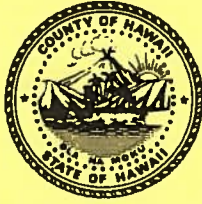


William P. Kenoi  
Mayor



Bobby Jean Leithead Todd  
Planning Director

Margaret K. Masunaga  
Deputy Planning Director

County of Hawaii

**PLANNING DEPARTMENT**

Aupuni Center • 101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720  
Phone (808) 961-8288 • Fax (808) 961-8742

January 19, 2011

Sidney Fuke  
Planning Consultant  
100 Pauahi Street, Suite 212  
Hilo, HI 96720

Dear Mr. Fuke:

**SECOND TIME EXTENSION REQUEST**

**SUBDIVIDER: 1250 OCEANSIDE PARTNERS, et al.**

**"Hokulia Phase 2 Amendment 6"**

Proposed Consolidation of Lot 12 of Hokuli'a (Amended) (File Plan 2290) and  
Lots 56, 77 to 88, Inclusive, R-5, R-7, R-8 and R-9 of Hokuli'a Phase 2 (Amended) (File Plan 2307),  
And Lot A of Hokuli'a Phase 2 Amendment 5,

And Subdivision of said Consolidation,

Into Lots A-1, B, 77 to 88, Inclusive, Lots 98, 99, 100 & Road Lots 12-A, R-5-A, R-7-A & R-9-A,  
At Hokukano 1<sup>st</sup> and 2<sup>nd</sup>, North Kona, Island of Hawai'i, Hawai'i

TMK: 8-1-004:071 and Por. 070; 8-1-032:036 & Por. 054; & 8-1-034:004 to 015, Incl.

**(SUB-07-000589)**

This is in response to your letter of November 9, 2010.

Please be informed that a second extension of time of two (2) years until **January 29, 2013**, for the submission of the final plat map, pursuant to Condition No. 10 of the letter of Tentative Approval dated January 29, 2008, is hereby granted. The additional time is also needed to finalize the construction plans of the subject subdivision.

Please be advised that Ordinance No. 92-138, adopted by the County Council on December 4, 1992, amended Chapter 23 of the Hawaii County Subdivision Control Code, reads in part, as follows:

"The subdivider shall complete all requirements specified as conditions for approval of the preliminary plat (tentative approval) within three years of said approval. An extension of not more than two (2) years may be granted by the director upon timely written request by the subdivider."

*Hawai'i County is an Equal Opportunity Provider and Employer*



10-067667

JAN 20 2011

Sidney Fuke  
Planning Consultant  
Page 2  
January 19, 2011

The ordinance also makes provisions for those pending subdivision applications which were granted tentative approval prior to the adoption of said ordinance, as follows:

"This subsection shall be applied to all subdivision applications which have received tentative subdivision approval and which have not completed subdivision improvements, provided the three year period, and extension, if applicable, shall be taken from December 4, 1992 and not from the date of preliminary plat (tentative) approval."

Therefore, all conditions of the Tentative Approval dated January 29, 2008, must be complied with by **January 29, 2013**.

Should the conditions of tentative approval not be completed within the time limit, the approval of the preliminary plat shall expire and shall be of no further force or effect, or shall be subject to the technical review of the applicable agencies for compliance with current code and rule requirements.

Should you have any questions, please feel free to contact Ed Cheplic of this department.

Sincerely,

  
BJ LEITHEAD TODD  
Planning Director

ETC:lnm

P:\Admin Permits Division\Subdivision\2011\SUBc2011-1\SUB-07-000589 1250OceansideHokuliaPh2Amend6 2TE.doc

xc:     Manager, DWS  
          Director, DPW  
          District Environmental Health Program Chief, DOH  
          1250 Oceanside Partners  
          Lyle Anderson  
          Clayton M. Kaneshiro, LPLS, Belt Collins Hawaii, Ltd.