Stephen K. Yamashiro
Mayor

Virginia Goldstein
Director

Norman Olesen
Deputy Director

County of Hawaii

PLANNING DEPARTMENT

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

September 20, 1996

Ms. Ann Cobb
Planning Coordinator
Waikoloa Development Company
150 Waikoloa Beach Drive
Kamuela, Hawaii 96743

Dear Ms. Cobb:

Use Permit No. 71
Applicant: Waikoloa Development Co.
Subject: Determination of Use Permit Applicability for Golf Course and Related Improvements
TMK: 6-8-2: Portion of 16

This is in regards to your letter dated July 30, 1996, requesting a nullification of the above-referenced permit or requesting an extension of time to Condition No. 3, whichever is applicable.

Upon further review of Use Permit No. 71 we have determined that Use Permit No. 71 is no longer applicable and that a time extension to Condition No. 3 (Complete Construction) would therefore not be required.

The reasons are as follows. Use Permit No. 71 was approved by the Planning Commission, effective December 29, 1979, subject to conditions. The zoning at the time was Unplanned and the State Land Use Designation was and still is Agricultural. Subsequent to the approval of the Use Permit, the subject property was rezoned to Open (Ordinance No. 95-51, effective December 19, 1990). Golf courses and related improvements are a permitted use within the Open zoned district and the State Land Use Agricultural district. As such, the Use Permit is moot and no longer applicable.

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We are therefore returning to you, copies of your request and check no. 27582 for $100.00.

We also acknowledge receipt of your annual report by letter July 24, 1996. Thank you for complying with Condition No. 14 of Use permit No. 71. Based on the above, no further annual reports will be required.

Should you have any further questions regarding this matter, please feel free to contact Susan Gagorik or Alice Kawaha at 961-8288.

Sincerely,

VIRGINIA GOLDSTEIN
Planning Director

SG:cmr
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Enclosures

cc: Planning Commission
County Council