding and Insulation; Interior

Modifications to Accommodate Addition; Electrical, Plumbing and Finishes as Required.

Case: BOA-1024539 Address: 32 Jamaica Street Ward: 11 Applicant: Nina Reis

Article(s): 55(55-9: Front yard insufficient & Side yard insufficient)

Purpose: Rebuilding enclosed new porch in existing porch location. Exact same footprint 6'x18'.

Case: BOA-1021322 Address: 21 Virginia Street Ward: 13 Applicant: Aaron Larget-Caplan

Article(s): 65(65-9)

Purpose: Expand existing living space existing when purchased in 2009.

Case: BOA-1004055 Address: 20-22 Spaulding Street Ward: 16 Applicant: Robert Bankowski

Article(s): 69(69-9: Excessive F.A.R. (1732.5 sf max), # of allowed stories exceeded (2.5 story max), Insufficient side

yard setback (9' min. required) & Insufficient rear yard setback (29'-2" min required))

Purpose: Extending Living area in the Attic and Construct left and right Dormers to include a third floor deck.

Case: BOA-1009206 Address: 76 Wheatland Avenue Ward: 17 Applicant: Ameika Walsh

Article(s): 65(65-9)

Purpose: Extend living space into the basement-family room, laundry room/storage & full bathroom.

Case: BOA-1014369 Address: 10 Hale Street Ward: 18 Applicant: Kevin Zhang

Article(s): 69(69-29) 69(69-8) 69(69-9: Floor area ratio excessive & Side yard insufficient) 69(69-9.3)

Purpose: Change of occupancy from 1F to 2 Family dwelling.

Case: BOA-1023224 Address: 170 Sherrin Street Ward: 18 Applicant: Michael Stallings

Article(s): 69(69-9: Side yard insufficient & Rear yard insufficient)

Purpose: Construct 2 story 16x30' addition.

Case: BOA-1003353 Address: 48 Saint John Street Ward: 19 Applicant: Recreate Properties, LLC

Article(s): 55(55-9)

Purpose: To extend living space into basement area per plan to amend ALT947580.

Case: BOA-1003355 Address: 48 Saint John Street Ward: 19 Applicant: Recreate Properties, LLC

Article(s): 55(55-40) 55(55-40.5d)

Purpose: Curb cut and parking for 2 cars on Rockview Street side of property. This side of the street does not have street

parking.

Case: BOA-1017258 Address: 166 Bellevue Street Ward: 20 Applicant: Paul Abelite

Article(s): 56(56-39) 56(56-8)

Purpose: House Renovation to existing structure, demolition of rear structure, and addition of New Living area. Add 3

off street parking.

Case: BOA-1007727 Address: 295 Bellevue Street Ward: 20 Applicant: Adam Maguire

Article(s): 56(56-8: Floor area ratio excessive, Front yard insufficient, Rear yard insufficient & Side yard insufficient)

Purpose: Construct 2-story side with garage below and rear addition. Propose covered porch to existing single family

residence.

Case: BOA-1007434 Address: 40 Church Street Ward: 20 Applicant: Douglas Wohn

Article(s): 56(56-8: Floor area ratio excessive, Bldg height excessive (stories) & Side yard insufficient)

Purpose: New Electrical, Plumbing, Roofing, Foundation of left side extension, Siding Windows, Flooring, Kitchen, Baths. Works also include front and rear dormers and extending living space into basement. Remodel to existing SFR...in conjunction with SF991275. ZBA.

Case: BOA-1017199 Address: 43 Lasell Street Ward: 20 Applicant: Matthew Murphy

Article(s): 56(56-8)

Purpose: Construct 9'x15'3 one-story addition.

Case: BOA-1026659 Address: 53 Collidge Road Ward: 22 Applicant: Charles Domners

Article(s): 51(51-9: Floor area ratio excessive, Building height (# of stories) excessive & Usable open space insufficient)

51(51-56)

Purpose: Gut / renovate existing Single Family Home and convert to a Two (2) Family Dwelling. Expand Living

space into Basement. Construct new dormer at Attic Level. Expand Living space into Attic Level.

Case: BOA-1013475 Address: 24R Winship Street Ward: 22 Applicant: Jeanne Buccelli Article(s): 51(51-9: Floor area ratio excessive, Front yard insufficient & Rear yard insufficient)

Purpose: Confirm occupancy for single-family dwelling. Construct new addition.

Case: BOA-1009854 Address: 135 School Street Ward: 11 Applicant: Maya Gaul Article(s): 55(55-9: Floor Area Ratio Excessive; Usable Open Space Insufficient) 55(55-9.3)

Purpose: Proposed to convert an existing one family into two family.

STEPHANIE HAYNES BOARD OF APPEAL 617-635-4775

BOARD MEMBERS:

CHRISTINE ARAUJO- CHAIR MARK FORTUNE-SECRETARY MARK ERLICH-ACTING CHAIR JOSEPH RUGGIERO

SUBSTITUTE MEMBERS:

TYRONE KINDELL, JR NADINE FALLON EDWARD DEVEAU

For the complete text of the Boston Zoning Code Articles and definitions of terms in this agenda, please go to https://www.municode.com/library/ma/boston/codes/redevelopment authority