

## Planning Department

25 Aupuni Street, Rm. 109 • Hilo, Hawaii 96720 • (808) 961-8288

Bernard K. Akana  
Mayor

Duane Kanuha  
Director

William L. Moore  
Deputy Director

CERTIFIED MAIL

March 7, 1990

Queen Liliuokalani Children's Center  
P.O. Box 2819  
Kailua-Kona, HI 96745

Attn: Michael Ikeda

Gentlemen:

SPECIAL MANAGEMENT AREA (SMA) MINOR USE PERMIT NO. 90-3  
Applicant: Queen Liliuokalani Children's Center  
Tax Map Key 7-4-08:Por. 2

Upon careful review of your SMA Use Permit request, we have found that it complies with the requirements for a Minor Permit set forth in Rule 9.7 of the Planning Commission's Rules and Regulations Relating to Special Management Area.

Accordingly, please find enclosed an SMA Minor Use Permit No. 90-3 to allow the construction of a maintenance workshop on their grounds. The subject property is a portion of a 961.7 acre parcel located makai of the Queen Kaahumanu Highway at Keahuolu, North Kona, Hawaii, TMK: 7-4-08:Por. 2.

Please note that the permit approval is also subject to the following conditions:

1. The applicant, its successors or assigns shall be responsible for complying with all conditions of approval.
2. The applicant shall comply with all other applicable laws, rules, regulations, and requirements, including that of completing the Plan Approval process.
3. Should any unanticipated archaeological or historic features be encountered or uncovered during the construction activities, work in the affected area shall cease immediately and the Planning Department be notified. Work shall not resume until clearance has been obtained from the Planning Department.

Queen Liliuokalani Children's Center  
Page 2  
March 7, 1990

4. The applicant shall complete the construction within one year.
5. An initial extension of time for the performance of conditions within the permit may be granted by the Planning Director upon the following circumstances: 1) the non-performance is the result of conditions that could not have been foreseen or are beyond the control of the applicant, successors, or assigns, and that are not the result of their fault or negligence; 2) granting of the time extension would not be contrary to the general plan or zoning code; 3) granting of the time extension would not be contrary to the original reasons for the granting of the permit; and 4) the time extension granted shall be for a period not to exceed the period originally granted for performance (i.e., a condition to be performed within one year may be extended for up to one additional year).

Should you have any questions regarding the above, please do not hesitate to contact this department at 961-8288.

Sincerely,



DUANE KANUHA  
Planning Director

FRW:lm  
Enclosures

cc/encs: Chief Engineer  
Kona Planning Dept.  
SMA Section ✓

PLANNING COMMISSION  
COUNTY OF HAWAII  
Hilo, Hawaii

PERMIT NO. 90-3

SPECIAL MANAGEMENT AREA MINOR USE PERMIT

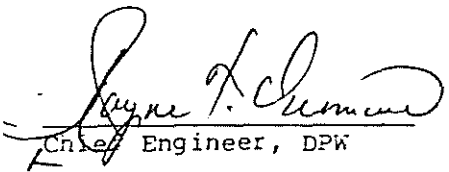
The Planning Director completed on February 26, 1990, an assessment on the application of QUEEN LILIUOKALANI CHILDREN'S CENTER for a Special Management Area (SMA) Minor Use Permit pursuant to Section 9.7.C., Rule 9 of the Planning Commission Rules Relating to Administrative Procedures, as amended. The permit request is for: Construction of a maintenance workshop on their grounds at Keahuolu, North Kona, Hawaii, TMK: 7-4-08:Por. 2.


As indicated on the attached report, the Director finds that the proposed development is:

- 1) not in excess of \$65,000; and
- 2) will not significantly affect the SMA.

Therefore, with concurrence of the Chief Engineer, the Director hereby grants to the applicant a minor use permit under the authority vested in him by Section 9.7.C of said Rules, with the following condition(s) that:

SEE ATTACHED CONDITIONS

  
Chief Engineer, DPW

  
Planning Director

Attachment

SMA Minor Permit No. 90-3  
QUEEN LILIUOKALANI CHILDREN'S CENTER  
Conditions

1. The applicant, its successors or assigns shall be responsible for complying with all conditions of approval.
2. The applicant shall comply with all other applicable laws, rules, regulations, and requirements, including that of completing the Plan Approval process.
3. Should any unanticipated archaeological or historic features be encountered or uncovered during the construction activities, work in the affected area shall cease immediately and the Planning Department be notified. Work shall not resume until clearance has been obtained from the Planning Department.
4. The applicant shall complete the construction within one year.
5. An initial extension of time for the performance of conditions within the permit may be granted by the Planning Director upon the following circumstances: 1) the non-performance is the result of conditions that could not have been foreseen or are beyond the control of the applicant, successors, or assigns, and that are not the result of their fault or negligence; 2) granting of the time extension would not be contrary to the general plan or zoning code; 3) granting of the time extension would not be contrary to the original reasons for the granting of the permit; and 4) the time extension granted shall be for a period not to exceed the period originally granted for performance (i.e., a condition to be performed within one year may be extended for up to one additional year).