



Planning Department

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

Lorraine R. Inouye
Mayor

Norman K. Hayashi
Director

Tad Nagasako
Deputy Director

INTERDEPARTMENTAL MAIL

October 3, 1991

Ms. Charmaine Kamaka
Director of Parks & Recreation
County of Hawaii
25 Aupuni Street
Hilo, HI 96720

Dear Ms. Kamaka: *Charmaine*

SPECIAL MANAGEMENT AREA (SMA) MINOR USE PERMIT NO. 91-22
Applicant: County Parks and Recreation Department
Tax Map Key: 2-3-08

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. 91-22 to allow the construction of a small bell tower in a "mini-park" along the mauka side of Kamehameha Avenue, between Mamo Street and the public parking lot to the north, in Tax Map Plat 2-3-08.

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

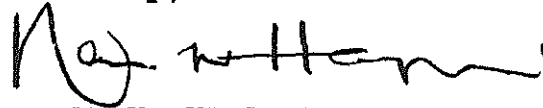
1. The applicant, its successors, or assigns shall be responsible for complying with all conditions of approval.
2. All other applicable rules, regulations and requirements shall be complied with.
3. The applicant shall secure Plan Approval prior to initiation of the project.

Ms. Charmaine Kamaka
October 3, 1991
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4. Construction of the proposed improvements shall commence within one year of the date of Final Plan Approval and shall be completed within one year thereafter.
5. 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 Rick Warshauer or Alice Kawaha of this department at 961-8288.

Sincerely,



NORMAN K. HAYASHI
Planning Director

FRW:smo
3657D
Enclosures

cc: Chief Engineer
West Hawaii Office
✓ SMA Section

PLANNING DEPARTMENT - PLANNING COMMISSION
COUNTY OF HAWAII
Hilo, Hawaii

PERMIT NO. 91-22

SPECIAL MANAGEMENT AREA MINOR USE PERMIT

The Planning Director completed on October 3, 1991, an assessment on the application of COUNTY PARKS & RECREATION DEPARTMENT 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 a small bell tower in a "mini-park" along the mauka side of Kamehameha Avenue, between Mamala Street and the public parking lot to the north, in Tax Map Plat 2-3-08.

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:

Herbert Hayano
Chief Engineer, DPW

W. J. H. H.
Planning Director

Attachment

257A-5/84

SPECIAL MANAGEMENT AREA (SMA) MINOR USE PERMIT NO. 91-22
APPLICANT: COUNTY PARKS AND RECREATION DEPARTMENT
CONDITIONS

1. The applicant, its successors, or assigns shall be responsible for complying with all conditions of approval.
2. All other applicable rules, regulations and requirements shall be complied with.
3. The applicant shall secure Plan Approval prior to initiation of the project.
4. Construction of the proposed improvements shall commence within one year of the date of Final Plan Approval and shall be completed within one year thereafter.
5. 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.