

WORCESTER Street CPE Box 15156 | Worcester, MA 01615

2024 AUG 28 PM 3: 29

Joshua Lee Smith Direct telephone: 508-926-3464 Direct facsimile: 508-929-3064 Email: ismith@bowditch.com

August 27, 2024

BY HAND DELIVERY AND E-MAIL - planning@worcesterma.gov

Division of Planning & Regulatory Services City Hall Room 404 455 Main Street Worcester, MA 01608

Attn: Michelle M. Smith, Assistant Chief Development Officer

Re: GM Properties LLC - Application for Grant of Special Permits and

Variances for Townhouse Development Project at 36 Butler Street, Worcester, Massachusetts

Dear Ms. Smith

This firm represents Gm Properties LLC (the "Applicant") in connection with its application to the City of Worcester Zoning Board of Appeals (the "Board") for grant of special permits and variances from minimum lot area, off-street parking and frontage requirements in connection with its proposed construction and development of two townhouse-style buildings that will contain a total of 9 units, including one 6-unit building and one 3-unit building (the "New Buildings"), conversion of the existing funeral home building into a two-family building, and related site improvements at the property known and numbered as 36 Butler Street, Worcester Massachusetts (the "Property").

The Applicant proposes to divide the existing lot into Lot A (to contain approximately 13,239 square feet) and Lot B (to contain approximately 25,152 square feet). Lot A will contain the Existing Building, which will be converted into a two-family building and served by 4 surface lot parking spaces on Lot B (the "Lot A Project"). Lot B will contain a new single-family attached townhouse-style development consisting of 9 units within two townhouse-style buildings, reconfigured drive aisles, 22 parking spaces, new landscaping and other site features (the "Lot B Project").

Accordingly, we hereby submit the following items for filing with the Board:

- 1. Special Permit and Variance Application with Statement in Support;
- 2. Layout Plan;
- 3. Floor plans, Elevations, and Renderings;
- 4. Zoning determination form; and
- 5. Certified List of Abutters.





We will coordinate with staff to facilitate the submission of the addressed envelopes, the filing fees payable to the City of Worcester and necessary copies of the above items.

Kindly file this Application with the City Clerk, and schedule this Application to be presented and discussed at the Board's next available meeting on <u>September 16th</u>, <u>2024</u>. Please let me know if you have any questions concerning the enclosed.

Thank you for your assistance with this matter.

Very truly yours,

Joshua Lee Smith

Enclosures

cc: Project Team



VARIANCE & SPECIAL PERMIT APPLICATION

CITY OF WORCESTER ZONING BOARD OF APPEALS

455 Main Street, Room 404; Worcester, MA 01608 Phone 508-799-1400 Ext, 31440 - Fax 508-799-1406

Fill in information for the Variances (s) you are applying for. Attach additional documentation as necessary.

Lot Area		Front Yard Setback		Rear Yard Setback	
Square footage		Setback			
required:		required:		Setback required:	
Square footage		Setback			
provided:		provided:		Setback provided:	
		Relief	1		
Relief requested: Frontage		requested: Side Yard Setback		Relief requested: Exterior Side Yard Setback	
Frontage required:		required:		Setback required:	
		Setback			
Frontage provided:		provided:		Setback provided:	
		Relief			
Relief requested:	<u>L</u> .	requested:		Relief requested:	
Off-street Parking/Loading		Height		Accessory Structure 5-foot Setback	
		Height			
Parking required:	4	permitted:	ļ	Type of structure:	
Parking provided:	0	Height provided:		Square footage of structure:	
Relief requested:	4	Relief requested:		Relief requested:	
Loading required:		Othe		ner Variances	
Loading provided:		Relief requested:			
Relief requested:		Zoning Ordinance Article & Section:			
Signs		Requirement:			
Area permitted:		Provided:			
Area provided:				-	
Relief requested:	 	1			
Height permitted:	 	-			
rieight permitted.	<u> </u>	1			
Height provided:		Indicate if Variances are being requested for more than one str or more than one lot. Only complete the sections which pertain Variances (s) you are applying for.			
Relief requested:		_			
Setback permitted:					
Setback provided:		7			
Relief requested:		7			

<u>TY</u>	<u>'PE OF SPECIAL PERMIT</u> (check the Special Permit you are requesting and describe what you are requesting)
1.	☐Extension, Alteration or Change of a Privileged Pre-existing, Nonconforming Structure and/ or Use (Article XVI, Section 4)
2.	Residential Use allowed only by Special Permit (Article IV, Section 2, Table 4.1)
3.	□Non-Residential Use allowed only by Special Permit (Article IV, Section 2, Table 4.1)
4.	□Non-Accessory Sign (Article IV, Section 6)
5.	Residential Conversion (Article IV, Section 9)
6.	□Placement of Fill/Earth Excavation (Article IV, Section 5)
7.	☑Modification of Parking/Loading Requirements (Article IV, Section 7)
8.	☑Modification of Landscaping Requirements for Parking/Loading (Article IV, Section 7)
9.	Other Special Permit (Describe Special Permit sought):
(Lis	Assessor's ADDRESS OF SUBJECT PROPERTY: 36 Butler Street the property subject to the application and include any lot numbers, Please note: The street number may be different than the Assessor's address). Is this property known by any other address:
3.	OWNER OF RECORD: GM Properties LLC (The owner of record is the person or entity who owns title to the property as of today's date)
4.	Address (es) of owner of record is /are 234 Spring Street, Shrewsbury, MA 01545
5.	Worcester District Registry of Deeds (WDRD) Book(s) 70087, Page(s) 335 (List Book and Page number of deed filed for the subject property as recorded at the WDRD)
6.	City of Worcester Assessor's Office Map 10 Block 043 Lot 00012 (List MBL number for the subject property as listed at Assessor's Office)
7.	NAME OF APPLICANT(S): GM Properties LLC
8.	Address of Applicant: 234 Spring Street, Shrewsbury, MA 01545
9.	Telephone: _(508) 926-3464
	10007 020-0404
10	. Email: jsmith@bowditch.com
11	. Email: jsmith@bowditch.com Check if you are an: owner (s) X, lessee (s) , optionee (s) (If you are not the owner of the subject property and are a lessee or optionee, it is recommended that you provide supporting information such as a lease or a purchase and sale agreement that shows your interest in the

Revised: January 11, 2012

Docusign Envelope ID: EDF6661B-4F2D-47D6-BE87-3ADE7B4658E2
13. Describe what is presently located on the property (Use as much detail as possible including all uses and square footage of each use):
The property tot is approximately 38,387 square feet and is currently comprised of an historic building that was most recently used as a funeration, accessory parking and other site features
14. The applicant seeks to (Describe what you want to do on the property in as much detail as possible):

The Applicant proposes to divide existing lot into Lot A (to contain approximately 13,623 square feet) and Lot B (to contain approximately 24,767 square feet). Lot A will contain the existing building, which will be converted into a two-family building. Lot B will contain a new single-family attached development consisting of 9 units within 2 townhouse-style buildings, reconfigured drive aisles and parking spaces, new landscaping and other site features. The Lot B Project proposes 22 parking spaces in compliance with minimum parking requirements. The Existing Building will contain a total of 2 units, and, therefore, requires a minimum of 4 parking spaces. Although no parking spaces will be located on Lot A, there will be 4 parking spaces located on Lot B that will serve, and be in close proximity to, the Existing Building.

15. Such a use is permitted only by the City of Worcester Zoning Ordinance under Article (Insert Article, Section (s) of the Zoning Ordinance which permits the proposed used of the property):

Article IV, Section 2, Table 4.1(12) - Single-family attached dwelling (Use allowed by Special Permit in the RL-7) (Lot B) Article IV, Section 2, Table 4.1(17) - Two-family detached dwelling (permitted by right) (Lot A)

16. Are you aware if this property has been previously granted approvals from any City Board or Commission? If so, please list (Provide dates of previous approvals, book and page numbers and/or certificate numbers of any recorded decisions and/or recorded/registered land. Also, please provide copies of previous recorded decisions):

No

17. Have you applied for or are you aware if other applicants have applied for a Building Permit for this site and been refused for non-compliance with the Zoning Ordinance (e.g. a cease and desist order has been issued)? If so, explain:

Revised: January 11, 2012

No

18. List any additional information relevant to the Variance (s) and Special Permit (s):

Please see attached Statement in Support.

VARIANCE FINDINGS OF FACT

Complete the following questions. Your responses should provide justifications as to why the requested Variance(s) should be granted. Attach additional documentation as necessary.

1. Describe how a literal enforcement of the provision of the City of Worcester Zoning Ordinance would involve a

	substantial hardship, financial or otherwise, to the petitioner or appellant:
	Ptease see attached Statement in Support.
2.	Describe how the hardship is owing to circumstances relating to the soil conditions, shape, and/or topography of the land or structures and how the hardship especially affects said land or structures, but does not affect general the zoning district in which it is located:
	Please see attached Statement in Support.
3.	Describe how desirable relief may be granted without detriment to the public good and without nullifying or substantially derogating from the intent or purpose of the City of Worcester Zoning Ordinance:
	Please see attached Statement in Support.
	Describe have the disconsissed variance on it relates to floor appear bulls number of acquirents or other relevant.
	Describe how the dimensional variance as it relates to floor space, bulk, number of occupants or other relevant easures, if granted, shall be no greater than the minimum necessary to provide relief from the statutory hardship:
	Please see attached Statement in Support.

Page 8 of 18 ZB - Variance & Special Permit Revised: January 11, 2012

SPECIAL PERMIT FINDINGS OF FACT

In the spaces below explain how the adverse effects of the proposed use will not outweigh its beneficial impacts to the City with respect to each of the following considerations per Article II, Section 6(A)(2) of the Zoning Ordinance. (Attach additional supporting documentation as necessary.)

1.	Social, economic or community needs that are served by the proposal:
	Please see attached Statement in Support.
^	
2.	Traffic flow and safety, including access, parking and loading areas:
	Please see attached Statement in Support.
3.	Adequacy of utilities and other public services:
	Please see attached Statement in Support
4.	Neighborhood character and social structure:
	Please see attached Statement in Support.
5.	Impacts on the natural environment:
	Please are attached Chale and in Course
	Please see attached Statement in Support.
6.	Potential fiscal impact, including city services needed, tax base, and employment:
	Please see attached Statement in Support.

	grant the special permit (s) as requested above.
GM Properties LLC	GM Properties L.
By: By: George Markopoulos, Its Manager (Signature of Applicant or Applicant's Agent)	By: By: , George Markopoulos, Its Manager (Signature of Property Owner or Owner's Agent)
If more than one applicant, all applicants must fill out information.	If more than one property owner, all owners must fill out information.
GM Properties LLC	GM Properties LLC
(Name of Applicant)	(Name of Property Owner)
234 Spring Street, Shrewsbury, MA 01545	234 Spring Street, Shrewsbury, MA 01545
(Address)	(Address)
(508) 926-3464	(508) 926-3464
(Contact Phone Number)	(Contact Phone Number)
jsmith@bowditch.com	jsmith@bowditch.com
(Email)	(Email)
7/10/2024	7/10/2024
(Date)	(Date)
SUPPLEMENTARY QUESTION Complete the requested information for the Special Permi	S FOR SPECIAL PERMITS ONLY
necessary. Only complete the sections which pertain to the	
necessary. Only complete the sections which pertain to the Extension, Alteration or Change of a Privil	ne Special Permit (s) you are applying for. eged Pre-existing, Nonconforming Structure
necessary. Only complete the sections which pertain to the Extension, Alteration or Change of a Privil	ne Special Permit (s) you are applying for. eged Pre-existing, Nonconforming Structure //, Section 4)
Extension, Alteration or Change of a Privil (Article X)	ne Special Permit (s) you are applying for. leged Pre-existing, Nonconforming Structure /I, Section 4) ructure (list specific dimensional nonconformities)
Extension, Alteration or Change of a Privil (Article XV) 1. Describe what is currently nonconforming about this st 2. Indicate how long the nonconforming aspects of the state of the sta	eged Pre-existing, Nonconforming Structure /I, Section 4) ructure (list specific dimensional nonconformities) ructure have been in existence:

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DOCUSION ENVELOPE ID	EUF00010-4F2	U-41 DU-DE01-3	MUE / D4000EZ

- 5. Explain how the extension, alteration, or change itself complies with the current Ordinance requirements:
- 6. Indicate the number of off-street parking spaces currently provided and to be provided for the proposed structure as extended, altered or changed: Note: In residential districts, the structure as extended, altered or changed shall meet the off-street parking requirements of the zoning ordinance.
- 7. Explain how the structure as extended, altered or changed will not be substantially more detrimental to the neighborhood than the existing structure:

Extension, Alteration or Change of a Privileged Pre-existing, Nonconforming Use (Article XVI, Section 4)

- 1. Describe what is currently nonconforming about this use:
- 2. Indicate how long the nonconforming use has been in existence? What year did the use begin? (Check with the zoning ordinance, as amended, that would have been in effect at the time of construction. Past zoning ordinances are available for research at the City Clerk's office, Past zoning maps are available at the Division of Planning and Regulatory Services)
- 3. At the time the use was initiated, was the use allowed under the then applicable Zoning Ordinance?
- 4. Describe the proposed extension, alteration or change of use and the total square footage to be utilized for the use:
- 5. Explain how the extension, alteration, or change itself complies with the current Ordinance requirements:
- 6. Indicate the number of off-street parking spaces currently provided and to be provided for the proposed structure as extended, altered or changed: Note: In residential districts, the use as extended, altered or changed shall meet the off-street parking requirements of the zoning ordinance.

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7. Explain how the use as extended, altered or changed will not be substantially more detrimental to the neighborhood than the existing use:

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Residential Use allowed only by Special Permit in a particular zoning district (Article IV, Section 2, Table 4.1)

1.	Describe the proposed residential use:
2.	Total number of dwelling units proposed, number of bedrooms per unit, and square footage of units:
	Number and dimensions of off-street parking spaces to be provided and location (garage, driveway). Off-street arking spaces must be located outside of the front yard and exterior side yard setbacks.
	Non-Residential Use allowed only by Special Permit (Article IV, Section 2, Table 4.1)
	Describe the proposed use (include description of business, proposed hours of operation, and number of nployees)
2.	Total square footage of proposed use:
3.	Number of off-street parking spaces to be provided. Indicate location of those parking spaces: garage, parking lo parking spaces on a different lot provided through the same ownership and/or leased spaces (a 5-year minimum lease with renewal options must be provided) within 1,000 feet of the use it will serve.
4.	For a proposed animal hospital, animal clinic, pet shop or animal shelter, per Article IV, Section 2, Notes to Table 4.1, Note 4, indicate the location of any animal runs if a residential zoning district is within 200 feet of the subject property.
5.	For a proposed Bed and Breakfast use, provide additional documentation per Article IV, Section 11.
8.	For a proposed Adult Entertainment use, provide additional documentation per Article IV, Section 10.
9.	For a proposed Limited Residential Hospice House, provide additional documentation per Article IV, Section 2, Notes to Table 4.1, Note 10.

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10. For a proposed non-accessory parking lot or a motor vehicle display lot, provide additional documentation showing compliance with Article IV, Section 7B.

Non-Ac	Ces	sory	Sig	ın
(Article	IV.	Secti	on	6)

- 1. Square footage, length and width of proposed sign, and height of total structure:
- 2. Distance of proposed sign from other non-accessory signs along each side of a street.
- 3. Indicate on the submitted plan the type and style of sign, exact location, etc.

Residential Conversion (Article IV, Section 9)

- 1. Total number of existing units/Total number of proposed units:
- 2. Will the external appearance of the structure remain unchanged except for new doors, windows, fire escapes, and stairways?
- 3. Number of off-street parking spaces to be provided (If new parking is being created, the applicant(s) may need to seek a Special Permit for extension, alteration or change of a pre-existing, nonconforming structure if existing structure does not meet current zoning dimensional requirements. If additional parking cannot be provided for new dwelling unit(s), the proposed conversion may also require a Variance or Special Permit from off-street parking requirements):

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4. Which dimensional requirements/setbacks are you seeking relief by the Special Permit?

Placement of Fill/Earth Excavation (Article IV, Section 5)

- 1. Indicate whether the Special Permit is for Placement of Fill or Earth Excavation:
- 2. Attach documentation showing proposed measures to protect pedestrians and vehicles.
- 3. Provide a proposed timeline for completion of placement of fill.
- 4. Attach documentation from the Director of Public Health and the Conservation Commission as outlined in the City of Worcester Zoning Ordinance Article IV, Section 5.
- 5. Attach a site plan with all required information in support of the application per the City of Worcester Zoning Ordinance Article IV, Section 5.

Modification of Parking/Loading Requirements (Article IV, Section 7)

1. Indicate what relief is being sought under the Special Permit:

Please see attached Statement in Support.

2. If applicable, indicate locations, square footages, and dimensions of relief sought under the Special Permit:

Please see attached Statement in Support.

2. If applicable, provide number of parking/loading spaces required and relief requested through the Special Permit:

Please see attached Statement in Support.

Other Special Permits

 Describe Special Permit sought and provide relevant details on the plan of land and rendering. Provide square footage and height of any structures and indicate percentage of lot structure will occupy:

Page 14 of 18 ZB - Variance & Special Permit Revised: January 11, 2012

CERTIFICATION OF COMPLIANCE WITH WORCESTER REVISED ORDINANCES GOVERNING REVENUE COLLECTION

*Note: This form must be completed and signed by both the <u>applicant(s)</u> and <u>owner(s)</u> of the property certifying payment of all local taxes, fees, assessments, betterments, or any other municipal charges of any kind. Failure to include a fully completed certification form with the application shall result in the application being deemed incomplete and ineligible for further processing by the Zoning Board of Appeals.

Pursuant to Massachusetts General Law, Chapter 40, Section 57 and the City of Worcester General Revised Ordinance, Chapter 11, Section 26-28, the undersigned applicant and all parties having an ownership interest therein, hereby certify, under the pains and penalties of perjury, that the applicant(s) and owner(s) have complied with the laws of the Commonwealth of Massachusetts and the City of Worcester regarding payment of all local taxes, fees, assessments, betterments or any other municipal charges of any kind.

(Give first and last names in full. In case of a corporation give names of President, Treasurer and Manager; and in case of firms, give names of individual members.)

If a Proprietorship or Single Owner of res	sidential property:
Name of Owner	
Business Address	
Business Phone	Home Phone
Signature of owner (certifying payment o	of all municipal charges):
	Date:
f a Partnership or Multiple Owners of res	idential property:
Full names and address of all partners	
Printed Names	Addresses
Business Address	
	fying payment of all municipal charges -attach multiple pag
	Date:
	Date:
	Date:

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(3) If a Corporation:

	<u>Man</u>	Title ager	
Owners of Corporation:			····
Printed Names		Address	% of stock
			(A)
Signature of all owners of property (certif	fying payment of all r	nunicipal charges	-attach multiple
necessary) GM/ Propersias -kla-C	Date:		
By: George Markopoulos,	Date: One of the image of the i	0/2024	
03:10786252A648A	Date:		
	_		
Drinted Names of Reneficiaries		A delec	
Printed Names of Beneficiaries:		Addre	98S
Signature of trustees of property (certifying		nicipal charges -a	attach multiple pa
Signature of trustees of property (certifying necessary)	Date:	nicipal charges -a	attach multiple pa
Signature of trustees of property (certifying	Date: Date: Date:	nicipal charges -a	attach multiple pa

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VARIANCE & SPECIAL PERMIT APPLICATION

CITY OF WORCESTER ZONING BOARD OF APPEALS

455 Main Street, Room 404; Worcester, MA 01608 Phone 508-799-1400 Ext, 31440 - Fax 508-799-1406

Fill in information for the Variances (s) you are applying for. Attach additional documentation as necessary. Lot B

Lot Area		Front Yard Setback		Rear Yard Setback	
Square footage required:	27,000 SF	Setback required:		Setback required:	20 ft.
Square footage provided:	24,767 SF	Setback provided:		Setback provided:	7.5+/- ft.
Relief requested:	2,233 SF	Relief requested:		Relief requested:	12.5+/- ft
· Frontage		Side Yard Setback		Exterior Side Yard Setback	
Frontage required:	225 ft	Setback required:		Setback required:	
Frontage provided:	89.57 +/- ft	Setback provided:		Setback provided:	
Relief requested:	135.43 +/- ft	Relief requested:		Relief requested:	
Off-street Parking/Loading		Height		Accessory Structure 5-foot Setback	
Parking required:		Height permitted:		Type of structure:	
Parking provided:		Height provided:		Square footage of structure:	
Relief requested:		Relief requested:		Relief requested:	
Loading required:		Other Variances			
Loading provided:		Relief requested			
Relief requested:		Zoning Ordinance Article & Section:		-	
Signs		Requirement: Provided:			
Area permitted:					
Area provided:				•	
Relief requested:					
Height permitted:					
Height provided:		Indicate if Variances are being requested for more than one structure or more than one lot. Only complete the sections which pertain to the Variances (s) you are applying for.			
Relief requested: Setback permitted:					
Setback provided:		 			
Relief requested:					

<u>TY</u>	<u>'PE OF SPECIAL PERMIT</u> (check the Special Permit you are requesting and describe what you are requesting)				
1.	□Extension, Alteration or Change of a Privileged Pre-existing, Nonconforming Structure and/ or Use (Article XVI, Section 4)				
2.	⊠Residential Use allowed only by Special Permit (Article IV, Section 2, Table 4.1)				
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5.	Residential Conversion (Article IV, Section 9)				
6.	Placement of Fill/Earth Excavation (Article IV, Section 5)				
7.	☑Modification of Parking/Loading Requirements (Article IV, Section 7)				
8.	☑Modification of Landscaping Requirements for Parking/Loading (Article IV, Section 7)				
9.	Other Special Permit (Describe Special Permit sought):				
2.	Is this property known by any other address:				
3.	OWNER OF RECORD: GM Properties LLC (The owner of record is the person or entity who owns title to the property as of today's date)				
4.	Address (es) of owner of record is /are 234 Spring Street, Shrewsbury, MA 01545				
5.	Worcester District Registry of Deeds (WDRD) Book(s) 70087 , Page(s) 335 (List Book and Page number of deed filed for the subject property as recorded at the WDRD)				
6.	City of Worcester Assessor's Office Map 10 Block 043 Lot 00012 (List MBL number for the subject property as listed at Assessor's Office)				
7.	NAME OF APPLICANT(S): GM Properties LLC				
8.	Address of Applicant: 234 Spring Street, Shrewsbury, MA 01545				
9.	Telephone: (508) 926-3464				
10	. Email: jsmith@bowditch.com				
11	. Check if you are an: owner (s) X, lessee (s) , optionee (s) (If you are not the owner of the subject property and are a lessee or optionee, it is recommended that you provide supporting information such as a lease or a purchase and sale agreement that shows your interest in the property.)				
12	. Zoning district(s) of the property (Indicate if more than one zoning district and any zoning overlay districts):				
	RL-7				

Docusion Envelope		

13. Describe what is presently located on the property (Use as much detail as possible including all uses and square footage of each use);

The property lot is approximately 38,387 square feet and is currently comprised of an historic building that was most recently used as a funeral home, accessory parking and other site features.

14. The applicant seeks to (Describe what you want to do on the property in as much detail as possible):

The Applicant proposes to divide existing lot into Lot A (to contain approximately 13,623 square feet) and Lot B (to contain approximately 24,767 square feet). Lot A will contain the existing building, which will be converted into a two-family building. Lot B will contain a new single-family attached development consisting of 9 units within 2 townhouse-style buildings, reconfigured drive aisles and parking spaces, new landscaping and other site features. The Lot B Project proposes 22 parking spaces in compliance with minimum parking requirements. The Existing Building will contain a total of 2 units, and, therefore, requires a minimum of 4 parking spaces. Although no parking spaces will be located on Lot A, there will be 4 parking spaces located on Lot B that will serve, and be in close proximity to, the Existing Building.

15. Such a use is permitted only by the City of Worcester Zoning Ordinance under Article (Insert Article, Section (s) of the Zoning Ordinance which permits the proposed used of the property):

Article IV, Section 2, Table 4.1(12) - Single-family attached dwelling (Use allowed by Special Permit in the RL-7) (Lot B) Article IV, Section 2, Table 4.1(17) - Two-family detached dwelling (permitted by right) (Lot A)

16. Are you aware if this property has been previously granted approvals from any City Board or Commission? If so, please list (Provide dates of previous approvals, book and page numbers and/or certificate numbers of any recorded decisions and/or recorded/registered land. Also, please provide copies of previous recorded decisions):

No

17. Have you applied for or are you aware if other applicants have applied for a Building Permit for this site and been refused for non-compliance with the Zoning Ordinance (e.g. a cease and desist order has been issued)? If so, explain:

Revised: January 11, 2012

No

18. List any additional information relevant to the Variance (s) and Special Permit (s):

Please see attached Statement in Support.

VARIANCE FINDINGS OF FACT

Complete the following questions. Your responses should provide justifications as to why the requested Variance(s) should be granted. Attach additional documentation as necessary.

١.	substantial hardship, financial or otherwise, to the petitioner or appellant:
	Please see attached Statement in Support.
2.	Describe how the hardship is owing to circumstances relating to the soil conditions, shape, and/or topography of the land or structures and how the hardship especially affects said land or structures, but does not affect generall the zoning district in which it is located:
	Please see attached Statement in Support.
	Describe how desirable relief may be granted without detriment to the public good and without nullifying or substantially derogating from the intent or purpose of the City of Worcester Zoning Ordinance: Please see attached Statement in Support.
m	Describe how the dimensional variance as it relates to floor space, bulk, number of occupants or other relevant easures, if granted, shall be no greater than the minimum necessary to provide relief from the statutory hardship: Please see attached Statement in Support.

Revised: January 11, 2012

SPECIAL PERMIT FINDINGS OF FACT

In the spaces below explain how the adverse effects of the proposed use will not outweigh its beneficial impacts to the City with respect to each of the following considerations per Article II, Section 6(A)(2) of the Zoning Ordinance. (Attach additional supporting documentation as necessary.)

1.	. Social, economic or community needs that are served by the proposal:	
	Please see attached Statement in Support.	
2.	. Traffic flow and safety, including access, parking and loading areas:	
	Please see attached Statement in Support.	
3.	. Adequacy of utilities and other public services:	
	Please see attached Statement in Support.	
4.	. Neighborhood character and social structure:	
	Please see attached Statement in Support.	
5.	. Impacts on the natural environment:	
	Please see attached Statement in Support	
6.	. Potential fiscal impact, including city services needed, tax base, and employment:	
	Please see attached Statement in Support.	

WHEREFORE, the applicant(s) requests that this Board of	grant the special permit (s) as requested above.
GM Properties LLC	GM Properties LC
By: By George Markopoulos, Its Manager	By: By: George Markopoulos, Its Manager
(Signature of Applicant or Applicant's Agent) If more than one applicant, all applicants must fill out information.	(Signature of Property Owner or Owner's Agent) If more than one property owner, all owners must fill out information.
GM Properties LLC	GM Properties LLC
(Name of Applicant)	(Name of Property Owner)
234 Spring Street, Shrewsbury, MA 01545	234 Spring Street, Shrewsbury, MA 01545
(Address)	(Address)
(508) 926-3464	(508) 926-3464
(Contact Phone Number)	(Contact Phone Number)
jsmith@bowditch.com	jsmith@bowditch.com
(Email)	(Email)
7/10/2024	7/10/2024
(Date)	(Date)
·	S FOR SPECIAL PERMITS ONLY
(Article X\	ne Special Permit (s) you are applying for. leged Pre-existing, Nonconforming Structure //, Section 4)
necessary. Only complete the sections which pertain to the Extension, Alteration or Change of a Privil	eged Pre-existing, Nonconforming Structure /I, Section 4) ructure (list specific dimensional nonconformities)
Extension, Alteration or Change of a Privil (Article XV) 1. Describe what is currently nonconforming about this st 2. Indicate how long the nonconforming aspects of the st 3. At the time of construction, did the structure meet appliordinance, as amended, that would have been in effect	eged Pre-existing, Nonconforming Structure /I, Section 4) ructure (list specific dimensional nonconformities) ructure have been in existence:
Extension, Alteration or Change of a Privil (Article XV) 1. Describe what is currently nonconforming about this st 2. Indicate how long the nonconforming aspects of the st 3. At the time of construction, did the structure meet appliordinance, as amended, that would have been in effect available for research at the City Clerk's office. Past zo	eged Pre-existing, Nonconforming Structure //, Section 4) ructure (list specific dimensional nonconformities) ructure have been in existence: icable zoning requirements? (Check with the zoning t at the time of construction. Past zoning ordinances are

Revised: January 11, 2012

Docusign Envelope ID	EDF6661B-4F2D-47D6-BE87	7-3ADE7B4658E2
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- 5. Explain how the extension, alteration, or change itself complies with the current Ordinance requirements:
- 6. Indicate the number of off-street parking spaces currently provided and to be provided for the proposed structure as extended, altered or changed: Note: In residential districts, the structure as extended, altered or changed shall meet the off-street parking requirements of the zoning ordinance.
- 7. Explain how the structure as extended, aftered or changed will not be substantially more detrimental to the neighborhood than the existing structure:

Extension, Alteration or Change of a Privileged Pre-existing, Nonconforming Use (Article XVI, Section 4)

- 1. Describe what is currently nonconforming about this use:
- 2. Indicate how long the nonconforming use has been in existence? What year did the use begin? (Check with the zoning ordinance, as amended, that would have been in effect at the time of construction. Past zoning ordinances are available for research at the City Clerk's office. Past zoning maps are available at the Division of Planning and Regulatory Services)
- 3. At the time the use was initiated, was the use allowed under the then applicable Zoning Ordinance?
- 4. Describe the proposed extension, alteration or change of use and the total square footage to be utilized for the use:
- 5. Explain how the extension, alteration, or change itself complies with the current Ordinance requirements:
- 6. Indicate the number of off-street parking spaces currently provided and to be provided for the proposed structure as extended, altered or changed: Note: In residential districts, the use as extended, altered or changed shall meet the off-street parking requirements of the zoning ordinance.

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7. Explain how the use as extended, altered or changed will not be substantially more detrimental to the neighborhood than the existing use:

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Residential Use allowed only by Special Permit in a particular zoning district (Article IV, Section 2, Table 4.1)

1. Describe the proposed residential use:

Lot A will contain the Existing Building, which will be converted into a two-family building and 4 surface lot parking spaces (the "Lot A Project"). Lot B will contain a new single-family attached townhouse-style development consisting of 9 units within two townhouse-style buildings, reconfigured drive aisles, parking spaces, new landscaping and other site features (the "Lot B Project").

- 2. Total number of dwelling units proposed, number of bedrooms per unit, and square footage of units:
 - 11 Total dwelling units proposed (2 Lot A; 9 Lot B). The 2 units on Lot A are 2 BR units.
- 3. Number and dimensions of off-street parking spaces to be provided and location (garage, driveway). Off-street parking spaces must be located outside of the front yard and exterior side yard setbacks.

9 driveway parking spaces proposed and 9 garage spaces proposed, for a total of 18 parking spaces for Lot B.

Non-Residential Use allowed only by Special Permit (Article IV, Section 2, Table 4.1)

- 1. Describe the proposed use (include description of business, proposed hours of operation, and number of employees)
- 2. Total square footage of proposed use:
- 3. Number of off-street parking spaces to be provided. Indicate location of those parking spaces: garage, parking lot, parking spaces on a different lot provided through the same ownership and/or leased spaces (a 5-year minimum lease with renewal options must be provided) within 1,000 feet of the use it will serve.
- 4. For a proposed animal hospital, animal clinic, pet shop or animal shelter, per Article IV, Section 2, Notes to Table 4.1, Note 4, indicate the location of any animal runs if a residential zoning district is within 200 feet of the subject property.
- 5, For a proposed Bed and Breakfast use, provide additional documentation per Article IV, Section 11.
- 8. For a proposed Adult Entertainment use, provide additional documentation per Article IV, Section 10.
- 9. For a proposed Limited Residential Hospice House, provide additional documentation per Article IV, Section 2, Notes to Table 4.1. Note 10.

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10. For a proposed non-accessory parking lot or a motor vehicle display lot, provide additional documentation showing compliance with Article IV, Section 7B.

Non-Ac	Ces	sory	Sig	'n
(Article	IV.	Secti	on	6)

- 1. Square footage, length and width of proposed sign, and height of total structure:
- 2. Distance of proposed sign from other non-accessory signs along each side of a street.
- 3. Indicate on the submitted plan the type and style of sign, exact location, etc.

Residential Conversion (Article IV, Section 9)

- 1, Total number of existing units/Total number of proposed units:
- 2. Will the external appearance of the structure remain unchanged except for new doors, windows, fire escapes, and stairways?
- 3. Number of off-street parking spaces to be provided (If new parking is being created, the applicant(s) may need to seek a Special Permit for extension, alteration or change of a pre-existing, nonconforming structure if existing structure does not meet current zoning dimensional requirements. If additional parking cannot be provided for new dwelling unit(s), the proposed conversion may also require a Variance or Special Permit from off-street parking requirements):

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4. Which dimensional requirements/setbacks are you seeking relief by the Special Permit?

Placement of Fill/Earth Excavation (Article IV, Section 5)

- 1. Indicate whether the Special Permit is for Placement of Fill or Earth Excavation:
- 2. Attach documentation showing proposed measures to protect pedestrians and vehicles.
- 3. Provide a proposed timeline for completion of placement of fill.
- 4. Attach documentation from the Director of Public Health and the Conservation Commission as outlined in the City of Worcester Zoning Ordinance Article IV, Section 5.
- 5. Attach a site plan with all required information in support of the application per the City of Worcester Zoning Ordinance Article IV, Section 5.

Modification of Parking/Loading Requirements (Article IV, Section 7)

1. Indicate what relief is being sought under the Special Permit:

Please see attached Statement in Support.

2. If applicable, indicate locations, square footages, and dimensions of relief sought under the Special Permit:

Please see attached Statement in Support.

2. If applicable, provide number of parking/loading spaces required and relief requested through the Special Permit:

Please see attached Statement in Support.

Other Special Permits

1. Describe Special Permit sought and provide relevant details on the plan of land and rendering. Provide square footage and height of any structures and indicate percentage of lot structure will occupy:

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(1) If a Proprietorship or Single Owner of residential property:

CERTIFICATION OF COMPLIANCE WITH WORCESTER REVISED ORDINANCES GOVERNING REVENUE COLLECTION

*Note: This form must be completed and signed by both the <u>applicant(s)</u> and <u>owner(s)</u> of the property certifying payment of all local taxes, fees, assessments, betterments, or any other municipal charges of any kind. Failure to include a fully completed certification form with the application shall result in the application being deemed incomplete and ineligible for further processing by the Zoning Board of Appeals.

Pursuant to Massachusetts General Law, Chapter 40, Section 57 and the City of Worcester General Revised Ordinance, Chapter 11, Section 26-28, the undersigned applicant and all parties having an ownership interest therein, hereby certify, under the pains and penalties of perjury, that the applicant(s) and owner(s) have complied with the laws of the Commonwealth of Massachusetts and the City of Worcester regarding payment of all local taxes, fees, assessments, betterments or any other municipal charges of any kind.

(Give first and last names in full. In case of a corporation give names of President, Treasurer and Manager; and in case of firms, give names of individual members.)

Name of Owner	
Business Address	
Home Address	
Business Phone	Home Phone
Signature of owner (certifying payment of all	municipal charges):
	Date:
Partnership or Multiple Owners of resider	
Full names and address of all partners	
Total Harrison and addition of the partition	
Printed Names	Addresses
Business Address	
Business AddressBusiness Phone	
Business Address	g payment of all municipal charges -attach multiple
Business Address Business Phone Signature of all owners of property (certifying	payment of all municipal charges -attach multiple

Revised: January 11, 2012

(3) If a Corporation:

George Markopoulos		Title	
George Markopoulos	Man	ager	
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Owners of Corporation:			
Printed Names	<u> </u>	Address	% of stock
		P. 100 100 100 100 100 100 100 100 100 10	7
Signature of all owners of property (certify	ring payment of all r	nunicipal charges	-attach multiple pa
necessary) GM Properties LLC	Date:		
GM Properties LLC By: George Markopoulos, I	ts Manager Date: 77	10/2024	
0319786252A648A	Date:		
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Statement in Support of GM Properties LLC Application to City of Worcester Zoning Board of Appeals for Grant of Special Permits and Variances for Townhouse Development Project at 36 Butler Street, Worcester, Massachusetts

I. Background and Project Scope.

GM Properties LLC (the "Applicant") seeks the grant of special permits and variances from minimum lot area and frontage requirements in connection with its proposed construction and development of two townhouse-style buildings that will contain a total of 9 units, including one 6-unit building and one 3-unit building (the "New Buildings"), conversion of the existing funeral home building into a two-family building, and related site improvements at the property known and numbered as 36 Butler Street, Worcester Massachusetts (the "Property").

The Property currently contains approximately 0.88 acres (38,391+/- square feet) of land, and is located entirely within the Residence, Limited ("RL-7") zoning district and no overlay districts. The Property currently contains an historic building that was most recently used as a funeral home (the "Existing Building") and a parking lot. The Property is bounded by Butler Street to the south, Gotland Street to the north and three-family residences to the east, west and south.

The Applicant proposes to divide the existing lot into Lot A (to contain approximately 13,623 square feet) and Lot B (to contain approximately 24,767 square feet). Lot A will contain the Existing Building, which will be converted into a two-family building and 4 surface lot parking spaces (the "Lot A Project"). Lot B will contain a new single-family attached townhouse-style development consisting of 9 units within two townhouse-style buildings, reconfigured drive aisles, parking spaces, new landscaping and other site features (the "Lot B Project"). There will be a total of 22 parking spaces, all of which will be located on Lot B. There will be 4 surface parking spaces to serve the two-family building and 18 parking spaces to serve the townhouse units, including one driveway parking space and one garage parking space for each townhouse unit. The Lot A Project and the Lot B Project are sometimes hereinafter together referred to as the "Project").²

II. Requirement for Special Permits and Variances.

Special permits are required to be granted by the Board³ for the Lot A Project and the Lot B Project with respect to the following: (i) to allow for single-family attached use in the RL-7 (Lot B); (ii) noncompliance with parking aisle requirements pursuant to note 2.b of Table 4

¹ The Property has a parcel identification of 10-043-00012.

² The Applicant will file an ANR plan with the Worcester Planning Board in order to create Lots A and B.

³ The Board is the permit granting authority for special permits pursuant to Article II, Section 6.A.2.

(Lots A and B); and (iii) noncompliance with five foot buffer for parking layout requirement pursuant to note 5.a.ii of Table 4.4 (Lot A)⁴.

Variances are required to be granted by the Board⁵ for noncompliance with rear yard setback (Lot B, 7.5 feet where 20 feet is required), minimum lot area (Lot B) and frontage requirements (Lot B) as set forth in Article IV, Table 4.2, which requires a minimum of 3,000 square feet of lot area per single-family attached dwelling unit and 25 feet of frontage per single-family attached dwelling unit for properties in the RL-7 district. The division of the Property lot into Lots A and B results in Lot B containing 24,767 square feet (where 27,000 square feet is required) and 89.57 feet of frontage (where 225 feet is required). Accordingly, while Lot A is compliant with all dimensional controls⁶, Lot B requires 2,233+/- square feet of relief from the minimum lot area requirement and 135.43+/- feet of relief from the minimum frontage requirement.

An additional variance for Lot A is required to be granted by the Board for noncompliance with the off-street parking requirements as set forth in Article IV, Table 4.4, which requires 2 parking spaces per dwelling unit. The Lot A Project proposes 2 dwelling units and therefore requires 4 parking spaces where none are provided on Lot A. Accordingly, Lot A will require a variance of 4 parking spaces despite the location of the 4 parking spaces in close proximity to the Existing Building.

III. Reasons for Approval of Special Permits.

The Project satisfies the special permit criteria as set forth in Article II, Section 6.A.2 of the Zoning Ordinance for the reasons stated herein:

1. Social, economic or community needs that are served by the proposal.

The Project will dramatically modernize, enhance and improve the Property, and will improve the safety, efficiency and aesthetic appeal of the site, landscaping and parking areas. The Project will provide much-needed and in demand housing and support the City's critical housing stock, which will promote the economic vitality of the neighborhood and the City. The Project will not be detrimental to adjoining premises, but, rather, will complement the existing

⁴ The new lot line results in portions of the parking spaces intended to serve Lot A being partially located on both lots. Note 2.a of Table 4.4 provides that required parking shall be provided on the same lot with the main use it is to serve. The Applicant is applying for a special permit to allow for the 4 parking spaces serving Lot A to be located as shown on the plan.

The Board is the permit granting authority for issuance of variances pursuant to Article II, Section 6.A.3 of the Zoning Ordinance.

Lot A will contain 13,623 square feet (where 8,000 square feet is required) and 70 feet of frontage (where 70 feet is required).

mix of single and multifamily properties in the area better than the former funeral home, and bring an historic property back into productive residential use.

The Project is in conformance with the purposes and intent of the Zoning Ordinance, as it will encourage the most appropriate use of the land in a manner that protects natural resources as well as the architectural, scenic and aesthetic qualities of the community and protects against the uses of land which are incompatible with nearby uses, undue intensity of noise and danger and congestion in travel and transportation.

2. Traffic flow and safety, including access, parking and loading areas.

The proposed parking area will serve the occupants of both the Existing Building and the New Buildings, and will provide a safe, adequate and efficient layout and design for vehicular and pedestrian traffic both within the site and at all access points. The proposed parking spaces and setbacks, drive aisles, curb cuts and building entrances will not cause any nuisance or hazard to vehicles or pedestrians within or off the Property or line of sight hazards along streets. The proposed drive aisles will provide sufficient widths and turning radii necessary to provide for safe and efficient travel for passenger vehicles and delivery trucks. Emergency vehicles that need access to the buildings can continue to park on Butler Street. Safe, convenient and efficient pedestrian access to the New Buildings and the Existing Building will be provided along new and existing accessible walkways and sidewalks.

Based on the limited number of vehicles to be used by the occupants of the New Buildings and the Existing Building, the Applicant does not anticipate that the Project will result in a substantial increase in trip generation levels to and from the Property. According to the 11th edition of the ITE trip generation manual, the anticipated impact for 11 multifamily, low-rise units is 74 trips per day. These are minimal increases over existing background traffic and ignore the infrequent but significant traffic generation of the previous, funeral home use. Accordingly, the proposed use will not cause a serious hazard to vehicular or pedestrian traffic on or off the Property. Traffic generated, and patterns of access and egress will not cause congestion, hazard or a substantial change to the neighborhood character.

The proposed parking areas will provide a safe and efficient means of access to and from the Existing Building and the New Buildings, and will be in close proximity of the entrances of such buildings. The proposed parking layout is compatible with the proposed use of the Existing Building and the New Buildings. Article IV, Section 7.A of the Zoning Ordinance provides minimum parking requirements based on use, including 2 parking spaces per dwelling unit. The

 $^{^{7}11 \}times 0.40 = 4.4$ trips in the morning peak hour or a car every 13 minutes. And 11 x 0.51= 5.6 trips in the evening peak hour or a car every 11 minutes.

New Buildings will contain a total of 9 units, and, therefore, require a minimum of 18 parking spaces. The Lot B Project proposes 22 parking spaces in compliance with minimum parking requirements. The Existing Building will contain a total of 2 units, and, therefore, requires a minimum of 4 parking spaces. Although no parking spaces will be located on Lot A, there will be 4 parking spaces located on Lot B that will serve, and be in close proximity to, the Existing Building.

The proposed parking will adequately serve the Property and all occupants of both the Existing Building and the New Buildings. The Applicant is proposing to eliminate the existing commercial parking lot and accommodate a total of 22 new parking spaces at the Property to be used for residents of both the Existing Building and the New Buildings. In addition, and to the extent necessary, there is also ample on-street parking in the neighborhood. Residents may also utilize alternate means of transportation, including, but not limited to, buses, bicycles and ride sharing (e.g., Uber, Zipcar, Via van service). There is a main bus line that frequently runs along Blackstone River Road with stops in close proximity of the Property. The Project includes covered outdoor bike rack areas. Based on the compliant off-street parking, the availability of on-street parking and alternate means of transportation, the proposed parking will adequately serve the Property and all occupants of both the Existing Building and the New Buildings.

3. Adequacy of utilities and other public services.

The Applicant will be installing adequate utilities for the Project improvements with respect to sewerage, water, gas, electricity and other utilities. The development does not anticipate any adverse effect on current drainage patterns.

4. Neighborhood character and social structure; buildings, noise, glare, lighting and signs

The Project is functionally and aesthetically compatible with the surrounding residential properties in the neighborhood, which include a mix of multifamily and single-family dwellings. The Property contains underutilized space where the Lot B Project is proposed. The footprint of the Existing Building will not be expanded or altered in any way (with the exception of the removal the porte-cochère), and the proposed Project and improvements to the site will have no greater impact on, adversely affect or be detrimental to adjoining premises or zones or the neighborhood. The proposed Project will improve the aesthetic appeal, design quality and economic vitality of the neighborhood. Based on the foregoing, the Project and improvements to the Property in connection therewith will fit into the present character of the neighborhood, and granting this relief will promote an appropriate use of the site.

The kind, size, height and nature of the Lot B Project and the proposed site improvements for the Property are consistent with buildings in other neighborhoods within the City that have been developed for townhouse use. The Project will provide architecturally appealing features and massing, including decorative windows, doors and roof lines and changes in tones and textures of exterior walls that are visible from Butler Street. The Existing Building is a prominent, historic building that will remain and be preserved in its current location. The Project will comply with yard setbacks, height and floor to area ratio requirements, and, except as otherwise provided herein, will comply with all other dimensional and parking requirements set forth in the Zoning Ordinance.

The Project use will not result in any increase in noise levels that would be noticeable at any abutting properties. The Project will neither create a nuisance, hazard, congestion or concerns pertaining to health, safety or general welfare, and there will not be substantial harm to the neighborhood or derogation from the intent of the Zoning Ordinance as a result of the Project.

The proposed outdoor lighting will be adequate for safe and secure access to and from the New Buildings and the Existing Building and an enhancement over the previous lighting at the site. The proposed lighting will be arranged and have directional shields so as to minimize light from shining onto abutting properties and streets and will not have a deleterious effect on neighboring properties. Any wall, pylon and directional signage will be provided in compliance with the Zoning Ordinance.

5. Impacts on the natural environment.

There are minimal natural terrain features at the Property, and the Project will minimize, to the extent practicable, changes to the natural terrain as a result of the Project. The Property is outside of the Floodplain and Water Resources Protection Overlay Districts and ecologically sensitive areas, and there are no wetland resource areas on the Property. There will not be any negative impacts on the groundwater.

6. Potential fiscal impact, including city services needed, tax base, and employment.

The Project will sustain and create new construction jobs and will generate additional tax revenues and fees for the City. The Project will improve the economic vitality of the neighborhood and surrounding areas by increasing the number of residents in the area who will rely on businesses and services in and around the neighborhood. The Project will require new water and sewer connections and rubbish removal.

IV. Reasons for Approval of Variances.

The Board should grant the requested variances for the reasons set forth below.

1. Describe how a literal enforcement of the provision of the City of Worcester Zoning Ordinance would involve a substantial hardship, financial or otherwise, to the petitioner or appellant.

The Applicant would suffer substantial hardship if literal enforcement of the rear yard setback, minimum lot area, off-street parking and frontage requirements of the Zoning Ordinance were to be enforced. Compliance with the setbacks, minimum lot area, off-street parking and frontage would require the Applicant to either (1) acquire title to a portion of land from one or more neighbors, or (2) the Applicant would be forced to reduce the Lot B Project to only 3 dwelling units in order to comply with the minimum frontage requirement, either of which would render the Lot B Project, and the Project overall, financially infeasible.

Denial of the requested variances would result in the Applicant being unable to subdivide the Property lot, thereby depriving the Applicant of the beneficial use of the unused portion of the Property, which area is primarily impervious surface and provides a significant developable area.

2. Describe how the hardship is owing to circumstances relating to the soil conditions, shape, and/or topography of the land or structures and how the hardship especially affects said land or structures, but does not affect generally the zoning district in which it is located.

There exist circumstances relating to shape and size of the lot that especially affect the Property, but do not affect generally properties in the RL-7 zoning district. Unlike many other neighboring properties, the Property lot generally exceeds the minimum lot area requirement for most uses in the RL-7 district, yet is unusually narrow given its size. The site is constrained by the historic Existing Building, which the Applicant agreed to not demolish, and, instead, renovate the interior. Many of the nearby lots along Butler Street and the surrounding area are smaller and more rectangular in shape and/or have frontage lengths that are shorter than the Property lot and not in compliance with minimum lot and frontage requirements.

3. Describe how desirable relief may be granted without detriment to the public good and without nullifying or substantially derogating from the intent or purpose of the City of Worcester Zoning Ordinance.

The requested variances may be granted without detriment to the public good and without nullifying or substantially derogating from the intent or purpose of the Zoning Ordinance.

Granting this relief will promote the highest and best use of the Property, which was originally

residential use and more compatible with the residential neighborhood as compared to the former funeral home. The Project will provide much needed housing and will promote economic vitality by creating construction-related jobs and generating new tax revenues and fees for the City. The Project is in conformance with the purposes and intent of the Zoning Ordinance, as it will encourage the most appropriate use of the land in a manner that protects natural resources as well as the architectural, scenic and aesthetic qualities of the neighborhood and protects against the uses of land which are incompatible with nearby uses, undue intensity of noise and danger and congestion in travel and transportation.

4. Describe how the dimensional variance as it relates to floor space, bulk, number of occupants or other relevant measures, if granted, shall be no greater than the minimum necessary to provide relief from the statutory hardship.

The variances from the rear yard setback, minimum lot area, off-street parking and frontage requirement as requested herein are no greater than the minimum necessary to provide relief from the statutory hardship.



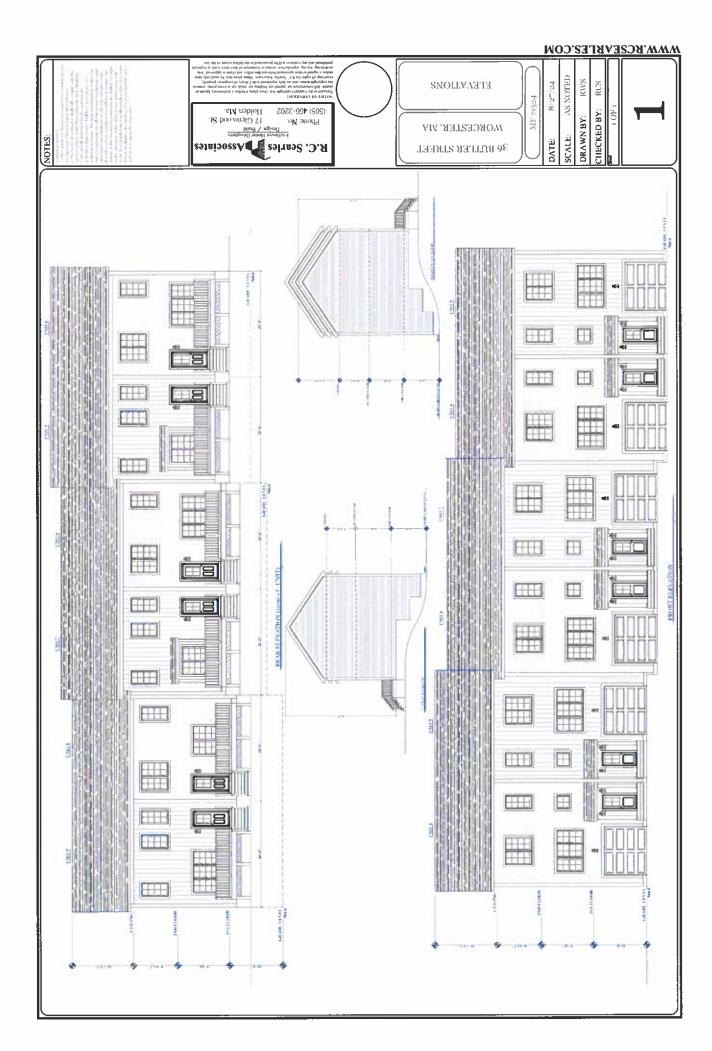


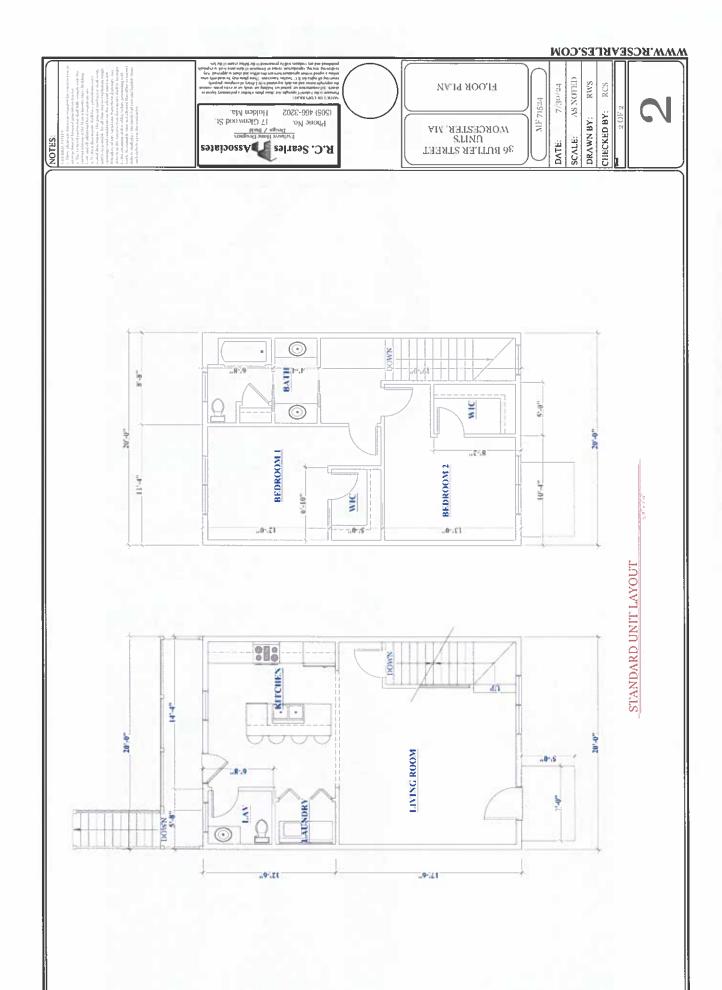
City of Worcester Department of Inspectioanl Services Zoning Determination Form

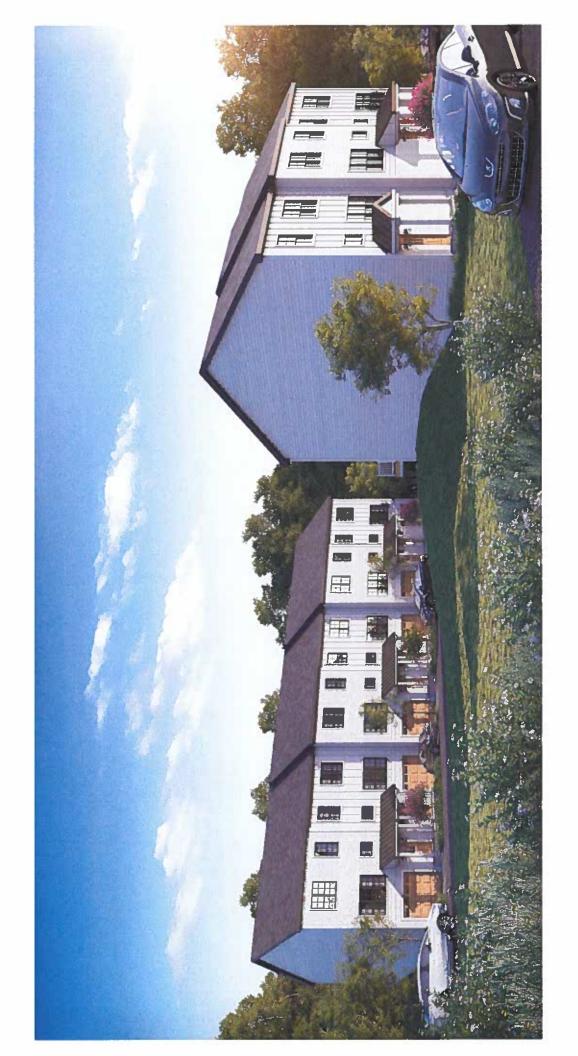


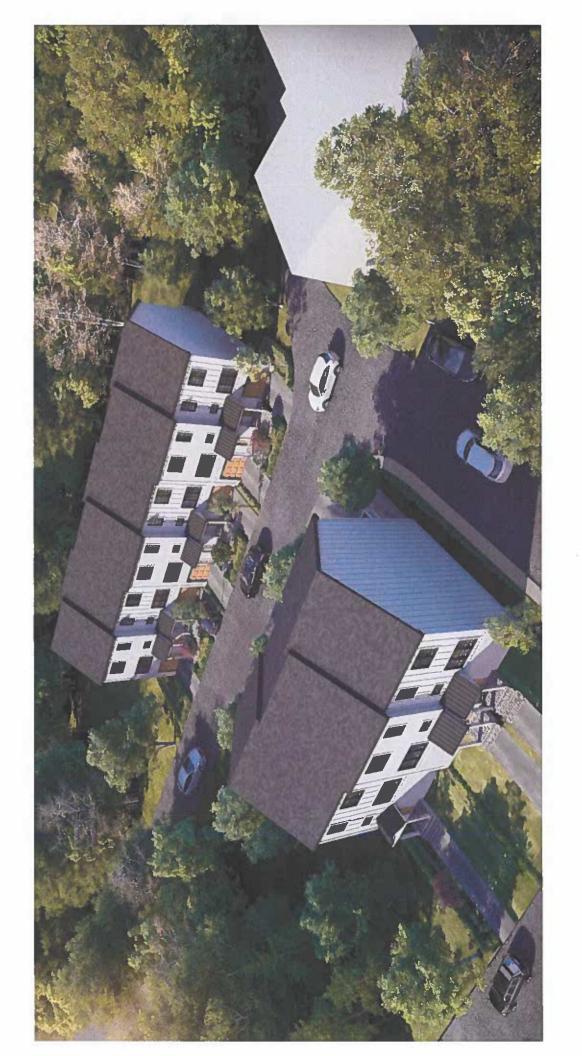
To obtain a building permit, you are required to file the following Board application(s):

	perty Address Butler Street	:		Zoning	Board	d of Ap	pea	Is (indica	ate all that apply)
	: 10-043-00012		_	Varia	nce(s)	(indicate re	elief ne	eded for a	II that apply)
Zoning District: RL-7			Dimension		T	Provided	Relief Requested		
				Gross Ar	ea (SF)	27,000 (Le	ot B)	5,152+/- (Lot B)	1,848+/- (Lot E
DI	mmin m Doom			Frontag	e (ft.)	225 ft (Lo		9.57+/- ft. (Lot B)	135.43+/- ft. (Lot B)
Piè	nning Board	indicate all that	apply)	0	Front			,	(==, =,
Site	Site Plan (circle all that apply):		Setback	Side					
	Preliminary	Defin	itive	(ft.)	Exterior Side				
	1				Rear	20 ft (Lo	ונטי	7.5 ft (Lot B)	12.5 ft. (Lot B)
	Trigger(s) 1: (circle a	all that apply)		Height	(ft.)			,	
	15% Slope	Lodging	Historical	Floor to A	ea Ratio		\perp		
	WRP	# of Units	GFA	Parking (spaces)	4 (Lot A)	0		4 (Lot A)
	Subdivision	Flood Plaini		Landso	· ·	4 (EOLA)			1 (1.0(7)
	Special Permit rela	ated		Oth		+			1
Pai	king Plan:								
	# of Spaces	_		<u>Applic</u>	able Se	ection of	f Zoi	ning O	<u>rdinance</u>
Spe	ecial Permits (d	ircle all that apply)¹	Article:		- II		IV;	V
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	Common Drive	AHDB AO							
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	Extension	of Time			•		Attache	ed use in F	RL-7 (Lot B)
	Compreher	nsive Permit		Parki	ng Aisle R	equirement Requireme	ts (Lots	s A & B)	
ă	Other_ANR	endorsement		raikii	y Layout	redanenie	(<i>Q</i> -10	oor builet,	, (2010)
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DEFINITIVE SITE PLAN OF LAND AT 36 BUTLER STREET

WORCESTER, MASSACHUSETTS

OWNER AND APPLICANT

GM PROPERTIES, LLC

234 SPRING STREET SHREWSBURY, MASSACHUSETTS 01545

CLIENT NUMBER: 501
JOB NUMBER: 224-501
ORAMING : RICEROADCURRENT.OWG

PREPARED BY

EXPEDITED ENGINEERING, LLC SOUTHBOROUGH, MASSACHUSETTS 01772 EMAIL: james@expeditedengineers.com 118 TURNPIKE ROAD, SUITE 300 TELEPHONE (508) 399-9993

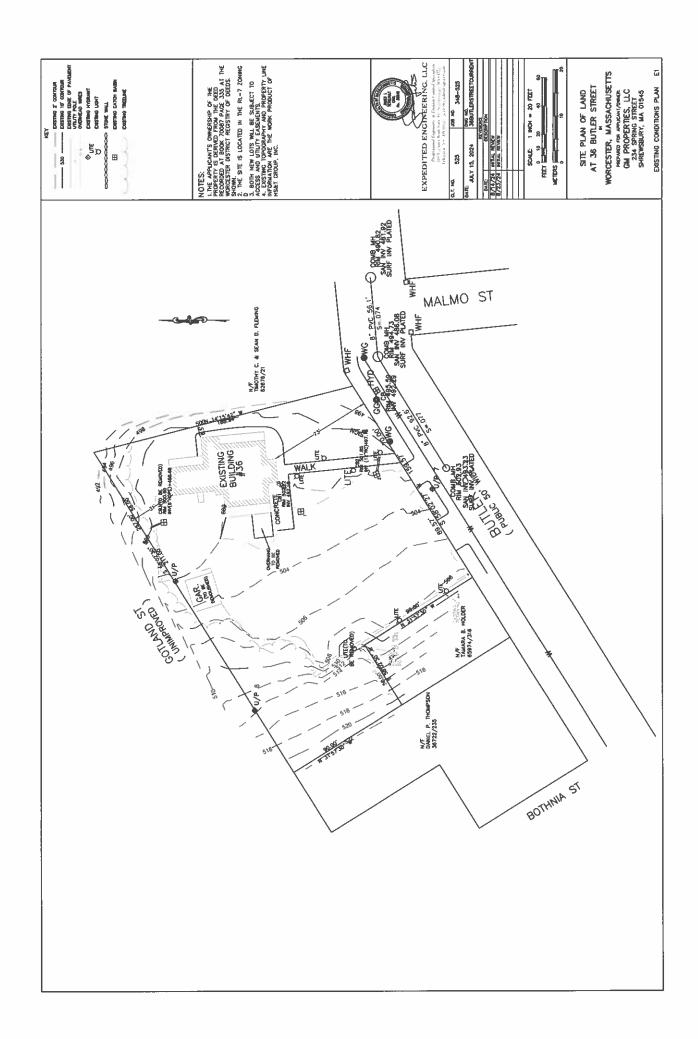
JULY 15, 2024 REVISED AUGUST 14, 2024 REVISED AUGUST 23, 2024 DATE

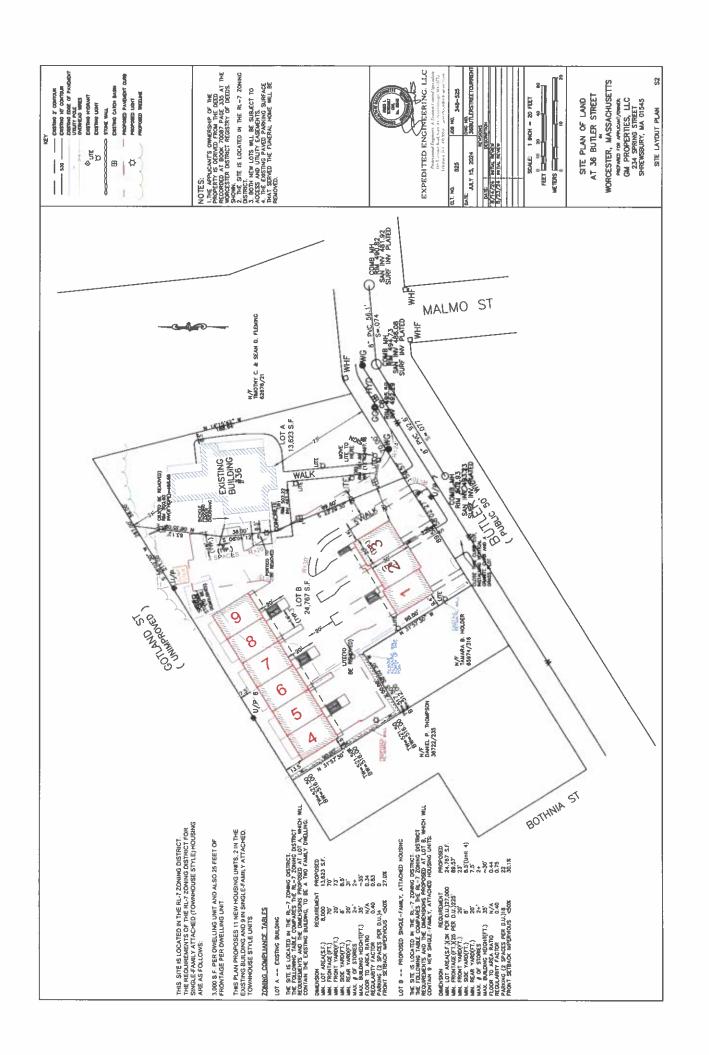
LOCUS MAP

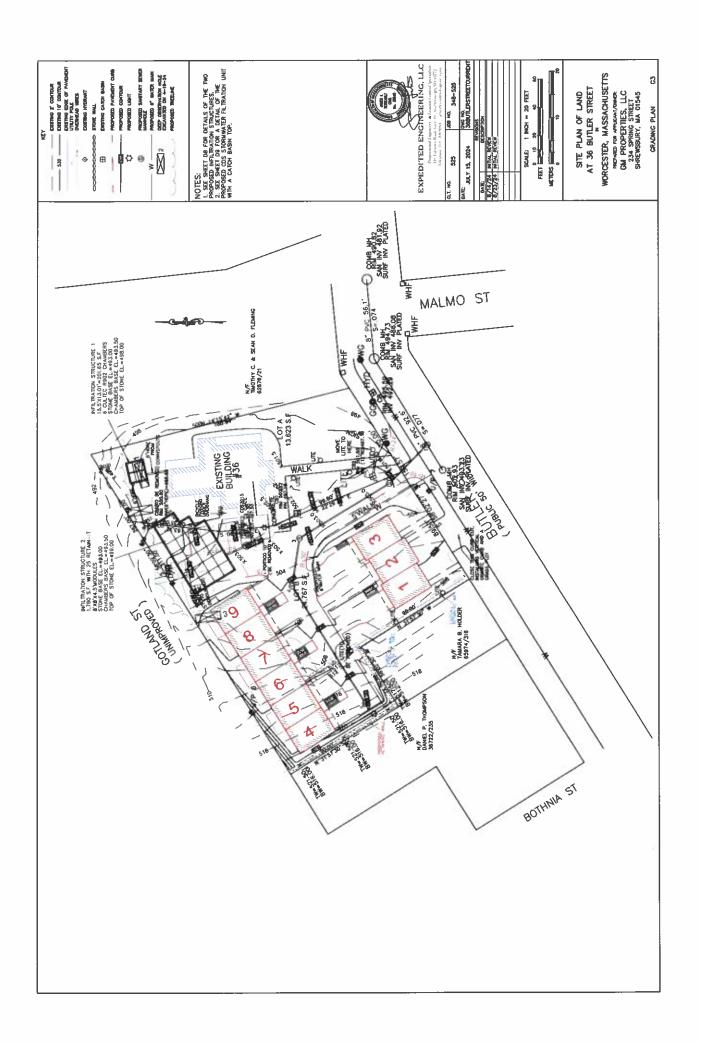


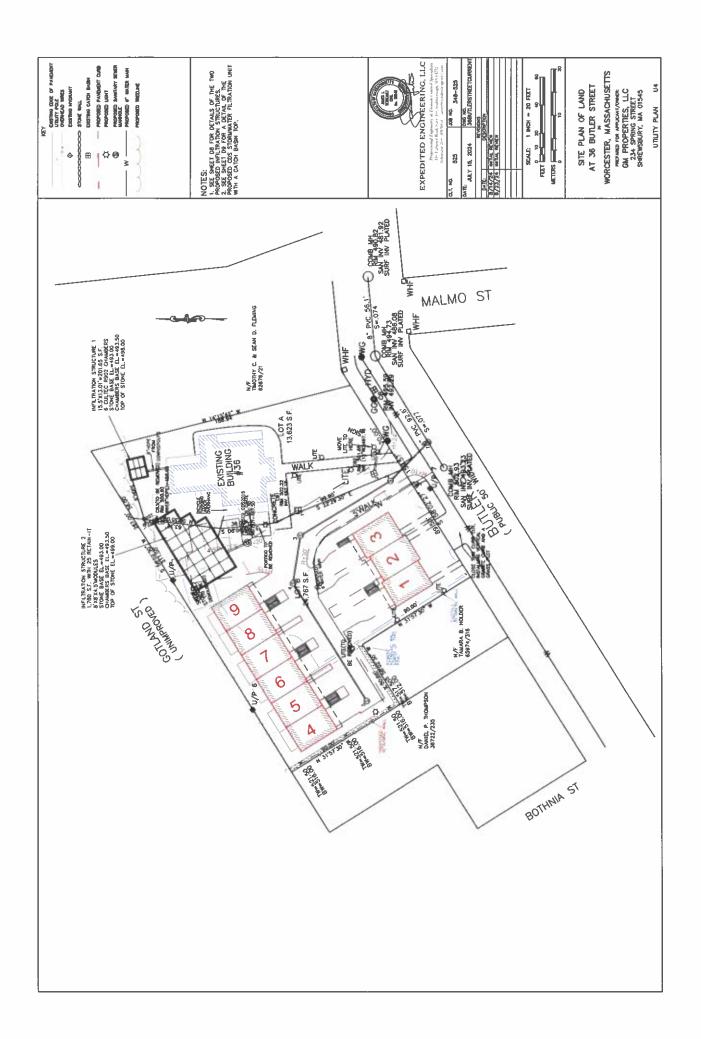
TITLE SHEET	(THIS SI
EXISTING CONDITIONS PLAN	Ęĭ
SITE LAYQUT PLAN	\$2
GRADING PLAN	63
UTILITY PLAN	2
EROSION & SEDMENT CONTROL PLAN	ESCS
LANDSCAPING & LIGHTING PLANS	\$1-951
DETAIL SHEETS	D8 - D10

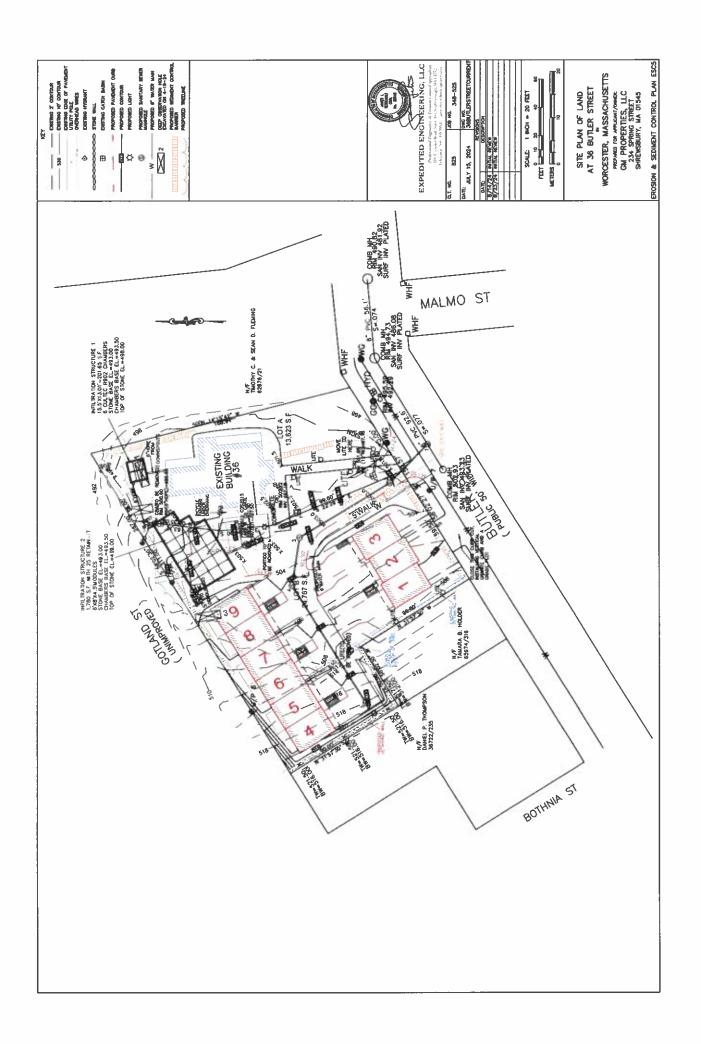


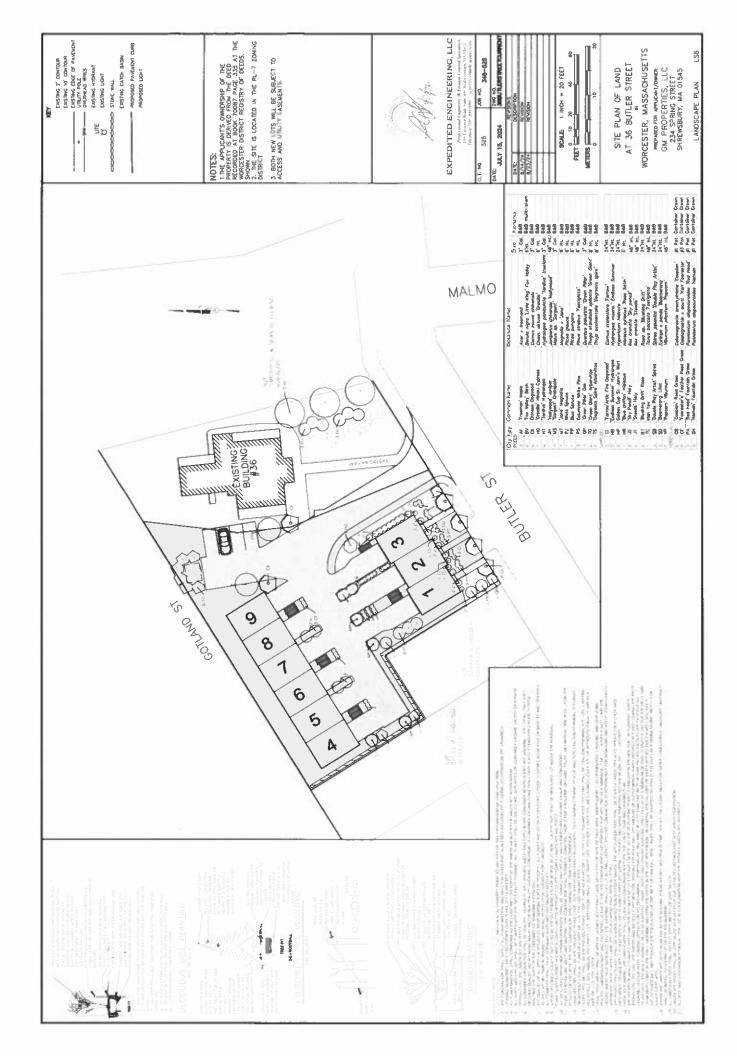


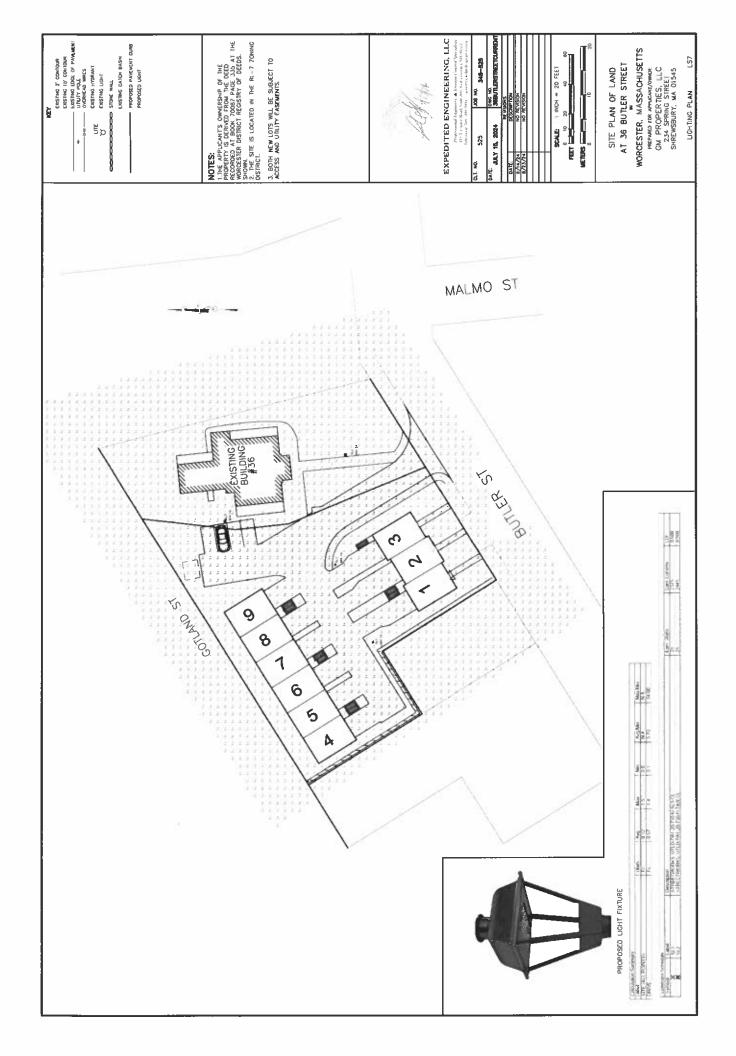


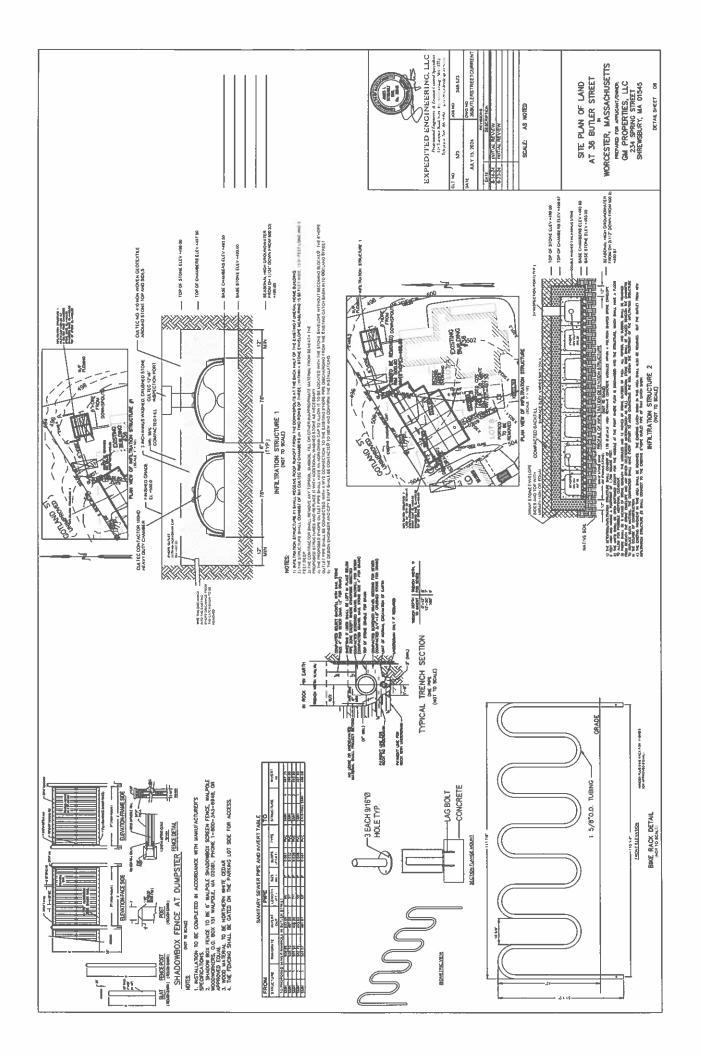


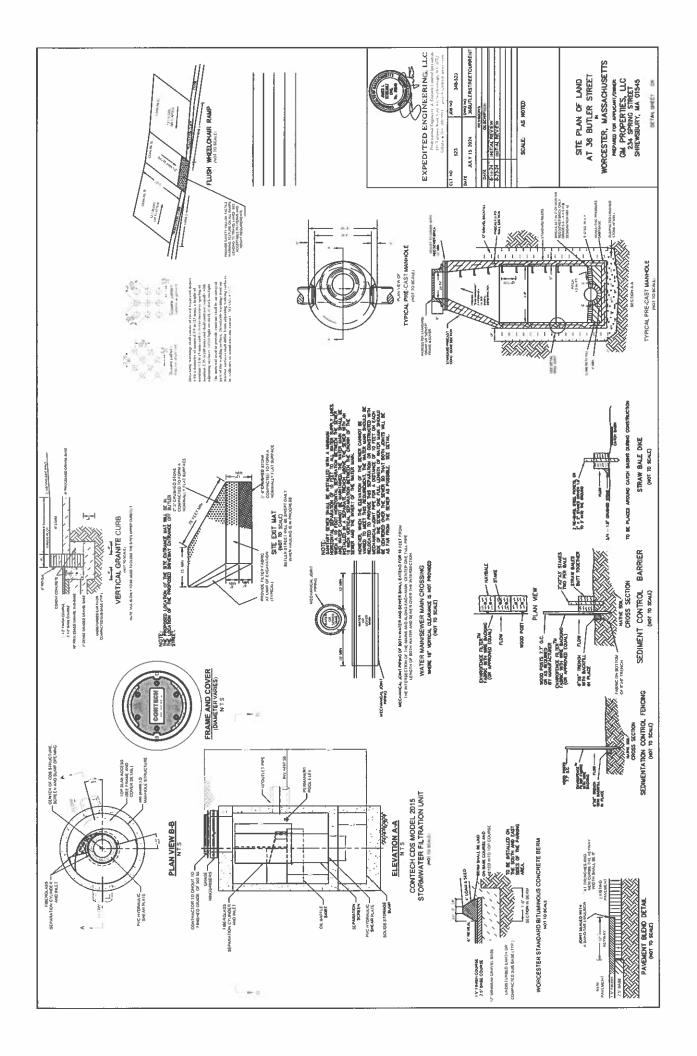












POLLUTION PREVENTION PLAN

36 BUTLER STREET, WORCESTER, MA

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In such insurces in sympthel schap is increasing. The Preparate shall cause to be righered

SOIL TEST RESULTS:

UNOFFICIAL SOIL TEST RESULTS
OH1 - SANDY LOAM WITH WEEPING AT 124*
OH2 - SANDY LOAM WITH WEEPING AT 112*
OH3 - SANDY LOAM WITH METHOR 66*

PARKING_CALCULATION
PER THE WINDCENET ZONNE DIGUNANCE. 2 PARKING SPACES
ARE REQUIRED PER DINGLING UNIT, 11 UNITS ARE PROPOSED
WHICH REQUIRE A TOTAL OF 22 PARKING SPACES.

EACH TOWNHOUSE UNIT WILL HANK ONE CARACE PADICHIC TASKE AND DIE ORDERNY PROMING SPACE IN FRONT OF ITS GARACE DODE: RERGE MLL BE 4 PARRIEG SPACES IN FRONT OF HE EXSTAND SUBJUING. THIS GARES A TOTAL OF 22 PARRIEG SPACES, SATISTINEN THE RESUREMENT.

MOSEUM CONTROL DEVICES ON PROCESSES

3 forms from Environment Core

2 forms from Environment Core

3 forms from Environment Core

4 forms from Environment Core

5 forms from Environment Core

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1 is special along blacks with a finished state of the control of the state of the control of the state of the control of the

2. If SOCCOMMENTS

If the Conference of Novem is analysisped is sample areal hypotomic parallellar behaviors in the Conference of November 1992, or seems th

BEDUENCE OF INSTALLATION AND CONSTRUCTION

en ef the CAs of Moccouler in british to revore parities.

GENERAL NOTES

1) THERE ARE NO FEMA FLOOD ZONES ON THIS SITE.

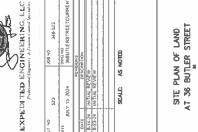
3. ACCORDING TO THE MASS GIS DLIVER WEB SITE. THERE ARE NO ENDANGERED SPECIES HABITATS AND NO YERNAL POOLS ON OR ADJACKET TO THIS SITE.

3. ACCORDING WALL SELECT TO THIS SITE.

4) THE PROPOSED 6 INCH WALTER MAIN EXTENDED INTO THE STALL MEET THE REQUIREMENTS OF ANS/AWARA AZIS/CISI CLASS SZ.

5) PROPOSED FETAINING WALLS SHALL BE COMPRISED OF CONICLARD BLOCK COMPONENTS, OR APPROVED ECOLAL. ENGINEERED, STAMPED DESIGNS SHALL BE SUBMITTED TO THE CITY FOR APPROVAL BEFORE ANY MISTALATION BEGINS.

6) A 4 FOOT CHAIN LINK SAFETY FENCE SHALL BE MOUNTED ON TOP OF THE PROPOSED RETAINING WALLS. PROPOSED RETAINING WALLS.



WORCESTER, MASSACHUSETTS OM PROPERTIES, LLC 234 SPRING STRET SHREWSBURY, MA 01545

DETAIL SHEET DIO



Assessing Othision
Samuel E, Konieczny, City Assessor
City Half Room, 455 Main Street, Worcester, MA 01608
P. J. 508-799-1098, F. J. 508-799-1021
assessing@worcesterma.gov

REQUEST FOR MAPS AND/OR ABUTTERS' LISTS:

Please be advised that requested lists will typically be completed within ten (10) business days. Lists will be provided for a fee of \$20.00 per list, paid at the time of request. Please state the reason for the abutters' list and indicate if the subject parcel has shared ownership with an adjoining parcel, this will ensure the provided list meets the appropriate regulations. Two sets of mailing labels will be included when required.

Our email address is: Assessing a worcesterma.gov and our fax number is (508) 799-1021.

al .	ease contact our office with any questions. LABELS Yes No VIS	SET 2 SETS
MAP(S)		2000
PROPERTY ADDRESS	36 Butler Street	
	Worcester, MA	'24 JUL 25 PM 4:28
MBL No.	10-043-00012	
REASON:	PLANNING ZONING LICENSE COMMISSION CONSERVATION COMMISSION HIS FORICAL COMMISSION OTHER	PAIID
	Footage for radius 300	
	NAME Stephanie Fleming Bowditch & Dewcy LLP ADDRESS 311 Main Street, Worcester, MA 0160	8
	TELEPHONE 508-926-3346	



Assessing Division
Samuel E, Konieczny, MAA, City Assessor
City Hall, 455 Main Street, Worcester, MA 01608
P | 508-799-1098 F | 508-799-1021
assessing@worcesterma.gov

Certified Abutters List

A list of 'parties in interest' shall be attached to the application form and shall include the names and addresses. All such names and addresses shall be obtained from the most recent applicable tax list maintained by the City's Assessing Department. The Assessing Department certifies the list of names and addresses.

Total Count: 53			
Parcel Address:	36 BUTLER ST		
Parcer Address: Assessor's Map-Block-Lot(s):	10-043-00012		
, , , ,			
Owner:	GM PROPERTIES	S LLC	
Owner Mailing:	24 SPRING ST		
	SHREWSBURY, I	MA 01545	
Petitioner (if other than owner):	STEPHANIE FLEI	MING	
Petitioner Mailing Address:	311 MAIN ST		
	WORCESTESR, N	MA 01608	
Petitioner Phone:	508-926-3346	- 12 72	
Planning: X Zoni	ng: X	License Commission:	Conservation Commission:
		Commission:	Commission:
Historical:	nabis:	Other:	
CITY OF WORCESTER PARKS DEPT	31-025-00001	455 MAIN ST, PARKS DEPT	WORCESTER, MA 01608
SAKSA,BRIAN D	10-043-00015	94 MCKEON RD	WORCESTER, MA 01607-1030
CITY OF WORCESTER	31-025-00003	0455 MAIN ST	WORCESTER, MA 01608
arrow erometorem	31 023 00003	0-133 HIMIT 31	TO HOUSE BY THE OZOGO

LUSIGNAN, WILLIAM F JR	10-042-00010	1 RICE CORNER RD	BROOKFIELD, MA 01506-1804
ROSADO, JOSE I + MARISOL	10-043-00008	0021 GOTLAND ST	WORCESTER, MA 01607-1315
HOLDER,TAMARA B	10-043-00003	0046 BUTLER ST	WORCESTER, MA 01607
VILLAMAINO, MATTHEW JR	10-041-00007	0007 MCGILL ST	WORCESTER, MA 01607
TYBOROWSKI, JOSEPH J + DEBORAH	10-041-06+7A	11 MC GILL ST	WORCESTER, MA 01607
SPENCER, JULIE E	10-045-00007	0042 STEBBINS ST	WORCESTER, MA 01607
DILLON,STEVEN M + KRISTEN A	10-044-0018A	0046 STEBBINS ST	WORCESTER, MA 01607-1343
ASTFORD RENSFIELD ROMEO	10-041-00009	P.O. BOX 3424	WORCESTER, MA 01613
PARENT, WAYNE A + CHERYL A	10-043-27+28	0002 MCGILL ST	WORCESTER, MA 01607-1321
PARENT, WAYNE A + CHERYL A	10-043-27+28	0002 MCGILL ST	WORCESTER, MA 01607-1321
ALZOGHBY,RANIA + TAREK	10-043-00021	0090 MCKEON RD	WORCESTER, MA 01607
WILSON, DEVAN	10-043-00025	0004 MCGILL ST	WORCESTER, MA 01607
DESMARAIS, WALLACE J JR	10-043-00013	0012 BUTLER ST	WORCESTER, MA 01607-1312
CAMPBELL,ROBERT J +	10-042-05+06	0035 GOTLAND ST	WORCESTER, MA 01607
DELEON, WILKINS	10-045-00003	0045 BUTLER ST	WORCESTER, MA 01607
DONAHUE, JOHN M JR + SUSAN P	10-045-00026	0011 BUTLER ST	WORCESTER, MA 01607
PHAN, JANETTE MATIC	10-044-00010	0058 BUTLER ST	WORCESTER, MA 01607
BOATENG,KWAKU	10-045-00015	0028 STEBBINS ST	WORCESTER, MA 01607
NISHAN, PATRICIA F	10-045-00023	0015 MALMO ST	WORCESTER, MA 01607
KENADEK,CLARA M	10-043-00014	175 NO MAIN ST	UXBRIDGE, MA 01569
GORDEN,KEITH B	10-042-00016	0015 MCGILL ST	WORCESTER, MA 01607
PLOSKI,BRONISLAWA +	10-043-00024	00007 BOTHNIA ST	WORCESTER, MA 01607
FLEMING, TIMOTHY C + SEAN D	10-043-00017	0014 KNOWLES STREET	AUBURN, MA 01501
SOLORZANO, CARLOS	10-043-00005	0018 BUTLER ST	WORCESTER, MA 01607
SREEDHARA,BANADAKOPPA T + JAYA	10-043-00022	0010 MCGILL ST	WORCESTER, MA 01607-1321
LEMON,ANN MARIE + TOOHIL,JAMES V	10-043-00018	0007 BOTHNIA ST	WORCESTER, MA 01607
LAPRADE,GARY W + EILEEN A	10-045-0006C	19 BUTLER ST	WORCESTER, MA 01607
DEMATOS,THIAGO + VANESSA	10-045-00013	0039 BUTLER ST UNIT 2	WORCESTER, MA 01607
CORDERO,GLORIA Y	10-044-00021	0062 BUTLER ST	WORCESTER, MA 01607
BARRERA,OSCAR R	10-045-00009	0026 MONUMET AVE	MARLBOROUGH, MA 01752
HOOGASIAN,DAVID	10-045-02+12	0049 BUTLER ST	WORCESTER, MA 01607
KIRK,RICHARD C + PAMELA J	10-045-00011	0053 BUTLER ST	WORCESTER, MA 01607
NGUYEN,MAI + VU,CECE	10-045-00008	0012 LAKESIDE DR	SHREWSBURY, MA 01545
LUNDSTEN,WARREN K + JANET L	10-044-00020	0068 BUTLER ST	WORCESTER, MA 01607
OLSON,CRAIG	10-044-00007	0061 BUTLER ST	WORCESTER,, MA 01607
BARAKE, HUSSEIN + MAALIN, MARYANN	10-045-7B+21	0038 STEBBINS ST	WORCESTER, MA 01607
GAUDETTE, MICHAEL A	10-044-00006	0128 OLD WEBSTER RD	OXFORD, MA 01540
CENTENO, YVETTE J + RAMOS, NORBERTO	10-045-0007A	27 BOTHNIA ST	WORCESTER, MA 01607
ADEYINKA,ADEOYE	10-044-00019	0026 BOTHNIA ST	WORCESTER, MA 01607
DE FIGUEREDO, GILSON RODRIGUES	10-043-00002	0050 BUTLER ST	WORCESTER, MA 01604
KOWALSKI,LISA M	10-042-000A2	9 NORCROSS STREET	WORCESTER, MA 01602
COLLEGE OF THE HOLY CROSS	10-040-00001	ONE COLLEGE STREET	WORCESTER, MA 01610-2395
RHAOUAT,ABDELAZIZ	10-043-0004A	0016 BUTLER ST	WORCESTER, MA 01607

The City of Worcester Administration & Finance

LIPO,ERION +	10-043-00004 0017 ADDISON AVE	LYNN, MA 01902
DONAHUE, JOHN M JR + SUSAN P	10-045-00028 0011 BUTLER ST	WORCESTER, MA 01607
DONAHUE, DANIEL M	10-045-00016 0009 MALMO ST	WORCESTER, MA 01607
SILVERIO, RENATA C	10-042-00012 30 YORKSHIRE TER APT 9	SHREWSBURY, MA 01545-4129
GABRIELLA,MICHAEL P + MARIA D	10-042-000B2 0018 BOTHNIA ST	WORCESTER, MA 01607
ALTIF,RALPH + PAMELA	10-041-00005 3 MCGILL ST	WORCESTER, MA 01607-1320
FAY, WILLIAM J TRUSTEE +	10-043-00012 0036 BUTLER ST	WORCESTER, MA 01607

This is to certify that the above is a list of abutters to Assessor's Map-Block-Lot's 10-043-00012 as cited above.

Certified by:	28 31 32 97 38	
	Lamel E. Korneagury	07/26/2024
Signature		Date

assessing@worcesterma.gov



Abutters Map

