



# CAPE COD COMMISSION

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DATE: January 22, 2002

TO: Nextel Communications of the Mid-Atlantic, Inc.  
40 Hartwell Avenue  
Lexington, MA 02421

FROM: Cape Cod Commission

RE: Modification of Development of Regional Impact Decision  
Cape Cod Commission Act, Sections 12 and 13  
Nextel Tower – Wellfleet  
TR#98047

APPLICANT : Sprint Spectrum, LP, dba Sprint PCS  
c/o Edward D. Pare, Jr.  
Brown Rudnick Freed & Gesmer  
One Providence Washington Plaza  
Providence, RI 02903

LOT/PLAN: Land Court Title # 31260A

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## MODIFICATION TO DEVELOPMENT OF REGIONAL IMPACT DECISION

On August 26, 1999 the Cape Cod Commission approved with conditions the DRI application of Nextel Communications for a monopole tower of 140 feet on Gross Hill Road in Wellfleet. The decision is hereby amended by a vote of the Regulatory Committee on January 22, 2002. All conditions attached to the original decision continue to apply to all carriers, including Sprint, except as modified herein.

The modification is to Finding #5 and Condition #1, so that they would be worded as follows (additions in **bold**).

### Findings:

5) Technical Bulletin 97-001, *Guidelines for DRI Review of Wireless Communications Towers*, requires that the applicant co-locate where feasible and appropriate, and demonstrate a good faith effort to co-locate with other carriers. The proposed Nextel tower will carry antennas for **Sprint PCS at 90 feet**, Commonwealth Electric Company at 100 feet, TeleCorp Realty LLC at 120 feet, Bell Atlantic Mobile at 130 feet, in addition to Nextel at 140 feet.

Nextel Tower – Wellfleet minor modification  
January 22, 2002  
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Conditions:

1) The project site shall be developed as a monopole tower with a height up to 140 feet which will allow co-location for up to 6 carriers (4 antenna array), as shown on a Survey Plan dated 6/11/98, last revised 8/9/99 and a Site Detail Plan dated 6/11/98, last revised 8/9/99. Commonwealth Electric Company and Barnstable County will both occupy the 100 foot height. **Sprint PCS will occupy the 90 foot height.**

All conditions attached to the original decision shall apply to Sprint PCS.

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David J Ansel  
David Ansel  
Regulatory Committee chairman

1/24/02  
Date

Commonwealth of Massachusetts  
County of Barnstable

On this 24<sup>th</sup> day of January 2002, before me personally appeared DAVID ANSEL, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

Dorr Steven Fox  
Notary Public  
Commonwealth of Massachusetts

My Commission expires

