William P. Kenoi Mayor



BJ Leithead Todd Director

Margaret K. Masunaga Deputy

## **County of Hawai'i**

PLANNING DEPARTMENT Aupuni Center • 101 Pauahi Street, Suite 3 • Hilo, Hawai'i 96720 Phone (808) 961-8288 • Fax (808) 961-8742

September 14, 2011

Mr. Klaus D. Conventz Baumeister Consulting P. O. Box 2308 Kailua-Kona, HI 96745

Dear Mr. Conventz:

SUBJECT:

## RETURN VARIANCE APPLICATIONApplicants:KLAUS CONVENTZOwners:WALTER & ELAINE HIRAISHIRequest:Variance from Chapter 25, Zoning,<br/>Minimum YardsTax Map Key:7-7-009:012; LOT 12

We are in receipt of your variance application from the zoning code, received on July 18, 2011. After review of your application, we have determined that a variance from the zoning code is not required.

The subject parcel, consisting of 10, 000 square feet, is zoned Single-Family Residential – 10,000 square feet (RS-10) and is classified Urban by the State Land Use Commission.

Records at the Real Property Tax (RPT) office indicate that the property in question is improved with a single-family dwelling, 1,368 square feet of living area. Building Permit (#32302) was issued on this property on November 17, 1965, with a patio (addition/change) under Building Permit No. 35532 issued on March 14, 1967, prior to the adoption of the Zoning Code in 1967. Since the Building Permits were issued prior to the adoption of the Zoning Code, the existing dwelling is considered legal, non-conforming therefore, a variance from the zoning code to legitimize the setback encroachments is not warranted.

The filing fee of \$250.00 received with your application will be returned to you under separate cover.



Hawai'i County is an Equal Opportunity Provider and Employer

Mr. Klaus D. Conventz Page 2 September 14, 2011

Should you have any questions regarding the above or enclosures, please feel free to contact Larry Nakayama at our Hilo office at telephone (808) 961-8149.

Sincerely,

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BJ LEITHEAD TODD Planning Director

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Enclosures

xc w/o enclosure:

Account Clerk (Ltr. Only)

