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July 23, 2021

Ms. Shani Armbruster
Tinguely Development
P.O. Box 9013
Kailua-Kona, HI 96745

Dear Ms. Armbruster:

Special Permit No. 387 Amendment Application
Applicant: Hawai'i Island Humane Society
Subject: Return of Application
Tax Map Key: (3) 1-6-003:074

We are returning the above referenced Special Permit amendment application. Condition No. 2 of Special Permit No. 387 (enclosed) states in part, *"All future expansions shall be directly related to the Humane Society's animal shelter use and shall also secure Final Plan Approval prior to being established. Through the Plan Approval process, the Director may impose reasonable conditions as necessary to mitigate any unanticipated impacts of future expansions."* Based on the preceding, the requested Special Permit amendment was unnecessary to allow the proposed expansion of the Humane Society facility. Please submit an application for Plan Approval to move forward with your project.

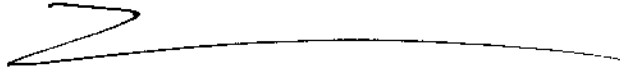
Please note that any further development of the property will be subject to all applicable laws, rules, regulations and requirements of relevant State and County agencies. Specifically, should future development require the clearing of vegetation on the property, the applicant will be required to comply with guidance from the State Department of Land and Natural Resources Division of Forestry and Wildlife (DOFAW) for mitigation of impacts related to endangered wildlife (see DOFAW's June 16, 2021, letter enclosed).

We will refund the \$250.00 filing fee for the amendment under separate cover. Finally, please accept our apologies for any confusion this may have caused.

Ms. Shani Armbruster
Tinguely Development
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Should you have any questions, please feel free to contact Eric Cook of this department at (808) 961-8169.

Sincerely,



ZENDO KERN
Planning Director

EC:jaa

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Enclosures: Amendment to Special Permit No. SPP 387 dated March 13, 1989
Letter from State-DLNR-DOFAW dated June 16, 2021
Special Permit Amendment Application

cc: Hawai'i Island Humane Society
78-6767 Mamalahoa Hwy.
Hōlualoa, HI 96725

Claudia Lato, Administrative Services (via email)
Gilbert Bailado, Administrative Services (via email)