

## 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

### CERTIFIED MAIL

January 15, 1992

Mr. Clyde Takayama  
Kona Village Resort  
P. O. Box 1299  
Kailua-Kona, HI 96745

Dear Mr. Takayama:

Special Management Area (SMA) Minor  
Use Permit No. 92-2  
Applicant: Kona Village Resort  
TMK: 7-2-03:2

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 a SMA Minor Use Permit No. 92-2 to allow the construction of an enlargement of an existing shed and an after-the-fact permitting of the shed itself. The shed/garage is to be used for an expanded work and storage area for the resort's SCUBA DIVE concessionaire. The project site is located about 1100 feet southeast of Kahuwai Bay on the 71.17 acre Bishop Estate parcel leased by Kona Village Associates for resort purposes at Kaupulehu, North Kona, Hawaii, TMK: 7-2-03: 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. Prior to approval of any Building Permit application by the Planning Department, the applicant shall secure Final Plan Approval from the Planning Department for both the proposed shed expansion and the original smaller shed construction

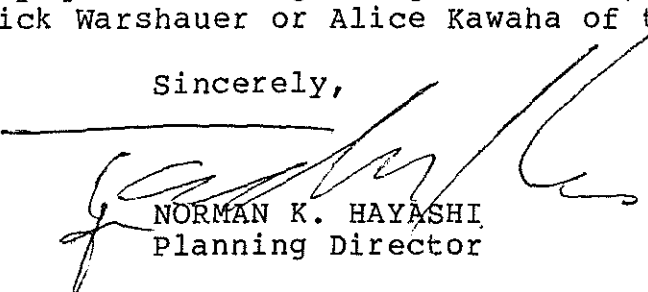
Mr. Clyde Takayama  
January 15, 1992  
Page 2

within one year of the effective date of this permit. 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 days prior to the date by which plan approval must be secured.

3. 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.
4. The applicant shall comply with all other applicable laws, rules, regulations and requirements.
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 office.

Sincerely,



NORMAN K. HAYASHI  
Planning Director

FRW:smo  
4249D  
Enclosures  
cc: Chief Engineer  
West Hawaii office (w/Encl)  
SMA Section (w/Encl)