**SMA 10-000145** will not affect lateral public access to shoreline, but needs to provide pedestrian public access on keawaiki Rd.

**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

**Approval Letter:**

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.

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**Project Description:**

As a requirement of their lease, Charles and Diane Bundrant propose to erect two vehicular gates on the existing private Keawaiki Road.

This property is traversed by two unpaved mauka-makai roads from Puuhonua Road. To the north, Keawaiki Road is essentially an 800-foot long private driveway to access the 1,400 foot long north-south road that fronts the Keawaiki Beach Lots and connects the two maukamakai roads at their makai ends. It does not provide public access to the coastline.

Currently, the private Keawaiki Road system serves as an alternate public route to Ke'ei Beach Road. To the south, Ke'ei Beach Road has its own separate access across the property to Ke'ei Village and the shoreline that will not be affected.

One gate will be approximately 50 feet makai of Puuhonua Road. The second gate will be near Ke'ei Beach Road.

**Public Access:**

This property does not have frontage along the coastline. Mauka-makai shoreline access is available on properties immediately south at Ke'ei and to the north at Manini Beach. The proposed project will not restrict or affect beach access, or access to any other public resource

**State County Plans**

**Na Ala Hele:** The enclosed December 14, 2009 memorandum from D. Moana Rowland, Abstractor to Clement Chang, Trails Specialist states the following: "Research has been completed pursuant to your request dated December 9, 2009. Examination of available records fails to disclose the alignment of a trail on a map predating I 89 2. Without the necessary evidence documenting the trail 's existence in accord with the mandates of the Highways Act of I 892, ownership of said trail could not be confirmed in favor of the State of Hawai'i."

**Conditions:**

Neither the landowners nor any agent of the landowners or their successors shall, at any time, impede or otherwise restrict access around the gates on the special walkway and pedestrian access on Keawaiki Road. ·The walkway must be maintained to allow for safe traversable pedestrian access at all times.

Notes\*\*\*\*\*\*\*

* The State of Hawaii could not claim Keawaiki Rd as an historical trail due to no historic record dating back to 1892 in the maps. However, in permit log à year 2000, Na ala hele refers to the trail being in TMK 8-3-5:6. The trail in TMK 8-3-5:6 is trail #292, and not Keawaiki Rd. Also, in permit log year 2010, the developers ask the CDUA to determine rather or not Keawaiki dirt road is a trail and they responded saying that the trail is not on the subject property and is not in any way related to the proposed gating of these private roads. However, to me Keawaiki Rd. Is in the subject property and the whole point of this SMA revoles Keawaiki Rd. It could be possible that Na Ala Hele investigated trail 292 instead of Keawaiki Rd.

4/23/2021

Shawna Blackford