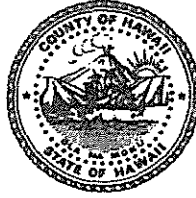


Henry Kim  
for



Christopher J. Yuen  
Director

Brad Kurokawa, ASLA  
LEED® AP  
Deputy Director

**County of Hawaii**  
**PLANNING DEPARTMENT**

101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720-4224  
(808) 961-8288 • FAX (808) 961-8742

May 7, 2008

Mr. Fred Blas  
15-121 Kuna Street  
Pahoa, HI 96778

Dear Mr. Blas:

**SUBJECT: Special Management Area (SMA) Assessment Application (SAA 08-000324)**  
**Special Management Area Minor Permit No. 08-000081**  
**Applicant: Fred Blas**  
**Owner: Jeffrey W. and Michelle R. Morgan**  
**Request: Grub and Mulch Vegetation on Vacant Land**  
**TMK: 1-5-111:032, Hawaiian Shores, Puna, Hawaii**

This letter is in response to the Special Management Area Assessment Application we received on March 14, 2008 to grub and mulch vegetation on the subject parcel.

The subject 10,119-square foot property is zoned Agricultural (A-1a) by the County and designated Urban by the State Land Use Commission. It does not have frontage along the coastline, but is partially within the SMA.

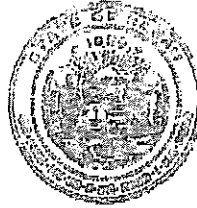
On March 27, 2008 you informed staff planner, Maija Cottle that an archaeologist from the State Historic Preservation Division (SHPD) would be conducting an inspection of the subject property to determine if archaeological sites are present. On April 11, 2008, Ms. Cottle called you to inquire about the status of the site inspection by SHPD, and to inform you that upon receipt by our office of a determination letter from SHPD, your application would be considered complete. A copy of SHPD's letter, which we received on May 5, 2008, is enclosed for your information.

According to Chapter 205A-22, Hawai'i Revised Statutes (HRS), and Planning Commission Rule No. 9-4(10)A(ii) relating to the Special Management Area, the proposed activity does not qualify as exempt from the definition of "development". Therefore, a Special Management Area Minor Permit is required.

May-05-2008 18:25:00 From: STATE HISTORIC PRESERVATION

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1-000 1-002/005 1-000

LARRY L. LARSEN  
GOVERNOR OF HAWAII

RECEIVED  
COUNTY OF HAWAII  
PLANNING  
DEPT.

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES

STATE HISTORIC PRESERVATION DIVISION  
601 KAMOKILA BOULEVARD, ROOM 555  
KAPOLEI, HAWAII 96707

LAND AND NATURAL RESOURCES  
COUNTY OF HAWAII  
PLANNING DEPARTMENT  
RESIDENTIAL DEVELOPMENT  
COUNTY OF HAWAII  
PLANNING DEPARTMENT  
AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONSERVATION  
COMMISSION ON WATER RESOURCES MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RECREATION DEPARTMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
HAWAIIAN ISLAND RESERVATION COMMISSION  
LAND  
STATE PARKS

April 23, 2008

Ms. Maya Coddle, Planner  
County of Hawai'i Planning Department  
101 Aupuni Str, Suite 3  
Hilo, HI 96720-4224

LOG NO: 2008.1320  
DOC NO: 0804TS13  
Archaeology

Dear Ms. Coddle:

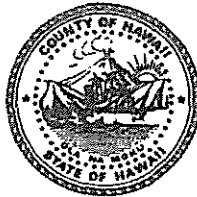
**SUBJECT: Chapter 6E-42 Historic Preservation Review -  
Grubbing of Selected Properties in Hawaiian Beaches Subdivision  
Waiakahuia Ahupua'a, Puna District, Island of Hawai'i  
TMK: (3) 1-5-111: 32, 33, 34, 35, 36, 37, 119  
(3) 1-5-88: 33, 55  
(3) 1-5-63: 42, 43, 46, 47, 49**

At the request of Mr. Fred Blas, fourteen site inspections were performed by Tim Scheffler, Ph.D., Assistant Hawai'i Archaeologist, on April 8, 2008. The parcels range in size from 9,100 sq. ft. to 10,140 sq. ft. for a total of 3.057 acres. Mr. Blas, representing the lot owners, was met on-site and was present during the inspections. Grubbing and clearing of the parcels (see above TMK's) located inside or partially inside the Special Management Area (SMA) along the coastal Puna Trail in the Hawaiian Beaches subdivision is proposed. The clearing is being carried out in an effort to eradicate and control the spread of Coqui frogs. The field inspections consisted of walking the perimeter of the properties and at least two passes through their interiors in order to reconnaissance potential archaeological sites. The findings are as follows:

Two parcels on which intact and significant archaeological features were observed include (3) 1-5-63:42 and 43. We recommend no grubbing or ground alteration occur on these parcels until an Archaeological Inventory Survey (AIS) has been completed and a report submitted to our office for review and approval. These parcels were commented upon previously by the SHPD in May of 1998 (log# 21489, doc# 9805MS03) and found to contain a platform, mounds, cleared areas, paved areas and low walls. Subsequent to a request by owners in August of 1998 that the State purchase these properties, a report titled "Site Inspection and Limited Subsurface Testing at Two Parcels Hawaiian Beached Estates" was submitted by Paul H. Rosendahl, Ph.D., Inc. This resulted in the designation of two State Inventory of Historic Places sites (no. 50-10-45-19013 and 19014) as well as the identification of human remains (burial) on the property (log# 22096, doc# 9808PM08). No Burial Treatment Plan or Preservation Plan was ever submitted for these sites. This would also be necessary preceding any work on these parcels.

Three of the inspected lots have already been cleared, (3)1-5-63:46 and 47 as well as (3)1-5-88:33. (3)1-5-63:47 had been previously reported to contain the remains of an archaeological site which caused the machine operators to discontinue their grubbing activities (Lauren Morowski, SHPD-Oahu Island Assistant Archaeologist, personal communication). Upon the current inspection, the site was found in a very poor state of preservation, no intact facing or other architectural elements could be identified.

Henry Kim  
Mayor



Christopher J. Yuen  
Director

Brad Kurokawa, ASLA  
LEED® AP  
Deputy Director

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**Special Management Area Minor Permit No. 08-000081**

**Project:** Grub and Mulch Vegetation on Vacant Land  
**Applicant:** Fred Blas  
**Landowner:** Jeffrey W. and Michelle R. Morgan  
**Location:** Hawaiian Shores, Puna, Hawaii  
**TMK:** 1-5-111:032                      **Land Area:** 10,119-square feet

**Applicant's Request**

**1. Project Description:**

The applicant requests to grub and mulch vegetation on the subject parcel.

**2. Purpose of Project:**

The applicant wishes to grub and mulch vegetation in order eradicate and control the spread of Coqui frogs on the subject parcel.

**3. Project Valuation:** \$1,000.

**4. Determination:**

According to Chapter 205A-22, HRS, and Planning Commission Rule No. 9-4(10)A(ii) relating to the Special Management Area, "*Grading, removing, dredging, mining, or extraction of any materials*" 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 property is 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 property as low density urban (ldu).
- 3. County Zoning:** The subject property is zoned agricultural (A-1a).
- 4. Special Management Area (SMA):** The subject property is partially located within the SMA. It does not have frontage along the coastline.
- 5. Flood Zone:** Zone X, outside the 500-year floodplain.

- ☒ 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, regarding 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 project area does not have frontage along the coastline. Therefore, the proposed activity will not affect public access to the shoreline or public use of the shoreline area.

The estimated project cost of approximately \$1,000 is not in excess of \$125,000.

The enclosed Department of Public Works, Engineering Division memorandum dated April 14, 2008, stated the following:

*"We have reviewed the subject application for compliance with Chapter 27, Flood Management, forwarded by your memo dated April 1, 2008 and have no objections to the request.*

*The subject parcel is in an area that is not mapped by the Federal Emergency Management Agency (FEMA) and is labeled as an area of "minimal tsunami inundation." For development purposes, we designate such parcels as Zone X- areas determined to be outside the 500-year floodplain.*

*A grubbing permit will not be required for the subject request (under one acre)."*

A letter from the State Historic Preservation Division (SHPD) dated April 23, 2008 indicates that the subject parcel is heavily vegetated with hala, milo, waiāwi, sword fern and ground-cover plants which limited the ability of the State's archaeologist to determine if archaeological sites were present on the property. Significant archaeological features and a burial have been identified on nearby parcels and the area is known to be rich in historical resources. In their letter, SHPD recommends that archaeological monitoring be conducted during any ground disturbing activities on the subject property.

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

APPROVED:

  
\_\_\_\_\_  
CHRISTOPHER J. YUEN  
Planning Director

MAY 07 2008

\_\_\_\_\_  
Date