



# CAPE COD COMMISSION

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DATE: September 27, 2005

TO: Tedeschi Realty Corporation/Shaw's Supermarket

FROM: Cape Cod Commission

RE: Modification of Development of Regional Impact dated July 21, 2005

APPLICANT: Skaket Associates Nominee Trust  
14 Howard Street  
Rockland, MA 02370

PROJECT: Shaw's Supermarket  
Route 6A/West Road  
Orleans, MA 02653

CERTIFICATE OF TITLE: 88560

PROJECT #: #TR 02002

## **MODIFICATION TO DEVELOPMENT OF REGIONAL IMPACT DECISION**

The Cape Cod Commission approved a Development of Regional Impact (DRI) dated July 21, 2005 for the demolition of both the existing Shaw's Supermarket and adjacent retail space totaling 51,737 square feet, and constructing a new 69,119 square foot Shaw's Supermarket. According to condition WR2, the project's Title-5 wastewater flows shall be limited to 15,385 gallons per day. In August 2005, the applicant made an application for a minor modification to allow for a Groundwater Discharge Permit permitting a total wastewater capacity of 20,000 gallons per day for the project site.

The DRI decision dated July 21, 2005 is hereby amended by a vote of the Regulatory Committee on September 12, 2005. All conditions attached to the original decision dated July 21, 2005 continue to apply except as modified herein.

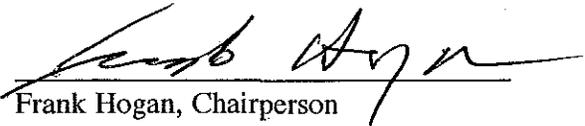
- a. Under heading "FINDINGS", add new subheading titled "September 12, 2005 Modification".
- b. Add new revised Finding WR8 under this heading to read as follows:



**WR8** The project meets the regional 5-ppm groundwater nitrogen-loading standard set by MPS 2.1.1.1 with a nitrogen-loading concentration of 4.6 ppm-N.

- c. Under heading "WATER RESOURCES CONDITIONS", add new subheading titled "September 12, 2005 Modification".
- d. Add new conditions WR2 and WR3 under this heading to read as follows:  
**WR2** The project's Title-5 wastewater flows shall be limited to 20,000 gallons per day. The project's wastewater design shall be constructed in accordance with Site Utilities Plan SD-3, revised July 01, 2005.

**WR3** An executed copy of the Ground Water Discharge Permit application submitted to MADEP for approval of the project's wastewater design with a 20,000 gallon per day capacity limit shall be submitted to the Commission prior to the Commission's issuance of the Preliminary Certificate of Compliance.

  
Frank Hogan, Chairperson

11/14/05  
Date

Barnstable, ss.

On this 14<sup>th</sup> day of November, 2005, before me personally appeared

FRANK HOGAN, to be 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.

  
Notary Public

My Commission expires:

