

Harry Kim
Mayor



Michael Yee
Director

Daryn Arai
Deputy Director

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County of Hawai'i
PLANNING DEPARTMENT

East Hawai'i Office
101 Pauahi Street, Suite 3
Hilo, Hawai'i 96720
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Fax (808) 961-8742

October 22, 2018

Steven S. C. Lim, Esq.
Carlsmith Ball, LLP
A Limited Liability Law Partnership
121 Waianuenue Avenue
Hilo, HI 96720

Dear Mr. Lim:

Change of Zone Ordinance No. 13-29 (REZ 678)
Applicant: Waikoloa Highlands, Inc. (Formerly Waikoloa Mauka, LLC)
Subject: 2017 & 2018 Annual Progress Report
TMK: 6-8-002:016

This acknowledges receipt of your letter dated August 14, 2018, containing an Annual Progress Report for 2017 & 2018, which updated the status of the project in compliance with Condition N of Change of Zone Ordinance No. 13-29. The report satisfies the annual reporting requirement up to this date.

Condition B states the following:

“Final Subdivision Approval for not less than 50 lots shall be secured within five (5) years of this new amendment, provided, however, that Final Subdivision Approval for the entire project shall be secured within ten (10) years of the effective date of this new amendment.”

The effective date of Change of Zone Ordinance No. 13 29 is March 13, 2013. Condition B required that Final Subdivision Approval be secured for not less than 50 lots by March 13, 2018. This condition has not been completed within the designated time allotted.

Please be informed that you will need an extension of time to comply with Condition B of Change of Zone Ordinance No. 13 29. Please submit your request and reasons, along with 20 copies of that request with a \$250 filing fee to the Planning Department. Your request will be

Steven S. C. Lim, Esq.
Carlsmith Ball, LLP
October 19, 2018
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transmitted to the Planning Commission for appropriate action, who will forward their recommendation to the Hawai'i County Council for final action on the request.

If you have any questions, please feel free to contact Jeff Darrow at 961-8158.

Sincerely,



Fol
MICHAEL YEE
Planning Director

JWD:klf
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cc: State Land Use Commission ✓

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October 19, 2018

Mr. Daniel E. Orodener, Executive Officer
Department of Business, Economic Development & Tourism
Land Use Commission
P.O. Box 2359
Honolulu, HI 96804-2359

Dear Mr. Orodener:

LUC Docket No. A06-767 (LUC 06-000004)
Applicant: Waikoloa Highlands, Inc. (formerly Waikoloa Mauka, LLC)
Request: Agricultural to Rural
Subject: 2017 & 2018 Annual Monitoring Report
Tax Map Key: 6-8-002: Portion of 16

We have reviewed the 2017 & 2018 annual progress report submitted in compliance with Condition No. 21 of LUC Docket No. A06-767. We find that the report is acceptable and have no further comments.

If you have any questions, please feel free to contact Jeff Darrow at 961-8125.

Sincerely,

FOL
MICHAEL YEE
Planning Director

JWD:klt

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cc: Steven S.C. Lim, Esq.

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LAND USE COMMISSION
STATE OF HAWAII