

CERTIFIED MAIL

September 15, 1988

Mr. David Lucas
73-4188 Kahi Loop
Kailua-Kona, HI 96740

Dear Mr. Lucas:

SPECIAL MANAGEMENT AREA (SMA) MINOR USE PERMIT NO. 88-18
Applicant: Mr. David Lucas
Tax Map Key: 8-2-05:16

Upon careful review of your SMA Use Permit request, we have found that it complies with the requirements for a Minor Permit set forth in Rule 9.7 of the Planning Commission's Rules and Regulations Relating to Special Management Area.

Accordingly, please find enclosed an SMA Minor Use Permit No. 88-18 for to allow the grubbing of a vacant lot. The project site is located near the Napo'opo'o boat landing, close to the intersection of the Napo'opo'o Beach Road and the "Lower Government Road", at Waipunalua, Kalanakowali, South Kona, Hawaii, TMK:8-2-05:16.

Please note that the permit approval is also subject to the following conditions:

1. The applicant, its successors or assigns shall be responsible for complying with all conditions of approval.

The applicant shall submit a supplemental report on subsurface testing, providing a documentation of historical artifacts and a relative chronological range for the artifacts.

The applicant shall comply with all other applicable laws, rules, regulations, and requirements.

Always bring signature of addressee or agent and DATE DELIVERED to Postmaster's Office (ONLY if requested and fee paid)

DOMESTIC RETURN RECEIPT

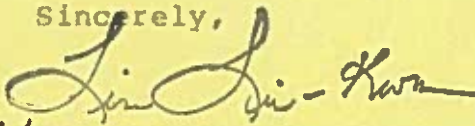
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4. The applicant shall complete the grubbing and survey within one year.
5. An initial extension of time for the performance of conditions within the permit may be granted by the Planning Director upon the following circumstances: 1) the non-performance 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; 2) granting of the time extension would not be contrary to the general plan or zoning code; 3) granting of the time extension would not be contrary to the original reasons for the granting of the permit; and 4) the time extension granted shall be for a period not to exceed the period originally granted for performance (i.e., a condition to be performed within one year may be extended for up to one additional year). Further, should any of the conditions not be met or substantially complied with in a timely fashion, the Director may initiate procedures to nullify the permit.

Should you have any questions regarding the above, please do not hesitate to contact this department at 961-8288.

Sincerely,


for ALBERT LONO LYMAN
Planning Director

FRW:kb
Enclosures
cc: Chief Engineer
bcc: FRW