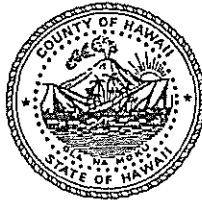


Harry Kim
Mayor



Christopher J. Yuen
Director

Roy R. Takemoto
Deputy Director

County of Hawaii
PLANNING DEPARTMENT

December 21, 2004 101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720-3043
(808) 961-8288 • Fax (808) 961-8742

Mr. Sidney Fuke
Planning Consultant
100 Pauahi Street, Suite 212
Hilo, HI 96720

Dear Mr. Fuke:

Special Permit Application (SPP 02-027)
Pacific Rim Education Foundation, Inc.
TMK: 7-2-6:3, 4 & 27

As requested in your letter of December 14, 2004, we are withdrawing the above-captioned Special Permit application from our active file. This withdrawal, however, does not prevent your client from re-submitting the application at any time within the near future.

Should you have any questions, please feel free to contact Norman Hayashi of this office at 961-8288.

Sincerely,

CHRISTOPHER J. YUEN
Planning Director

cc: Planning Commission
Michael Matsukawa, Esq.
Ms. Kathleen Tsugawa
Mr. Guido Giacometti/Island Advisors, Inc.
Corporation Counsel
Planning Department - Kona

P:\wpwin60\pc\letters\2004\fuke spp02-027 12-21-04

Hawai'i County is an Equal Opportunity Employer and Provider

DEC 22 2004



SidneyFuke, Planning Consultant

100 Pauahi Street, Suite 212 • Hilo, Hawaii 96720
Telephone: (808) 969-1522 • Fax: (808) 969-7996

• Planning • Variance • Zoning
• Subdivision • Land Use Permits
• Environmental Reports

December 14, 2004 ²⁰⁰⁴ DEC 16 PM 12 59

PLANNING DEPARTMENT
COUNTY OF HAWAII

Mr. Christopher Yuen, Director
Planning Department
COUNTY OF HAWAII
101 Pauahi Street
Hilo, HI 96720

Dear Mr. Yuen:

**Subject: Special Permit Application No. 02-027 – Pacific Rim Education
Foundation, Inc., TMK: 7-2-6: 3, 4 & 27**

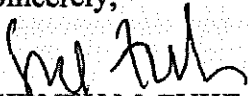
As you are aware, this application has been pending since 2002. This is due, in part, to the applicant's efforts to work with the State of Hawaii in securing an alternate access to the proposed project. The applicant has also been attempting to see whether the concerns of the residents of the Puukala subdivision can be addressed, thus obviating the need for a contested case hearing.

These efforts have taken time, and more time is evidently needed. Rather than leaving this matter pending for an indeterminate period of time, however, the applicant would have no objection to withdrawing this application with the understanding that it would be in a position to re-submit a new application at any point in time. The applicant believes that the minimum 1-year re-submittal time limit applies only to an application that has been denied.

If the above understanding is correct, the applicant hereby requests that the subject application be withdrawn from further consideration at this time. A new application will be filed at a later date. If that understanding is not accurate, the applicant requests that the application continue to be held in abeyance.

We look forward to your response on this matter. Thank you very much.

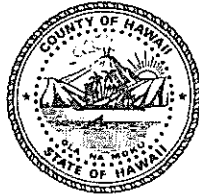
Sincerely,


SIDNEY M. FUKÉ
Planning Consultant

Copy – Mr. Tony Aparo, PREC
Mr. Steve Lim, Esq.

063429

Harry Kim
Mayor



Christopher J. Yuen
Director

Roy R. Takemoto
Deputy Director

County of Hawaii

PLANNING DEPARTMENT

25 Aupuni Street, Room 109 • Hilo, Hawaii 96720-4252
(808) 961-8288 • Fax (808) 961-8742

July 18, 2002

Mr. Sidney Fuke
100 Pauahi Street, Suite 212
Hilo, HI 96720

Dear Mr. Fuke:

SUBJECT: Special Permit Application (SPP 02-027)
Applicant: Pacific Rim Education Foundation, Inc.
Request: To establish a boarding high school
Tax Map Key 7-2-006:003, 004 & 027

This is to acknowledge receipt of the above-captioned Special Permit Application submittal on July 2, 2002. Enclosed is your receipt.

Please be informed, that in accordance with the Planning Commission's Rule 4. Contested Case Procedure, within (10) days after filing an application with the Planning Commission, you are required to serve notice of your application on surrounding property owners and lessees of record within 500 feet of the perimeter boundary of the building site, as required in the Hawaii County Zoning Code, Section 25-2-4.

In addition, upon notice by our department that the hearing date has been set, you are again required to notify all owners and lessees of record within 500 feet of the perimeter boundary of the building site. This second notice shall be served within (10) days after receiving notice from the director of the date of the scheduled hearing but not less than ten (10) days prior to the date of the scheduled hearing.

021529 *MA*

#20655
JUL 18 2002

Mr. Sidney Fuke
Page 2
July 18, 2002

Both notices shall include the following information:

1. Name of the applicant;
2. Precise location of the property involved, including tax map key identification, location map and site plan;
3. Nature of the application and the proposed use of the property;
4. Date on which the application was filed with the director or the commission;
5. Inform the landowner or lessee that they have a right to submit a written request for a contested case procedure. Should they seek to intervene as a party, they shall file a written request on the form, "Petition for Standing in Contested Case Hearing." This form shall be included in both notices to the landowners and lessees. The request shall be filed with the Planning Commission at 101 Pauahi Street, Suite 3, Hilo, Hawaii 96720; and accompanied by a filing fee of \$100 payable to the Director of Finance. The required information shall be submitted no later than seven (7) calendar days, prior to the Commission's first scheduled public hearing to consider the application;
6. Inform the landowner or lessee that should they choose not to submit a written request for a contested case procedure, they may express their support/opposition in writing or by oral testimony at the Planning Commission public hearing to be scheduled;
7. Date, time and place that the public hearing will be held to consider the application (include in second notice); and
8. Contact name and phone number should there be any questions.

Please inform the owner that the application is available at the Planning Department for public review.

Prior to the date of the hearing, the applicant is required to file with the Commission certified mail receipts, affidavits, declarations or other similar proof of mailing of both notices.

According to Planning Commission Rule 6 (Special Permits), the Commission shall conduct a public hearing on the request within a period of 90 days from the date of receipt of a properly filed application.

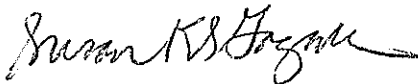
Mr. Sidney Fuke
Page 3
July 18, 2002

The Commission shall act upon the application within thirty days after the close of the hearing or within a longer period as may be agreed upon by the applicant. Because the affected area involves more than 15 acres, an approval recommendation would be forwarded to the State Land Use Commission for final action.

We will notify you as to the date of the hearing as soon as it has been determined.

Should you have any questions regarding the above, please do not hesitate to contact Daryn Arai or Norren Kato of our Kona office at 327-3510.

Sincerely,




CHRISTOPHER J. YUEN
Planning Director

EOW:mad
p:\wpwin60\Eileen\PC AppLtr\AppPacificRimEducationFoundationSPP02eow

Enclosure

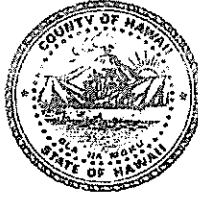
cc: Joseph Tully
Pacific Rim Education Foundation
74-5620 Palani Road, Suite 106
Kailua-Kona, HI 96740

Planning Department - Kona

NOTES PLANNING DEPARTMENT County of Hawaii 101 Puuahi St., Ste. 3 Hilo, Hawaii 96720-3043	RECEIPT	DATE	JUL 18 2002	NO.	4003															
	RECEIVED FROM	Sidney Fuke, Planning Consultant																		
	ADDRESS	100 Pauahi St Suite 212 Hilo HI 96720 One Hundred and 100 \$ 100.00																		
	FOR	SPP02-027-tiling fee for Pacific Rim Education Foundation 7-2-6-3,4-2-7																		
	<table border="1"><thead><tr><th colspan="2">ACCOUNT</th><th colspan="2">HOW PAID</th></tr><tr><th>AMT. OF ACCOUNT</th><th></th><th>CASH</th><th></th></tr></thead><tbody><tr><td>AMT. PAID</td><td>100.00</td><td>CHECK</td><td>90.88</td></tr><tr><td>BALANCE DUE</td><td></td><td>MONEY ORDER</td><td></td></tr></tbody></table>	ACCOUNT		HOW PAID		AMT. OF ACCOUNT		CASH		AMT. PAID	100.00	CHECK	90.88	BALANCE DUE		MONEY ORDER		BY 		
ACCOUNT		HOW PAID																		
AMT. OF ACCOUNT		CASH																		
AMT. PAID	100.00	CHECK	90.88																	
BALANCE DUE		MONEY ORDER																		

©1998 REDIFORM® 8L808

Harry Kim
Mayor



County of Hawaii
PLANNING COMMISSION

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

OCT 02 2002

Mr. Sidney Fuke
100 Pauahi Street, Suite 212
Hilo, HI 96720

Dear Mr. Fuke:

Special Permit Application (SPP 02-027)
Applicant: Pacific Rim Education Foundation, Inc.
Request: To Establish a Boarding High School
Tax Map Key: 7-2-6:3, 4 and 27

The Planning Commission, at its duly held public hearing on September 6, 2002, voted to grant standing to Kona Oceanview/Pu'ukala Concerned Committee, Inc., Kathleen Tsugawa, and Guido Giacometti (project manager for Hiluhilu Development, LLC) to participate in a contested case procedure, and to hire a Hearing Officer through the County of Hawaii Planning Department procurement procedure.

You will be apprised of any developments in this matter. In the meanwhile, please contact Alice Kawaha of the Planning Department at 961-8288 should you have questions regarding the above.

Sincerely,

Geraldine M. Giffin, Chairman
Planning Commission

Lpacifirim01pc

cc: Planning Department – Kona
Michael Matsukawa, Esq.
Ms. Kathleen Tsugawa
Mr. Guido Giacometti/Island Advisors, Inc.
Corporation Counsel

025279
OCT 02 2002