

Town of Arlington
Zoning Board of Appeals
51 Grove Street
Arlington, Massachusetts 02476
781-316-3396
www.arlingtonma.gov

LEGAL NOTICE

Notice is herewith given in accordance with the provisions of Section 3.2.3A of the Zoning Bylaws that there has been filed by **53 Marathon Street**, **LLC** of Arlington, MA. On July 8, 2021, a petition seeking permission to alter their property located at **53 Marathon Street** - **Block Plan 026.0-0003-0005.0** Said petition would require 3 Special Permits under <u>Sections 8.1.3 "B"</u>, 6.1.10 (A), and 5-8/ (5.4.2B,6) respectively of the Zoning Bylaw for the Town of Arlington.

A hearing in regards to the petition will be conducted remotely via "Zoom" Tuesday evening September 14, 2021 at 7:30 P.M or as soon thereafter as the petitioner may be heard. To join the meeting, please register using the following URL: https://town-arlington-ma-

<u>us.zoom.us/meeting/register/tZ0udu6hrz4iEtcR 6s 2r9eZiaorRAsgbMh</u> for documentation relating to this petition, visit the ZBA website at www.arlington.gov/zba.

DOCKET NO 3663

Zoning Board of Appeals
Christian Klein, RA, Chair

Please direct any questions to: ZBA@town.arlington.ma.us

ROBERT J. ANNESE

ATTORNEY AT LAW

July 16, 2021

Richard Vallarelli, Zoning Administrator Zoning Board of Appeals 51 Grove Street Arlington, Massachusetts 02476

RE: 53 Marathon Street, Arlington, Massachusetts

Dear Mr. Vallarelli:

Enclosed herewith please find zoning application filed on behalf of Bring Us Deals 53 Marathon Street, LLC relating to real estate located at 53 Marathon Street, Arlington.

Would you please file the enclosed application at this time and let my office know the hearing date.

Thank you for your cooperation.

Very truly yours,

RJA/lms

cc: Albert Azatyants

INFORMATION FOR BOARD OF APPEALS RECORD

To be completed by OWNER, signed, and returned to Secretary of the Board of Appeals:

BRING US DEALS 53 MARATHON STREET, LLC

(Owner or Petitioner)

Address: 377 Somerville Avenu	ie		*****
City or Town: Somerville, MA	02143		_
Premises: 53 Marathon Street,		Arlington	
(Street & Number)	(Identify Land Affected)	(City)	_
the record title standing in the na	me of: BRING US DEALS	S 53 MARATHON STREE	T, LLC
whose address is: 377 Somerville		rille, MA	02143
(Street)	(City or Town) (S	State)	

by deed duly recorded in the Middlesex South Registry of Deeds in Book 77944, Page 387

BRING US DEALS 53 MARATHON STREET, LLC

By its Attorney:

Robert JVArlacse, Esquire BB

1171 Massachusetts Avenue Arlington, Massachusetts 02476 (781) 646-4911 - Telephone

(781) 646-4910 – facsimile

law@robertannese.com

REQUEST FOR SPECIAL PERMIT TOWN OF ARLINGTON

In the matter of the Application of **BRING US DEALS 53 MARATHON STREET, LLC** to the Zoning Board of Appeals for the Town of Arlington:

Application for a Special Permit is herewith made, in accordance with Section 10.11 of the Zoning Bylaw for the Town of Arlington, seeking relief from the following specific provisions of the Zoning Bylaw, and as described fully in the attached form, Special Permit Criteria:

The Petitioner will be applying under 6.1.10.A for a Special Permit for a second driveway and a Special Permit for a large addition in accordance with the provisions of District Regulations 5-18, Districts and Uses i.e., exceptions to minimum lot area, minimum front yard, lot width, frontage, open space, side yard and height requirements in the R0, R1, and R2 Districts, Section B, further Subsection 6.

Essentially, the Petitioner is seeking to take down the existing building and construct a two-family residential townhouse building on the property.

The Petitioner states that it is the Owner of the land in Arlington located at with respect to such relief is sought; that no unfavorable action has been taken by the Zoning Board of Appeals or its predecessors upon a similar petition regarding this property within the two (2) years next immediately prior to the filing hereof. The applicant expressly agrees to full compliance with any and all conditions and qualifications imposed upon this permission, whether by the Zoning Bylaw or by the Zoning Board of Appeals, should the same be granted. The Applicant represents that the grounds for the relief sought are as follows:

With regard to the Special Permit requesting a second driveway, it is the Petitioner's contention that the Zoning Board can find in connection with the development that a second driveway can be added in a manner that avoids any undue concentration of population, allows adequate provision of transportation, and converses the value of land and buildings in the vicinity.

With respect to the Special Permit requesting a large addition, it is the Petitioner's contention that the Board can find when considering the relevant facts that, the proposed alteration or additions, dimensions, and setbacks in relation to abutting structures and uses confirms to the purposes of the bylaw as set forth in Section 1.2.

The Petitioner also contends that the Board can find that acting pursuant to Section 3.3 that the alteration or addition is in harmony with other structures and uses within the vicinity.

E-Mail:law@robertannese.com

Signed:

Telephone: 781-646-4911 Address: 1171 Massachusetts Ave., Arlington, MA 02476

Special Permit Criteria: Per Section 3.3.3 of the Zoning Bylaw, a Special Permit shall only be granted upon the Board's determination that the benefits of the proposed project will outweigh its adverse effects. The responses provided below will inform the Board as to whether the standards for approval have been met.

- A.) Indicate where the use requested is listed in the Table of Use Regulations as a Special Permit in the district for which the application is made or is so designated elsewhere in the Arlington Zoning Bylaw. Section 5.4.3
- B.) Explain why the requested use is essential or desirable to the public convenience or welfare.

 The requested use is essential or desirable to the public convenience or welfare because it will add extra residential living units to the Town which conforms to objectives contained in the Master Plan.
- C.) Explain why the requested use will not create undue traffic congestion; or unduly impair pedestrian safety.

The requested use will not create undue traffic congestion or unduly impair pedestrian safety because the use will be a use compatible with properties located in the R2 zone and will consist of only a two (2) story residential townhouse use.

D.) Explain why the requested use will not overload any public water, drainage or sewer system, or any other municipal system to such an extent that the requested use or any developed use in the immediate area or any other area of the Town will be unduly subjected to hazards affecting health, safety, or the general welfare.

There will be no overload of any municipal services if the development is approved.

E.) Describe how any special regulations for the use, as may be provided in the Zoning Bylaw, including but not limited to the provisions of Section 8 are fulfilled.

Any special regulations for the use contained in the Bylaw will be provided with respect to the development. The property does not qualify for potential Section 8 affordable housing use.

F.) Describe how the requested use will not impair the integrity or character of the district or adjoining districts, nor be detrimental to the health, morals, or welfare.

The use will be compatible with other residential uses in the vicinity of the property.

G.) Describe how the requested use will not, by its addition to a neighborhood, cause an excess of the use that that could be detrimental to the character of said neighborhood.

The two (2) unit residential will not, by its addition, add an excess of that use to the neighborhood, nor be detrimental to the character of the neighborhood.

TOWN OF ARLINGTON

Dimensional and Parking Information For Applications to the Zoning Board of Appeals

1. P	roperty Location: 53 Marathon Stree	t	Zoning Distr	rict:I	R2 - Two Family
2. P	resent Use/Occupancy: Two-family	No. of dwel	ling units 2		
3. E	existing Gross Floor Area (refer to Section 5.3 documentation [worksheet and drawings not measured Sq. Ft.	3.22 of the Zoning] showing dimens	g Bylaw and pro sions of GFA by	vide su floor)	apporting :
4. P	roposed Use/Occupancy: Two-family	No. of dwell	ling units 2		
	roposed Gross Floor Area (refer to Section 5. documentation [worksheet and drawings] plicable definition, Sq. Ft.	3.22 of the Zonin] showing dimens	g Bylaw and pro	ovide s floor):	upporting
	previous pg.				
		Present Conditions	Proposed Conditions		or max nired by ng
6.	Lot size (Sq. Ft.)	6,988 sf	6,988 sf	min.	6,000 sf
7.	Frontage (Ft.)	79.35' & 101.78'	79.35' & 101.78	min.	60 ft
8.	Floor area ratio	NA	NA	max.	NA
9.	Lot Coverage (%)		33%	max	35%
10.	Lot Area per Dwelling Unit (Sq. Ft.)			min.	NA
11.	Front Yard Depth (Ft.)	15.4' & 15.3'	20.25' & 20.25'	min.	20'
12.	Left Side Yard Depth (Ft.)			min.	NA (corner lot)
13.	Right Side Yard Depth (Ft.)	24.1'	10.25'	min.	10'
14.	Rear Yard Depth (Ft.)	23.7'	20.25'	min.	20'
15.	Height (Stories)	2.5	2.5	max.	2.5
16.	Height (Ft.)	33.1'	34.6'	max.	35'
17.	Landscaped Open Space (Sq. Ft.) Refer to Section 2 in the Zoning Bylaw.		1,350 sf		
	Landscaped Open Space (% of GFA)		19%	min.	10%
18.	Usable Open Space (Sq. Ft.) Refer to Section 2 in the Zoning Bylaw.		2,530		
18A.	Usable Open Space (% of GFA)		36%	min.	30%
19.	Number of Parking Spaces		2	min.	2
20.	Parking area setbacks (if applicable)			min.	
21.	Number of Loading Spaces (if applicable)			min.	
22.	Type of construction			N/A	
23.	Slope of proposed roof(s) (in. per ft.)		11:12 main roof	min.	

existing building values not included were not measured or not applicable.
existing site values not included should be provided by surveyor or are not applicable

TOWN OF ARLINGTON

Open Space / Gross Floor Area Information For Applications to the Zoning Board of Appeals

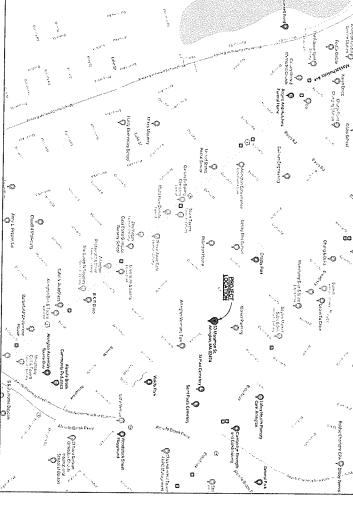
Refer to Section 2: Definitions, and Section 5: District Regulations in the Zoning Bylaw of the Town of Arlington before completing this form.

Address: 53 Marathon Street	_ Zoning District:	R2 - Two F	Family
OPEN SPACE*	EXISTING		PROPOSED
Total lot area	6,988 sf		6,988 sf
Open Space, Usable	if needed, refer to	surveyor	2,530 / 6,988 (36%)
Open Space, Landscaped	if needed, refer to	surveyor	1,350 / 6,988 (19%)
* Refer to the Definitions in Section 2 c	of the Zoning Bylaw.		
GROSS FLOOR AREA (GFA) † (ex	isting structure has not b	een measure	ed as it is to be demolished)
Accessory Building			NA
Basement or Cellar (meeting the definit excluding mechanical use areas)	ion of Story, nition	0 gsf per definitio	on of Story, Ch. 2, ceiling is less than 4'-6" above grad 1,655 gsf per 5,3.22 Gross Floor Area
. at	flicts with		1,856 gsf (does not include attached accessory parking garage per 5.3.22)
2 nd Floor 5.3.2			2,187 gsf
3 rd Floor		- Control of the Cont	see attic
4 th Floor			NA
5 th Floor			NA
Attic (greater than 7'-0" in height, exclusive elevator machinery, or mechanical equip	pment)		973 sf
Parking garages (except as used for acceparking or off-street loading purposes)	essory		NA
All weather habitable porches and balco	onies		NA
Total Gross Floor Area (GFA)	***	vei	rify applicable definition
† Refer to Definition of Gross Floor Are	ea in Section 2 and Section 5	of the Zoning	Bylaw.
REQUIRED MINIMUM OPEN SPACE	CE AREA 35% max. lot	coverage	2,337 / 6,988 (33%)
Landscaped Open Space (Sq. Ft.) 10%			1,350 / 6,988 (19%)
Landscaped Open Space (% of GFA)			NA
Usable Open Space (Sq. Ft.) 30% min	*****		2,530 / 6,988 (36%)
Usable Open Space (% of GFA)	Salar		NA
This worksheet applies to plans dated	6/11/21 designed t	y Paul Gi	rello Architect, LLC
Reviewed with Building Inspector:	Date:		

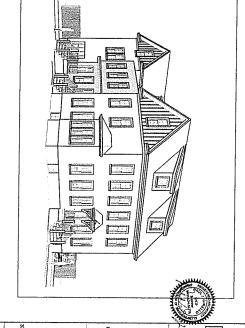
COPYRIGHT O 2011 PAUL GRELLO ARCHITECT, LLC THE ARCHITECTURAL PLANS, DRAWNICS, WITHOUT THE EXPRESS SNOWLEGGE AND WRITTEN CONSERT.

Locus

C/O Marathon St. Holdings, LLC 337 Somerville Avenue Somerville, MA 53 Marathon Street



	DRAWING INDEX	DEX.		
SHT NO.	SHEET TITLE	ISSUE DATE	CURRENT	REVISION
A5.0	COVER	06/11/2021		
A0.2	ARCHITECTURAL SITE PLAN	06/11/2021		
SH -	PROPOSED PLOT PLAN	COCCUPAC		
F-1.0	LANDSCAPE PLAN	COCACCO		
PXSO	RENDERINGS	08/11/2021		-
DSK-1	BASEMENT PRESENTATION PLAN	06/11/2021		
DSK-2	1ST FLOOR PRESENTATION PLAN	06/11/2021		
DSK-3	2ND FLOOR PRESENTATION PLAN	06/11/2021		
P.XSQ	3RD FLOOR PRESENTATION PLAN	06/11/2021		
DSK-5	PROPOSED ROOF PLAN	06/11/2021		-
DSX-6	UNIT AREA PLANS	06/11/2021	-	
DSK-7	PROPOSED EXTERIOR ELEVATIONS	08/11/2021		
DSK-8	PROPOSED EXTERIOR ELEVATIONS	06/1/2021		
PSK-9	PROPOSED EXTERIOR ELEVATIONS	06/11/2021		



For Review 6/11/21

Job No 12112

PAUL GIRELLO ARCHITECT, LLC ARCHITECTURE | PLANNING | DESIGN 1 Stetson Street ~ Braintree, MA 02184 email: Info@paulgirello.com tel. 781.205.9283

MEP/FP ENGINEER:

DAVIDSON ENGINEERING ASSOCIATES, INC. 377 Samerville Ave - Somerville, tel. 617.965.5400

80 Jewett St. Suite 2 - Newton, MA tel. 617-815-0722

STRUCTURAL ENGINEER:

SPRUHAN ENGINEERING, P.C.

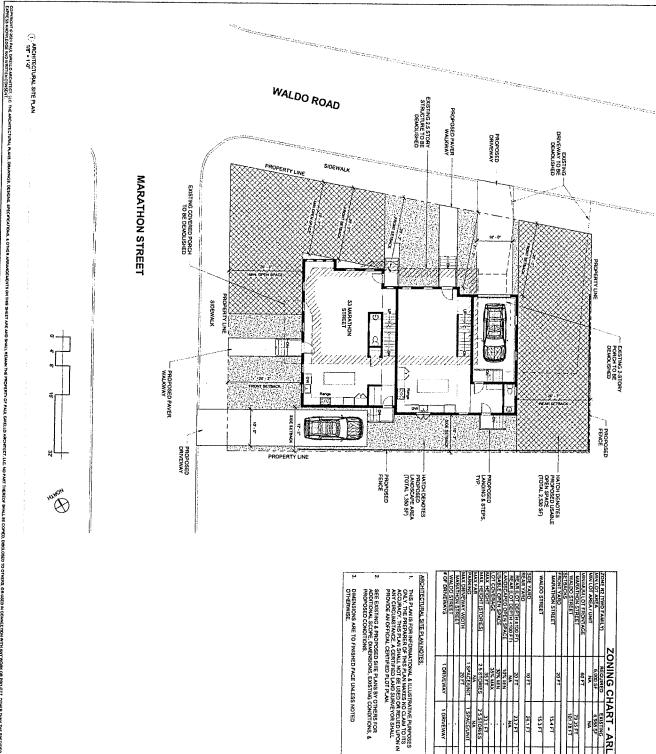
CIVIL ENGINEER:

PAUL GIRELLO
ARCHITECT, LLC
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1 Steton Street - Brainfree
1 Steton Str

ARCHITECT:

Marathon Street Holdings, LLC CO Marathon St. Holdings, LLC 337 Somerville Avenue Somerville, MA

OWNER:



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L	CIVING CT	AZ - AZ	CONING CHART - AKLINGTON, MA	Þ
RZ (TWO FAMILY)	REQUIRED	EXISTING	PROPOSED	REMARKS
OT AREA	6,000 SF	6,988 SF	6.988 SF	COMPLIES, NO CHANGE
DT AREA / UNIT	ΑN	₹	¥	\$
UNITED FRONTAGE	50 FT			
ATHON STREET		79.35 FT	79.35 FT	COMPLIES NO CHANCE
DO STREET		1987.101	101 78 FT	COMPLIES NO CHANGE
CKS				2000 100 01 100 01
TYARD	20 FT			
ATHON STREET		HFSI	20.25 FT	COMPLIES, EXISTING WAS NON
DO STREET		15.3 FT	20 25 FT	COMPLIES, EXISTING WAS NON-
ARD	10 FT	24.1 FT	10 25 FT	COMPLIES
YARD				
(LOT DEPTH 2 100 FT)	20 FT	23.7 FT	20 25 FT	COMPLIES
TLOT DEPTH <100 FT)	×	NA	AN	NA.
SCAPED OPEN SPACE	10% MIN		1,350 / 6 988 (19%)	COMPLIES
E OPEN SPACE	Nin %OE		2,530 / 6 988 (36%)	COMPLIES
OVERAGE	35% MAX		2,317 / 6,988 (33%)	COMPLIES
1EIGHT	35 FT	33 1 FT	34.6 FT	COMPLIES
TEIGHT ISTORIES	2.5 STORIES	25 STORIES	2.5 STORIES	COMPLIES
7	Ž	NA A	NA	ZA
NG	1 SPACE/UNIT	1 SPACE/UNIT	1 SPACE/JULY	COMPLIES, NO CHANGE
HIVEWAY WIOTH	20 FT			
ATHON STREET			10 FT	COMPLIES
DOSTREET			1901	COMPLIES
HIVEWAYS	1 DRIVEWAY	1 DRIVEWAY	2 DRIVEWAYS	2 DRIVEWAYS PERMITTED BY
				SPECIAL PERMIT (6 1 10 A)

A0.2

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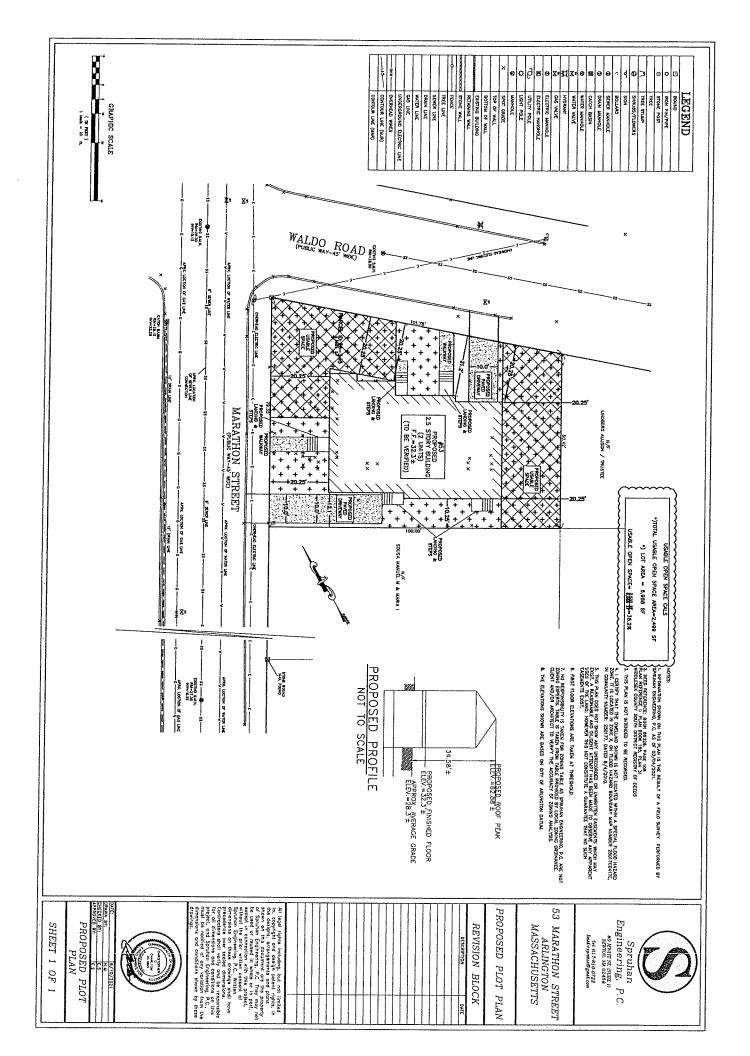
ARCHITECTURAL SITE PLAN

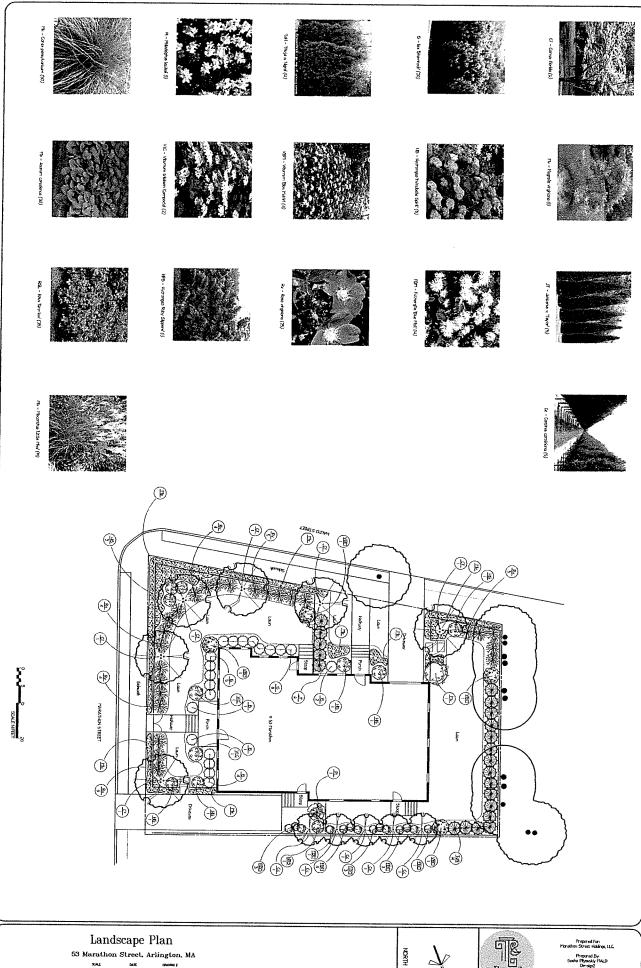
PROJECT: 53 Marathon Street



PAUL GIRELLO ARCHITECT, LLC ARCHITECTURE! PLANNING I DESI 1 SMACH STIENT - BURNING MA 02154 mail 1 MG/BURNING COM wil 781 703 9283

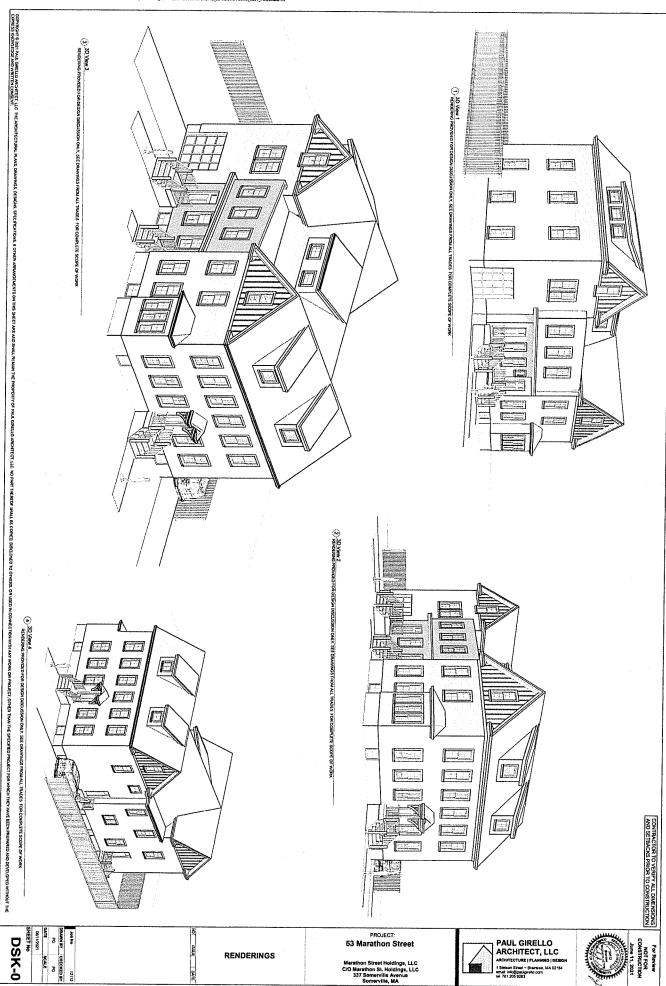


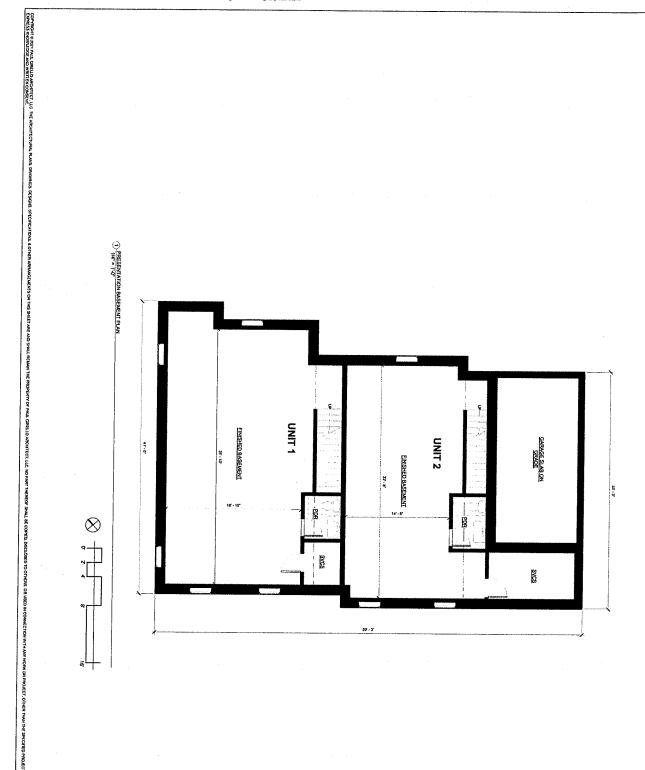












DSK-1

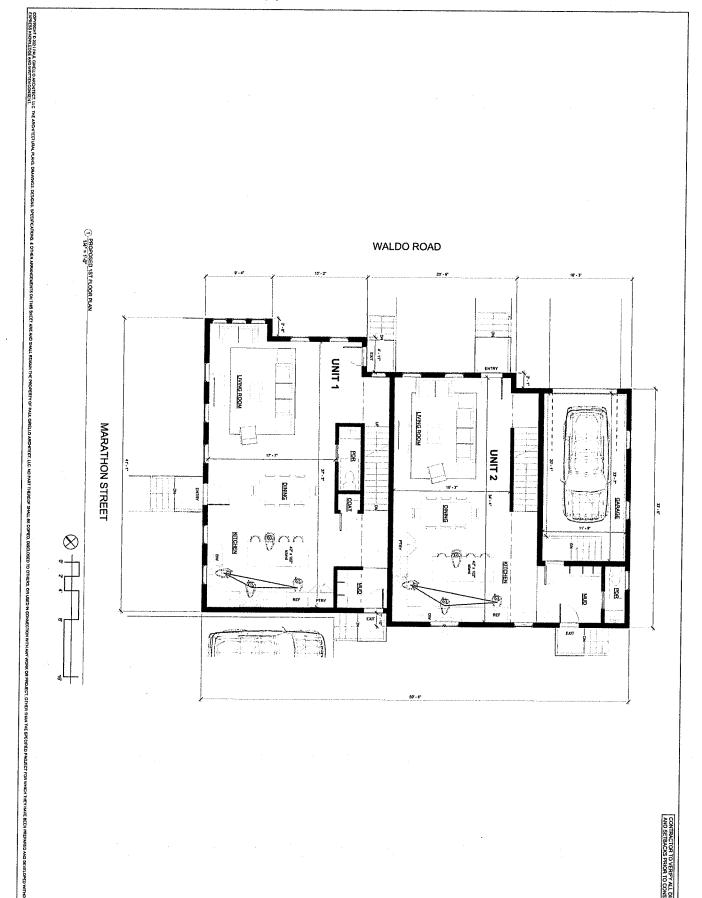
BASEMENT PRESENTATION PLAN

PROJECT: 53 Marathon Street

Marathon Street Holdings, LLC C/O Marathon St. Holdings, LLC 337 Somerville Avenue Somerville, MA







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SHEET NO

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SHEET NO

1ST FLOOR PRESENTATION PLAN

PROJECT: 53 Marathon Street

Marathon Street Holdings, LLC C/O Marathon St. Holdings, LLC 337 Somerville Avenue





For Review
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June 11, 2021

COPYRIGHT 9 201 PAIL GREED ARCHTECT, LIC THE ARCHTECTURAL PLANS.
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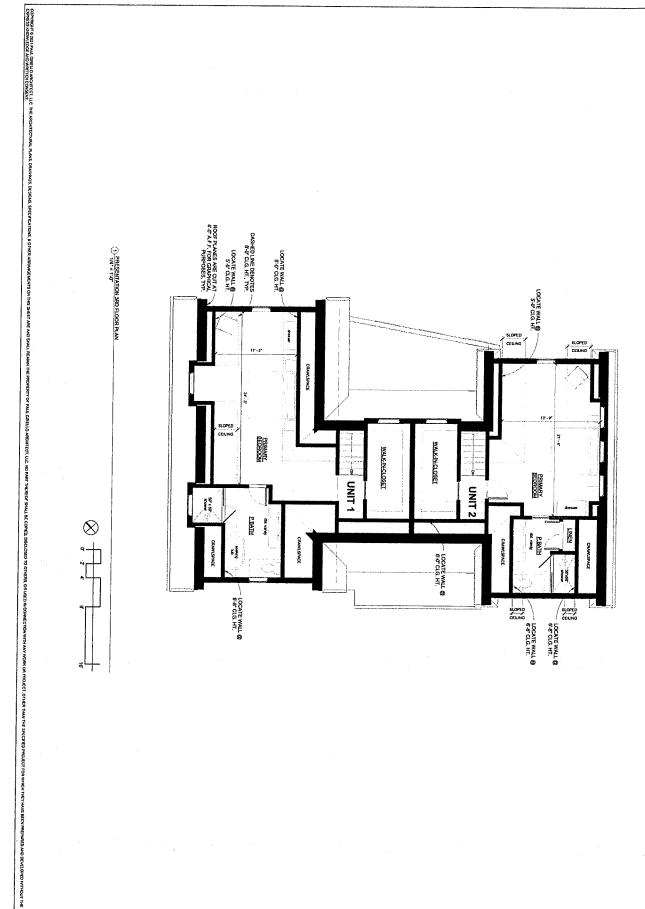
2ND FLOOR PRESENTATION PLAN PROJECT: 53 Marathon Street

Marathon Street Holdings, LLC C/C Marathon St. Holdings, LLC 337 Somerville Avenue Somerville, MA





For Review
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CONSTRUCTION
June 11, 2021



DSK-4

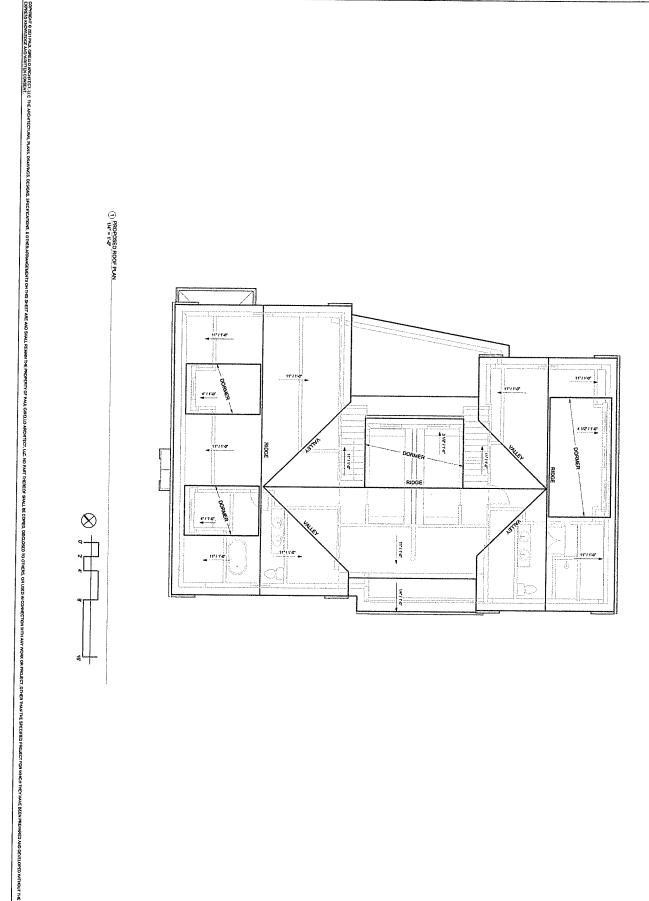
3RD FLOOR PRESENTATION PLAN PROJECT: 53 Marathon Street

Marathon Street Holdings, LLC C/O Marathon St. Holdings, LLC 337 Somerville Avenue Somerville, MA





FOR Review
NOT FOR
CONSTRUCTION
June 11, 2021



CONTRACTOR TO VERIFY ALL DIMENSIONS AND SETBACKS PRIOR TO CONSTRUCTION

DSK-5

PROPOSED ROOF PLAN

PROJECT: 53 Marathon Street

Marathon Street Holdings, LLC C/O Marathon St. Holdings, LLC 337 Somerville Avenue Somerville, MA





