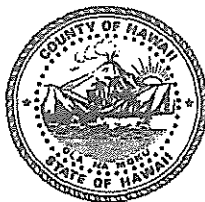


William P. Kenoi  
Mayor



BJ Leithead Todd  
Director

Margaret K. Masunaga  
Deputy

## County of Hawai'i

### PLANNING DEPARTMENT

Aupuni Center • 101 Pauahi Street, Suite 3 • Hilo, Hawai'i 96720  
Phone (808) 961-8288 • Fax (808) 961-8742

April 9, 2010

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

Dear Mr. Blas:

**Subject: Special Management Area (SMA) Assessment Application (SAA 10-000553)**  
**Special Management Area Minor Permit No. 10-000147**  
**Applicant(s): Fred Blas**  
**Owner(s): Elizabeth Blas Anderson, Jay Floyd and Jackie R. Anderson**  
**Request: Hand-Remove Invasive Vegetation from Historic Sites**  
**TMK: 1-5-063:042, Hawaiian Parks, Waiakahiula, Puna, Hawaii**

This letter is in response to the Special Management Area Assessment Application we received on March 9, 2010 requesting to hand-remove invasive vegetation that is overgrowing historic sites on the subject parcel. Also acknowledged is verbal confirmation from you on March 17, 2010, that the total project value is estimated to be approximately \$1,000.

The 9,474 square foot parcel is zoned Agricultural (A-1a) by the County of Hawaii. It is designated Urban by the State Land Use Commission, and the Hawaii County General Plan Land Use Pattern Allocation Guide (LUPAG) Map designates the parcel as Low Density Urban (1du). The parcel is located partially within the Special Management Area (SMA).

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.

Mr. Fred Blas  
Page 2  
April 9, 2010

For this reason and pursuant to Planning Commission Rule Section 9-10(E), Special Management Area Minor Permit No. 10-000147 is hereby issued to allow for the hand-removal of the invasive vegetation covering historic sites on the subject parcel. It is the applicant's responsibility to read and comply with the conditions listed in the enclosed permit.

Since the proposed vegetation to be removed is mauka of existing Papio Street and over 400 feet from the shoreline, the need for a certified shoreline is hereby waived.

If you have questions, please feel free to contact Dana Okano of this department at 961-8134.

Sincerely,



BJ LEITHEAD TODD  
Planning Director

DO:cs  
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Enclosure: SMM No. 10-000147  
April 5, 2010 Memorandum from Department of Public Works

cc w/encls: Long Range Planning Division  
Mr. Daryn Arai, Planning Division

State of Hawai'i  
Department of Land and Natural Resources  
State Historic Preservation Division  
601 Kamokila Blvd, Room 555  
Kapolei, HI 96707

State of Hawai'i  
Department of Land and Natural Resources  
State Historic Preservation Division  
40 Po'okela Street  
Hilo, HI 96720

Mr. Fred Blas

Page 3

April 9, 2010

cc ltr only:     Mr. Abbey S. Mayer, Director  
                     State of Hawaii, Office of Planning  
                     Department of Business, Economic Development & Tourism  
                     P.O. Box 2359  
                     Honolulu, HI 96804

PLANNING DEPT.  
COUNTY OF HAWAII

2010 APR -5 AM 10:02

**DEPARTMENT OF PUBLIC WORKS**  
**COUNTY OF HAWAII**  
**HILO, HAWAII**

DATE: April 5, 2010

**Memorandum**

TO: BJ Leithead Todd, Planning Director

FROM:  Department of Public Works

**SUBJECT: SMA USE PERMIT ASSESSMENT APPLICATION (SAA 10-000553)**

Applicant: Fred Blas

Land Owners: Elizabeth Blas Anderson, Jay Floyd, & Jackie R. Anderson

Request: Hand-Remove Invasive Vegetation from Historic Sites

Tax Map Key: 1-5-63: 042

Location: Hawaiian Parks, Waiakahiula, Puna, Hawaii

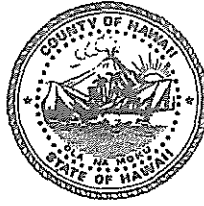
We have reviewed the subject application for compliance with Chapter 27, Floodplain Management, forwarded by your memo dated March 18, 2010 and have no objections to the request.

The subject parcel is in an area that is not mapped by the Federal Emergency Management Agency (FEMA) and is identified as an area of "minimal tsunami inundation."

Questions may be referred to Kelly Gomes at ext. 8327.

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William P. Kenoi  
Mayor



BJ Leithead Todd  
Director

Margaret K. Masunaga  
Deputy

## County of Hawai'i

### PLANNING DEPARTMENT

Aupuni Center • 101 Pauahi Street, Suite 3 • Hilo, Hawai'i 96720  
Phone (808) 961-8288 • Fax (808) 961-8742

### Special Management Area Minor Permit No. 10-000147

**Project:** Hand-Remove Invasive Vegetation from Historic Sites  
**Applicant:** Fred Blas  
**Landowner(s):** Elizabeth Blas Anderson, Jay Floyd Anderson and Jackie R. Anderson  
**Location:** Hawaiiina Parks, Waiakahiula, Puna, Hawaii  
**TMK:** 1-5-063:042                      **Total Land Area:** 9,474 square feet

#### Applicant's Request

**1. Project Description:**

The applicant proposes hand-removing invasive vegetation from the parcel.

**2. Purpose of Project:**

The purpose of the project is to remove invasive vegetation from historic sites on the parcel for preservation of stone structures and burial sites. Currently, the vegetation is overgrown and covering the structures.

**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 parcel 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 parcel as Low Density Urban (ldu).
- 3. County Zoning:** The parcel is zoned Agricultural (A-1a) by the County of Hawaii.

4. **Special Management Area (SMA):** The parcel is located partially within the SMA.
5. **Flood Zone:** The subject parcel is in an area not mapped by FEMA.

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

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 tsunamis, 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, 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 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 5, 2010, stated the following:

*"We have reviewed the subject application for compliance with Chapter 27, Floodplain Management, forwarded by your memo dated March 18, 2010 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 identified as an area of 'minimal tsunami inundation.'*

*Questions may be referred to Kelly Gomes at ext. 8327."*

Pursuant to Planning Commission Rule Section 9-10(E), **Special Management Area Minor Permit No. 10-000147** is hereby approved for the hand-removal of invasive

vegetation covering historic sites on the subject parcel. This approval is subject to the applicant's compliance with the conditions of approval as specified below.


<b>Conditions of Approval</b>
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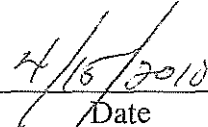
The Planning Director has approved SMA Minor Permit No. 10-000147 subject to the following conditions:

1. The applicant, its successors or assigns shall be responsible for complying with all stated conditions of approval.
2. The applicant shall secure all necessary approvals and permits from other affected federal, state, and county agencies as necessary to comply with all applicable laws and regulations.
3. All vegetation shall be hand-removed using chainsaws, sickles, rakes and weed eaters. The cut vegetation must be hand-carried off of the property, no vehicles or heavy equipment shall be allowed on the property.
4. All green waste shall be collected and disposed of off-site at appropriate locations designated by the Department of Environmental Management for green waste.
5. The applicant shall follow all written and verbal recommendations of State Historic Preservation Division with regard to work on the property to ensure protection of historic sites.
6. The proposed work shall be completed within one (1) year from the date of this permit.
7. An extension of time for the performance of the conditions contained herein 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 original reasons for the granting of the permit; and
  - c) The time extension granted shall be for a period of not to exceed the period originally granted for performance (i.e., a condition to be performed within one year may be extended up to one additional year).
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:

  
\_\_\_\_\_  
BJ LEITHEAD TODD  
Planning Director

  
\_\_\_\_\_  
Date