

PLANNING COMMISSION

Planning Department
County of Hawaii
Hilo, Hawaii

Application for)
SPECIAL MANAGEMENT AREA USE PERMIT)
by)
COUNTY OF HAWAII DEPARTMENT OF) SMA USE PERMIT NO. 80
PARKS AND RECREATION)
for)
CERTAIN IMPROVEMENTS AT)
SPENCER BEACH PARK)
in)
Kawaihae 2nd, South Kohala, Hawaii)

SPECIAL MANAGEMENT AREA USE PERMIT

The County Planning Commission at a duly held public hearing on December 13, 1978, considered the application of the County of Hawaii Department of Parks and Recreation for a Special Management Area Use Permit in accordance with Rule No. 9, Rules and Regulations Relating to Environmental Shoreline Protection, to allow the reconstruction of a pavilion roof, construction of improvements to the sewage disposal system, and other related improvements at the Spencer Beach Park complex, Kawaihae 2nd, South Kohala, Hawaii, Tax Map Key 6-2-02:8.

The Commission has found:

That approval of the proposed project would be in keeping with Rule 9 of the Planning Commission and the Hawaii Coastal Zone Management program as contained in Section 205-A, Hawaii Revised Statutes. The purpose of the subject request is to allow the reconstruction of a pavilion roof and the construction of improvements to the sewage disposal system. The pavilion roof was destroyed by fire and the proposed project would restore it, making the pavilion usable as it was prior to the fire. The proposed sewage system improvements are intended to correct problems which occur during times of heavy usage at the main pavilion.

Spencer Beach Park is one of the most frequently used County recreational areas, particularly in that the off-shore waters are safe for small children and novice swimmers. The proposed improvements would enhance the existing park for public use. One of the main goals of Rule 9 and of the Hawaii Coastal Zone Management program is to assure public use of the shoreline. The proposed project is in keeping with this goal.

Further, the proposed project is not expected to have any significant adverse environmental or ecological effects. The reconstruction of the pavilion roof is not expected to have any effects upon the coastal zone, while the sewage system improvements should improve the existing system and lessen its impacts on the nearshore waters. In addition, there are no known endangered species of plants or animals in the subject property, nor does it provide habitat for such. The beach park has been developed for some time and any adverse impacts arising from such use have already occurred or are being corrected, such as with the sewage system improvements.

Therefore, the Commission hereby grants to the petitioner a Special Management Area Use Permit to allow the reconstruction of a pavilion roof, construction of improvements to the sewage disposal system, and other related improvements at the Spencer Beach Park complex, Kawaihae 2nd, South Kohala, 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 petitioner or its authorized representative shall submit plans for plan approval within one year from the effective date of approval of the Special Management Area Use Permit.
2. That construction of the proposed improvements shall commence within one year from the date of receipt of final plan approval and be completed within two years thereafter.
3. That all other applicable rules, regulations and requirements, including those of the Department of Health, 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 the permit shall be December 13, 1978.

Dated at Hilo, Hawaii, this 25th day of January, 1979.



William F. Mielcke
Chairman, Planning Commission

