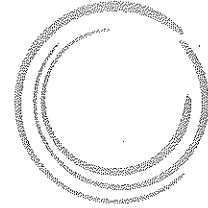


3225 MAIN STREET • P.O. BOX 226
BARNSTABLE, MASSACHUSETTS 02630



CAPE COD
COMMISSION

(508) 362-3828 • Fax (508) 362-3136 • www.capecodcommission.org

Date: September 19, 2012

To: Christopher von Alt, President
Hydroid, Inc.
6 Benjamin Nye Circle
Pocasset, MA 02559

From: Cape Cod Commission

Re: Modification of a Development of Regional Impact
Project of Community Benefit Hardship Exemption

Applicant: Hydroid, Inc.

Project: Hydroid, Inc.

Location: Henry Drive, Pocasset, MA

Project #: HDEX/EX11018

Book/Page: 9430/214

INTRODUCTION

The above referenced project, Hydroid, Inc., was approved, with conditions, as a Development of Regional Impact (DRI) Project of Community Benefit (POCB) Hardship Exemption, by a vote of the Cape Cod Commission (Commission) on December 15, 2011.

On September 18, 2012, Hydroid, Inc. (the Applicant) submitted a request for a modification to the Hydroid decision noting that General Condition 10 of the decision requires the Applicant to provide written proof to the Commission that a copy of the decision has been provided to the general contractor(s) at least thirty days prior to commencement of construction. According to the Applicant, a general contractor has not been hired to-date. The Applicant did submit an unsigned "Decision Affidavit" in its request for its Preliminary Certificate of Compliance in partial compliance with GC10. As all other conditions of the decision have been met for the issuance of a Preliminary Certificate of Compliance, the proposed modification request will allow for the Applicant to obtain a building permit. With the proposed modification, the Applicant will still be required to provide written proof to the Commission that a copy of the decision was provided to the general contractor(s), but this proof will now have to be provided within seven (7) days of the general contractor(s) being engaged.

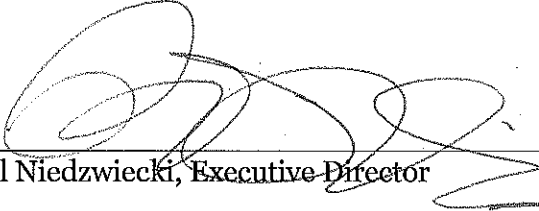
DETERMINATION

The Executive Director of the Commission has determined that the request constitutes a *de minimus* change according to Section 13(c)(i) of the Commission's *Enabling Regulations* (Revised March 2011) and is approved as a Type 1 Minor Modification. The following changes shall be made to the Conditions of the Commission's 2011 original DRI POCB Hardship Exemption decision.

MODIFICATIONS TO THE 2011 DECISION

The following changes shall be made to the Conditions of the 2011 DRI Hardship Exemption decision to reflect the requested changes to the project. New or added text is shown in **bold**. Deleted text is shown in ~~strikeout~~.

- GC10. ~~Prior to the issuance of a Preliminary Certificate of Compliance,~~ **Within seven (7) days of a general contractor(s) being engaged,** the Applicant shall provide written proof to the Commission that a copy of this decision has been provided to the general contractor(s) ~~at least thirty (30) calendar days prior to commencement of construction.~~



Paul Niedzwiecki, Executive Director

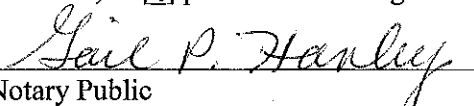
Date 9/19/12

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss

Sept 19, 2012

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 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.



Notary Public
My Commission Expires: 9-28-18

