

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 96720-4224
(808) 961-8288 • FAX (808) 961-8742

MEMORANDUM

February 15, 2008

TO: Manager, DWS
Director, DPW
District Environmental Health Program Chief, DOH
District Engineer, DOT

FROM:  Planning Director

SUBJECT: **TIME EXTENSION REQUEST**
SUBDIVIDERS: CREAGAN, Richard P. and Marilyn S.
Proposed Subdivision of Grant 2759
Into Lots 1 to 5, Inclusive
At Nukakaia, Ka'u, Hawaii
TMK: 9-4-004:028 (SUB-99-000026)

As you are aware, Ordinance No. 92-138, adopted by the County Council on December 4, 1992, amended Chapter 23 of the Hawaii County Subdivision Control Code, in part, as follows:

"The subdivider shall complete all requirements specified as conditions for approval of the preliminary plat (tentative approval) within three years of said approval. An extension of not more than two (2) years may be granted by the director upon timely written request by the subdivider."

The ordinance also makes provisions for those pending subdivision applications which were granted tentative approval prior to the adoption of said ordinance, as follows:

"This subsection shall be applied to all subdivision applications which have received tentative subdivision approval and which have not completed subdivision improvements, provided the three year period, and extension, if applicable, shall be taken from December 4, 1992 and not from the date of preliminary plat (tentative) approval."

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Memorandum to Engineers

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Should the conditions of tentative approval not be completed within the time limit, "... the approval of the preliminary plat shall expire and shall be of no further force or effect, or shall be subject to the technical review of the applicable agencies for compliance with current code and rule requirements."

In this case, the five (5) year time period ended January 14, 2005. As such, please provide written comments related to current code and rule requirements. If there are no further comments, deletions, etc., they must also be in writing.

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

ETC:lnm

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xc: Richard P. and Marilyn S. Creagan
Wes Thomas Associates
DPW-ENG-KONA

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February 15, 2008

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

Dear Ms. Yamasaki:

TIME EXTENSION REQUEST
SUBDIVIDERS: CREAGAN, Richard P. and Marilyn S.
Proposed Subdivision of Grant 2759
Into Lots 1 to 5, Inclusive
At Nukakaia, Ka'u, Hawaii
TMK: 9-4-004:028 (SUB-99-000026)

This is to acknowledge receipt of your letter dated January 8, 2008, regarding the subject subdivision application.

Please be advised that in accordance with Section 23-62(d), Chapter 23, Subdivision Control Code, by a copy of this letter, we will have the applicable agencies review the subject subdivision for compliance with current code and rule requirements. We will notify you when all agencies comments are received.

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

Sincerely,


CHRISTOPHER J. YUEN
Planning Director

ETC:lnm
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Chrystal Thomas Yamasaki, LPLS

Wes Thomas Associates

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 Director, DPW w/letter 01/08/08
 District Environmental Health Program Chief, DOH w/letter 01/08/08
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 Richard P. and Marilyn S. Creagan