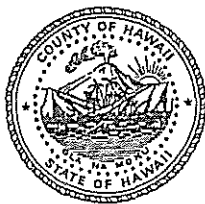


Harry Kim  
Mayor



Christopher J. Yuen  
Director

Roy R. Takemoto  
Deputy Director

## County of Hawaii

### PLANNING DEPARTMENT

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

December 22, 2004

Mr. Jeffrey Melrose, Land Manager  
Kamehameha Schools  
Land Assets Division, Hawaii Island  
P.O. Box 495  
Paauilo, Hawaii 96776

*not minor  
exempt*

Dear Mr. Melrose:

**Special Management Area Use Permit Assessment Application (SMAA 04-102)**  
**Special Management Area (SMA) Minor Permit No. 176 (SMM 176)**  
**Applicant: Kamehameha Schools**  
**Landowners: Kamehameha Schools**  
**Project: Construction of Replacement Toilet Facilities**  
**Tax Map Key: (3) 8-3-004:001 Ke'ei Nui, South Kona, Hawaii**

By this letter we are transmitting the referenced SMA Minor Permit No. 176 and our determination that the proposed uses and activities within the State Land Use Conservation district are exempt from the requirement for the preparation of an Environmental Assessment.

The proposed project includes the replacement of the existing two-seat, nonconforming outhouse facility with two (2) Phoenix composting toilets. The new composting units will be installed in a new restroom facility located near the exiting outhouse site. The existing outhouse will be dismantled and the holes pumped out and filled in a manner approved by the Department of Health. Fill material will be brought in to level the immediate area around the new units and entry ramps will be installed as needed to make the facilities accessible to the handicapped.

Pursuant to §343-5(a)(2), HRS, any proposed use within any land classified as Conservation district by the State Land Use Commission requires the preparation of an environmental assessment before final approval of any permits necessary for the project. However, §11-200-8, Hawaii Administrative Rules (HAR), provides for the granting of an exemption by the approving agency from the preparation of an environmental assessment provided that agency obtain the advice of other outside agencies or individuals having jurisdiction or expertise as to the propriety of the exemption.

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

Mr. Jeffrey Melrose  
Kamehameha Schools  
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The replacement or reconstruction of existing structures and facilities where the new structure or facility will be located generally on the same site and will have substantially the same purpose, capacity, density, height and dimensions as the structures replaces is among the list of exempt classes of action listed in §11-200-8(a), HAR.

Therefore, the Planning Department, in consultation with the State Department of Health – Clean Water Branch and the Office of Environmental Quality Control, and the Department of Land and Natural Resources – Office of Conservation and Coastal Lands, has determined that the proposed project is an exempt class of action as provided for under §11-200-8(a)(2), HAR and the preparation of an Environmental Assessment pursuant to Chapter 343, Hawaii Revised Statutes shall not be required.

Should you have questions, please feel welcome to contact Larry Brown or Esther Imamura of my staff at 961-8288.

Sincerely,



CHRISTOPHER J. YUEN  
Planning Director

LMB:cd

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Encl: SMM 176

xc: Ms. Susan Gagorik – Long Range Planning  
Mr. Norman Hayashi – Planning Commission, w/encl.