



# CAPE COD COMMISSION

3225 MAIN STREET  
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DATE: January 28, 2010

TO: Donald E. Megathlin  
C. Talanian Realty Co.  
137 Newbury St.  
Boston, MA 02116

FROM: Cape Cod Commission

RE: Modification of Development of Regional Impact decision dated 12/14/00 as modified on 4/10/03, 3/31/05, 2/6/2006, 5/02/2007, 10/30/2007, and 11/19/2009.

PROJECT: South Cape Village  
Mashpee, MA

PROJECT#: TR97007/MOD02030

LOT & CERTIFICATE/BOOK & PAGE:  
Lot 3- 32122c, 33848, 475431, 1164450  
Lot 2- 32122c, 33848, 47532, 116540  
Lot 1- 33792, 3866, 035

OWNER: Lots 3 & 2 Chatal Realty Trust  
Lot 1 Chatal Associates

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## MODIFICATION OF DEVELOPMENT OF REGIONAL IMPACT DECISION

Pursuant to Section 12 of the Cape Cod Commission Act (Act) c. 716 of the Acts of 1989, as amended, and Section 13(c)(i) of the Cape Cod Commission's Enabling Regulations Governing Review of Developments of Regional Impact (DRI), the South Cape Village Outlet Mall Development of Regional Impact decision (TR97007), dated December 14, 2000, and modified by the South Cape Village Phase I DRI Modification decision, (MOD02030), dated April 10, 2003, South Cape Village Phase II DRI Modification decision (MOD02030), dated March 31, 2005, as well as Minor Modifications dated February 6, 2006, May 2, 2007, October 30, 2007, and November 19, 2009, is hereby amended to accommodate the opening of Joy Street as a one-way vehicular street with thirteen (13) additional angled parking spaces. All findings and



conditions attached to the original decision and modifications continue to apply, except as modified herein.

Minor Modification #1

Modified Conditions:

Condition G7 is hereby amended by adding the following plan references (as shown in bold) to the final approved plans:

G7 The proposed SouthCape Village Phase II Modification shall be constructed in accordance with the following final plans:

- Overall Site Plan, sheet C-1, dated 01/04/10, prepared by Baxter Nye Engineering & Surveying.**
- Existing Conditions Plan, sheet C-2, dated 01/04/10, prepared by Baxter Nye Engineering & Surveying.**
- Layout and Materials Plan, sheet C-3, dated 01/04/10, prepared by Baxter Nye Engineering & Surveying.**
- Grading and Drainage Plan, sheet C-4, dated 01/04/10, prepared by Baxter Nye Engineering & Surveying.**
- Details, sheet C-5, dated 01/04/10, prepared by Baxter Nye Engineering & Surveying.**
- Legend and General Notes, sheet C-6, dated 01/04/10, prepared by Baxter Nye Engineering & Surveying.**

The plans reflect changes to Joy Street, which would include building a one-way vehicular street with twelve (12) angled parking spaces and one (1) handicapped space, while maintaining two sidewalks of 8 feet to 29 feet adjacent to Building B, and 18 feet to 25 feet adjacent to Building C.

*Paul Niedzwiecki*

Paul Niedzwiecki, Executive Director, Cape Cod Commission

1/28/10  
Date

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss

1/28, 2010

Before me, the undersigned notary public, personally appeared Paul Niedzwiecki, in his/her capacity as Executive Director of the Cape Cod Commission, whose name is signed on the preceding document, and such person acknowledged to me that he/she signed such document voluntarily for its stated purpose. The identity of such person was proved to me through satisfactory evidence of identification, which was  photographic identification with signature issued by a federal or state governmental agency,  oath or affirmation of a credible witness, or  personal knowledge of the undersigned.

Gail P. Hanley  
Notary Public

My Commission Expires:

10.13.11