



CAPE COD COMMISSION

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DATE: April 2, 2007

To: Stuart Bornstein, Applicant

From: Cape Cod Commission

RE: Modification of a Development of Regional Impact

Applicant: Stuart Bornstein
Holly Management & Supply Corporation
297 North Main Street
Hyannis, MA 02601

Project: Augat Self Storage

Project Location: 106 Falmouth Road (Route 28), Mashpee, MA

Project #: TR-02021

Recording Information: Map 54 Parcel 50 (Town Assessor)
Certificate Number: 153788

The Development of Regional Impact (DRI) decision dated December 1, 2005 for the Augat Self Storage project is hereby amended by a vote of the Regulatory Committee on April 2, 2007.

All findings and conditions attached to and included in the original decision dated December 1, 2005 shall continue to apply except as modified herein.

CHANGES MADE BY THIS MODIFICATION

New Condition OS3 shall be added to the DRI decision as follows:

"OS3. As an alternative to utilizing a Conservation Restriction as outlined in conditions OS1 and OS2 of the original DRI decision, and as an alternative strategy to meet the 2.9 acre open space requirement, prior to the issuance of the first Preliminary Certificate



of Compliance by the Cape Cod Commission, and prior to issuance of a Building Permit for the project, the applicant shall convey the 4.3 acres identified in condition OS1, and as shown on the revised "Plan of Land Prepared for Duck Pond Limited Partnership in Mashpee, MA," for a parcel identified on this plan as Map 99, Parcel 38, and which was prepared by Holmes & McGrath, dated February 13, 2007 (received by the Commission on 2/26/07) to a conservation entity for permanent conservation purposes. The conservation entity and the form and substance of the deed shall be approved by the Commission or its designee prior to execution and recording at the Registry of Deeds or Registry District of the Land Court."

Frank Hogan
Frank Hogan, Regulatory Committee Chair

4/20/07
Date

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss

4/30, 2007

Before me, the undersigned notary public, personally appeared FRANK HOGAN

in his capacity as Chairman of the Regulatory Committee, whose name is signed on the preceding document, and such person acknowledged to me that he signed such document voluntarily for its stated purpose. The identity of such person was proved to me through satisfactory evidence of identification, which was personal knowledge of the undersigned.

Dorr Steven Fox
Notary Public

My Commission Expires:

