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**SUBJECT: GATE AT THE INTERSECTION OF KOHANAIKI HOMESTEAD ROAD
& AKAMAI STREET**

Thank you for bringing it to our attention that item G on page 7 of Ordinance No. 2003-144 states that "The roadway connection to Kohanaiki Homestead Road shall be gated and locked and used only in times of emergency and for evacuation purposes." Although gates on County roads are not typically allowed since County roads are intended for public use, the ordinance is considered a law and therefore an exception to Hawaii County Code (HCC) Section 22.2.1.

The Department of Public Works, Highway Maintenance Division and Traffic Division will be notified to begin maintenance of the gate.

ALAN K. THOMPSON, P.E.
Division Chief
Engineering Division

RM

Enclosures: Ordinance No. 2003-144, HCC Section 22.2.1

Planning Department upon its receipt from the Bureau of Conveyances.

- F. The applicant(s), its successors or assigns shall improve the intersection at the State Highway 190 (Mamalahoa Highway) and the proposed subdivision road in accordance with the requirements of the Department of Public Works and the State Department of Transportation prior to receipt of Final Subdivision Approval. This may include, but not be limited to, a left-hand turn lane, a dedicated right turn lane from the subdivision road to southbound Mamalahoa Highway and a refuge lane with an additional 10-foot future road widening setback along the length of Mamalahoa Highway. Applicant shall prepare a Traffic Impact Analysis Report (TIAR).
- G. All connector roadways within the proposed subdivision shall be constructed to County dedicable standards and dedicated to the County at no cost to the County. The subdivision roads shall have at least one connection to the north to the adjoining properties and at least one connection to the south that will connect to the Old Homestead Road. The east-west (mauka-makai) road within the subdivision shall connect to Kohanaiki Homestead Road and to Mamalahoa Highway. The roadway connection to Kohanaiki Homestead Road shall be gated and locked and used only in times of emergency and for evacuation purposes.
- H. A water line shall be constructed from the subject property to Kohanaiki Homestead Road and a fire hydrant installed within the County owned Kohanaiki Homestead Road right-of-way to provide fire protection in this area.
- I. The applicant shall provide a 20-foot wide future road widening setback easement along the length of the property fronting Kohanaiki Homestead Road.
- J. Install streetlights, signs, and markings meeting with the approval of the

“Engineer” means a privately employed licensed professional civil engineer.

“Finance director” means the head of the County finance department or its duly authorized representative.

“Official County street name” means a street name that has been adopted by the council by duly promulgated resolution or by the planning director.

“Person” or words importing persons, for instance, “another,” “others,” “any,” “anyone,” “anybody,” and the like signify not only individuals, but corporations, firms, associations, societies, communities, assemblies, inhabitants of a district, or neighborhood, or persons known or unknown, and the public generally, where it appears, from the subject matter, the sense and connection in which such words are used, that such construction is intended.

“Planning director” means the head of the County planning department or its duly authorized representative.

“Publication dispensing rack space permits” means a publication dispensing rack space allocation or reallocation invoice issued pursuant to chapter 35, section 35-63 of this Code.

“Roadway” means that portion of a County street, excluding shoulders, curbs, gutters, sidewalks or other roadside drainage facilities, used exclusively by vehicular traffic.

“Sidewalk” means that portion of a County street defined by a vehicular separation device such as a concrete, asphaltic concrete or rolled concrete curb that is intended for pedestrian or other non-vehicular use.

“Speed hump” means a gentle rise in the profile of the road that is used to regulate the speed of a vehicle.

“Street” means the entire width between property lines of any County owned and maintained street, avenue, road, alley, highway, lane, path or other place opened, improved and established for the use of vehicles, pedestrians or both.

“Vehicle” means every licensed or otherwise authorized device in, upon or by which any person or property is or may be transported or drawn upon a roadway.

“Violator” means the property owner, lessee, or the person responsible for the violation.

(2002, ord 02-67, sec 2; am 2005, ord 05-139, sec 1; am 2012, ord 12-59, sec 2.)

Article 2. Prohibitions.

Section 22-2.1. Encroachments.

No object shall be allowed in, under, or over any County street, except objects that are permitted by the director, chief of police or other provisions of law to be in, under, or over a County street, or which have a clearance of fifteen feet or more above the surface of the street, such as the canopy of trees.

(2002, ord 02-67, sec 2.)