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PLANNING DEPT



2012 OCT - 3 AM

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STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

OFFICE OF CONSERVATION AND COASTAL LANDS
POST OFFICE BOX 621
HONOLULU, HAWAII 96809

REF:OCCL:TM

ENF: HA 12-36

Steven S.C. Lim
Carlsmith Ball LLP
121 Waianuenue Avenue
Hilo, Hi 96720

OCT - 3 2012

SUBJECT: Civil Resource Violation HA 4 12-36 Regarding Sand Placement Within the Conservation District Located at Manini Beach, Kealakeakua Bay, South Kona, County of Hawaii, makai of TMK: (3) 8-2-006:027

Dear Mr. Lim:

The Office of Conservation and Coastal Lands (OCCL) is in receipt of your client, The Bill Healy Foundation's statement and check for \$2,000.00 regarding the placement of sand on the shoreline within the Protective subzone of the Conservation District at the subject location.

According to your information, unbeknownst to volunteers, restorative actions were taken after the March 2011 tsunami without proper authorization. Mitigative measures and/or corrective actions to remove all emplaced soil from the area makai of a line 5-feet mauka of the apparent shoreline will be conducted and the Foundation will address SMA compliance with the County of Hawaii.

The OCCL considers the subject matter resolved and shall be closing Enforcement File HA 12-36. We have included a receipt of the fine payment for your client's records. Should you have any questions regarding this correspondence, contact Tiger Mills of our Office at (808) 587-0382.

Sincerely,

Samuel J. Lemmo, Administrator
Office of Conservation and Coastal Lands

C: Chairperson
HDLO/APO
County of Hawaii, DP
The Kamehameha Schools

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