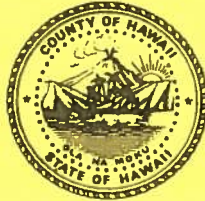


William P. Kenoi
Mayor



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

November 19, 2009

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)
Applicant: Charles and Diane Bundrant
Land Owner: B.P. Bishop Estate Trustees
Request: Installation of Two Security Gates on Keawaiki Road
Tax Map Key: 8-3-5:1, Kahauloa, South Kona, Hawai'i

This is to acknowledge receipt on October 22, 2009 of the Special Management Area Use Permit Assessment Application for the installation of two security gates on the privately owned Keawaiki Road located on the subject parcel.

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

It is in the Special Management Area (SMA) but does not have frontage along the coastline.

For your information, Hawai'i Revised Statutes (HRS) Chapter 205-A-22 and Planning Commission Rule 9-4(10)A(v), states that "development" includes "*Construction, reconstruction, demolition, or alteration of the size of any structure.*" Therefore, the proposed activity is considered "development" and requires either a Special Management Area Minor Permit or a Special Management Area (Major) Use Permit.

NOV 19 2009

Mr. Gregory R. Mooers
Mooers Enterprises, LLC
Page 2
November 19, 2009

Although the total cost/fair market value of the development is less than \$125,000, the application must still be reviewed by the Director of the Department of Public Works for compliance with Chapter 27, Floodplain Management, of the Hawai'i County Code, to ensure that there will be no substantial adverse effect on the Special Management Area.

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

Sincerely,



BJ LEITHEAD TODD
Planning Director

ETI:cs

P:\Public\Wpwin60\CZM\SM\AA\2009\SAA 09-496 Bundrant Moores.Rtf

cc: Long Range Planning