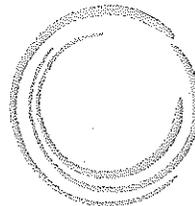


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CAPE COD
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Minor Modification Type #1

DATE: June 25, 2012

TO: Jeff Simpson
Tower Resource Management
16 Chestnut Street
Suite 220
Foxborough, MA 02035

FROM: Cape Cod Commission

RE: Modification of a Development of Regional Impact

PROJECT APPLICANTS: Seacoast Limited Partnership
19 Brentwood Lane
Yarmouthport, MA 02675
and
Sprint PCS by Jeff Simpson, Tower Resource Management

PROPERTY OWNER: Seacoast Limited Partnership
19 Brentwood Lane
Yarmouthport, MA 02675

PROJECT # TR98035

PROJECT: Seacoast Inc. Sandwich Tower, Sandwich, MA

LOCATION: 43 Chase Road, Sandwich, MA 02563

BOOK / PAGE: Book 6643 Page 14

Background

In a decision dated 7/28/99, the Cape Cod Commission (Commission) issued a Development of Regional Impact (DRI) decision, with conditions, to Seacoast Limited Partnership/Seacoast Inc. /Sandwich which approved the construction and operation of a 180-foot dual polarization monopole type cellular tower with a with locations for up to five carriers and an equipment area at the base of the monopole.

The 1999 DRI decision was modified by decisions dated 1/19/01, 2/14/01, and 5/21/01. The Commission issued the project a Partial Certificate of Compliance on 11/6/00 and a Final

Certificate of Compliance for the monopole on 2/20/01. The Commission also issued the tenant carriers Final Certificates of Compliance as follows: Sprint Spectrum (4/19/01); NEXTEL (8/28/01); AT&T (3/31/03) and Verizon (3/31/03).

Modification Request

On 5/21/12, Commission staff received a request from Jeff Simpson, Tower Resource Management representing Sprint PCS, seeking to make physical modifications to the telecommunications equipment installed by Sprint at the project site in Sandwich, MA.

According to an Email received by Commission staff from Mr. Simpson on 6/21/12, clarifying that the proposed modifications include removing three (3) existing panel antennas, two (2) existing equipment cabinets, and three (3) existing coaxial cables and installing three (3) new panel antennas, three (3) new equipment cabinets, and three (3) new hybrid cables.

In an Email with attachments dated 6/14/12, Mr. Simpson provided the Commission with evidence that Sprint has permission from Seacoast, the property owner, to install antennas and associated equipment on the monopole and within or next to the equipment compound.

The 6/14/12 Email from Mr. Simpson also confirmed that the new equipment on the monopole will be dual polarized antennas as required by the 1999 DRI decision, as amended.

In a 6/19/12 Email with attachments Mr. Simpson noted the proposed equipment installation will also include a sub-surface vault for a fiber optic cable. The vault will be similar to ones already at the site, and is proposed to be located just outside the compound fence line, adjacent to existing sub-surface vaults. Mr. Simpson's Email also states the tree that is near the proposed vault location will not be removed or trimmed.

Commission Jurisdiction and Modification Types

Section 13(c) of the Commission's *Enabling Regulations*, as amended May 2011, sets out the types of DRI modifications. A Minor Modification Type #1 is defined as "*revisions that are the result of more restrictive conditions imposed by a local board or technical corrections or changes that the Executive Director or his/her designee determine are de minimus changes to the project.*" The *Enabling Regulations* also state that Minor Modifications Type #1 "*shall be approved by that the Executive Director or his/her designee and reported to the Regulatory Committee and do not require further review by the Commission.*"

Determination on Modification Requests

After consideration of the request by Sprint to make changes to Sprint's telecommunications equipment at the site located at 43 Chase Road, Sandwich, MA the Commission's Executive Director has determined the requested changes constitute *de minimus* changes, and are approved as Minor Modifications Type #1.

Changes to 1999 DRI Decision

The following changes are thereby made to the Seacoast Inc. Sandwich Tower DRI decision, as amended, as shown below to accommodate the proposed antenna and equipment changes proposed by Sprint.

All findings and conditions attached to the original decision, as amended, continue to apply except as modified herein. The following new condition shall be added to read as follows:

New Condition

25. The proposed work to amend the Sprint installation at the 43 Chase Road site shall be done in accordance with the following plans received by the Commission on May 21, 2012 from EBI Consulting, dated 3/14/12, revised 5/3/12 entitled *Site BS13XC594 at 43 Chase Road, Sandwich, MA*:

- Title Sheet, Sheet T-1
- General Notes, Sheets GN1 and GN2
- Plot Plan, Sheet C-1
- Compound Plan, Equipment Cabinet Layout and Elevation, Sheet A-1
- Antenna Scenario and RF System Schedule, Sheet A-2
- Equipment Details, Sheet A-3
- Construction Details, Sheet A-4
- Site Photos, Sheet A-5
- Compound Plan and Equipment Cabinet Layout, Sheet A-6
- Notes and Details, Sheet A-7
- Electrical Notes and Riser Diagram, Sheet E-1
- Grounding Details and Notes, Sheet E-2, and
- Antenna Wiring Diagram, Sheet E-3

The proposed work described by the plans noted above may also include the installation of one (1) sub-surface vault outside the equipment compound fence as described in a 6/19/12 Email and attachments from Mr. Simpson. Such vault installation may also include subsurface or above ground infrastructure to connect the vault to the telecommunications equipment inside the compound. However, installation of this vault and associated infrastructure shall be consistent with the requirements of the 1999 DRI decision, as amended, and shall also not result in the disturbance, trimming or removal of existing landscape plantings located outside the compound fence.


Paul Niedzwiecki, Executive Director

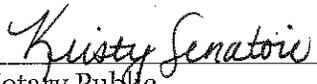
6/22/2012
Date

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss

6/22, 2012

Before me, the undersigned notary public, personally appeared Paul Niedzwiecki in his/her capacity as the Cape Cod Commission's Executive Director, 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.


Notary Public

My Commission Expires:

