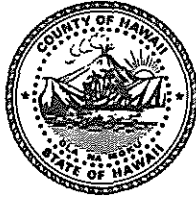


Stephen K. Yamashiro
Mayor



Virginia Goldstein
Director

Norman Olesen
Deputy Director

County of Hawaii

PLANNING DEPARTMENT

25 Aupuni Street, Room 109 • Hilo, Hawaii 96720-4252
(808) 961-8288 • Fax (808) 961-9615

CERTIFIED MAIL
P 008 113 049

August 5, 1996

Mr. Klaus D. Conventz
Baumeister Consulting
P.O. Box 2308
Kailua-Kona, HI 96745-2308

Dear Mr. Conventz:

Ohana Dwelling Application (96-19) OH D 3801
Victorino Gomez
TMK: 7-3-13:15, Lot 15

Upon reviewing this application, the Planning Director regrets to inform you a request to construct ohana dwelling on the subject tax map key parcel is denied. The Director's determination is based on the following:

1. Variance No. 742 was granted on May 23, 1996, to allow an existing two-story single family dwelling with a side yard of 3.0 to 3.4 feet with open space of 2.5 to 2.9 feet in lieu of the minimum side yard of 8 feet and open space of 4 feet.
2. Pursuant to Section 25-273 of the of the Hawaii County Zoning Code, relating to Regulations for Ohana Dwelling, "No variance from applicable requirements of this chapter, including yard setbacks, shall be granted to permit the construction of an ohana dwelling."

The Director's decision is final, except that within thirty (30) days after receipt of this letter, you may appeal the decision in writing to the Board of Appeals in accordance with the following procedures:

1. A non-refundable filing fee of two hundred dollars (\$200).

C8095

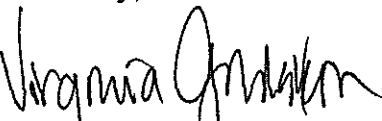
AUG 8 8 1996

Mr. Klaus D. Conventz
Page 2
August 5, 1996

2. Ten (10) copies of the petition for the appeal incorporating the following:
 - a. The name, address, and telephone number of the appellant and the name, title, and address of the appellant's representative.
 - b. A description of the property involved in the appeal, including the tax map key number of the property, and the appellant's interest in the property.
 - c. A plain statement of the nature of the appeal and the relief requested.
 - d. A statement explaining:
 - 1) How the decision appealed from violates the law; or
 - 2) How the decision appealed from is clearly erroneous; or
 - 3) How the decision appealed from was arbitrary or capricious, or characterized by an abuse of discretion or clearly unwarranted exercise of discretion.
 - e. A clear and concise statement of any other relevant facts.

Should you have any questions, please feel free to contact Rodney Nakano of this office.

Sincerely,


VIRGINIA GOLDSTEIN
Planning Director

RKN:pak
LGomez.rkn

xc: Corporation Counsel
West Hawaii Office

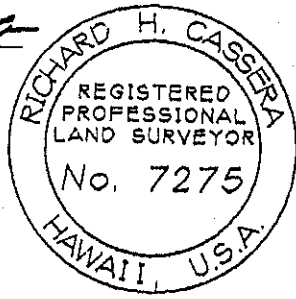
AUTHENTICATION

THIS WORK WAS PREPARED BY ME OR UNDER MY SUPERVISION.

Richard H. Cassera

CASSERA SURVEYS
P.O. BOX 2845
KAMUELA, HI 96743

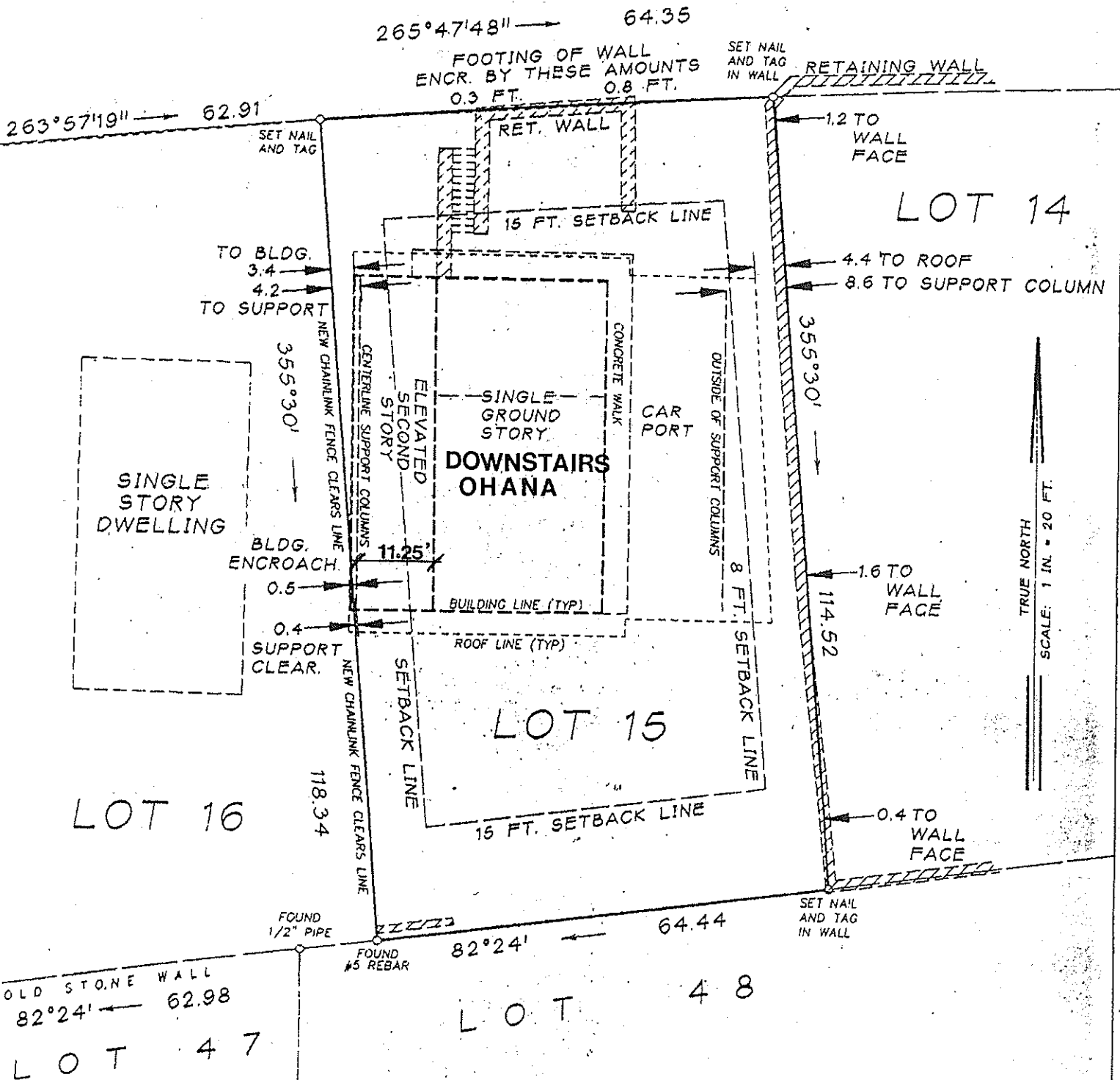
TEL/FAX: (808) 883-9327



SITE PLAN
OF LOT 15

OF KONA WONDER VIEW LOTS
ACCORDING TO FILE PLAN 765
AT KALAOA 2nd, NORTH KONA
ISLAND OF HAWAII, HAWAII
TMK: (3rd Div) 7-3-13:15
DATE OF SURVEY: 4/1/96

LOLOA DRIVE
ROAD LOT 133



KONA COASTVIEW SUBD. UNIT III
FILE PLAN 915