

June 16, 1976

Mr. Edward Crook, Vice Pres.  
Hawaiiana Invest. Co., Ltd.  
P. O. Box D  
Naalehu, HI 96772

Re: SMA Use Permit Application  
Tax Map Key 9-5-19:32 & Por. of 11

The Planning Commission at its duly held public hearing on June 4, 1976 considered your application for a Special Management Area (SMA) Use Permit to allow the establishment of the Seamountain Tennis Center Complex at Ninole, Ka'u, Hawaii.

The Commission voted to approve your application effective June 4, 1976, subject to the following conditions:

1. That the development shall conform substantially to the representations made by the petitioner and the plans submitted with the application.
2. That the petitioner shall submit plans, including landscaping, for plan approval within six (6) months from the effective date of approval of the Special Management Area Use Permit. Construction shall commence within one (1) year from the receipt of final plan approval and be completed within one (1) year thereafter.
3. That all other applicable rules and regulations, including the Grading Ordinance, shall be complied with.

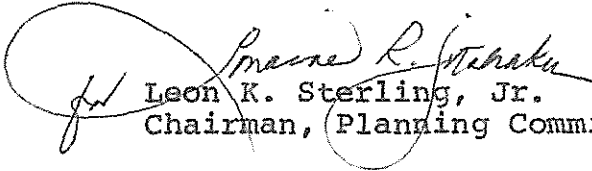
Should any of the foregoing conditions not be met, the Special Management Area Use Permit shall be deemed null and void.

We will be forwarding the official Special Management Area Use Permit as soon as the document is prepared. In the meantime,

JUN 17 1976

Mr. Edward Crook  
Page 2  
June 16, 1976

should you have any questions, please feel free to contact the  
Planning Department at 961-8288.

  
Leon K. Sterling, Jr.  
Chairman, Planning Commission

lat

cc Chief Engineer, Public Works

PLANNING COMMISSION

Planning Department  
County of Hawaii  
Hilo, Hawaii

Application for SPECIAL MANAGEMENT )  
AREA USE PERMIT )  
by )  
HAWAIIANA INVESTMENT CO., INC. ) SMA Use Permit  
for ) No. 11  
TENNIS CENTER COMPLEX )  
in )  
Ninole, Ka'u, Hawaii )

---

SPECIAL MANAGEMENT AREA USE PERMIT

The County Planning Commission at a duly held public hearing on June 4, 1976, considered the application of HAWAIIANA INVESTMENT CO., INC. for a Special Management Area Use Permit in accordance with Rule No. 9, Rules and Regulations Relating to Environmental Shoreline Protection, to allow the establishment of a tennis center complex within the Seamountain resort/recreational area, Ninole, Ka'u, Hawaii, TMK: 9-5-19:32 and portion of 11.

The Commission has found:

That approval of the proposed development will not be in conflict with the purpose and intent of Act 176, SLH 1975, and Rule 9 of the County Planning Commission. The purpose of the proposed development is to provide additional recreational amenities at the petitioner's Seamountain resort/recreational complex. The proposed facilities will be available to visitors and residents and will enhance recreational opportunities in the district. The proposed development will not obstruct or interfere with any access to beaches, existing recreation areas, or natural reserves, nor will it reduce the size of any such areas. Approval of the subject request will not result in the permanent loss of valuable resources of the coastal zone.

In addition, the proposed development will not have any substantial adverse environmental or ecological effect. The potential impacts of the proposed development are expected to be minimal. Site preparation such as grading and clearing will result in some modification of the existing relief, but this will be mitigated by applicable regulations. Although there will be an expected increase in surface runoff, no adverse effects are expected as the subject area is highly permeable and drainage and swales will be provided.

Therefore, the Commission hereby grants to the petitioner a Special Management Area Use Permit to allow the establishment of a tennis center complex and related activities which include four

(4) tennis courts, a tennis pro shop and sundries convenience shop, chain link fence, access road, paved parking area and walkways at Ninole, Ka'u, Hawaii, pursuant to the authority vested in it by Rule No. 9, Rules and Regulations Relating to Environmental Shoreline Protection, subject to the following conditions:

1. That the development shall conform substantially to the representations made by the petitioner and the plans submitted with the application.
2. That the petitioner shall submit plans, including landscaping, for plan approval within six (6) months from the effective date of approval of the Special Management Area Use Permit. Construction shall commence within one (1) year from the receipt of final plan approval and be completed within one (1) year thereafter.
3. That all other applicable rules and regulations, including the Grading Ordinance, shall be complied with.

Should these conditions not be met, the Special Management Area Use Permit shall be deemed null and void.

The effective date of this permit shall be June 4, 1976.

Dated at Hilo, Hawaii, this 24th day of June, 1976.

*Leon K. Sterling, Jr.*

Leon K. Sterling, Jr., Chairman

