

PLANNING COMMISSION

Planning Department  
County of Hawaii  
Hilo, Hawaii

Application for )  
SPECIAL MANAGEMENT AREA USE PERMIT )  
by )  
COUNTY OF HAWAII )  
DEPARTMENT OF PUBLIC WORKS )  
for ) SMA USE PERMIT NO. 24  
KAILUA VILLAGE STREET )  
FURNITURE IMPROVEMENTS PROJECT )  
in )  
Kailua, North Kona, Hawaii )

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SPECIAL MANAGEMENT AREA USE PERMIT

The County Planning Commission at a duly held public hearing on February 14, 1977, considered the application of the COUNTY OF HAWAII DEPARTMENT OF PUBLIC WORKS for a Special Management Area Use Permit in accordance with Rule No. 9, Rules and Regulations Relating to Environmental Shoreline Protection, to allow the construction of the Kailua Village Street Furniture Improvements Project within the government-owned right-of-way at Kailua, North Kona, Hawaii, Tax Map Key 7-5-06.

The Commission has found:

That the proposed project will not be in conflict with Act 176, SLH 1975, and Rule 9 of the Planning Commission. The proposed improvements are also not expected to have any substantially adverse environmental or ecological effect. The purpose of the proposed project is to provide a pedestrian walkway from the parking lot to shopping areas, and to provide pleasant areas along Alii Drive and the shops. All of the proposed improvements will be confined within government right-of-way. Within these areas, there are no endangered plants or animals. In fact, the areas have been paved in the past for traffic or parking purposes.

The proposed project will considerably improve the aesthetic quality of the area by replacing asphalt concrete with landscaping.

Moreover, in better defining the intersection of Likana Lane and Alii Drive, the proposed improvements would be in the best interest of public welfare and safety.

As part of the Kailua Village Design Plan, and in keeping with the goal of providing a relaxed and casual atmosphere, the proposed improvements are in conformance with Rule 9.3d which states that it shall be a policy of the Commission to "Encourage the definition and development of operational criteria and standards ... which lead toward progressive enhancement of the relationship between mankind and the natural environment."

The pedestrian walkway and courtyard will provide an incentive for people to walk, which will help alleviate vehicular traffic in the area.

Further, in complementing and implementing the Kailua Village Urban Design Plan, the proposed improvements are in conformance with the General Plan elements especially as "The Design Plan is based on the goals, policies, standards, and course of action which have been set forth in the General Plan."

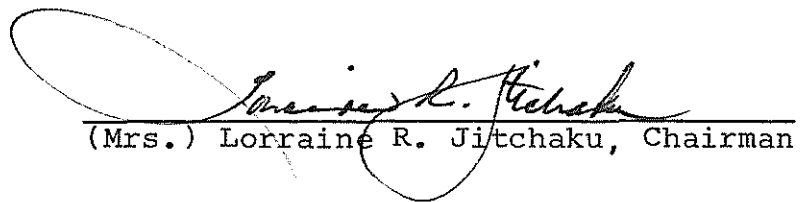
Therefore, the Commission hereby grants to the petitioner a Special Management Area Use Permit to allow construction of the Kailua Village Street Furniture Improvements Project with the government-owned right-of-way pursuant to the authority vested in it by Rule No. 9, Rules and Regulations Relating to Environmental Shoreline Protection subject to the following conditions:

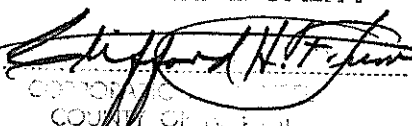
1. That the project shall conform substantially to the representations made by the petitioner and plans submitted with the application.
2. That the construction shall commence within one (1) year from the effective date of approval of the Special Management Area Use Permit and be completed within two (2) years thereafter.
3. That all other applicable rules and regulations shall be complied with.

Should these conditions not be met, the Special Management Area Use Permit may be deemed null and void by the Planning Commission.

The effective date of this permit shall be February 14, 1977.

Dated at Hilo, Hawaii, this 4th day of March, 1977.

  
(Mrs.) Lorraine R. Jitchaku, Chairman

APPROVED as to  
FORM and LEGALITY  
  
CLIFFORD H. V. JONES  
COUNTY OF HAWAII  
Date Mar. 2, 1977