CASE NO. 19-31



2019 AUG 21 PHNOTICE OF PUBLIC HEARING BY THE BELMONT ZONING BOARD OF APPEALS

ON APPLICATION FOR TWO SPECIAL PERMITS

Notice is hereby given that the Belmont Zoning Board of Appeals will hold a public hearing on Monday, September 9, 2019 at 7:00 PM in the Art Gallery, 3rd floor, Homer Municipal Building, 19 Moore St., to consider the application of Vasiliki Ployhronopoulos at 523 School Street located in a General Residence (GR) Zoning District for Two Special Permits under §1.5 of the Zoning Bylaw to construct two dormers. Special Permits 1.-§1.5.4A(1) of the Zoning By-Law allows preexisting non-conforming structures be extended or altered with a Special Permit from the Zoning Board of Appeals, and 2.-Minimum required side setback is 10.0', the existing and proposed side setback is 9.2'.

ZONING BOARD OF APPEALS





Town of Belmont Zoning Board of Appeals

2019 AUG 21 PM 1: 34

APPLICATION FOR A SPECIAL PERMIT

	Date: August 12,2019
Zoning Board of Appeals Homer Municipal Building 19 Moore Street Belmont, MA 02478	
To Whom It May Concern:	
Pursuant to the provisions of Massachuse Section 9, as amended, and the Zoning By-Laws undersigned, being the owner(s) of a certain parasituated on	of the Town of Belmont, I/we the cel of land (with the buildings thereon) treet/Road, hereby apply to your Board tion on said premises or the use g By-Law of said Town forconsisting of 164 sq. ft. and 81 sq. ft.,
on the ground that the same will be in harmony	with the general purpose and intent of
said Zoning By-Law.	Joseph M. Noone, Esquire for
Signature of Petitioner Print Name Address	Vasiliki Polyhronopoulos, Trustee of 523 School Street Realty Trust AVERY, DOOLEY & NOONE, LLP 3 Brighton Street, Belmont, MA 02478
Daytime Telephone Number	(617) 489-5300



OFFICE OF COMMUNITY DEVELOPMENT TOWN OF BELMONT

19 Moore Street Homer Municipal Building Belmont, Massachusetts 02478-0900

Telephone: (617) 993-2650 Fax: (617) 993-2651

Building Division (617) 993-2664 Engineering Division (617) 993-2665 Planning Division (617) 998-2666

July 1, 2019

Vasiliki Polyhronopoulos 523 School Street Belmont MA. 02478

RE: Denial to Replace Hip Roof with Gable Roof and to Construct Two Dormers.

Dear Mr. Polyhronopoulas:

The Office of Community Development is in receipt of your building permit application to replace the hip roof with a gable roof and to construct two dormers at your home at 523 School Street located in the General Residence (GR) Zoning District.

Your application has been denied because it does not comply with the Town of Belmont Zoning By-Laws. More specifically, 1. §1.5.4A(1) of the Zoning By-Law allows preexisting non-conforming structures be extended or altered with a Special Permit from the Zoning Board of Appeals, and 2. Requires a minimum side setback of 10.0'.

- 1. The proposed changes to the structure are allowed by a Special Permit.
- 2. The existing and proposed side setback is 9.2'.

You may alter your plans to conform to the current Town of Belmont zoning By-law and resubmit a building permit application, or you may request two (2) Special Permits from the Zoning Board of Appeals. If you choose this option, please contact the Office of Community Development to schedule an appointment with Ara Yogurtian, Assistant Director, at (617) 993-2650 in order to begin the process.

Sincerely,

Glen R Clancy, P.E. Inspector of Buildings

STATEMENT OF APPLICANT, VASILIKI POLYHRONOPOULOS, TRUSTEE OF 523 SCHOOL STREET REALTY TRUST FOR SPECIAL PERMITS

The Applicant, Vasiliki Polyhronopoulos, Trustee of 523 School Street Realty Trust ("Applicant"), seeks two special permits under Section 1.5.4.A(1) of the Zoning By-Law to alter a non-conforming structure at 523 School Street (non-conforming side set back is 9.2' on the northerly side of building) in order to replace a hip roof with a gable roof and two dormers.

The Applicant purchased the property in January 2016. The property is located in a General Residence Zoning District. The property is a two-family home and was constructed in 1900. The lot size is 5993 square feet. The existing two-story building is 24'-9".

The Applicant proposes to replace the hip roof with a gable roof and to add two dormers to the attic space so as to create an additional space to the second-floor unit. The left dormer will create 164 sq. ft of new living space and the right dormer will create 81 sq. ft. of new living space, for a total increase of 245 sq. ft. The proposed renovated structure will be 2.5 stories with a building height of 30'-3". The renovated second floor unit will now consist of 1930 sq. ft., three bedrooms, three bathrooms, kitchen, living room, dining room and a small office.

The Applicant respectfully submits that the proposed addition and requested special permits will not be substantially more detrimental to the neighborhood than the existing home, as it will be in character with the neighborhood. Throughout this neighborhood, many homes have similar additions to the second story. The proposed addition has been designed to reflect the architectural character of the neighborhood and is consistent with additions built on the surrounding homes. The addition will enhance the property and increase its value.

The Applicant is a local contractor and developer. The Applicant has been working in the Greater Boston area for over 30 years renovating and building homes.

The Applicant has reached out to the abutters, and those that have responded are in favor of the proposal.

The Applicant respectfully requests that the Zoning Board grant the requested special permits, as the proposed addition is in general harmony and will not be substantially more detrimental than the existing dwelling to the neighborhood. The proposed addition is reasonable in size and similar in size to additions constructed on surrounding properties.

Vasiliki Polyhronopoulos, Trustee of 523 School Street Realty Trust By its attorneys,

Joseph M. Noone (BBO #559644)

AVERY, DOOLEY & NOONE, LLP

3 Brighton Street

Belmont, MA 02478

(617) 489-5300

jnoone@averydooley.com

Date: August 8, 2019

Zoning Compliance Check List

(Registered Land Surveyor

P. DESROCHE

Property Address: 523 School Street

Surveyor Signature and Stamp:

Zone: GR

Date: 06-21-19

	REQUIRED	EXISTING	PROPOSED
Lot Area	5,000 SQ. FT.	5,993 SQ. FT.	5,993 SQ. FT.
Lot Frontage	50'	58.00'	58.00'
Floor Area Ratio	-	-	-
Lot Coverage	30%	31.6%	31.6%
Open Space	40%	45.4%	45.4%
Front Setback	20'	18.9'	18.9'
Side Setback 10'		12.7'	12.7'
Side Setback 10'		9'2'	9.2°
Rear Setback 20'-7"		37.8'	37.8'
Building Height 33'		24'-9"	30'-3"
Stories	Stories 2.5		2.5

½ Story Calculation

STORY - THAT PORTION OF A BUILDING, OTHER THAN A CELLAR, INCLUDED BETWEEN THE UPPER SURFACE OF A FLOOR AND UPPER SURFACE OF THE FLOOR OR ROOF NEXT ABOVE.

STORY, HALF - A SPACE UNDER A SLOPING ROOF WHERE:

A) THE LINE OF INTERSECTION OF THE RAFTER BOTTOMS AND THE INTERIOR WALL SURFACE IS NOT MORE THAN THREE FEET ABOVE FLOOR LEVEL ON AT LEAST HALF THE PERIMETER OF THE SECOND FLOOR, WALL LENGTH WITH RAFTER BOTTOMS AND THE INTERIOR WALL SURFACE NOT MORE THAN THREE FEET ABOVE FLOOR LEVEL = 103'-4"±

PERIMETER OF SECOND FLOOR (COVERED DECKS NOT INCLUDED) = 162'-7"

 $103'-4"\pm / 162'-7" = 63.5\%$ OF PERIMETER 63.5% > 50.0 % = OKAY

B) THE POTENTIAL SPACE HAVING HEADROOM OF FIVE FEET OR MORE IS NOT MORE THAN 60% AS LARGE AS THE SECOND FLOOR,

THIRD FLOOR AREA HAVING HEAD ROOM MORE THAN 5'-0" = 767 S.F.

SECOND FLOOR AREA HAVING HEAD ROOM MORE THAN 5'-0" = 1,329 S.F.

767 S.F. / 1,329 S.F. = 57.7% AS LARGE AS THE SECOND FLOOR 57.7% < 60% = OKAY

C) PROVIDED THAT THE LENGTH OF ANY DORMER DOES NOT EXCEED 75% OF THE LENGTH OF THE ROOF LINE OF THE SIDE OF THE STRUCTURE WHERE THE DORMER IS CONSTRUCTED

ROOF LINE = 48'-3"

MAXIMUM DORMER LENGTH = 75% OF ROOF LINE

48'-3" x 0.75 = 36'-2 1/4" MAXIMUM DORMER LENGTH

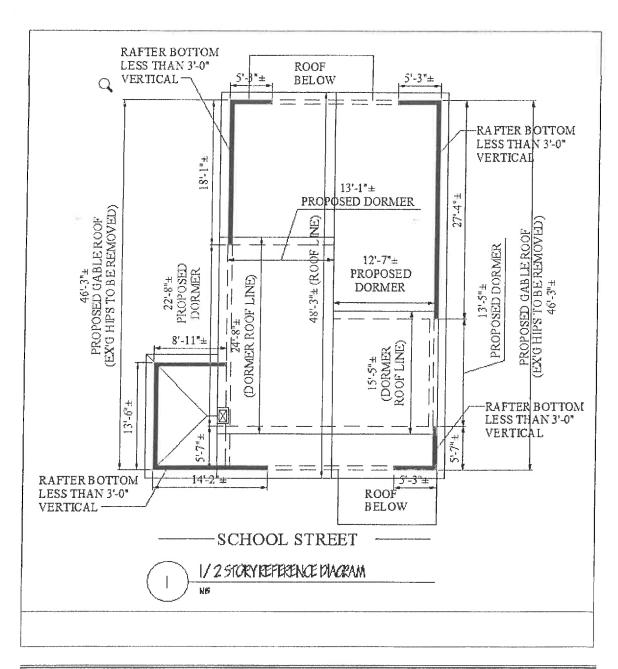
PROPOSED LEFT SIDE DORMER ROOF LINE LENGTH = 24' -8"± < 36'-2 1/4" = OKAY

PROPOSED RIGHT SIDE DORMER ROOF LINE LENGTH = 15' -5" ±< 36'-2 1/4" = OKAY

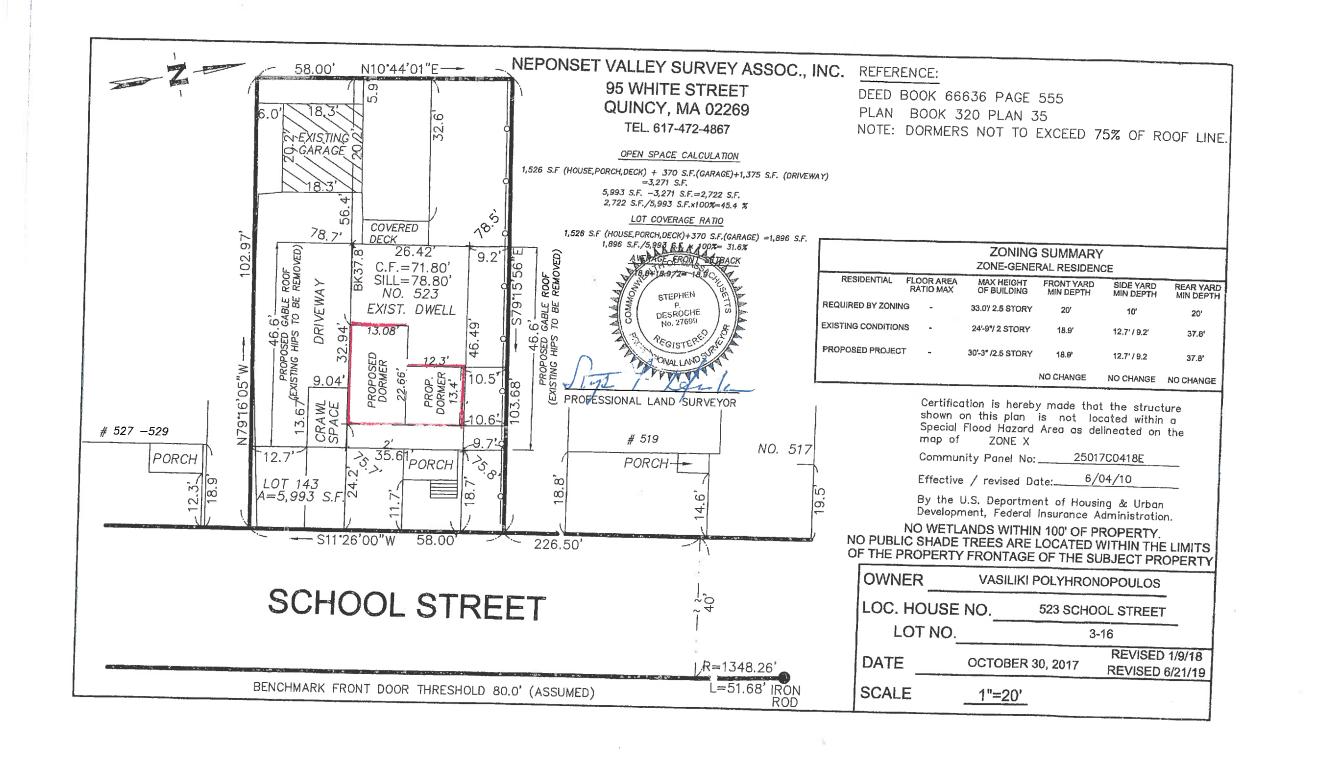
D) FOR PURPOSES OF THIS CALCULATION, WHEN THE HEIGHT OF THE SECOND FLOOR IS INDETERMINATE, THE HEIGHT OF THE SECOND FLOOR (FROM FINISHED FLOOR TO FINISHED CEILING) SHALL BE EQUAL TO 12 FEET, THE REMAINING PORTION OF THE WALL SHALL BE FACTORED INTO THE HALF-STORY CALCULATION - NOT APPLICABLE

THIRD FLOOR ADDITION MEETS ALL THE THREE REQUIREMENTS TO BE CONSIDERED A HALF STORY, THIRD FLOOR ADDITION IS CONSIDERED A HALF STORY.

SKETCH ATTACHED FOR REFERENCE.



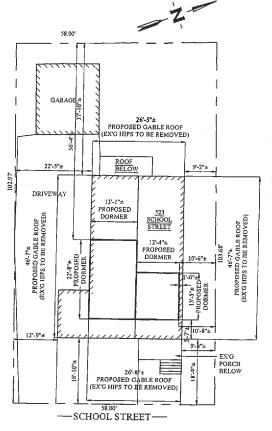
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PROPOSED ADDITION

523 SCHOOL STREET BELMONT,

MASSACHUSHUS





DRAWING NOT TAKEN FROM INSTRUMENTAL SURVEY, INFORMATION TAKEN FROM UPPER LEVEL ADDITION PLAN BY NEPONSET VALLEY SURVEY, LAND SURVEYORS QUINCY, MA (OCTOBER 30, 2017)

ARCHITECTURAL SHE PLAN



KEY

Ø	SMOKE DETECTOR
€	HEAT DETECTOR
a	CARBON MONOXIDE DETECTOR

HOUR WALL(SEE W.T.1/A-3.1)

♦— 1 HOUR EXTERIOR WALL(SEE W.T.1E/A-3.1)

FAN

45 MIN. DOOR

1 HOUR CLG. ABOVE (SEE C.T.1/A-3.1)

fire extinguisher
 New Wall

EX'G WALL TO REMAIN

WALL TO BE REMOVED

CODE SUMMARY
EX'G TYPE 5B CONSTRUCTION
EX'G 2 STORIES
PROPOSED 2.5 STORIES

PROPOSED 2.5 STORIES EX'G R-3 USE GROUP (2 FAMILY) DISTRICT - GENERAL RESIDENCE

THIRD FLOOR STORY CALCULATIONS

STORY - THAT PORTION OF A BUILDING, OTHER THAN A CELLAR, INCLUDED BETWEEN THE UPPER SURFACE OF A FLOOR AND UPPER SURFACE OF THE OR ROOF NEXT ABOVE.
STORY, HALF

A SPACE UNDER A SLOPING ROOF WHERE:

A) THE LINE OF INTERSECTION OF THE RAFTER BOTTOMS AND THE INTERIOR WALL SURFACE IS NOT MORE THAN THREE FEET ABOVE FLOOR LEVEL ON AT LEAST HALF THE PERIMETER OF THE SECOND FLOOR.

WALL LENGTH WITH RAFTER BOTTOMS AND THE INTERIOR WALL SURFACE NOT MORE THAN THREE FEET ABOVE FLOOR LEVEL = 103'-4"±

PERIMETER OF SECOND FLOOR (COVERED DECKS NOT INCLUDED) = 162'-7"

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ROOF LINE = 48'-3"

MAXIMUM DORMER LENGTH = 75% OF ROOF LINE

48'-3" x 0.75 = 36'-2 1/4" MAXIMUM DORMER LENGTH

PROPOSED LEFT SIDE DORMER ROOF LINE LENGTH = 2.4" -8" \pm < 36"-2 1/4 " = 0KAY

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THIRD FLOOR ADDITION MEETS ALL THE THREE REQUIREMENTS TO BE CONSIDERED A HALF STORY, THIRD FLOOR ADDITION IS CONSIDERED A HALF STORY.

2 1/ 2 STORY REFERENCE DIAGRAM ID PRINSHED NING

- SCHOOL STREET

ZONING SUMMARY ZONE - GENERAL RESIDENCE

FLOORRAFTER BOTTOM

VERTICAL-

LESS THAN 3'-0"

ROOF

BELOW

13'-1"± PROPOSED DORMER

12'-7"±

PROPOSED

BELOW

	ZONE - GENERAL RESIDENCE				
RESIDENTIAL	FLOOR AREA RATIO MAX	MAX. HEIGHT OF BUILDING	FRONT YARD MIN. DEPTH FEET	SIDE YARD MIN. DEPTH FEET	REAR YARD MIN. DEPTH FEET
REQUIRED BY ZONING	12	33'-0"/ 2.5 STORY	20'-0"	10'-0"	20'-7"
EXISTING CONDITIONS	38	24'-9"/2 STORY	18'-9"	12'-9" / 9'-2"	37-9 1/2"
PROPOSED PROJECT	(4)	30'-3"/ 2.5 STORY	18'-9"	12'-9" / 9'-2"	37-9 1/2"
			NO CHANGE	NO CHANGE	NO CHANGE

RAFTER BOTTOM

LESS THAN 3'-0"

PROPOSED ADDITION 523 SCHOOL STREET BELMONT, MA 02478



RAFTER BOTTOM

PROPOSED GABLE ROOF EX'G HIPS TO BE REMOVED)

-RAFTER BOTTON

LESS THAN 3'-0"

VERTICAL

VERTICAL



Scritton Visit
11-08-17
12-18-17
01-31-18
03-27-18
04-30-18
05-21-18
03-11-18

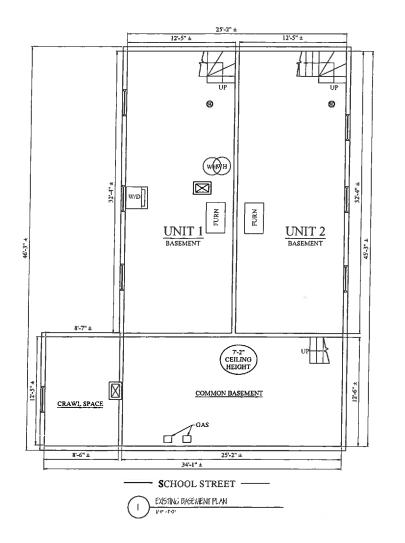
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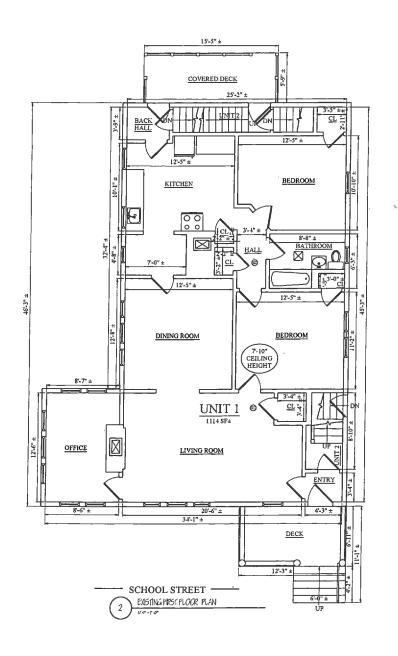
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PROPOSED ADDITION 523 SCHOOL STREET BELMONT, MA 02478

One Bilings Road Outney, MA 02171 (11746-7725



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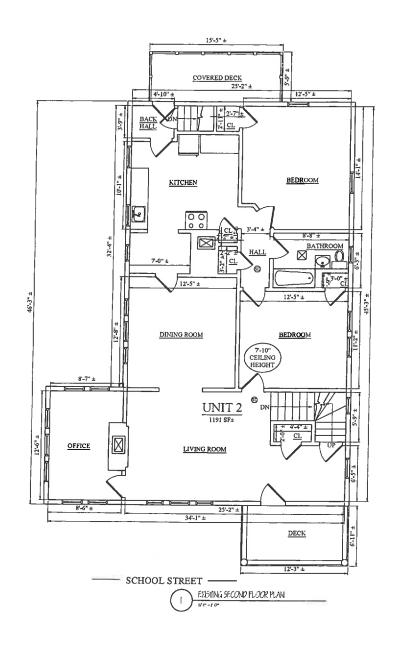
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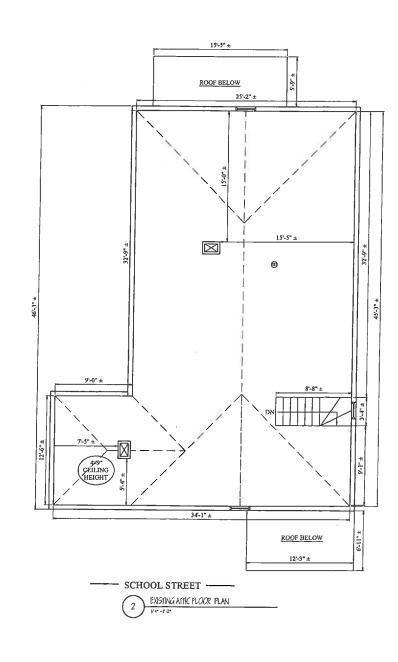
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EXISTING FLOOR PLANS

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PROPOSED ADDITION 523 SCHOOL STREET BELMONT, MA 02478

One Billings Road Quinzy, MA 02171 Straff-762 Mast 7-765-775



| Constant Date | 11-08-17 | 12-18-17 | 12-18-17 | 101-31-18 | 03-27-18 | 04-30-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-21-18 | 05-218 | 05-218 | 05-218 | 05-218 | 05-218 | 05-218 | 05-218 | 05-218 | 05-218 | 05-218 | 05-218 | 05-

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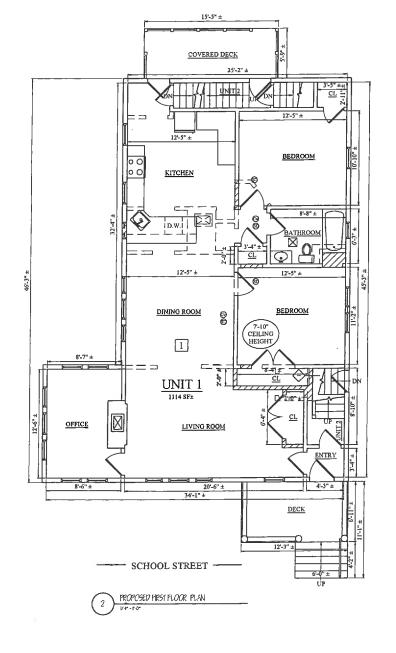
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12'-5" ± 12'-5" ± WH (WH) 1 1 UNIT 1 UNIT 2 BASEMENT BASEMENT 8'-7" ± 7-2" CEILING HEIGHT COMMON BASEMENT CRAWL SPACE 25'-2" ± 8'-6" ± 34"-1" ± SCHOOL STREET ——

PROPOSED BASEMENT PLAN



PROPOSED ADDITION 523 SCHOOL STREET BELMONT, MA 02478

One Billings Road Oldrey, MA 02171 s17-76-7727

No. Coccie Park 11-08-17 12-18-17 01-31-18 03-27-18 04-30-18 05-21-18 03-11-18

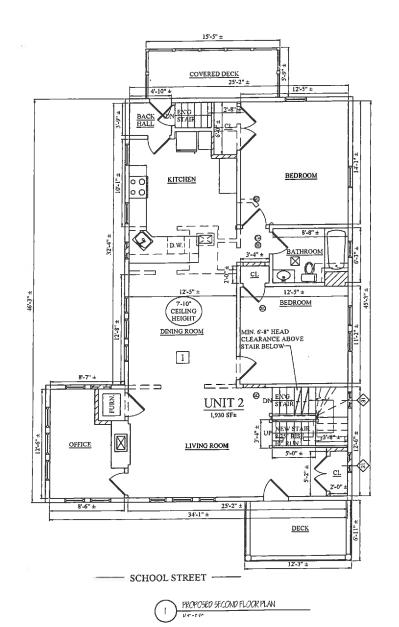
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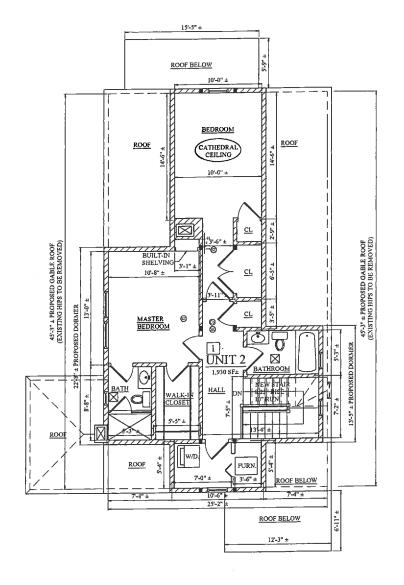
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PROPOSED FLOOR PLANS

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2 PROPOSED ATTIC PLOOR PLAN

PROPOSED ADDITION 523 SCHOOL STREET BELMONT, MA 02478

One Billings Road Osiarcy, NA 02171 61745-772

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PROPOSED FLOOR PLANS

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