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

~~May~~ June 20, 1993

Mr. Shigeru Yanagimachi
Vice President of Engineering
Mauna Lani Resort, Inc.
PO Box 4959, HCR 2
Kohala Coast, HI 96743-4959

Dear Mr. Yanagimachi:

Planning Director Initiated Nullification of
Special Management Area (SMA) Use Permit No. 309
Use Permit No. 79
Applicant: Mauna Lani Resort, Inc.
Tax Map Key 6-8-1:Portion of 52

The Planning Commission at its duly held meeting on June 17, 1993 voted to nullify Special Management Area (SMA) Use Permit No. 309 and Use Permit No. 79 issued to Mauna Lani Resort, Inc. which allowed the construction of three helipads, a terminal building, parking lot and related improvements on two acres of land within an Unplanned (U) zoned district. The project site is located within the Mauna Lani Resort on the mauka side (northeast) of Kaniku Drive approximately 1,300 feet east (Kawaihae direction) of the Mauna Lani Resort Services and Administrative Office buildings, Waikoloa, South Kohala, Hawaii.

Nullification of the permits is based on the following:

By letter dated January 23, 1992, the applicant requested an extension of time to comply with Condition No. 2 (secure final plan approval) of the aforementioned permits. A one-year extension of time was granted until January 31, 1993, due to change in administrative personnel for the company. Subsequently, by letter dated February 24, 1993, an additional extension of time to comply with Condition No. 2 was requested since with recent administrative personal changes, the applicant did not realize that they had until January 31, 1993 to comply with Condition No. 2. In addition, topographic conditions prevented the original site from complying with Federal Aviation

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Administration (FAA) flight clearance requirements which resulted in the delay of construction drawings and which required additional consultation with FAA personnel. The project was also put on temporary hold due to present economic conditions.

The applicant's request for a second extension of time to comply with Condition B was scheduled for a public hearing by the Planning Commission on May 18, 1993. By letter dated May 3, 1993 to the Planning Commission, the applicant requested withdrawal of their request as they are reassessing the location and design of the heliport facilities. This requires further physical planning and additional economic analyses and needs assessments for the helipad facilities. The applicant also informed the Planning Commission that permits would be resubmitted following completion of studies. The Planning Commission, at its public hearing held on May 18, 1993, voted to accept the withdrawal of the applicant's request for an extension of time to comply with Condition B. Subsequent follow-up by the Planning Director with the applicant, confirmed that their request included the nullification of SMA Use Permit No. 309 and Use Permit No. 79.

Should you have any questions, please feel free to contact Rodney Nakano or Susan Gagorik of the Planning Department at 961-8288.

Sincerely,

Donald L. Manalili, Chairman
Planning Commission

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xc: Honorable Stephen K. Yamashiro, Mayor
Planning Director
Mr. Gordon Chapman
West Hawaii Office