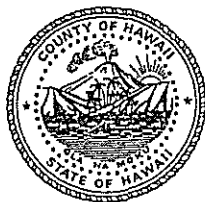


Harry Kim  
Mayor



Christopher J. Yuen  
Director

Roy R. Takemoto  
Deputy Director

## County of Hawaii

### PLANNING DEPARTMENT

101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720-3043  
(808) 961-8288 • Fax (808) 961-8742

August 30, 2004

Henry J. Correia Jr.  
215 Hualalai Street  
Hilo, Hawaii 96720

Dear: Mr. Correia

**Ohana Dwelling Unit Permit Application (2004-0024)**

**Applicant(s): Henry J. Correia Jr.**

**Land Owner(s): Henry J. Correia Jr.**

**Proposal: Construct A Detached Ohana Dwelling Unit**

**Tax Map Key: (3) 2-4-030:095**

Your Application for Ohana Dwelling Unit Permit, attachments, and filing fee were received for consideration by this office. The subject ohana dwelling application and attachments and check for the filing fee are being returned unprocessed for the reason(s) noted below.

Section 25-6-31(b) of the Hawaii County Code, Chapter 25 (Zoning) states:

“Only one permit application for an ohana dwelling unit may be active for any one applicant at any time. **Any applicant who has obtained an ohana dwelling permit shall not be eligible or apply for a subsequent ohana dwelling permit on any building site for a period of two years from the date on which the first ohana dwelling unit was completed to the satisfaction of the chief engineer. For purposes of this subsection, each titleholder and person named in an application for an ohana dwelling permit, pursuant to section 25-6-39(a) (2), shall be considered the applicant.** The director shall maintain and keep readily available for public reference a current list of applicants for ohana dwelling units, including the dates of application and approval or denial.”

*Hawai'i County is an equal opportunity provider and employer.*

SEP 07 2004

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Further, Section 25-6-39(a) (2) states:

“An application form for an ohana dwelling permit shall be filed with the director on a form prescribed for this purpose by the director, and shall be accompanied by:

...

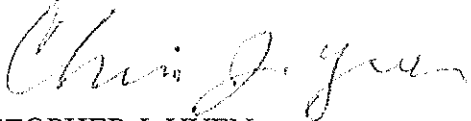
The names and addresses of all the owners of the building site, provided that **when the property is owned by a corporation**, association, partnership or trust, **the names and addresses of all partners, director, officers, shareholders or beneficiaries holding an ownership or beneficial interest of at least ten more percent shall be included; ...**” (emphasis added)

HJC Development LLC was granted an Ohana Dwelling Unit Permit for TMK (3) 2-3-033:050 on December 5, 2003. As you were (are) the principle of the LLC, you are not eligible to apply for another Ohana Permit until such time as two (2) years have passed after the final inspection, by the Department of Public Works, of the previously permitted Ohana structure.

In addition, please be aware that in order to apply for an Ohana Dwelling Unit Permit on any eligible property, there must, at least, be a first dwelling authorized (i.e. a valid building permit issued or a constructed first dwelling) on the parcel.

If you should have any questions regarding the above, please feel free to contact Jonathan Holmes of this Department at 961-8288.

Sincerely,



CHRISTOPHER J. YUEN  
Planning Director

JRH:cd  
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Enclosures: all submittal documents and check # 3654