

PLANNING AND TRAFFIC COMMISSION
County of Hawaii

Application for VARIANCE

by
PAUL K. TALLETT
in

Class "A" Residential Zone
Keaukaha, South Hilo, Hawaii

Variance No. 148

ORDER ALLOWING APPLICATION FOR VARIANCE

The Planning and Traffic Commission held a public hearing on December 21, 1964 on the application of PAUL K. TALLETT for a variance from Section 21, Ordinance No. 23, County of Hawaii, to permit the continuance of a piggery use in a lot owned by the applicant measuring 18,000 square feet and being Lot 30, Parcel 25, Lehia Park Residence Lots, (1st Series), a portion of Waiuli, Waiakea, South Hilo, Hawaii.

The Commission finds that the strict enforcement of Section 21 of Ordinance No. 23 would involve practical difficulty and unnecessary hardship for the following reasons:

1. Although the piggery now existing is termed a violation under the definition of the Zoning Ordinance, there was evidence presented of an actual pig sty operated prior to the adoption of said Ordinance.
2. The Ordinance was adopted on March 7, 1946, which provides that the raising of any swine shall be prohibited within any use districts except as provided in Section 21. However, after the damages received from the April 1, 1946 tidal wave action, said use was reinstated by the owners in various stages with the knowledge of the neighbors.
3. There were complaints lodged against the appellant and in view of the existing laws said use was still permitted to remain in operation.
4. In October of 1963 the enforcing agency of Ordinance No. 23 cited a violation and granted the owners time to relocate the swine operation.
5. In recognizing the applicant's difficulty in obtaining suitable lands for relocation, it was concluded that extreme hardship would be imposed the applicant and that the extension of 6 months would be a reasonable period for relocation.

Therefore, the Commission hereby grants a variance to the applicant pursuant to the authority vested in it by Section 21 of said Ordinance for the continuance of a piggery use subject to the terms and conditions as stated below in order to protect the public interest and general welfare:

1. Said piggery must be relocated within 6 months from date of hearing.

Dated at Hilo, Hawaii, this 21st day of December, 1964.

PLANNING AND TRAFFIC COMMISSION
OF THE COUNTY OF HAWAII

for Raymond A. Hanasu
EDGAR A. HANASU, DIRECTOR

Robert M. Yamada
ROBERT M. YAMADA, CHAIRMAN