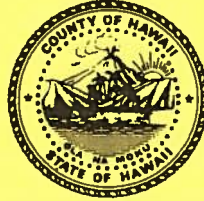


William P. Kenoi
Mayor



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

March 22, 2010

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 09-000496)
Special Management Area Minor Permit No. 10-000145**
Applicant: Charles and Diane Bundrant
Land Owner: B.P. Bishop Estate Trustees
Request: Installation of Two Vehicular Gates on Keawaiki Road
Tax Map Key: 8-3-5:1, Kahauloa, South Kona, Hawaii

This is to follow up on our November 19, 2009 letter relating to the above-referenced Special Management Area assessment for the installation of two vehicular gates on Keawaiki Road on the subject parcel.

This 24.55 acre parcel is designated Conservation by the State Land Use Commission. For parcels with that designation, there is no County zoning per se.

Although it is in the Special Management Area, this parcel does not have frontage along the coastline and is approximately 250 feet inland.

According to Chapter 205A-22, Hawai'i Revised Statutes (HRS), and Planning Commission Rule No. 9-4(10)(A)(v) relating to Special Management Area, the installation of two vehicular gates is considered "*Construction, reconstruction, demolition or alteration of the size of any structure*" and defined as "development". Therefore, a Special Management Area Minor Permit is required.

For this reason and pursuant to Planning Commission Rule Section 9-10(E), Special Management Area Minor Permit No. 10-000145 is hereby issued to allow for the installation of two vehicular gates, subject to the applicant's compliance with the conditions of approval as required by the permit.

SCANNED

MAR 22 2010

By: _____

Mr. Gregory R. Mooers
Mooers Enterprises, LLC
March 22, 2010
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Finally, all other applicable Zoning and Building Code requirements must also be satisfied.

Should you have questions, please feel free to contact Esther Imamura of this department at 961-8139.

Sincerely,



BJ LEITHEAD TODD
Planning Director

ETI:cs
P:\Public\Wpwin60\CZM\SMM2010\SMM 10-145L Bundrant.Rtf

Enclosures - SMM No. 10-000145
Department of Public Works November 30, 2009 Memo
Na Ala Hele December 14, 2009 Memo

cc w/Encls: Long Range Planning
Planning
Planning Department – Kona
Mr. Abbey S. Mayer, Director – Office of Planning, DBED&T