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CAPE COD
COMMISSION

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MINOR MODIFICATION TYPE #1 - CORRECTED

DATE CORRECTED: SEPTEMBER 12, 2014
DATE ISSUED: JULY 8, 2014

TO: CRAIG.CODY, TOWER RESOURCE MANAGEMENT
16 CHESTNUT STREET, SUITE 220, FOXBORO, MA 02035

RE: MODIFICATION OF A DEVELOPMENT OF REGIONAL IMPACT DECISION

PROJECT APPLICANT/: AMERICAN TOWER CORPORATION (UNISITE, LLC),
LESSEE C/O CRAIG CODY

PROJECT NAME/: AMERICAN TOWER FKA OMNIPOINT TOWER
NUMBER TR97031

LOCATION: 996/ 1006 EAST FALMOUTH HIGHWAY, FALMOUTH, MA

REGISTRY DEED BOOK 21403 PAGE 334
BOOK/PAGE: DEED BOOK 20531 PAGE 86

ASSESSORS 29-2-17-3B & 32-5-3-3D
PARCEL ID

SUMMARY

Pursuant to Section 13 of the Cape Cod Commission (Commission) Enabling Regulations (Revised March 2013, with Revised Fee Schedule Effective July 1, 2013), the Development of Regional Impact (DRI) decision dated April 9, 1998 for the above-referenced project is hereby amended as a Minor Modification Type #1 to allow *de minimus* changes to the approved project plans as discussed herein.

All findings and conditions attached to the original decision and subsequent modifications continue to apply except as modified herein.

DISCUSSION

The Commission issued a DRI decision, with conditions, April 9, 1998 to Omnipoint Communication Enterprises, Inc. ("Omnipoint") which approved the construction and operation of a 90-foot, three-carrier monopole wireless telecommunications facility. The 1998 DRI decision has been modified three times by decisions dated: July 21, 2011; March 29, 2012; and November 1, 2013 (collectively, "Decision").

The Commission received a request from Craig Cody of Tower Resource Management, Inc. as agent and on behalf of American Tower Corporation¹ seeking to install a **130-KW**, diesel-powered standby generator on 5/29/2014, and accordingly, to modify the Decision. The Agent included a letter of authorization from the tower owner/ property lessee, American Tower Corporation.

A site visit was conducted by Commission staff on 6/23/2014 and confirmed the presence of an existing, smaller standby power generator. The Applicant stated that the new generator is intended to replace the existing, single-carrier generator and provide power for all co-locators.

The Applicant confirmed that the generator will have a double-walled, 515-gallon sub-base diesel tank with a leak detection alarm. Water Resources staff confirmed that the site is not located within a Potential Public Water Supply Area or a Wellhead Protection area and had no further concerns. A telephone call by Commission staff to the Falmouth Health Department on 7/2/2014 confirmed that the abutting residential development (Bayley Drive) receives town water and does not utilize private drinking water wells.

The Applicant provided engineering and site plans for the proposed generator (Advanced Engineering Group, dated 6/13/2014) on 6/26/2014 as requested by the Commission.

CHANGES TO THE DECISION

Finding 6 and Condition 5 of the Decision are hereby modified to allow the installation of the proposed **130-KW**, diesel-powered standby generator. All work shall be done in accordance with the following plans received by the Commission on 6/26/2014 from Advanced Engineering Group, P.C. for Job Number 91882, dated 6/13/2014.

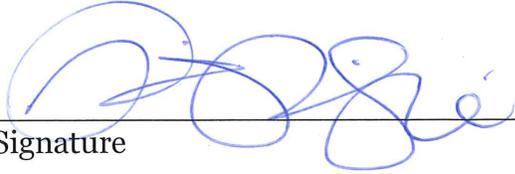
- *Title Sheet, Sheet T-1*
- *Site Plan, Sheet A-1*
- *Concrete Pad Details, Sheet A-2*
- *Wiring Diagram & H-frame Layout, Sheet E-1*
- *Electrical Details, Sheet E-2*
- *Equipment Grounding & Details, Sheet G-1*

SEE NEXT PAGE FOR SIGNATURES

¹ Unisite, LLC, a real estate holding company for American Tower, is a successor in interest to Omnipoint
Omnipoint Tower Proposal, Falmouth, MA

SIGNATURES

Executed this 12 day of September 2014.



Signature

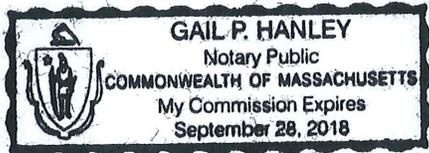
Paul Niedzwiecki, Exec Director
Print Name and Title

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss

September 12, 2014

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: 9-28-18