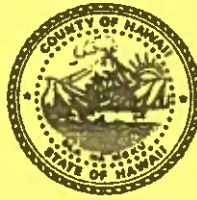


Harry Kim
Mayor



Christopher J. Yuen
Director

Brad Kurokawa, ASLA
LEED® AP
Deputy Director

County of Hawaii
PLANNING DEPARTMENT

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

MEMORANDUM

February 15, 2007

TO: BRUCE MC CLURE
Director, Department of Public Works

FROM: CHRISTOPHER J. YUEN *Chiz*
Planning Director

SUBJECT: **Special Management Area Use Permit Assessment Application (SAA 07-000228)**
Applicant: Dick Chun
Land Owner: Yee Hop Ltd.
Request: Consolidation & Resubdivision of Five (5) Lots into Five (5) Lots
Tax Map Key: 8-8-2:14, 17 & 22, Alike, South Kona, Hawaii

Enclosed please find a copy of the Special Management Area Use Permit Assessment Application for the consolidation and resubdivision of five (5) lots into five (5) lots of the subject parcels.

The Planning Department is responsible for all Special Management Area (SMA) Assessments for development within the SMA. Upon our review, if the proposed project is not exempt from SMA rules and constitutes "development"; therefore either a SMA Minor Permit is issued by this department or a SMA (Major) Use Permit must be granted by the Planning Commission.

If it is determined that the project will require a SMA Minor Permit, we are required to obtain an SMAA review from the Department of Public Works for compliance with Chapter 27, Flood Control.

According to Planning Commission Rule No. 9-10(D) regarding the Special Management Area, action must be taken within 35 days from the date of receipt of the application in this office. By this memo, we are requesting your cooperation in providing an expeditious review in light of the 35-day deadline.

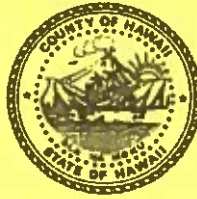
BRUCE MC CLURE
Director, Department of Public Works
Page 2
February 15, 2007

Should you have questions, please contact Esther Imamura of our office at 961-8288,
extension 257.

ETI:cd
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xc w/enclosure: Department of Public Works, Engineering - Kona

Harry Kim
Mayor



Christopher J. Yuen
Director

Brad Kurokawa, ASLA
LEED® AP
Deputy Director

County of Hawaii

PLANNING DEPARTMENT

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

February 15, 2007

Mr. Gregory R. Mooers
Mooers Enterprises, LLC
P. O. Box 1101
Kamuela HI 96743

Dear Mr. Mooers:

Subject: Special Management Area Use Permit Assessment Application (SAA 07-000228)
Applicant: Dick Chun
Land Owner: Yee Hop Ltd.
Request: Consolidation & Resubdivision of Five (5) Lots into Five (5) Lots
TMK: 8-8-2:14, 17 & 22, Alika, South Kona, Hawaii

This is to acknowledge receipt on February 2, 2007 of the Special Management Area Use Permit Assessment Application for the consolidation of five (5) lots and resubdivision into five (5) lots of the subject parcels.

Planning Commission Rule 9-4(10)D, relating to Special Management Area states that *"Whenever the Director finds that any excluded use, activity, or operation may have a cumulative impact, or a significant adverse environmental or ecological effect on the Special Management Area, that use, activity, or operation shall be defined as "development" for the purpose of this rule"*.

A lateral public access easement along the existing coastal jeep road or as otherwise mutually agreed upon will be required as a condition of the consolidation and resubdivision of the five lots. Therefore, either a Special Management Area Minor Permit or a Special Management Area (Major) Use Permit is required.

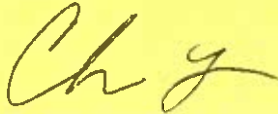
This application must be reviewed by the Chief Engineer of the Department of Public Works for compliance with Chapter 27, Flood Control, of the Hawaii County Code, to ensure that there will be no substantial adverse effect on the Special Management Area.

Mr. Gregory R. Mooers
Mooers Enterprises, LLC
Page 2
February 15, 2007

After receipt of comments from the Chief Engineer, a determination will be made as to whether a Special Management Area Minor Permit or a Special Management Area (Major) Use Permit is required.

If you have questions or require further information, please feel free to contact Esther Imamura of this office at 961-8288, extension 257.

Sincerely,



CHRISTOPHER J. YUEN
Planning Director

ETI:cd

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xc: Ms. Esther Imamura, Long Range Planning
Planning Department - Kona