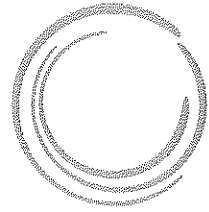


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CAPE COD
COMMISSION

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DATE: June 14, 2010

APPLICANT: Paul Daniels
71 Finlay Road
Orleans, MA 02653

PROJECT #: EX99017/TR99017

PROJECT: Daniels Construction & Demolition Debris Handling and
Transfer Facility
29 Giddiah Hill Road
Orleans, MA

RE: Modification of the Development of Regional Impact Exemption
Decision

BOOK/PAGE: Book 10671, Page 1
Book 11553, Page 96

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 Daniels Construction & Demolition Debris Handling and Transfer Facility DRI Exemption Decision dated September 9, 1999, is hereby amended to accommodate the applicant's request to use larger tractor trailer trucks to enter the site. All findings attached to the original decision continue to apply, except as modified herein.

Minor Modification #1

Modified Findings:

Finding 9 is hereby modified to accommodate the applicant's request to use larger tractor trailer trucks to access the site. Deleted language is stricken through, and new language is exemplified in bold text.

~~9.) The applicant has demonstrated that there will be no degradation in public safety at the intersections along the access route, consistent with RPP minimum performance standard 4.1.1.7, as long as the wheel base of the applicant's trailer trucks does not exceed 24 feet and the overall length of the trailer does not exceed 28 feet. The proposed trucks are capable of carrying 75 to 80 cubic yard containers.~~

9.) The applicant has demonstrated that there will be no degradation in public safety at the intersections of Giddiah Hill Road/Finlay Road and Route 28/Finlay Road, consistent with RPP Minimum Performance Standard TR1.1 (Safety), as long as the wheel base of the applicant's trucks' wheelbase does not exceed 18'-9", the trailer wheelbase does not exceed 39'-9" and the overall length of the truck and trailer does not exceed 65'-10". The proposed trucks are capable of carrying 100 cubic yard containers.

The applicant will require all 100 cubic yard containers to travel on trucks no greater than 18'-9", with a trailer wheelbase not to exceed 39'-9" and the overall length of the truck and trailer to exceed 65'-10". The applicant will require all drivers of tractor trailer trucks capable of carrying 100 cubic yard containers to access the site via Route 28 to Finlay Road to Giddiah Hill Road. The applicant will require all drivers of tractor trailer trucks capable of carrying 100 cubic yard containers to exit the site via Giddiah Hill Road to Finlay Road to Route 28.



Paul Niedzwiecki, Executive Director, Cape Cod Commission

6/17/10

Date

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss

June 14, 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.

Page R Cepeda
Notary Public

My Commission Expires: 5/13/16