Stephen K. Yamashiro
Mayor

County of Hawaii

PLANNING COMMISSION

25 Aupuni Street, Room 109 • Hilo, Hawaii 96720-4252
(808) 961-8288 • Fax (808) 961-9615

CERTIFIED MAIL
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Walter Ah Hee, Construction Chairman
Tenrikyo Kakako Kyokai
218 Hoomalu Street
Hilo, HI 96720

Dear Mr. Ah Hee:

Use Permit No. 65 Granted to Tenrikyo Kakako Kyokai
Initiator: Planning Director
Discussion and/or Amendment to Condition No. 8 (Driveway Access)
Tax Map Key: 2-5-60:18

The Planning Commission at its duly held meeting of May 15, 1998, voted to affirm Condition No. 8 of the above-referenced permit and grant the Planning Director authority to enforce Condition No. 8 by initiating administrative action.

The Commission's decision is based on the following:

At the January 10, 1989, Planning Commission meeting, the applicant and the applicant's representative agreed to Condition No. 8 which stated, "If, in the determination of the Planning Director, the church's use of Iwipolena Road negatively impacts the community in the future, the Planning Department shall be authorized to require that driveways accessing Iiwipolena Road be closed and that access be taken from Hokulani Street." It was further stated at the meeting by the applicant's representative that "...according to Rev. Kimura she is comfortable with proposed Condition No. 8 as in the future she plans to make an access through Hokulani Street."

Thomas J. and Bonnie A. Peterson, property owners along Iiwipolena Road, submitted their July 9, 1996, letter which stated their concerns and objections to the use of the privately owned Iiwipolena Road as the heavy truckloads of gravel and construction equipment to the new church building had increased their liability and damaged the road. Subsequently, at the July 11, 1996, Planning Commission meeting,

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they again expressed the concerns and objections, as the use of Iiwipolena Road for church purposes has increased their liability, damaged the road, and negatively impact the area.

The topography of the subject property is level for approximately 200+ feet in from Hokulani Street. This portion of the property could be utilized for a driveway and/or additional parking area. The land then gradually slopes toward the level area of the new church and parking area. Based on the concerns expressed by landowners along Iiwipolena Road and a site inspection of the property, the department notified the applicant's representative by letter dated August 14, 1996, to take access directly from Hokulani Street for church purposes, during construction and when the church is open, and to close access from Iiwipolena Road on or prior to September 15, 1996.

A letter dated August 19, 1997, from Mayor Stephen K. Yamashiro to Mr. Ah Hee, requested that the applicant and other members of the church abide by the Planning Director's letter of August 14, 1996, due to safety and privacy concerns about the use of Iiwipolena Road.

Also on August 19, 1997, the department received a petition signed by landowners living along Iiwipolena Road, which expressed that the applicant comply with the Planning Department's letter of August 14, 1996.

To date, the applicant has failed to comply with the terms of the Planning Director's August 14, 1996, letter. Therefore, the Director is hereby granted the authority to proceed with the penalty in accordance with the Zoning Code.

Should you have questions regarding the above, please contact Alice Kawaha or Susan Gagorik of the Planning Department at 961-8288.

Sincerely,

Kevin M. Balog, Chairman
Planning Commission

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cc: Thomas and Bonnie Petersen
Planning Director
Corporation Counsel