

INTERDEPARTMENTAL MAIL

June 4, 1991

Mr. Bruce McClure  
Chief Engineer  
County of Hawaii  
Solid Waste Division, DPW  
25 Aupuni Street  
Hilo, HI 96720

Dear Mr. McClure:

SPECIAL MANAGEMENT AREA (SMA) MINOR USE PERMIT NO. 91-15  
Applicant: County of Hawaii Department of Public Works -  
Solid Waste Division  
TMK: 6-6-2:39

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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. 91-15 to allow the construction of an 11' x 12' security pump building to house diesel powered hydraulic systems at the existing site of the Puako Solid Waste Transfer Station. The 4.473 acre parcel is located along the makai side of Queen Ka'ahumanu Highway and south of the Puako Spur Road in Puako, South Kohala, Hawaii, Tax Map Key 6-6-2-39.

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, its successors or assigns shall be responsible for securing approval from the Board of Land and Natural Resources within one year from the effective date of this permit.

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June 4, 1991  
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3. Final Plan Approval shall be secured from the Planning Department within one year from the date of approval from the Board of Land and Natural Resources. To assure adequate time for plan approval review and in accordance with Chapter 25-244 (Zoning Code), plans shall be submitted a minimum of forty-five (45) days prior to the date by which plan approval must be secured.
4. Construction of the proposed structure shall commence within one year of the date of Final Plan Approval and shall be completed within one year thereafter.
5. All other applicable rules, regulations and requirements shall be complied with.
6. An extension of time for the performance of conditions within the permit may be granted by the Planning Director upon the following circumstances: a) 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; b) granting of the time extension would not be contrary to the General Plan or Zoning Code; c) granting of the time extension would not be contrary to the original reasons for the granting of the permit; and d) 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).

Further, should any of the conditions not be met or substantially complied with in a timely fashion, the Director shall initiate procedures to revoke the permit.

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

Sincerely,



NORMAN HAYASHI  
Planning Director

AK:smo  
1980D

Enclosures

cc: West Hawaii office (w/enclosures)

bcc: Rick (w/enclosures)

PLANNING DEPARTMENT - PLANNING COMMISSION  
COUNTY OF HAWAII  
Hilo, Hawaii

PERMIT NO. 91-15

SPECIAL MANAGEMENT AREA MINOR USE PERMIT

The Planning Director completed on May 29, 1991, an assessment on the application of COUNTY OF HAWAII DEPARTMENT OF PUBLIC WORKS - SOLID WASTE DIVISION 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: to allow the construction of an 11' x 12' security pump building to house diesel powered hydraulic systems at the existing site of the Puako Solid Waste Transfer Station. The 4.473 acre parcel is located along the makai side of Queen Ka'ahumanu Highway and south of the Puako Spur Road in Puako, South Kohala, Hawaii, Tax Map Key 6-6-2:39.

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:

PLEASE SEE ATTACHED CONDITIONS.

  
Chief Engineer, DPW

  
Planning Director

Attachment

6257A-5/84

SPECIAL MANAGEMENT AREA (SMA) MINOR USE PERMIT NO. 91-15  
APPLICANT: COUNTY OF HAWAII DEPARTMENT OF PUBLIC WORKS -  
WASTE DIVISION  
CONDITIONS

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1. The applicant, its successors or assigns shall be responsible for complying with all conditions of approval.
2. The applicant, its successors or assigns shall be responsible for securing approval from the Board of Land and Natural Resources within one year from the effective date of this permit.
3. Final Plan Approval shall be secured from the Planning Department within one year from the date of approval from the Board of Land and Natural Resources. To assure adequate time for plan approval review and in accordance with Chapter 25-244 (Zoning Code), plans shall be submitted a minimum of forty-five (45) days prior to the date by which plan approval must be secured.
4. Construction of the proposed structure shall commence within one year of the date of Final Plan Approval and shall be completed within one year thereafter.
5. All other applicable rules, regulations and requirements shall be complied with.
6. An extension of time for the performance of conditions within the permit may be granted by the Planning Director upon the following circumstances: a) 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; b) granting of the time extension would not be contrary to the General Plan or Zoning Code; c) granting of the time extension would not be contrary to the original reasons for the granting of the permit; and d) 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).

Further, should any of the conditions not be met or substantially complied with in a timely fashion, the Director shall initiate procedures to revoke the permit.