

Harry Kim
Mayor



County of Hawaii
PLANNING COMMISSION

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

DEC 16 2002

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

Dear Mr. Fuke:

Special Permit Application (SPP 02-034)
Applicant: Malamapoki'i
Request: Establish a Preschool
Tax Map Key: 6-4-1:31

The Planning Commission at its duly held public hearing on November 15, 2002, voted to accept the applicant's request to withdraw the above-referenced application as indicated in your letter dated October 23, 2002.

Should you have questions regarding the above, please contact Alice Kawaha of the Planning Department at 961-8288.

Sincerely,

Geraldine M. Giffin, Chairman
Planning Commission

lmalamapokii01pc

cc: Ms. Keomailani Case

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SidneyFuke, Planning Consultant

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

• Planning • Variance • Zoning
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• Environmental Reports

October 23, 2002

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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 Request (SPP 02-034)
Malamapoki`i, TMK: 6-4-001: 031

Please be informed that due to construction cost and related considerations, the applicant, Malamapoki`i, has elected to withdraw the subject application from further consideration. It is now looking at another site, which would fall within its construction budget. A new Special Permit application related to this new site will be filed in the immediate future.

We apologize for any inconvenience this may cause you and your staff. We, nonetheless, wish to express our appreciation to you and your staff for your assistance and support to date and look forward to working with you in the near future. Thank you very much.

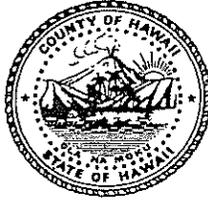
Sincerely,

SIDNEY M. FUKU
Planning Consultant

Copy – Ms. Keomailani Case, Malamapoki`i via FAX

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Harry Kim
Mayor



Christopher J. Yuen
Director

Roy R. Takemoto
Deputy Director

County of Hawaii

PLANNING DEPARTMENT

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

October 11, 2002

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

Dear Mr. Fuke:

Special Permit Application (SPP 02-034)

Applicant: Malamapoki`i

Request: Establish a Pre-school

Tax Map Key: 6-4-001:031

This is to inform you that the above Special Permit Application has been scheduled for a public hearing by the Planning Commission. Said hearing, among others, will be held beginning at 10:00 a.m. on Friday, November 15, 2002, in the County Building, Councilroom-Room 201, 25 Aupuni Street, Hilo, Hawaii. Your presence or the presence of an authorized representative will be appreciated in order that all questions relative to the requests may be clarified. A copy of the public notice is attached for your information.

In accordance with the Planning Commission Rule 6 (Special Permits) and pursuant to Rule 4 (Contested Case Procedure), you are required to notify the surrounding property owners and lessees of record of the hearing. The notice shall be served on the owners and lessees of all lots within 500 feet of the perimeter boundary of the building site.

The notice 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 commission;
5. The date, time and place of the public hearing will be held to consider the application.

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Mr. Sidney Fuke
October 11, 2002
Page 2

6. Inform the landowners and lessees of record 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 no later than seven (7) calendar days, prior to the Commission's first scheduled public hearing to consider the application. Such written request shall be in conformity with the Planning Commission's Rules of Practice and Procedure, Rule 4, relating to Contested Case Procedure, in a form as provided in Rule 4, Appendix A, "Petition for Standing in a Contested Case Hearing." The written request shall be filed with the Planning Commission at 25 Aupuni Street, Room 109, Hilo, Hawaii 96720, and accompanied by a filing fee of \$100 payable to the Director of Finance.
7. 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;
8. Contact name and phone number should there be any questions.

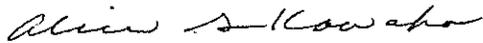
The notice shall be served within ten days after receiving notice from the director of the date, time and place of the scheduled hearing but not less than ten days prior to the date of the scheduled hearing.

Data available from the real property tax office shall be utilized in determining the names and addresses of the affected owners and lessees of record. The applicant shall also provide notice to such other owners and lessees of record when the applicant has actual knowledge of such names or as informed by the Planning Director or Planning Commission.

Proof of service to surrounding property owners shall be submitted to the Planning Commission prior to the date of public hearing. Proof may consist of certified mail receipts, affidavits, declarations or the like. The list of names, addresses and tax map keys of those individuals notified shall also be submitted.

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

Att.

xc: Planning Dept. - Kona
Ms. Keomailani Case