

Planning Department
County of Hawaii
Hilo, Hawaii

APPLICATION FOR)	
SPECIAL MANAGEMENT AREA)	SMA USE PERMIT
USE PERMIT)	NO. 161
by)	
STATE OF HAWAII DEPARTMENT OF)	
TRANSPORTATION)	
for)	
CERTAIN IMPROVEMENTS AT THE)	
WAIANUENUE AVENUE-HILO BAYFRONT)	
HIGHWAY INTERSECTION)	
in)	
SOUTH HILO, HAWAII)	

SPECIAL MANAGEMENT AREA USE PERMIT

The County Planning Commission at a duly held public hearing on July 9, 1981, considered the application of STATE OF HAWAII DEPARTMENT OF TRANSPORTATION for a Special Management Area Use Permit in accordance with Rule No. 9 of the Planning Commission, Rules and Regulations Relating to Environmental Shoreline Protection to allow certain improvements at the Waianuenue Avenue-Hilo Bayfront highway intersection at South Hilo, Hawaii, Tax Map Key 2-3-03 and 2-3-04.

The Commission has found the following:

That the proposed development is not anticipated to have any substantial adverse environmental or ecological effects.

The purpose of the request is to provide a safer and more efficient traffic circulation at the intersections of Waianuenue Avenue and Kamehameha Avenue and to the Hilo Bayfront Highway.

The proposed improvements will be conducted within the existing road right-of-way which have been extensively improved for the existing use. There are no rare or endangered flora or fauna on the property. Although the endangered Hawaiian hawk and Hoary bat have been observed in the Hilo area, this action should not affect these species since no change in the use of the area is proposed nor will the intensity of the use of the area be increased.

The proposed development will be conducted near the shoreline. However, as previously stated, the proposed activities are to improve an existing use. In addition, any adverse impact which may result from this action regarding air quality, erosion and drainage concerns should be mitigated by existing construction requirements.

Policies, provide guidance for the preservation, protection and development of the coastal resources of the State and County. Because the nature of the proposed development is to improve traffic safety and circulation at the subject intersection and that prior improvements had been conducted for the existing use, the granting of this request will not adversely impact or be contrary to any of the coastal resources identified in this Chapter.

Further, the General Plan calls for providing safe, efficient transportation systems and the continued improvement of existing thoroughfares and streets. This will be provided upon completion of this project. The General Plan also states that the development of public facilities which cannot be located elsewhere due to public necessity may be allowed within areas affected by tsunami activities. As such, it is determined that the proposed improvements are consistent with the General Plan, Zoning and other applicable ordinances.

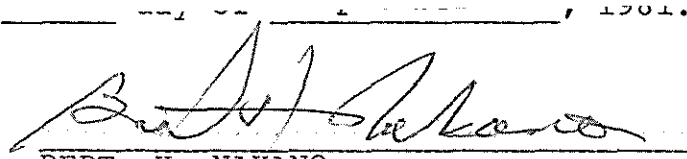
Based on the foregoing, it is therefore determined that the proposed development will not have any substantial adverse impacts on the surrounding area. Furthermore, its approval will be consistent with the objectives and policies of Chapter 205-A, HRS, Relating to Coastal Zone Management and Rule 9 of the County of Hawaii Relating to the Special Management Area and the General Plan of the County of Hawaii.

Therefore, the Commission hereby grants to the petitioner a Special Management Area Use Permit to allow certain improvements at the Waiianuenue Avenue-Hilo Bayfront highway intersection at South Hilo, Hawaii, Tax Map Key 2-3-03 and 2-3-04, pursuant to the authority vested in it by Rule No. 9 of the Planning Commission.

Approval of the Special Management Area Use Permit is subject to the following conditions:

1. That the petitioner, State of Hawaii Department of Transportation, will be responsible for complying with all of the stated conditions of approval.
2. That the proposed improvements shall substantially conform to the plans submitted and representations made by the petitioner or its authorized representative.
3. That final plans be submitted to the Planning Department for their review and approval within one (1) year from the effective date of this Special Management Area Use Permit.
4. That construction shall commence within two (2) years from the approval of Final Plans and shall be completed within two (2) years thereafter.
5. That all other applicable rules, regulations and requirements including the State Department of Health and the Department of Public works shall be complied with.

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

1981.

BERT. H. NAKANQ
Chairman, Planning Commission

APPROVED AS TO FORM AND LEGALITY:


DEPUTY CORPORATION COUNSEL
COUNTY OF HAWAII

Date: 14 August 81