

PLANNING AND TRAFFIC COMMISSION

County of Hawaii

Application for VARIANCE)
by)
DAVID M. KIYOTA)
for)
Tax Map Parcel 2-5-06-100)

Variance No. 89

ORDER ALLOWING APPLICATION FOR VARIANCE

The application of David M. Kiyota, in behalf of the Waimanalo Ko-Ko Company, for a variance from the zoning regulations having come before the Planning and Traffic Commission at a public hearing, after due publication of notice thereof, on Monday, September 21, 1953, the Commission finds that:

1. The land for which the variance is requested is located at 105 Iiwipolena Street, a portion of Grant 4801 to Jose G. Serrao, in the land of Ponahawai, South Hilo, Hawaii, and is covered by Tax Map Key 2-5-06-100;

2. The land for which the variance is requested is in an A-2 Agricultural District, and is leased by the applicant;

3. Pertinent zoning regulations presently applicable to said land are Section 3-C and Section 17, Ordinance No. 45 of the Revised Ordinances of the County of Hawaii 1947, which specifically prohibit the use of any land for any purpose other than is permitted in the district;

4. The requested variance is for the purpose of operating a pickle manufacturing business in the existing and proposed buildings, and areas shown on drawings on file with the Commission;

5. No protests against the granting of the variance has been filed with the Commission;

6. Since the surrounding agricultural area is not developed, and the existing storage shed cannot be used advantageously, the application presents a situation wherein strict enforcement of the existing regulations would result in practical difficulty and unnecessary hardship;

7. The desired relief may be granted and at the same time the public interest and general welfare will be protected, and the fire, health, and safety hazards of the surrounding property will not be affected.

NOW, THEREFORE, the Planning and Traffic Commission, pursuant to the authority vested in it by Section 21 of Ordinance No. 45 of the Revised Ordinances of the County of Hawaii 1947, hereby grants

to the applicant, above-named, a variance from the terms of Section 3-C and Section 17, Ordinance No. 45 of the Revised Ordinances of the County of Hawaii 1947, and hereby authorizes a variance to operate a pickle manufacturing business in the existing and proposed buildings; subject, however, to the following conditions:

1. That all work and materials be kept wholly within the structures shown on plans filed.
2. That no further extension be made to the buildings.
3. That no work be done after 6:00 p.m., or on Sundays.
4. That no advertising signs be posted on the premises.
5. That all regulations of the Department of Health and Building Department be complied with.
6. That the variance be granted for the personal use of the applicant and his heirs, and shall not be transferrable.
7. That the variance be granted for 3 years with provisions for an extension of 2 years; provided that there are no obnoxious odors or other nuisance created by the operation of the business.

Dated at Hilo, Hawaii, this 21st day of September, A. D. 1953.

PLANNING AND TRAFFIC COMMISSION
OF THE CITY OF HILO AND COUNTY OF HAWAII


HIROSHI KASAMOTO, DIRECTOR

Done at Hilo, Hawaii, this 21st day of September, A. D. 1953.

PLANNING AND TRAFFIC COMMISSION
OF THE CITY OF HILO AND COUNTY OF HAWAII


ERNEST B. DE SILVA, CHAIRMAN