



CAPE COD COMMISSION

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DATE: September 12, 1991

TO: William O'Brien, authorized representative
Stop & Shop Companies, Inc.

FROM: Cape Cod Commission

RE: Modification of Hardship Exemption Decision dated July
19, 1991 and previously modified December 6, 1991
Cape Cod Commission Act, Section 23

PROJECT #: TR90002

APPLICANT: Stop & Shop Companies, Inc.

PROJECT: Super Stop & Shop at Harwich Commons Shopping Center
East Harwich, MA

MAP/PARCEL: Map 87, Parcels U-3, U3-1

MODIFICATION OF HARDSHIP EXEMPTION DECISION

The Cape Cod Commission decision granting approval of the Hardship Exemption request for Harwich Commons with conditions is hereby modified to incorporate a revised site plan prepared by Coastal Engineering, Inc. dated July 26, 1991. This revised plan shall become the plan of record upon the filing of this modification to the decision with the Clerk of the Commission.

The Hardship Exemption Decision issued July 19, 1991 pursuant to Section 23 of the Cape Cod Commission Act and previously modified December 6, 1991 by the Cape Cod Commission on the above referenced project are incorporated into this modification request by reference.

The following conditions shall be added to the decision:

Condition #11: Any further development of the site which exceeds 109,116 square feet previously approved by the Cape Cod Commission shall be reviewed by the Cape Cod Commission as a Development of Regional Impact. Minor modifications as determined by the Cape Cod Commission staff, such as modifications to driveway median islands, if requested by the Harwich Planning Board, shall not constitute a change to the plans and therefore will not require further Commission action.

Condition #12: The applicant shall obtain a Certificate of Compliance from the Commission or its designee before the local official responsible for issuing certificates of occupancy may issue a Certificate of Occupancy for the development.

Condition #13: The landscape plan shall be revised to provide screening immediately north of the proposed supermarket in the event that the 47,124 square feet of retail space is not constructed. This plan shall be submitted to and approved by the Cape Cod Commission staff and landscaping shall be completed prior to the issuance of a Certificate of Compliance, unless an application is filed for the construction of a building north of the supermarket.



Richard S. Armstrong, Chairman

9-12-91

Date

Commonwealth of Massachusetts

Barnstable, ss.

Subscribed and sworn to before me this

12th

September

day of 1991

Katharine X Peters

Name, Notary Public

My Commission Expires: 12/5/97