



JAS. W. GLOVER, LTD.

GENERAL CONTRACTORS

License No. ABC-3

June 24, 2014

Maija Cottle
Planning Department
County of Hawaii
101 Pauahi St., Suite 3
Hilo, Hawaii 96720-4224

2014 JUN 26 PM 2:48
PLANNING DEPARTMENT
COUNTY OF HAWAII

Subject: Special Use Permit Amendment Application No. SPP 14-000162
To Establish New Quarry
Jas. W. Glover, Ltd.
South Hilo, Hawaii
Tax Map Key: (3) 2-1-013:004 (por.)

Dear Ms. Cottle,

In reference to the questions and issues raised in both your e-mail to Randy Vitousek dated June 16, 2014, and the letter dated June 17, 2014, from Mr. Daniel Orodenker of the State Land Use Commission to Mr. Duane Kanuha of the County Planning Department regarding our Special Use Permit Application, we can offer the following:

- Our quarrying plan will involve a systematic approach to identifying quality rock sources and extracting the material in a given area leaving a safe, clean and open area upon quarrying completion. Our operations may involve mining at different sites on the property, but our plan is based both on selecting rock sources to meet the demands of our customers, but also to manage the site responsibly and safely.
- Our restoration plans will be per the requirements of our license agreements with the owner, and involve both incremental and final restoration efforts. In addition, these restoration efforts will be completed in such a way as to comply with the requirements of each of our existing special permits, including the specific requirements for an Erosion Control and Site Restoration Plan in SPP 12-000145.
- We have been and remain in compliance with the conditions for each existing Special Permit within the project site.
- The termination dates for each of the Special Permits are as follows:
 - SP-1107 – no termination date;
 - SP-1008 & SP – 1221 – co-terminus with the License Agreement for ~80-acre parcel;
 - SP-12-000145 – co-terminus with the License Agreement for 50-acre parcel;

EXHIBIT
36

SCANNED
JUN 26 2014
By: 092607 ✓

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- License Agreement for ~80 acre parcel – May, 31 2027 with option for 10-year extension; and
- License Agreement for ~50 acre parcel – May 31, 2027.

- The Archaeological Monitoring Plan for SP-000145 has been submitted to the State Historic Preservation Division (SHPD), and a copy is attached.

- The estimated tonnage in our application should be revised to read “approximately 2,000,000 tons.”

- For decades there has been an ongoing practice in Hawaii County and in our industry for the Hawaii County Planning Commission to consider, review, and approve applications for special permits for quarrying purposes for areas of less than 15 acres. Our company now holds four (4) special permits within the larger 140-acre property which were legally issued by the Hawaii County Planning Commission. These special permits confer legal, vested rights. Our company does not believe it should be required to surrender vested legal rights in order to apply for a special permit to quarry an area of land larger than 15 acres.

We would consider applying for a special permit for a larger area including the areas covered by the existing special permits provided we would not be required to surrender any vested legal rights.

Thank you again for reviewing our application. Should you or any of our staff have any questions, please feel free to contact me at 808-935-0871.

Sincerely,



Byron Fujimoto
Vice President