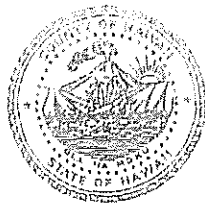


Harry Kim
Mayor



Christopher J. Tsuchi
Director

Roy R. Takemoto
Deputy Director

County of Hawaii
PLANNING DEPARTMENT
101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720-3043
(808) 961-8288 • Fax (808) 961-8742

July 19, 2004

Ms. Pat Engelhard
Director, Department of Parks & Recreation
County of Hawaii
101 Pauahi Street, Suite 6
Hilo HI 96720

Dear Ms. Engelhard:

SUBJECT: Special Management Area Use Permit Assessment Application (SMAA 04-62)
Special Management Area Minor Permit No. 160
Applicant: County of Hawaii, Department of Parks & Recreation
Landowner: Department of Land & Natural Resources, Land Division
Request: Installation of Power Poles and Appurtenances
Tax Map Keys: 2-2-1:27 & 2-2-2:35, City of Hilo, Hawai'i

This is to acknowledge receipt on July 15, 2004 of the above-referenced Special Management Area Assessment Application for the installation of power poles and appurtenances on the subject properties.

The applicant proposes to provide electrical service to Bayfront Beach Park.

These parcels are designated Urban by the State Land Use Commission. The General Plan designation is Open. In addition, although it is zoned Open by the County, power lines are permitted uses within the district.

According to Chapter 205A-22, HRS, and Planning Commission Rule No. 9-4(10)(A)(i) relating to the Special Management Area, the installation of power poles and appurtenances is not exempt from the definition of "development." Therefore, the proposed project requires a SMA Minor Permit. For this reason and pursuant to Planning Commission Rule Section 9-10(E), Special Management Area Minor Permit No. 160 is

Hawai'i County is an equal opportunity provider and employer.

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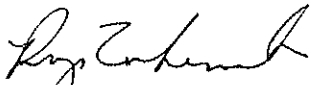
Ms. Pat Engelhard
Director, Department of Parks & Recreation
County of Hawaii
Page 2
July 19, 2004

hereby issued to allow for the installation of power poles and appurtenances, subject to the applicant's compliance with the conditions of approval as specified in the permit.

Finally, all other applicable agency requirements must also be satisfied.

Should you have questions, please feel free to contact Esther Imamura or Larry Brown of this department at 961-8288.

Sincerely,



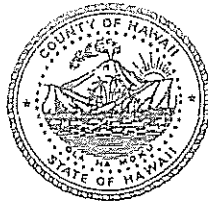
CHRISTOPHER J. YUEN
Planning Director

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Enclosures - SMM No. 160
Department of Public Works July 19, 2004 Memo

xc w/encls: Long Range Planning – Ms. Susan Gagorik
Planning Commission

Harry Kim
Mayor



Christopher J. Yuen
Director

Roy R. Takemoto
Deputy Director

County of Hawaii
PLANNING DEPARTMENT
101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720-3043
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Special Management Area Minor Permit No. 160

Project:	Installation of Power Poles and Appurtenances		
Applicant:	County of Hawaii, Department of Parks and Recreation		
Landowner:	Department of Land & Natural Resources, Land Division		
Location:	City of Hilo, Hawaii		
TMK:	(3) 2-2-1: 27	Land Area:	1.373 acres
TMK:	(3) 2-2-2:35	Land Area:	.771 acre

Applicant's Request

1. Project Description:

The applicant proposes to provide electrical service to Bayfront Beach Park. The project will consist of the installation of six poles, lines, metering equipment, distribution load centers and outlets.

2. Purpose of Project:

The immediate objective is to provide electricity for the World Sprints. Subsequently, the electricity will provide dependable lighting for the restrooms and service for concessions.

3. Project Valuation: \$24,702.

4. Determination:

According to Chapter 205A-22, HRS, and Planning Commission Rule No. 9-4(10)(A)(i) relating to the Special Management Area, the installation of power poles and appurtenances is not exempt from the definition of "development." Therefore, the proposed project requires a SMA Minor Permit.

State and County Plans

1. **State Land Use District:** The subject properties are designated Urban by the State Land Use Commission.
2. **General Plan:** The Hawaii County General Plan Land Use Pattern Allocation Guide (LUPAG) Map designates the project site for Open uses, which allows for parks and historic sites.
3. **County Zoning:** The subject properties are zoned Open (O) by the County. However, according to the Zoning Code, Section 25-4-11(a), *"Communication, transmission, and power lines of public and private utilities and governmental agencies are permitted uses within any district."*
4. **Special Management Area:** The subject properties are located in the SMA. However, the poles will be located approximately 100 to 200 feet from the shoreline.
5. **Flood Zone:** The subject parcels are located within Flood Zone VE as designated on the Flood Insurance Rate Map (FIRM) by the Federal Emergency Management Agency (FEMA). Flood Zone VE is the Special Flood Hazard Area inundated by the 100-year coastal flood with velocity hazard. However, according to the memorandum dated July 19, 2004, the Department of Public Works has no objection to the project.

Compliance with Objectives and Policies of Chapter 205A, Hawaii Revised Statutes (HRS), Regarding the Special Management Area

The project sites are shoreline properties. However, the proposed improvements will not affect the recreational resources available to the public except during the installation period.

Check all objectives and policies found to be consistent with proposed development. Issuance of SMA Minor Permit requires that activity be consistent with all objectives & policies.

The proposed development is consistent with the following objectives and policies:

- ☒ Development will not have any significant adverse environmental or ecological effect, except as such adverse effect is minimized to the extent practicable and clearly outweighed by public health, safety, or compelling public interest. Such adverse effect shall include, but not be limited to, the potential cumulative impact of individual developments, each one of which taken in itself might not have a substantial adverse effect and the elimination of planning options.
- ☒ The proposed development is consistent with the Hawaii County General Plan and the Zoning Code.

- ☒ The proposed development does not conflict with the following objectives of Chapter 205A, HRS, to:
 - ☒ Provide coastal recreational opportunities accessible to the public.
 - ☒ Protect, preserve, and where desirable, restore those natural and man-made historic and pre-historic resources in the coastal zone management area that are significant in Hawaiian and American history and culture.
 - ☒ Protect, preserve, and where desirable, restore or improve the quality of coastal scenic and open space resources.
 - ☒ Protect valuable coastal ecosystems from disruption and minimize adverse impacts on all coastal ecosystems.
 - ☒ Provide public or private facilities and improvements important to the State's economy in suitable locations.
- ☒ Reduce hazard to life and property from tsunامي, storm waves, stream flooding, erosion, subsidence and pollution.
- ☒ Improve the development review process, communication, and public participation in the management of coastal resources and hazards.
- ☒ Stimulate public awareness, education, and participation in coastal management.
- ☒ Protect beaches for public use and recreation.
- ☒ Promote the protection, use, and development of marine and coastal resources to assure their sustainability.
- ☒ The proposed development is consistent with the following policies of Chapter 205A, HRS, relating to:
 - ☒ Recreational Resources
 - ☒ Historic Resources
 - ☒ Scenic and Open Space Resources
 - ☒ Coastal Ecosystems
 - ☒ Economic Uses
 - ☒ Coastal Hazards
 - ☒ Managing Development
 - ☒ Public Participation
- ☒ Beach Protection
- ☒ Marine Resources
- ☒ The proposed development conforms to the requirements of Chapter 343, HRS, Environmental Impact Statements.

Findings

As discussed above, the proposed development will not have any significant adverse environmental or ecological effect, except as such adverse effect is minimized to the extent practicable and clearly outweighed by public health, safety, or compelling public interest.

The proposed development is consistent with the Hawaii County General Plan and Zoning Code.

The proposed development is consistent with the objectives, policies, and SMA guidelines of Chapter 205A, HRS.

The estimated project cost of \$24,702 is not in excess of \$125,000.

Upon review of the subject application, the Department of Public Works, Engineering Division has no objections to the request.

Pursuant to Planning Commission Rule Section 9-10(E), **Special Management Area Minor Permit No. 160** is hereby approved to allow for the installation of power poles and appurtenances, subject to the applicant's compliance with the conditions of approval as specified below.

Conditions of Approval

The Planning Director has approved SMA Minor Permit No. 160 subject to the following conditions:

1. The applicant shall be responsible for complying with all stated conditions of approval.
2. The applicant shall comply with all other laws, rules, regulations and requirements of affected agencies.

APPROVED:


CHRISTOPHER J. YUEN
Planning Director

7/19/04
Date

DEPARTMENT OF PUBLIC WORKS
COUNTY OF HAWAII
HILO, HAWAII

DATE: July 19, 2004

Memorandum

TO: Christopher J. Yuen, Planning Director

FROM: *for* *De* Department of Public Works

SUBJECT: SMA USE PERMIT ASSESSMENT APPLICATION (SMAA 04-62)

Applicant: Department of Parks & Recreation

Land Owner: State of Hawaii

Request: Installation of Power for the World Sprints

TMK: 2-2-01:027 & 2-2-02:035

We have reviewed the subject application for compliance with Chapter 27, Flood Control, forwarded by your memo dated July 16, 2004 and have no objections to the request.

The subject parcels are located within Flood Zone VE as designated on the Flood Insurance Rate Map (FIRM) by the Federal Emergency Management Agency (FEMA). Flood Zone VE is the Special Flood Hazard Area inundated by the 100-year coastal flood with velocity hazard.

Questions may be referred to Kelly Gomes of our Engineering Division at ext. 8327.

KG