



Tuesday, April 7, 2020

BOARD OF APPEALS

Room 801

The board will hold a hearing on April 7, 2020 starting at 9:30 a.m.

GCOD: 9:30 a.m

Case: BOA-1057164 Address: 400 Huntington Avenue Ward 4 Applicant: Shawmut Design & Construction

Article(s): 32(32-9)

Purpose: Renovation to Cabot Center at Northeastern University. Work to include; selective demo, drywall, HVAC, MEP's, Fire Protection, Fire Alarm, structural steel and the installation of a new elevator. Work at the 1st and 2nd floor.

HEARING: 9:30 a.m.

Case: BOA-1029772 Address: 282-308 Bremen Street Ward 1 Applicant: 282 Bremen Development LLC Article(s): 53(53-9: Add'l lot area insufficient, Floor area ratio excessive, Bldg height excessive (stories), Bldg height excessive (feet), Usable open space insufficient, Front yard insufficient & Rear yard insufficient) 27T-5 53(53-8: Arts studio use forbidden, Art gallery use forbidden, Local retail use forbidden, Restaurant use forbidden, Take-out restaurant use forbidden & Multi-family dwelling use forbidden)

Purpose: Erect a new 5-story, 145 units residential building with ground floor Retail, Art Studios/Art Gallery, and Community spaces and at grade parking per Article 80 LPR.

Case: BOA-1044505 Address: 61 Falcon Street Ward 1 Applicant: Trichilo Development LLC

Article(s): 53(53-8) 53(53-56) 53(53-9: Floor area ratio excessive, Bldg height excessive (stories), Bldg height excessive

(feet), Side yard insufficient) 27T-5

Purpose: Erect a four story unit residential dwelling with roof deck.

Case: BOA#1044508 Address: 61 Falcon Street Ward 1 Applicant: Trichilo Development LLC

Purpose: Erect a four story unit residential dwelling with roof deck. Section: 9th 780 CMR 1011 Stairways.

Case: BOA-1029451 Address: 200 Falcon Street Ward 1 Applicant: Fraser Allan

Article(s): 27T 53(53-8: Three family use forbidden & Basement units forbidden) 53(53-9: Location of main entrance, Excessive F.A.R., # of allowed stories exceeded, Insufficient side yard setback & Insufficient rear yard setback) 53(53-56)

Purpose: Seeking to change from a two-family residential dwelling to a three-family residential dwelling. Also, to erect a third-story addition.

Case: BOA-1047753 Address: 14B Geneva Street Ward 1 Applicant: Geneva Street, LLC

Article(s): 27GE 53(53-56) 53(53-9: Add'l lot area insufficient, Lot width insufficient, Lot frontage insufficient, Floor area ratio excessive, Usable open space insufficient, Front yard insufficient, Side yard insufficient & Rear yard insufficient) 25(25-5)

Purpose: Construct 4 family building on vacant lot with 4 parking spaces in enclosed garage. Provide NFPA-13R sprinkler system. Provide wheelchair lift with MAAB variance as req'd.

Case: BOA-1041287 Address: 214 Havre Street Ward 1 Applicant: Patsy and Ann Marie Giangregorio Article(s): 53(53-8: Use multifamily dwelling forbidden & Use accessory parking forbidden) 53(53-9: Lot area for additional dwelling units insufficient, Floor area ratio excessive, Building height excessive, Building height (# of stories) excessive, Usable open space insufficient, Side yard insufficient & Rear yard insufficient) 53(53-56) 53(53-56) 27T(27T-9)

Purpose: Combine lots with parcel numbers 0106127000 and 0106128000 to create one lot containing 4,922 s.f. (new lot to be known as 214 Havre). Erect a 4 story, Nine (9) Unit Residential Dwelling with Off-Street Parking Garage located under Building for 9 Vehicles. Building will be fully Sprinklered. Access to Parking Garage will be through easement @ 216 Havre Street.

Case: BOA-1050444 Address: 21 Lexington Street Ward 1 Applicant: LDRE Corporation Article(s): 53(53-8: Use multifamily dwelling forbidden & Use accessory parking forbidden) 53(53-9: Floor area ratio excessive, Building height excessive, Building height (# of stories) excessive, Front yard insufficient, Side yard insufficient & Rear yard insufficient) 53(53-56: Off-street parking insufficient & Off-street parking design/maneuverability) 53(53-57) 27T(27T-9)

Purpose: Seeking to raze the existing structure and combine parcel ID 0102534000 and Parcel ID 0102533000 to create one new 5,075 sq. ft Lot. Also, to erect a 4 story Residential building with Nine (9) Units and 9 Parking spaces under . See ALT 1005869.

Case: BOA-1024090 Address: 198 Maverick Street Ward 1 Applicant: Phellarisimo, LLC

Article(s): 53(53-56) 53(53-9: Add'l Lot area insufficient, Floor area ratio excessive, Bldg height excessive (stories),

Bldg height excessive (feet), Usable open space insufficient & Rear yard insufficient) 27GE 53(53-8)

Purpose: Seeking to change the occupancy from a three-family residential dwelling to a four-family residential dwelling and add a fourth story addition. Also, to renovate.

Case: BOA-1025916 Address: 200 Maverick Street Ward 1 Applicant: Phellarisimo, LLC

Article(s): 27G 53(53-8) 53(53-56) 53(53-9: Add'l lot area insufficient, Floor area ratio excessive, Bldg height excessive (stories), Bldg height excessive (feet), Usable open space insufficient & Rear yard insufficient)

Purpose: Seeking to change the occupancy from a two-family residential dwelling to a four-family residential dwelling and add a fourth story addition. Also, to ren-ovate.

Case: BOA-1056756 Address: 839 Saratoga Street Ward 1 Applicant: Volnay Capital

Article(s): 53(53-8) 53(53-56) 53(53-9: Add'l lot area insufficient, Floor area ratio excessive, Bldg height excessive (stories), Bldg height excessive (feet), Usable open space insufficient, Front yard insufficient, Side yard insufficient & Rear yard insufficient) 10(10-1) 27T-5

Purpose: Raze existing building and erect a 4-story, 9 unit residential dwelling with parking for 9 vehicles and roof deck.

Case: BOA-1006938 Address: 143 Trenton Street Ward 1 Applicant: 143 Trenton Street, LLC

Article(s): 53(53-8) 53(53-52) 53(53-56) 53(53-9: Add'l lot area insufficient, Floor area ratio excessive, Bldg height excessive (stories), Bldg height excessive (feet), Usable open space insufficient, Front yard insufficient & Side yard insufficient)

Purpose: Proposing to add a fourth floor addition and basement living space to ALT937888, for a total of 5 units. Nominal fee letter attached.

Case: BOA- 1055807 Address: 116 Waldemar Avenue Ward 1 Applicant: 88 Holdings, LLC

Article(s): 27T(27-5) 53(53-9: Excessive F.A.R., # of allowed stories exceeded, Max allowed height exceeded & Insufficient rear yard setback) 53(53-56) 53(53-8: Accessory parking forbidden & MFR forbidden)

Purpose: Seeking to raze existing structure on one of the lots; to erect a four-story residential dwelling with nine units and nine parking spaces. Combine two lots parcel ID 0102206000 and ID 0102207000into one lot for 116 Waldemar Avenue.

Case: BOA-1048938 Address: 11 Prospect Street Ward 2 Applicant: Owen McCossker

Article(s): 62(62-25) 62(62-8: Side yard insufficient, Rear yard insufficient & Floor area ratio excessive)

Purpose: Confirm occupancy as 3 family. Full gut renovation of a three family as per plans. Selective demo of existing building. Provide electrical, heating, plumbing. Install blue board and insulation. Install new kitchens and bathrooms.

Case: BOA-1043021 Address: 40-42 Prince Street Ward 3 Applicant: Victoria Tene

Article(s): 43(43-19)

Purpose: Change occupancy from office space to psychic reading office. No work to be done office is existing, just changing office use.

Case: BOA-1055553 Address: 1260 Boylston Street Ward 5 Applicant: Andrew Flynn

Article(s): 66(66-14: Theater use conditional & General retail use conditional) 66(66-15: Floor area ratio excessive, Building height excessive (feet), Building height excessive (stories), Street wall height excessive, Setback above street wall height insufficient, Usable open space insufficient & Rear yard insufficient) 32(32-4) 66(66-42) **Purpose:** Erect new mixed-use building containing 451 apartments. Amenity spaces on levels 2 and 14. Theater and

Purpose: Erect new mixed-use building containing 451 apartments. Afficility spaces on levels 2 and 14. Theater and retail space to be shell space (fit-out by others). Two levels of below grade BOH space. See ALT1044673 and ALT1043616.

Case: BOA-1056729 Address: 171 Newbury Street Ward 5 Applicant: Jason Zube

Article(s): 8(8-7)

Purpose: Changing from a retail store to tattoo parlor.

Case: BOA-1003758 Address: 802 East Third Street Ward 6 Applicant: Adrian Krusell

Article(s): 68(68-29) 68(68-8: Side yard insufficient & Rear yard insufficient)

Purpose: Construct new rear roof deck on existing first floor structure.

Case: BOA- 1058014 Address: 6 Douglas Street Ward 7 Applicant: Nicholas Landry

Article(s): 68(68-29: Reconfiguration of existing roof profile & Roof profile reconfiguration) 29(29-4) 68(68-33: Design and maneuvering areas & Insufficient parking (tandem)) 68(68-27S-5) 68(68-8: Insufficient rear yard setback,

Insufficient side yard setback, Insufficient usable open space/unit & Excessive F.A.R.) 9(9-2)

Purpose: Convert existing freestanding garage to 4-family residential apartment building with parking.

CLARIFICATION: Change of occupancy from a 1 story garage to a 4 unit dwelling w/ ground story parking 6 cars, then construct three stories over existing, to include, a four story addition in the front per plans submitted.

Case: BOA-1024684 Address: 330 East Eighth Street Ward 7 Applicant: Timothy Johnson

Article(s): 68(68-8: Insufficient lot size, Insufficient additional lot area & Insufficient side yard setback (projections within 3' of lot line))

Purpose: Combine parcels 1322 & 1323 and erect new 4 story 6-unit res. Building w/open 5-car garage, front, side and roof decks as per plans submitted. Parcels #'s 0701322000 and #0701323000.

Case: BOA-1057668 Address: 84 G Street Ward 7 Applicant: Jason Wallace

Article(s): 68(68-8: Rear yard setback is insufficient & Side yard setback requirement is insufficient)

Purpose: Add new second-story balcony/porch on right side of building, appartenant to Unit 1, providing access to a new deck to constructed on half of the roof area of the garage building located 84R G Street under separate permit, also for the use of Unit 1. Unit 1 and the garage are in common ownership.

Case: BOA-1057669 Address: 84R G Street Ward 7 Applicant: Jason Wallace

Article(s): 68(68-29) 68(68-8: Rear yard setback requirement is insufficient & Side yard setback requirement is

insufficient)

Purpose: Add a new roof deck on half of the roof area of existing garage building, to be used by the owner of 84 G Street, unit 1, which is in common ownership, with access by means of a new balcony/porch to be erected at 84 G St under separate permit. See accompanying application ALT1033292.

HEARINGS: 10:30 a.m.

Case: BOA- 1022758 Address: 387-399 Centre Street Ward 10 Applicant: Robert Murphy

Article(s): 55(55-16) 55(55-40)

Purpose: Convert existing beauty salon to a body piercing studio.

Case: BOA-1040916 Address: 25 Doris Street Ward 13 Applicant: Brendan McLaughlin

Article(s): 65(65-9: Front entrances, Insufficient lot size, Insufficient additional lot area per unit, Excessive F.A.R., Insufficient open space per unit, Max # of allowed stories has been exceeded, Max allowed height has been exceeded & Insufficient rear yard setback) 65(65-41: Parking spaces size/design & Access/maneuvering areas) 64(64-8)

Purpose: Erect a new 4 family structure with ADA accessible unit on ground floor to include 3 parking spots at grade.

Case: BOA- 1023329 Address: 21 Gayland Street Ward 13 Applicant: Sean Smith

Article(s): 50(50-43) 50(50-29: Rear yard insufficient, Side yard insufficient, Front yard insufficient, Bldg height

excessive (feet), Bldg height excessive (stories), Floor area ratio excessive & Add'l lot area insufficient)

Purpose: Construct double dormers and add basement unit and change occupancy from a 2 family dwelling to a 3 family dwelling.

Case: BOA- 1057773 Address: 6 Pearl Street Ward 13 Applicant: John Pulgini

Article(s): 65(65-41: Maneuvering areas & Insufficient parking) 65(65-42) 65(65-8) 65(65-9: Insufficient additional lot area per unit, Excessive F.A.R., Insufficient open space, Insufficient rear yard setback & Insufficient side yard setback) Purpose: Current vacant single family to be razed and a new 8-unit multi-family to be constructed, with 9 garage parking spaces.

Case: BOA-1005496 Address: 1070-1078 Blue Hill Avenue Ward 14 Applicant: Riva Management, LLC

Article(s): 60(60-17) 60(60-40)

Purpose: To change occupancy from 1 large space (Place of Assembly) and divide the space into 6 retail spaces as per plans.

Case: BOA-951391 Address: 16 Howe Street Ward 15 Applicant: 16 Howe Street, LLC

Article(s): 10(10-1) 65(65-41) 65(65-8) 65(65-9: Floor area ratio excessive, Bldg height excessive (stories) & Bldg height excessive (feet))

Purpose: To raze the existing structure and erect a 3 ½ story six-family residential dwelling with seven parking spaces.

Case: BOA-1035621 Address: 3 Robinson Street Ward 15 Applicant: Mai Phung

Article(s): 9(9-1) 50(50-43) 50(50-29: Rear yard insufficient, Side yard insufficient, Front yard insufficient, Bldg height

excessive (feet), Bldg height excessive Stories), Floor area ratio excessive & Add'l lot area insufficient)

Purpose: Proposed to change an existing three family into a four family (as per plans).

Case: BOA-1050541 Address: 135-137 Minot Street Ward 16 Applicant: James Christopher

Article(s): 65(65-8) 65(65-9: Excessive F.A.R., # of allowed stories exceeded, Insufficient rear yard setback & Insufficient side yard setback) 65(65-41)

Purpose: To construct a rear addition, and change occupancy from two to three residential units with off street parking.

Case: BOA- 1055814 Address: 561-579 Centre Street Ward 19 Applicant: The Amelia Pagounis Family Trust **Article(s):** 55(55-8) 55(55-9)

Purpose: Renovate for use as retail/wholesale butcher, grocery, cafe w/ off- & on-premise consumption, malt/wine beverages for off-premise. Int: New partition walls, drop ceiling, equipment, shelving & walk-in coolers. Ext: Resurfacing pavement, seven parking spaces, landscaping & accessory walk-in cooler.

Case: BOA- 1039083 Address: 4014 Washington Street Ward 19 Applicant: Felipe Duran

Article(s): 67(67-12)

Purpose: Renovation restaurant as per plans. Addition on the front of the restaurant for take-out use.

Case: BOA- 1047724 Address: 130 Chestnut Hill Avenue Ward 21 Applicant: 2 Life Development Inc. Article(s): 51(51-8: Multi unit dwelling use is forbidden use, Retail use is a forbidden use & Medical clinic use is a forbidden use) 51(51-9: Floor area ratio is excessive, Height requirement is excessive (stories), Height requirement is excessive (ft), Front yard setback requirement is insufficient, Rear yard setback requirement is insufficient & Side yard setback requirement is insufficient)

Purpose: Demolition of 64 Boston Housing Authority units (the J.J. Carroll Apartments) and new construction of approximately 144 apartments, approximately 11,000 sf for a PACE Center (medical clinic), ground floor common space, and neighborhood-oriented retail.

Case: BOA-1051356 Address: 132 Chestnut Hill Avenue Ward 21 Applicant: 2 Life Development Inc. **Article(s):** 51(51-9) 9(9-1)

Purpose: A proposed development at 130 Chestnut Hill Ave includes an enclosed pedestrian bridge to the adjacent existing building at 132 Chestnut Hill Ave. The 130 Chestnut Hill Ave project has Permit Application number ERT1016280.

Case: BOA-1053731 Address: 1143-1155 Commonwealth Avenue Ward 21 Applicant: Mohammad Abo-Sharkh

Article(s): 6(6-4)

Purpose: Remove proviso for previous owner - #36A and #37 and change to new owner's name. No work to be done, existing to remain.

Case: BOA-1041956 Address: 120 Kenrick Street Ward 22 Applicant: Patrick McKenna

Article(s): 51(51-8) 51(51-9: Building height excessive & Building height (# of stories) excessive) 51(51-56: Off-street

parking location in front yard & Off-street parking insufficient) 51(51-57) 10(10-1)

Purpose: Erect a new 4 story, 6 Unit Residential Dwelling. Building will be fully Sprinklered.

45 Minute Lunch Break

RE-DISCUSSIONS: 11:30a.m.

Case: BOA-966339 Address: 22 Wordsworth Street Ward 1 Applicant: Will Sheehy

Article(s): 27T(27T-9) 53(53-8) 53(53-52) 53(53-56)

53(53-9: Lot Area Insufficient, Lot Width Insufficient, Lot Frontage Insufficient, Floor Area Ratio Excessive, Building Height Excessive,

Building Height (# of Stories) Excessive, Side Yard Insufficient,

Rear Yard Insufficient)

Purpose: Confirm Occupancy as an existing Two (2) Family Dwelling and Change Occupancy to a Three(3) Family Dwelling. Gut renovation, addition of a new 3rd Floor and Rear addition. New kitchens, baths, flooring, plumbing, HVAC, electrical systems. New roof, new Rear Decks, siding and foundation work. Installation of a new Sprinkler system.

Case: 959516 Address: 139 Everett Street Ward 1 Applicant: Anthony Del Vecchio

Article(s): 53(53-9) 27T(27T-5)

Purpose: Confirm the Occupancy as a One Family Dwelling and Change to a Two Family Dwelling to include combining of lots, roof deck with new exterior rear egress per plans submitted. All interior work and full construction costs for project are filed under SF944100 issued 4/22/19.

Case: BOA-1043407 Address: 132 Marginal Street Ward 1 Applicant: Angelo Scippa

Article(s): 53(53-8) 53(53-9: Lot area for the add'l units is insufficient, Floor area ratio is excessive, Required height is excessive (stories), Required height is excessive (ft), Required front yard setback is insufficient, Required side yard setback is insufficient, Required rear yard setback is insufficient & Usable open space is insufficient) 53(53-56) 53(53-53-57) 27T(27T-5)

Purpose: Combine parcel 0104590000 of 2813 sf with parcel 0104591000 of 2813sf to create new lot of 5626 sf to be known as 132 Marginal Street and erect a new 6 Unit apartment building with two units per floor.

Case: BOA-1029221 Address: 837 Saratoga Street Ward 1 Applicant: 22 Jerome Street, LLC

Article(s): 10(10-1) 53(53-8) 53(53-8) 53(53-52) 53(53-56) 53(53-9: Add'l lot area insufficient, Floor area ratio excessive, Bldg height excessive (stories), Bldg height excessive (feet), Usable open space insufficient, Side yard insufficient & Rear yard insufficient)

Purpose: Change of Occupancy from Three-Family Dwelling to Multi-Family Dwelling (8 units). Erect rear addition and fourth-story addition. Propose (6) spaces.

Case: BOA-1024770 Address: 130 Everett Street Ward 1 Applicant: 130 Everett Street, LLC

Article(s): 53(53-56) 27T 53(53-56.5) 53(53-8) 53(53-9: Insufficient additional dwelling area per dwelling unit -1000sf/unit req., Excessive F.A.R. - 1.0 max, # of allowed stories exceeded - 3 story max (4 story proposed), Insufficient side yard setback (No penetrations allowed <3' from lot line), Insufficient rear yard setback - 40' req., Insufficient open space per unit & Allowed height exceeded - 35' max)

Purpose: Erect vertical addition, renovate and change occupancy to a 5 unit residential dwelling with parking for 2 vehicles.

Case: BOA-957913 Address: 140-148 East Berkeley Street Ward 3 Applicant: Leo Motsis as Trustee of 140-148 East

Article(s): 10(10-1) 64(64-12) Purpose: In connection with ISD Violation Number V228193, tenant seeks to change occupancy from garage for the repair of motor vehicles (and associated accessary

uses) to warehousing and storage of food stuff and grocery items.

Case: BOA-1028482 Address: 846-848 East Broadway Ward 6 Applicant: Jack Callahan

Article(s): 68(68-8: Usable open space is insufficient & Lot area for the add'l dwelling unit is insufficient) 68(68-29) 68(68-34)

Purpose: Seeking to change the occupancy from a two-family residential dwelling to a three-family residential dwelling. Also, to renovate the building.

Case: BOA-1001052 Address: 62 Alpine Street Ward 12 Applicant: Aaron Robinson

Article(s): 50(50-43) 50(50-29: Usable open space insufficient, Floor area ratio excessive & Add'l lot area insufficient)

50(50-28)

Purpose: Change occupancy from a two family to a four family. Renovate as per plans. Including MEP, Sprinkler and

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-958462 Address: 18 Euclid Street Ward 17 Applicant: Chris Abner

Article(s): 65(65-42.2) 65(65-42.3)

65(65-9: Max. allowed height exceeded, Insufficient lot size, Insufficient additional lot area per dwelling unit, Excessive

F.A.R, # of allowed stories

Exceeded & Insufficient open space per unit)

Purpose: Confirm occupancy as single family. Change of occupancy to a three-family dwelling. Construct addition for two units onto existing structure per attached drawings. ZBA

Case: BOA-1012008 Address: 190R Washington Street Ward 21 Applicant: Peter Ofman

Article(s): 51(51-9.4) 51(51-9: Lot area insufficient, Floor area ratio excessive, Front yard insufficient & Rear yard

insufficient) 10(10-1) 51(51-53) 51(51-56)

Purpose: Erect a new single family 2-1/2 feet story detached dwelling. Proposed two (2) off-street parking. ZBA.

Case: BOA-979917 Address: 56 Winship Street Ward 22 Applicant: Kenwood Builders

Article(s): 51(51-8) 51(51-9: Insufficient additional lot area per unit, Excessive F.A.R., Front yard compliance - footnote (5) street wall alignment/modal - no street survey provided, Insufficient rear yard setback & Insufficient side yard

setback) 51(51-56: Off-street parking & loading req & Off street parking requirements) 51(51-53)

Purpose: Proposed New Construction of 9 Unit Multi Family Dwelling.

Case: BOA-748842 Address: 47 Dighton Street Ward 22 Applicant: Brendan Hoarty

Article(s): 51(51-8) 51(51-9: Location of main entrance shall face the front lot line & Usable open space insufficient) **Purpose:** Change Occupancy from a Two (2) Family Dwelling to a Three (3) Family Dwelling. Existing condition.

Case: BOA-748850 Address: 49 Dighton Street Ward 22 Applicant: Brendan Hoarty

Article(s): 51(51-8) 51(51-9: Location of main entrance shall face the front lot line & Usable open space insufficient)

Purpose: Change Occupancy from a Two (2) Family Dwelling to a Three (3) Family Dwelling. Existing condition.

INTERPRETATION: 12:00Noon.

Case: BOA- 1049396 Address: 411 Adams Street Ward 16 Applicant: Christina Vong (by Stuart Schrier)
City Hall, upon the appeal of Christina Vong By Stuart Schrier seeking with reference to the premises at 411 Adams St,
Ward 16 for the terms of the Boston Zoning Code (see Acts of 1956, c. 665) in the following respect: Interpretation
Purpose: The petitioner's seeks a determination that the Inspectional Services Department erred in issuing the permit
A1036779, The permit was issued as an allowed use.

STEPHANIE HAYNES BOARD OF APPEAL 617-635-4775

BOARD MEMBERS:

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

SUBSTITUTE MEMBERS:

TYRONE KINDELL, JR 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