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EXECUTIVE ASSISTANT

**STATE OF HAWAII**  
**DEPARTMENT OF HAWAIIAN HOME LANDS**

P.O. BOX 1879  
HONOLULU, HAWAII 96805

May 1, 2006

The Honorable Christopher J. Yuen, Director  
Planning Department  
County of Hawaii  
101 Pauahi Street, Suite 3  
Hilo, Hawaii 96720-3043

Dear Mr. Yuen:

Subject: Honokaia Homestead Lots Subdivision  
Tax Map Keys: (3) 4-6-11: 03, 11, 12, & 13  
Honokaia & Nienie, Hamakua, Island of Hawaii

The Department of Hawaiian Home Lands (DHHL), as applicant, is developing the above subject subdivision on Hawaiian Home Lands for 15 homestead lots.

Under provisions of the Hawaiian Homes Commission Act, 1920, as amended (HHCA), DHHL is not subject to the Land Use Ordinance, Subdivision Code and Zoning Code. Therefore, although the project is situated on lands zoned A-40, Agricultural, (County of Hawaii), and Agricultural (State Land Use Classification, DHHL has determined that A-20, Agricultural, 20-acre lots zoning standards are appropriate for proposed Lots 1H-1, 1H-2, 1H-3, 1H-4, and 1H-5 in the development of this project. Furthermore, DHHL has determined that A-5, Agricultural; 5-acre lots zoning standards are appropriate for proposed Lots 2-H through and including Lot 11-H in the development of this project. Finally, DHHL has determined that the proposed large remnant Lot 16 is appropriate to remain as currently zoned: A-40.

Consequently, DHHL has directed our engineer to design the project in conformance to the County Standards for the aforementioned zonings and any Variances to the Hawaii County Code as may apply to this project upon approval of a Variance Application being submitted under separate cover.

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You may be aware that DHHL is implementing the subject subdivision to comply with a February 7, 2005 settlement agreement in the Third Circuit Court (Aged Hawaiians vs. Hawaiian Homes Commission, et. al; and the Department of Hawaiian Home Lands). The result of the settlement is that DHHL is to provide lots in Honokaia for homesteading and pastoral uses by February 2007.

Since time is of the essence for DHHL to comply with this settlement agreement, any assistance you and your staff can offer in expediting Final Subdivision Approval on this project would be greatly appreciated.

Should you have any questions, please call William Makanui of our Land Development Division at 587-6449.

Aloha and mahalo,

  
pMicah A. Kane, Chairman  
Hawaiian Homes Commission

c: Oceanit, Inc.  
DHHL, Planning Office  
Office of the Attorney General, HHL Unit