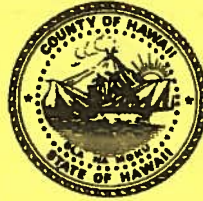


William P. Kenoi
Mayor



Duane Kanuha
Director

Joaquin Gamiao-Kunkel
Deputy Director

West Hawai'i Office
74-5044 Ane Keohokalole Hwy
Kailua-Kona, Hawai'i 96740
Phone (808) 323-4770
Fax (808) 327-3563

County of Hawai'i
PLANNING DEPARTMENT

East Hawai'i Office
101 Pauahi Street, Suite 3
Hilo, Hawai'i 96720
Phone (808) 961-8288
Fax (808) 961-8742

May 16, 2016

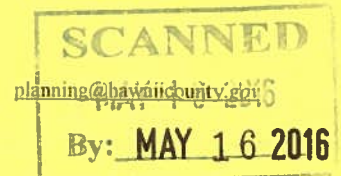
1250 Oceanside, LLC
c/o Steven S.C. Lim, Esq
Carlsmith Ball LLP
121 Waiuanuenue Avenue
Hilo, Hawai'i 96721-0686

Dear: Mr. Lim:

SUBJECT: Public Access Complaint at Hokuli'a

On March 16, 2016 a complaint was filed with our office that a member of the public was denied access to the shoreline by the security guard at the entrance to Hokuli'a subdivision. The complainant states that the security guard told her that the public access closes at 5:30 p.m.

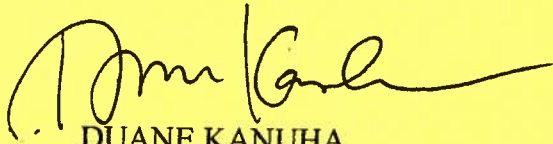
After a review of the Shoreline Park Management and Public Access Plan (November 1998) for The Villages at Hokukano (the Plan), which was submitted by Oceanside 1250 pursuant to Conditions "K" and "L" of Ordinance 96-7, Conditions "H" and "I" of Ordinance 96-8 and Conditions 8 and 10 of SMA Use Permit No. 345, which was approved by the Planning Director's letter of January 29, 1999, we find that the plan provides that the park may be used by the public only between the hours of 7:00 a.m. and 15 minutes after sunset daily; provided, however, that Management may issue night fishing, special use, or camping permits pursuant to Section 5 as specified herein.



Mr. Steven S.C. Lim, Esq.
May 16, 2016
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We ask that the public continue to be allowed access within the hours provided in the approved plan. Thank you for the attention to this matter. Should you have questions, please feel welcome to contact Bethany Morrison of my staff at (808) 961-8138.

Sincerely,



DUANE KANUHA
Planning Director

BJM:ja

\\Coh33\planning\public\wpwin60\CZM\Public Access & Trails\South Kona\Hokulia to Kapua Bay (8-28-2009)\PA complaint 3-16-16.doc

Enclosures:

cc: Kona Planning Office
SMA 345
REZ 765
REZ 812