

PLANNING COMMISSION
County of Hawaii
Hilo, Hawaii

Application for VARIANCE)
by)
FRANCIS & EVELYN S. FOO)
from)
BUILDING SETBACK REQUIREMENT)
in)
LANIHAU 1st, NORTH KONA, HAWAII)
_____)

Variance No. 254

VARIANCE PERMIT

The Planning Commission held a public hearing on August 12, 1971 on the application of FRANCIS and EVELYN S. FOO for a variance from Section 15-E(3), Ordinance No. 63 of the Revised Ordinances of the County of Hawaii 1967, as amended, more specifically, to allow a one (1) foot side yard setback for the construction of an office and restaurant building in lieu of the required eight (8) foot setback located off Palani Road, Kailua Village, Lanihau 1st, North Kona, Hawaii, Tax Map Key 7-5-06:30.

The Commission finds that:

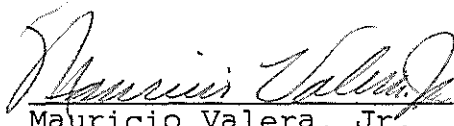
1. The present building was damaged through a natural disaster and to require the applicant to comply with the required setback would cause further hardship.
2. The proposed use will not essentially alter or change the essential character of the land and the present use.
3. The granting of the variance will not be materially detrimental to the public welfare nor will it be injurious to improvements or property rights related to property in the near vicinity.

Therefore, the Commission hereby grants to the applicant a variance to allow a one (1) foot side yard setback for the construction of an office and restaurant building in lieu of the required eight (8) foot setback pursuant to the authority vested in it by Section 36 of said Ordinance on the condition that all other applicable regulations shall be complied with.

The effective date of this permit shall be from August 12, 1971.

Dated at Hilo, Hawaii, this 23rd day of August, 1971.

PLANNING COMMISSION
OF THE COUNTY OF HAWAII



Mauricio Valera, Jr.
Vice Chairman
For
O. W. Efurd, Jr.
Chairman