

April 26, 1976

Mr. Robert Chuck
Manager - Chief Engineer
Division of Water and Land
Development
Department of Land and Natural
Resources
P. O. Box 373
Honolulu, HI 96809

Re: SMA Use Permit Application
Tax Map Key 8-2-08:5

The Planning Commission at its duly held public hearing on April 22, 1976 considered your application for a Special Management Area (SMA) Use Permit request to allow the subdivision of land for water tank site and construction of a 0.3 MG concrete tank and appurtenances. The area involved is located along the north side of the Napoopoo Road, adjacent to the west of the Sunset Coffee Co-op Plant, Kahauloa, South Kona, Hawaii.

The Commission voted to approve your application effective April 22, 1976, subject to the following conditions:

1. That construction shall commence within one (1) year from the effective date of approval of the Special Management Area Use Permit.
2. That the petitioner shall immediately notify the State Historic Preservation Officer if any surface or subsurface archaeological features are found.
3. That the petitioner shall submit construction plans to the County Planning Director and Chief Engineer, Department of Public Works, for review prior to commencement of construction.
4. That all other applicable rules and regulations are complied with.

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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 SMA Use Permit as soon as the document is prepared. In the meantime, should you have any questions, please feel free to contact the Planning Department at 961-8288.

for *Haluo Thurelami*
Leon K. Sterling, Jr.
Chairman, Planning Commission

lat:sk

cc: B. P. Bishop Estate
Chief Engineer, Public Works
Mr. Larry Isemoto

PLANNING COMMISSION

Planning Department
County of Hawaii
Hilo, Hawaii

Application for)
SPECIAL MANAGEMENT AREA USE PERMIT)
by)
STATE DEPARTMENT OF LAND & NATURAL RESOURCES,)
DIVISION OF WATER AND LAND DEVELOPMENT) SMA USE PERMIT NO. 4
for)
CERTAIN IMPROVEMENTS TO THE SOUTH KONA WATER SYSTEM)
in)
Kahauloa 2nd-Waipunaula, South Kona, Hawaii)
_____)

SPECIAL MANAGEMENT AREA USE PERMIT

The County Planning Commission, at a duly held public hearing on April 22, 1976, considered the application of the State of Hawaii Department of Land and Natural Resources, Division of Water and Land Development for a Special Management Area Use Permit in accordance with Rule No. 9, Rules and Regulations Relating to Environmental Shoreline Protection, to allow certain improvements to the South Kona Water System in the land divisions of Kahauloa 2nd to Waipunaula, South Kona, Hawaii, TMK: 8-2-08:5.

The Commission has found:

That the proposed project will not have substantial adverse environmental or ecological effects. The proposed pipeline will be constructed within existing road rights-of-way and will be buried. Any environmental impact resulting from the project will be temporary and will occur only during the construction phase of the project. The subdivision of the 0.604-acre parcel and the construction of the water tank on it are also not expected to have any adverse environmental effects. It is the petitioner's intent to take preventive measures to mitigate any adverse effects, particularly during construction. In addition, the distance of the tank site from the shoreline further assures that any adverse effect upon the shoreline area will be minimized.

Further, the proposed project will benefit the public welfare and safety by providing a reliable public water system for domestic and fire protection purposes. The public benefits to be derived from the proposed project are determined to outweigh any adverse effects which may result.

Based on the above, it is determined that approval of the subject request will not be in conflict with the purpose and policies of Act 176, SLH 1975, and Rule 9 of the Planning Commission.

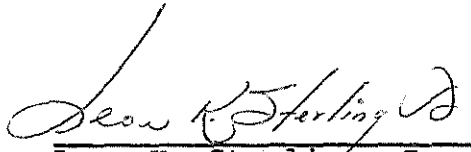
Therefore, the Commission hereby grants to the petitioner a Special Management Area Use Permit to allow the subdivision of land for water tank site and construction of a 0.3 MG concrete tank and appurtenances in the land divisions of Kahauloa 2nd to Waipunaula, South Kona, Hawaii pursuant to the authority vested in it by Rule 9, Rules and Regulations Relating to Environmental Shoreline Protection, subject to the following conditions:

1. That construction shall commence within one (1) year from the effective date of approval of the Special Management Area Use Permit.
2. That the petitioner shall immediately notify the State Historic Preservation Officer if any surface or subsurface archaeological features are found.
3. That the petitioner shall submit construction plans to the County Planning Director and Chief Engineer, Department of Public Works, for review prior to commencement of construction.
4. That all other applicable rules and regulations are 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 April 22, 1976.

Dated at Hilo, Hawaii, this 3rd day of May, 1976.



Leon K. Sterling, Jr., Chairman

