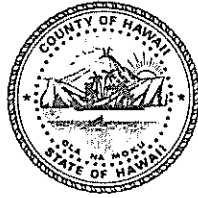


Stephen K. Yamashiro
Mayor



Virginia Goldstein
Director

Russell Kokubun
Deputy Director

County of Hawaii

PLANNING DEPARTMENT

25 Aupuni Street, Room 109 • Hilo, Hawaii 96720-4252
(808) 961-8288 • Fax (808) 961-8742

CERTIFIED MAIL

7099 3220 0000 4869 9713

June 19, 2000

Mrs. Angeline Y. Kim
42 Kaumana Drive
Hilo, HI 96720

Dear Mrs. Kim:

OHANA DWELLING PERMIT NO. 3857 (OHD 00-006)

Applicant: ANGELINE Y. KIM

Titleholder: ANGELINE Y. KIM

Request: Additional Single Family Dwelling

Tax Map Key: (3) 2-3-025:008, Parcel "A"

The subject Application For Ohana Dwelling were reviewed by the agencies and includes the following respective comments:

1. The Department of Public Works (DPW) memorandum dated May 12, 2000, states in part:

"NO COMMENTS"

2. The State of Hawaii Department of Health (DOH-HILO) memorandum dated May 10, 2000, states:

"The Health Department found no environmental health concerns with regulatory implications in the submittals."

3. The Department of Water Supply (DWS) memorandum dated May 16, 2000, states in part:

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"We have reviewed the subject application and have the following comments.

For your information, an existing 5/8-inch meter services this property and is adequate for only one dwelling at 600 gallons per day. This application is proposing an additional dwelling, so the installation of a separate 5/8-inch meter by the applicant is required in accordance with Department regulations. Water is available from the 6-inch waterline in Kaumana Drive, which fronts the subject parcel.

Therefore, the Department has no objection to the proposed application subject to the applicant understanding and accepting the following conditions:

1. Installation, by the Department of Water Supply, of a second 1-inch service lateral to service a 5/8-inch meter, which shall be restricted to a maximum daily flow of 600 gallons as the existing service is.
2. Remittance of the following charges, which are subject to change, to our Customer Service Station:
 - a. Facilities Charge (One 2nd service at \$3,375.00) \$3,375.00
 - b. Service Lateral Installation Charge
(Install one meter on Kaumana Drive,
a County road) 1,200.00

Total \$4,575.00

Should there be any questions, please call our Water Resources and Planning Branch at 961-8665."

3. The Hawaii County Fire Department memorandum dated May 23, 2000, states in part:

"We have no comments on the above-referenced Ohana Dwelling Application."

5. The original and notarized attachment entitled "Affidavit of Angeline Y. Kim" dated November 9, 1999, included with the Ohana Dwelling application states in part:

"I, Angeline Y. Kim, am the titleholder of the property identified as Tax Map Key (3) 2-3-25:08, on Kaumana Drive and the site of the proposed Ohana Dwelling.

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There are no restrictions, covenants or other land use provisions applicable to the Deed for this property which prohibit the construction of an Ohana Dwelling or second dwelling unit on this lot.”

In view of the above, by this letter, you are hereby granted permission to construct the proposed additional single family dwelling (ohana dwelling) subject to the following conditions:

1. The proposed Ohana Dwelling unit shall comply with Ordinance No. 96 47 and Rule 12, the County of Hawaii Planning Department's Rules of Practice and Procedure relating to Ohana Dwelling Units.

Non-transferability: The permit for the Ohana Dwelling unit shall be personal to the applicant until construction of the Ohana Dwelling unit has been completed. The permit shall not be transferable or assignable to any other person prior to its completion.

Prohibition of Advertising, Sales, Transfers: No person shall advertise or represent to the public that a permit to construct an Ohana Dwelling unit is transferable with the sale of the property on which the permit has been granted.

2. Building Permit: The applicant is required to comply with the State Department of Health requirements in Hilo and secure a building permit from the Department of Public Works, Building Division, to construct the proposed ohana dwelling unit on or before June 19, 2001.

Please bring or attach a copy of this Permit to help the reviewing agencies to understand and expedite the review and processing of the building construction plans and building permit application to construct the additional building improvements and establish the Ohana Dwelling on the subject parcel.

- a. The applicant shall contact the DWS and pay any required facilities charge and service lateral installation charges to the DWS.
- b. A one time 30-day time extension to obtain the building permit may be granted by the Planning Director. A written time extension request shall be filed with the Planning Director not less than forty-five (45) days prior to the expiration date of the ohana dwelling unit permit. The Planning Director shall render a decision on the time extension request prior to the expiration date of the permit.

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- c. The applicant shall not be able to obtain further extensions beyond the initial 30-day time extension. Further, such failure to conform to the time requirement shall not be cause to petition the Planning Director, Board of Appeals or any other governmental body for relief from the
3. Requirements for Height, Site Area (Lot size), Yard (Setback) and Off-Street Parking (Parking spaces):
 - a. Height limit: The height limit for the proposed ohana dwelling unit shall be twenty-five (25'-0") feet.
 - b. Zoning and Minimum Building Site Area (Lot Size): The subject TMK parcel, containing 14,586 square feet is zoned Single-Family Residential (RS-7.5) by the County and Urban "U" by the State. The subject property or PARCEL "A" exceeds the minimum 10,000 square feet building site area (lot size) requirement.
 - c. Minimum Yards (Setbacks): The proposed Ohana Dwelling unit shall be located on property exceeding 10,000 square feet. The proposed dwelling unit is required to comply with the minimum building yards denoted on the "PLOT PLAN" and the Zoning Code.
 - d. Off-Street Parking: An Ohana Dwelling unit shall be provided with a minimum of two (2) off-street parking spaces which comply with the requirements of Section 25-4-53, Chapter 25, Effective: December 7, 1996. All existing and additional parking spaces shall be arranged so as to be individually accessible.
4. This Ohana Dwelling permit is subject to all other applicable rules, regulations and requirements of the Planning Department, Department of Public Works, Fire Department and State Department of Health and other reviewing agencies/divisions listed on the Building Permit Application.
5. Variances: Ohana dwelling units are prohibited on a building site which is the subject of an approved variance from the Subdivision Code (Chapter 23), the Zoning Code (Chapter 25), and property where a second dwelling unit is specifically prohibited by a change of zone ordinance.
 - a. No variance from the requirements of Chapter 23 and Chapter 25, Hawaii County Code, as amended, shall be granted to permit the construction or placement of an Ohana Dwelling unit.

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- b. An Ohana Dwelling unit shall not be permitted on a lot which has been the subject of a previously granted variance from any provision of Chapter 23 and Chapter 25, Hawaii County Code, as amended.

Should you have any questions regarding the above, please feel free to contact this office at 961-8288.

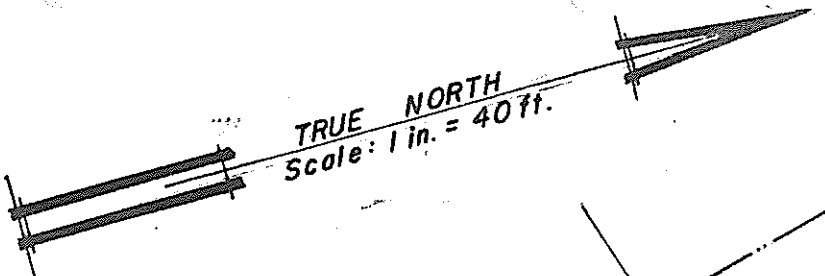
Sincerely,


VIRGINIA GOLDSTEIN
Planning Director

WRY:dk

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xc: Department of Health, Chief Sanitarian
Department of Public Works
Real Property Tax Division
Department of Water Supply



TRUE NORTH
Scale: 1 in. = 40 ft.

Setbacks: 20' Front & Rear
13' Sides

198° 49'

38.53

104° 35' — 158.83

New Dwelling

259° 32'

New 2-Carport

ex. Storage Shed

227.78

ex. Dwelling

35° 00'

144.40

ex. Sewer Lateral

KAUMANA

DRIVE

to Hilo

PLOT PLAN
T.M.K. 2-3-25:08