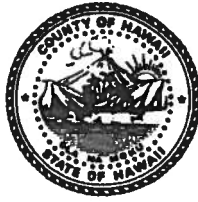


Harry Kim  
Mayor



Christopher J. Yuen  
Director

Brad Kurokawa, ASLA  
LEED® AP  
Deputy Director

**County of Hawaii**  
**PLANNING DEPARTMENT**

101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720-3043  
(808) 961-8288 • FAX (808) 961-8742

October 16, 2006

Chrystal Thomas Yamasaki, LPLS  
Wes Thomas Associates  
75-5749 Kalawa Street  
Kailua-Kona, HI 96740-1818

Dear Ms. Yamasaki:

**PRELIMINARY PLAT MAP AND DEFER ACTION  
SUBDIVIDERS: FOTI ALAE PROPERTIES, LLC, et. al.**  
Proposed Consolidation of Portions of Grant 2036,  
The Whole of R.P. 5939, L.C. Aw. 8158, Ap. 2,  
R.P. 8005, L.C. Aw. 8776, Ap. 2,  
R.P. 8014, L.C. Aw. 9699-D,  
R.P. 8015, L.C. Aw. 10302, Ap. 2,  
R.P. 8016, L.C. Aw. 10818, Ap. 2,  
L.P. S-8674, L.C. Aw. 8673, Ap. 2, and Grant S-15664,  
And Resubdivision Into Lots 1 through 12, Inclusive,  
Alae 1<sup>st</sup> and 2<sup>nd</sup>, South Kona, Island of Hawai'i, Hawai'i  
TMK: 8-7-005:001, 002, 010 through 019 (SUB-06-000435)

This is to acknowledge receipt of ten (10) copies of the preliminary plat map dated Revised: August 28, 2006, and filing fee of \$550.00 for the referenced application for 12 lots.

This application is being processed under 23-7 of the Subdivision Code whereby the requirements and standards of the Subdivision Code shall not apply to consolidation and resubdivision action resulting in the creation of the same or fewer number of lots than that which existed prior to the consolidation/resubdivision action. As provided for by Section 23-7, we will be asking the Director of Public Works and the Manager of the Department of Water Supply to offer any comments that they may have regarding this subdivision, as it pertains to necessary improvements to further the public welfare and safety.

Chrystal Thomas Yamasaki, LPLS  
Wes Thomas Associates  
Page 2  
October 16, 2006

Since the proposed subdivision has direct access from a State highway, we will also be asking the State Department of Transportation if they have any comments. Further, pursuant to the provisions of Chapter 34, Public Access, we will be asking the County Department of Parks and Recreation (P&R) and the State Department of Land and Natural Resources (DLNR) for any comments that they may have.

Additionally, the lots in the coastal area are situated in both the County Special Management Area (SMA) and State Land Use Conservation Zone District, and therefore, the enclosed SMA Use Permit Assessment (SMAA) must be submitted to this department for our review and action. The subdivider should also contact the State DLNR Office of Conservation and Coastal Lands (OCCL) to determine what action would need to be taken regarding the Conservation designated area.

By a copy of this letter, we are forwarding the application and preliminary plat map to the listed officers for their review and comments. Please be advised that we are deferring action on the referenced application until we have reviewed the SMAA application and all listed officers' comments are received.

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

Sincerely,

  
CHRISTOPHER J. YUEN  
Planning Director

JRH:lnm

P:\wp60\SUBDIV\Documents\Subc2006-4\SUB-06-000435FotiAlaePropPPMDEF.doc

Enc. - SMA Assessment Application

xc:     Manager, DWS w/application & PPM  
          Director, DPW w/application & PPM  
          District Engineer, DOT w/application & PPM  
          DPW-ENG-KONA w/application & PPM  
          Director, P&R w/application & PPM  
          Administrator, DLNR-OCCL w/application & PPM  
          Administrator, DLNR-SHPD-Kona w/application & PPM  
          Na Ala Hele Trail & Access w/application & PPM  
          PD-Long Range Planning Division (CZM)  
          Foti Alae Properties, LLC, et. al. w/Receipt #5295  
          Kiowai Hui, LLC w/Receipt #5296  
          TMK Files 8-7-05:01, 02, 10, 11, 12, 13, 14