

February 20, 1990

Ms. Marie Emelia Kelly
75-6160 Aili Drive
Kailua-Kona, HI 96740

Dear Ms. Kelly:

Ohana Dwelling Permit (OD 90-9)
Tax Map Key: 7-5-20:5

The subject application has been reviewed by the concerned agencies and note:

1. The subject tax map key parcel is served by an acceptable street;
2. The subject application can meet with the State Department of Health wastewater treatment and disposal systems requirements;
3. The copy of document(s) received relating to subject tax map key parcel to establish title and exhibits contained therein do not include any deed restriction or covenant to prohibit construction of requested ohana dwelling; and,
4. The submitted site plan denotes two off-street parking stalls on the property.

In view of the above, by this letter, you are hereby granted permission to construct the Ohana Dwelling subject to the following condition(s):

- (a) The building permit for the Ohana Dwelling shall be secured on or before February 20, 1992. If the applicant and/or owner fails to secure a building permit within two (2) years of the date of this letter, permission to construct the subject ohana dwelling shall be deemed void. A time extension may be granted for good cause, provided, the permittee and/or owner applies in writing at least forty-five (45) calendar days before the expiration of the two (2) year period.

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- (b) Off-street parking space for two vehicles is designated on the submitted site plan to fulfill the off-street parking requirement. The off-street parking spaces may not be employed for storage or other use unless and until approved alternative on-site parking arrangements are established.
- (c) All construction drawings together with approved site plan drawn to scale submitted with the Ohana Dwelling building permit application shall denote location and identify required two (2) off-street parking spaces.
- (d) The applicant must obtain a Flood Insurance Rate Map determination for the subject property from the Department of Public Works (Engineering and Surveys Division). Building permit submittals for the Ohana Dwelling must comply with established flood regulations. A copy of January 11, 1990, Department of Public Works memorandum is enclosed for your file.
- (e) The Ohana dwelling shall conform to all requirements of codes and statutes pertaining to access and building construction.
- (f) The applicant shall conform to State Department of Health standards and regulations and following comment(s) dated January 10, 1990:

*Per Administrative Rule, Title 11, Chapter 62, Wastewater, a single individual wastewater system may receive no more than 800 gallons per day of sewage which is generated from a single or multiple dwelling unit complex containing a total of no more than four (4) bedrooms. Developments that exceed four (4) bedrooms must install another individual wastewater system.

The minimum setback requirements for cesspools as per Administrative Rules 11-62 must be met.

The Department of Health would like to inform the applicant that wastewater rules are in the process of change and that comments to the project may change accordingly.

- (g) This Ohana Dwelling permit is subject to all other applicable rules, regulations and requirements, including but not limited to those of the Planning Department, Department of Public Works, and State Department of Health.

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Please bring or attach a copy of this Permit to expedite processing the building plans and building permit application to construct the ohana dwelling. Should you have any questions regarding the above, please feel free to contact either Masa Onuma or William Yamanoha of my staff at 961-8288.

Sincerely,

William L. Moore

DUANE KANUHA
Planning Director

WRY:etn

cc: Department of Health,
Chief Sanitarian
Department of Public Works
Real Property Tax Division

February 2, 1990

Ms. Marie E. Kelly
75-6160 Alii Drive
Kailua-Kona, HI 96740

Dear Ms. Kelly:

Special Management Area (SMA) Use Permit
Assessment Application
Ohana dwelling construction (0090-9)
Waiver of shoreline survey
✓TMK: 7-5-20: 5; Puapuaa, North Kona, Hawaii

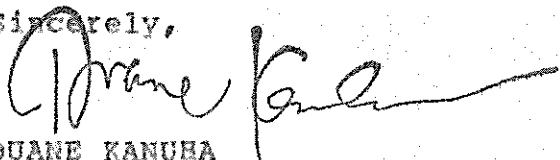
We have received and reviewed a Special Management Area Use Permit Assessment Application for the proposed ohana dwelling construction. The subject property abuts the shoreline and, as such, an application requires either a current certified shoreline survey or a waiver of same by the Planning Director.

In this particular case, the proposed dwelling is situated on the plot plan mauka of the existing dwelling. The location of all the proposed improvements at such a position, as shown on the submitted plot plan, should avoid entering the 40-foot shoreline setback area. Consequently, we will waive the shoreline survey requirement for the proposed ohana dwelling construction provided that all construction activity is limited to the area mauka of the existing dwelling.

The proposed construction of the ohana dwelling, as restricted above, is determined to be outside the definition of "development" under Planning Commission Rule No. 9, Special Management Area Rules and Regulations. Therefore, the proposed construction, as represented in the submitted and amended plans and pursuant to Article 25, Regulations for Ohana Dwelling, is exempt from further SMA permit requirements.

Should you have any questions, please contact Rick Warhauer of this office.

Sincerely,


DUANE KANUHA
Planning Director

FRW:aeb

bcc: SMA Section
Kona Planning Office

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Scanned Map
Unavailable
Due to Size

See File

