

PLANNING DEPARTMENT SHORELINE SETBACK APPLICATION

FOR OFFICIAL USE ONLY:	
SSD 2020 - 39	
Acceptance Date:	3/5/20
Website Posting Date:	3/4/20
Determination Date:	3/5/20
Planning Commission Date:	3/24/20
Expiration Date:	3/24/23
Planner Assigned:	JL

Instructions: File all information requested under Part A for processing the Determination of Applicability (§8-27.1), including signature page. Fill out Parts A and B if you know that your parcel will require a Certified Shoreline Survey, due to the proximity to the shoreline. If you are proposing a permitted structure or subdivision within the shoreline setback area fill in Part C. For applications involving a variance, complete Part D.

Applicant Information	
Applicant:	Aubrey Summers for Red Lake Mgmt.
Mailing Address:	4225 Kanikele Street Kilauea HI 96754
Phone:	808*938*2817
Email:	aubreysummers808@gmail.com
Applicant's Status: (Check one)	
<input type="checkbox"/> Owner of the Property	(Holder of at least 75% of the equitable and legal title)
<input type="checkbox"/> Lessee of the Property	Lessee must have an unexpired and recorded lease of five (5) years or more from the date of filing of this application. If not, Owner(s) must provide a Letter of Authorization.
<input checked="" type="checkbox"/> Authorized Agent	Attach Letter of Authorization
Transmittal Date: _____	

Project Information (attach additional sheets, if necessary)	
County Zoning District:	AG/CONSERVATION
Tax Map Key(s):	5-2-010:012
Land Area:	16,617 SF
Nature of Development: (Description of proposed structure or subdivision)	CONSTRUCTION OF A NEW TWO STOREY HOUSE AND ATTACHED GARAGE W/ GUEST HOUSE ABOVE.

**NO PERMITS WILL BE ISSUED WITHOUT PLANNING COMMISSION ACCEPTANCE,
EXCEPT AS PROVIDED IN §8-27.8(c)(8)**

Part A

Shoreline Setback Determination of Applicability (§8-27.1)

Check all that apply, fill in applicable information. Any box checked must be accompanied by additional information, photos and/or documentation.

- Property is Abutting the Shoreline
☒ Proposed project's approximate distance from shoreline (based on aerial map): 350 ft.
- Property is Not Abutting the Shoreline
☐ Proposed project's approximate distance from shoreline (based on aerial map): _____ ft.
- Additional Information:
☐ Shoreline Change (Erosion/Accretion) Rate: -.1 ft./year
(Information available here: www.soest.hawaii.edu/coasts/kauaiconty/KCounty.html)
☐ Number and description of parcels (including roads, buildings, structures) between Shoreline and this parcel:

Kalihiwai Road is between the parcel and the shoreline.



PLANNING DEPARTMENT SHORELINE SETBACK APPLICATION

☒ Topography (undulating, flat, slope, etc.) and ground elevation of subject parcel (Lowest and Highest elevations)
The property is flat along Kaohe road but starts to slope dramatically towards Kalihiwai Rd. at approximately the middle of the property.

☒ Shoreline type (e.g. beach, dune, rocky, sandy with rocky outcropping, etc.)
The shoreline is rocky and sandy with Kalihiwai Road running along the shoreline.

☐ Artificially armored Shoreline
☐ If checked, what type of armoring (e.g. seawall, revetment, bulkhead): _____
☐ Is the armoring permitted/authorized? _____
☐ Date of authorization (attach copy of authorization letter): _____

☐ Is property in coastal floodplain (if checked, what zone)? _____
☒ Has this property been subject to coastal hazards (i.e. flooding, erosion, tsunami, etc.) in the past?
Not to the owner's knowledge.

PLEASE NOTE:

Any misrepresentation of information in this shoreline setback application will result in revocation of this determination and may result in fines and criminal prosecution.

Applicant's Signature

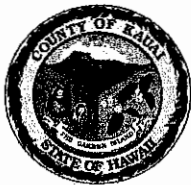
Allyssa 2/20/20
Signature Date

Applicability (to be completed by Planning Department)	
<input checked="" type="checkbox"/>	Setback Determination necessary. Requirements of Ordinance No. 979 are applicable.
<input type="checkbox"/>	Setback Determination is NOT necessary. Requirements of Ordinance No. 979 are not applicable.
<u><i>[Signature]</i></u> <u>3.5.20</u> Planning Director or designee Date	

If **Part A** has been deemed that a Determination will be necessary, the additional information will be required for submission of this application.

Part B

- ☐ A non-refundable processing fee of **one hundred dollars (\$100.00)** shall accompany a request for determination. (§8-27.8(e))
- ☐ An aerial map/image (ex. Google Maps or Google Earth) with a line drawn from the shoreline/vegetation line (approximate shoreline) to the proposed project and the calculated distance in feet.
- ☐ A detailed Plot Plan to scale with all existing and proposed structures including driveways, visible lot coverage, setbacks and measurement details, fences, gates, and walls, etc.
- ☐ Building Permit Number (If building plans submitted)



PLANNING DEPARTMENT SHORELINE SETBACK DETERMINATION

Exemption Determination



Exemption 1

In cases where the proposed structure or subdivision satisfies the following four criteria:

(A) In cases where the proposed structure or subdivision is located outside of the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) 'V' or 'VE' flood zones;

(B) The proposed structure or subdivision is located at an elevation which is thirty (30) feet above sea level or greater;

(C) The applicant can demonstrate to the satisfaction of the Planning Director that the property is clearly adjacent to a rocky shoreline and that it will not affect or be affected by coastal erosion or hazards; and

(D) The shoreline setback shall be sixty (60) feet from the certified shoreline which has been established not more than twelve (12) months from the date of the application for the exception under this section.



Exemption 2

In cases where the applicant can demonstrate to the satisfaction of the Planning Director that the applicant's proposed structure or subdivision will not affect beach processes, impact public beach access, or be affected by or contribute to coastal erosion or hazards, excluding natural disasters. Factors to be considered shall include, but not be limited to, proximity to the shoreline, topography, properties between shoreline and applicant's property, elevation, and the history of coastal hazards in the area.



Exemption 3

Pursuant to §8-27.7, those structures and uses found exempt in Table 3 (see pg. 7) including repairs and renovations to a lawfully existing structure, including nonconforming structures, provided that:

(A) The repairs DO NOT enlarge, add to or expand the structure; increase the size or degree of non-conformity; or intensify the use of the structure or its impact on coastal processes;

(B) The repairs DO NOT constitute a substantial improvement of the structure; and

(C) The repairs are permitted by the Comprehensive Zoning Ordinance, Development Plans, building code, floodplain management regulations, special management area requirements under HRS Chapter 205A and any other applicable rule or law.



Letter from the Department of Public Works stating that the proposed project does **NOT** constitute "Substantial Improvement," pursuant to §8-27.2 (If applicable, will require valuation of project).

Exemption Determination (to be completed by Planning Department)



Pursuant to §8-27.3 the Kaua'i County Code, 1987 as amended, the Planning Department hereby certifies the proposed structure(s) or subdivision(s) as exempt from those shoreline setback determination requirements established under §8-27.8.



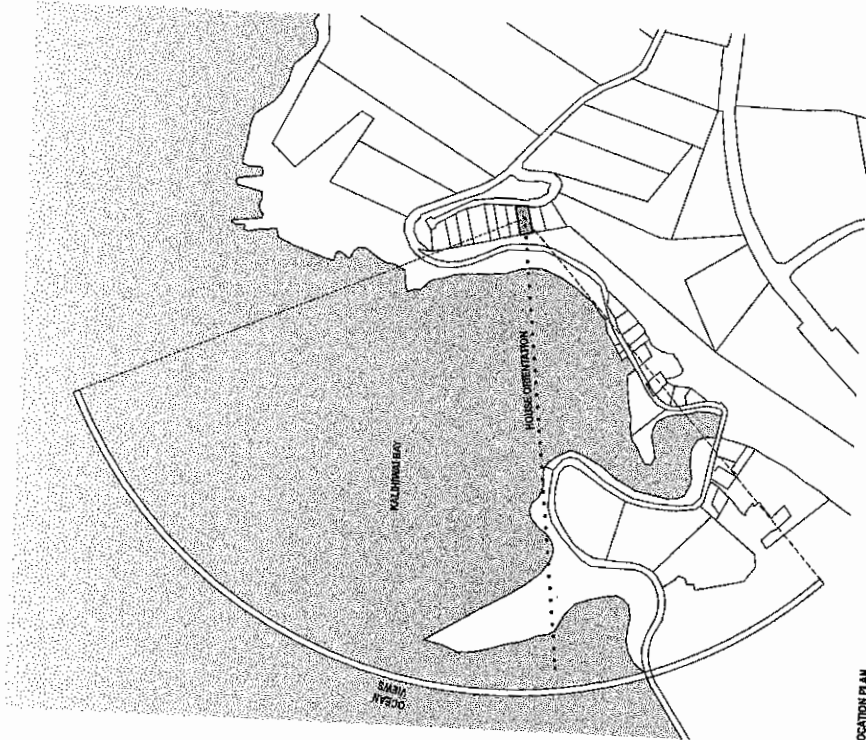
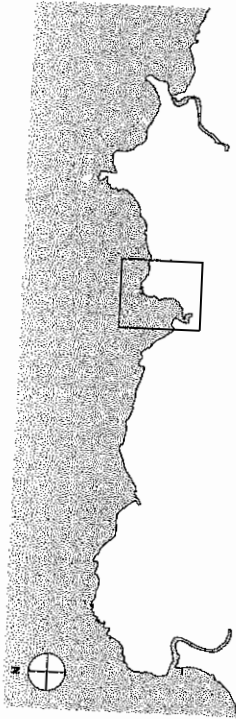
Pursuant to §8-27.7 the Kaua'i County Code, 1987 as amended, the proposed structure(s) is permitted within the shoreline setback area. While exempt from those shoreline setback determination requirements established under §8-27.8, the proposed structure(s) is subject to the conditions of §8-27.7(b). (See pg. 8)

Planning Director or designee

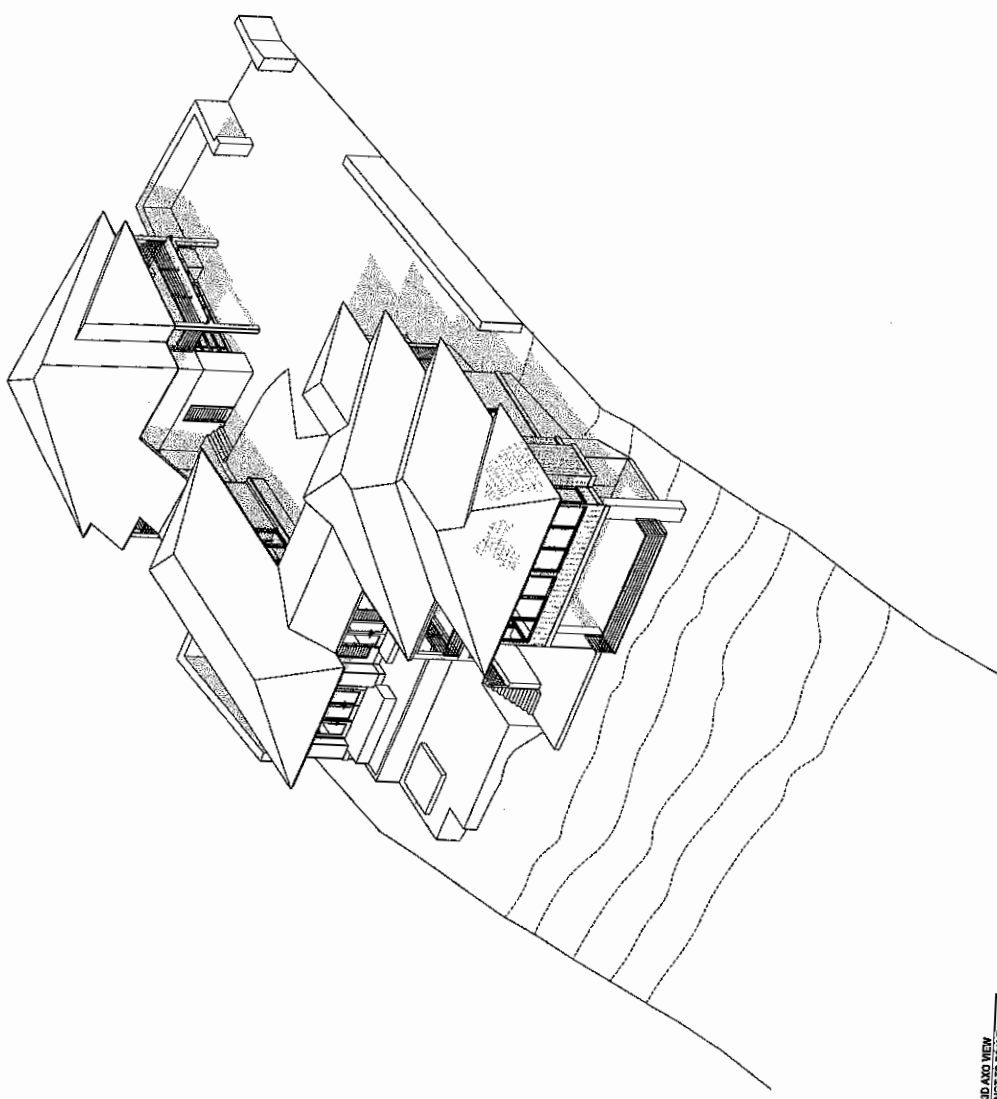
Date



Additional comments/conditions:



LOCATION PLAN
NOT TO SCALE

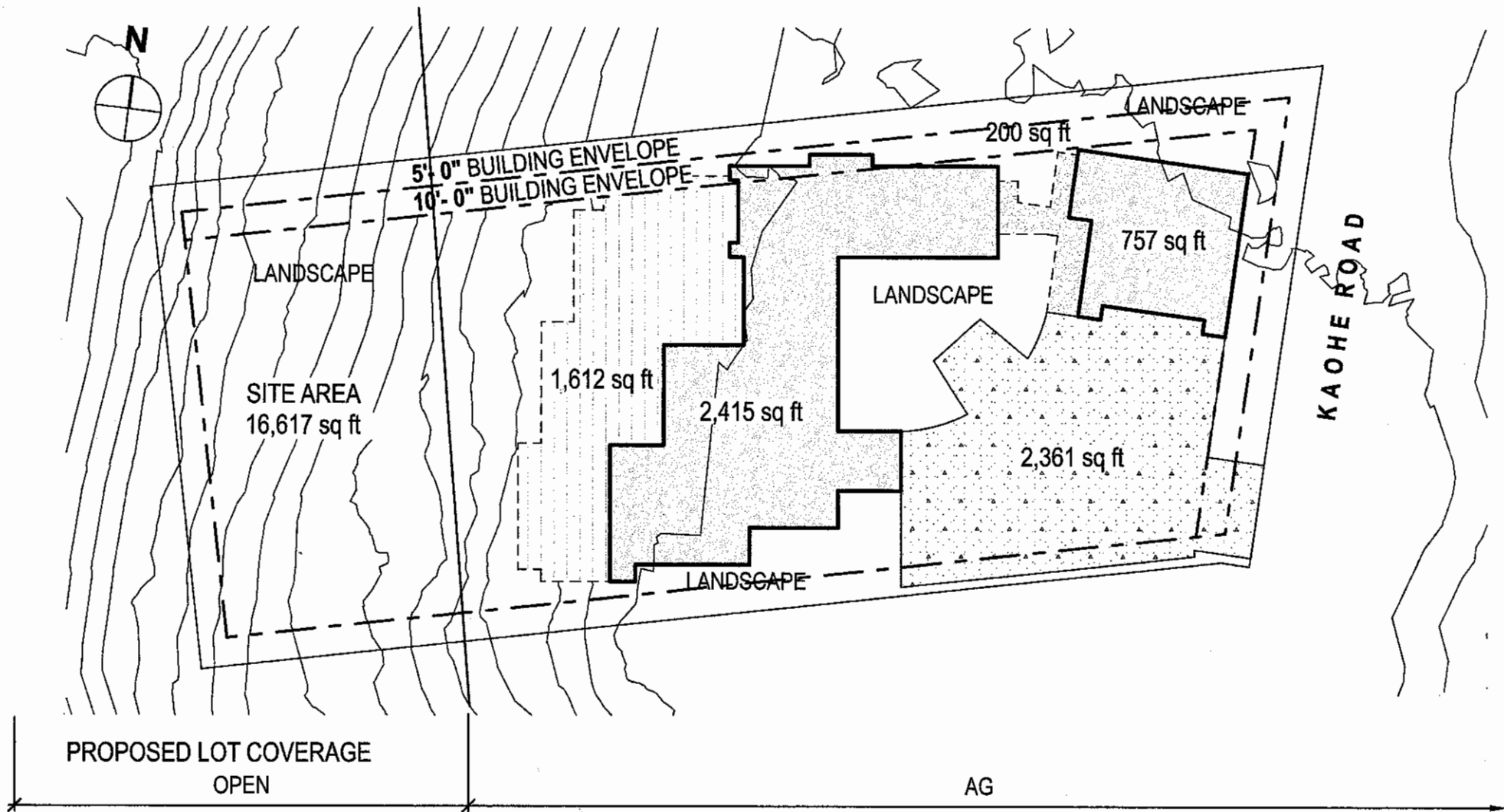


3D AXO VIEW
NOT TO SCALE

T.M.K.
5-2-90: 012

KAOHE HOUSE
3015 Kaohe Road, Kilauea, HI

ISSUED FOR INFORMATION ONLY			
REV	DATE	DESCRIPTION	BY
1	10/10/17	ISSUED	2018-10-17
A1-00		REV A	



TMK (4) 5-2 :010 :012



THK (4) 5 -2 -010:012

Red Lake Management, SA
P.O. Box 146
Roadtown, Tortola
VG1110
British Virgin Islands

April 5, 2019

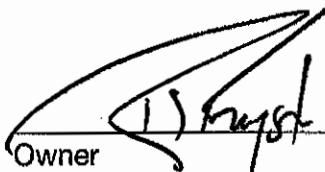
Planning Department
County of Kaua'i
4444 Rice Street, Suite A473
Lihue, HI 96766

Re: 3015 Kaohe Road, Kilauea
TMK: (4) 5-2-010-012

Dear Sir or Madam

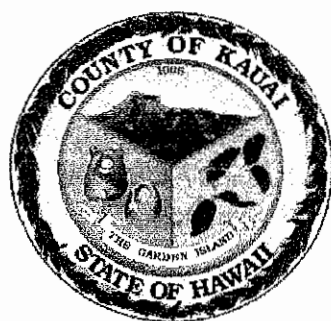
As owner of the property located at 3015 Kaohe Road, Kilauea, identified y TMK (4) 5-2-010-012, we wish to authorize Steve Goldberg and Aubrey Summers to file and process any and all applications necessary to obtain governmental permits relating to the property, including but not limited to building permits, grading permits, grubbing permits, or any other permits issued by any department, agency, board of commission of the Count of Kaua'i, which are necessary for construction or for the development of the property.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Foyston", is written over a horizontal line.

Owner
Red Lake Management, SA

Richard Foyston.



PLANNING DEPARTMENT
SHORELINE SETBACK APPLICATION

FOR OFFICIAL USE ONLY:	
SSD 2020 - 36	
Acceptance Date:	3/5/20
Website Posting Date:	3/11/20
Determination Date:	3/5/20
Planning Commission Date:	NA
Expiration Date:	3/5/21
Planner Assigned:	SL

Instructions: File all information requested under Part A for processing the Determination of Applicability (§8-27.1), including signature page. Fill out Parts A and B if you know that your parcel will require a Certified Shoreline Survey, due to the proximity to the shoreline. If you are proposing a permitted structure or subdivision within the shoreline setback area fill in Part C. For applications involving a variance, complete Part D.

Applicant Information	
Applicant:	Marc Ventura for Jim + Sue Henderson
Mailing Address:	4202 Rice Street Suite #102 Lihue, HI 96766
Phone:	(808) 246-3936
Email:	marc@marcventura.com
Applicant's Status: (Check one)	
<input type="checkbox"/> Owner of the Property	(Holder of at least 75% of the equitable and legal title)
<input type="checkbox"/> Lessee of the Property	Lessee must have an unexpired and recorded lease of five (5) years or more from the date of filing of this application. If not, Owner(s) must provide a Letter of Authorization.
<input checked="" type="checkbox"/> Authorized Agent	Attach Letter of Authorization
Transmittal Date:	11/8/19

Project Information (attach additional sheets, if necessary)	
County Zoning District:	R20
Tax Map Key(s):	(4) 2-8-015.003 unit 11
Land Area:	4.85 Acres
Nature of Development: (Description of proposed structure or subdivision)	Piping replacement, drywall damage repair, kitchen bathroom and finish alterations.

**NO PERMITS WILL BE ISSUED WITHOUT PLANNING COMMISSION ACCEPTANCE,
EXCEPT AS PROVIDED IN §8-27.8(c)(8)**

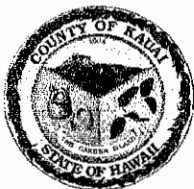
Part A

Shoreline Setback Determination of Applicability (§8-27.1)

Check all that apply, fill in applicable information. Any box checked must be accompanied by additional information, photos and/or documentation.

- Property is Abutting the Shoreline
☐ Proposed project's approximate distance from shoreline (based on aerial map): _____ ft.
- Property is Not Abutting the Shoreline
☒ Proposed project's approximate distance from shoreline (based on aerial map): ~200' ft.
- Additional Information:
☐ Shoreline Change (Erosion/Accretion) Rate: _____ ft./year
(Information available here: www.soest.hawaii.edu/coasts/kauaicounty/KCounty.html)
☒ Number and description of parcels (including roads, buildings, structures) between Shoreline and this parcel:

Poipu Beach Road separates the existing building from the shoreline



PLANNING DEPARTMENT
SHORELINE SETBACK APPLICATION

- ☒ Topography (undulating, flat, slope, etc.) and ground elevation of subject parcel (Lowest and Highest elevations)

Improved landscaping, slightly undulating

- ☒ Shoreline type (e.g. beach, dune, rocky, sandy with rocky outcropping, etc.)

Rocky shoreline

- ☐ Artificially armored Shoreline

☐ If checked, what type of armoring (e.g. seawall, revetment, bulkhead): _____

☐ Is the armoring permitted/authorized? _____

☐ Date of authorization (attach copy of authorization letter): _____

- ☐ Is property in coastal floodplain (if checked, what zone)? _____

- ☐ Has this property been subject to coastal hazards (i.e. flooding, erosion, tsunami, etc.) in the past?

PLEASE NOTE:

Any misrepresentation of information in this shoreline setback application will result in revocation of this determination and may result in fines and criminal prosecution.

Applicant's Signature

Digitally signed by Marc Ventura
DN: cn=Marc Ventura, o=MVAIALLC, ou, email=marc@marcventura.com, c=US
Date: 2019.11.08 10:00:51 -1000

2/27/20

Signature

Date

Applicability (to be completed by Planning Department)

- ☒ **Setback Determination necessary.** Requirements of Ordinance No. 979 are applicable.

- ☐ **Setback Determination is NOT necessary.** Requirements of Ordinance No. 979 are not applicable.

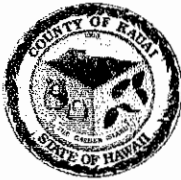
Planning Director or designee

Date

If **Part A** has been deemed that a Determination will be necessary, the additional information will be required for submission of this application.

Part B

- ☐ A non-refundable processing fee of **one hundred dollars (\$100.00)** shall accompany a request for determination. (§8-27.8(e))
- ☒ An aerial map/image (ex. Google Maps or Google Earth) with a line drawn from the shoreline/vegetation line (approximate shoreline) to the proposed project and the calculated distance in feet.
- ☒ A detailed Plot Plan **to scale** with all existing and proposed structures including driveways, visible lot coverage, setbacks and measurement details, fences, gates, and walls, etc.
- ☒ Building Permit Number (If building plans submitted) **BP19-0002466**



**PLANNING DEPARTMENT
SHORELINE SETBACK DETERMINATION**

Exemption Determination

☐ **Exemption 1**

In cases where the proposed structure or subdivision satisfies the following four criteria:

(A) In cases where the proposed structure or subdivision is located outside of the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) 'V' or 'VE' flood zones;

(B) The proposed structure or subdivision is located at an elevation which is thirty (30) feet above sea level or greater;

(C) The applicant can demonstrate to the satisfaction of the Planning Director that the property is clearly adjacent to a rocky shoreline and that it will not affect or be affected by coastal erosion or hazards; and

(D) The shoreline setback shall be sixty (60) feet from the certified shoreline which has been established not more than twelve (12) months from the date of the application for the exception under this section.

☒ **Exemption 2**

In cases where the applicant can demonstrate to the satisfaction of the Planning Director that the applicant's proposed structure or subdivision will not affect beach processes, impact public beach access, or be affected by or contribute to coastal erosion or hazards, excluding natural disasters. Factors to be considered shall include, but not be limited to, proximity to the shoreline, topography, properties between shoreline and applicant's property, elevation, and the history of coastal hazards in the area.

☐ **Exemption 3**

Pursuant to §8-27.7, those structures and uses found exempt in Table 3 (see pg. 7) including repairs and renovations to a lawfully existing structure, including nonconforming structures, provided that:

(A) The repairs DO NOT enlarge, add to or expand the structure; increase the size or degree of non-conformity; or intensify the use of the structure or its impact on coastal processes;

(B) The repairs DO NOT constitute a substantial improvement of the structure; and

(C) The repairs are permitted by the Comprehensive Zoning Ordinance, Development Plans, building code, floodplain management regulations, special management area requirements under HRS Chapter 205A and any other applicable rule or law.

☐ Letter from the Department of Public Works stating that the proposed project does **NOT** constitute "Substantial Improvement," pursuant to §8-27.2 (If applicable, will require valuation of project).

Exemption Determination (to be completed by Planning Department)

☒ Pursuant to §8-27.3 the Kaua'i County Code, 1987 as amended, the Planning Department hereby certifies the proposed structure(s) or subdivision(s) as exempt from those shoreline setback determination requirements established under §8-27.8.

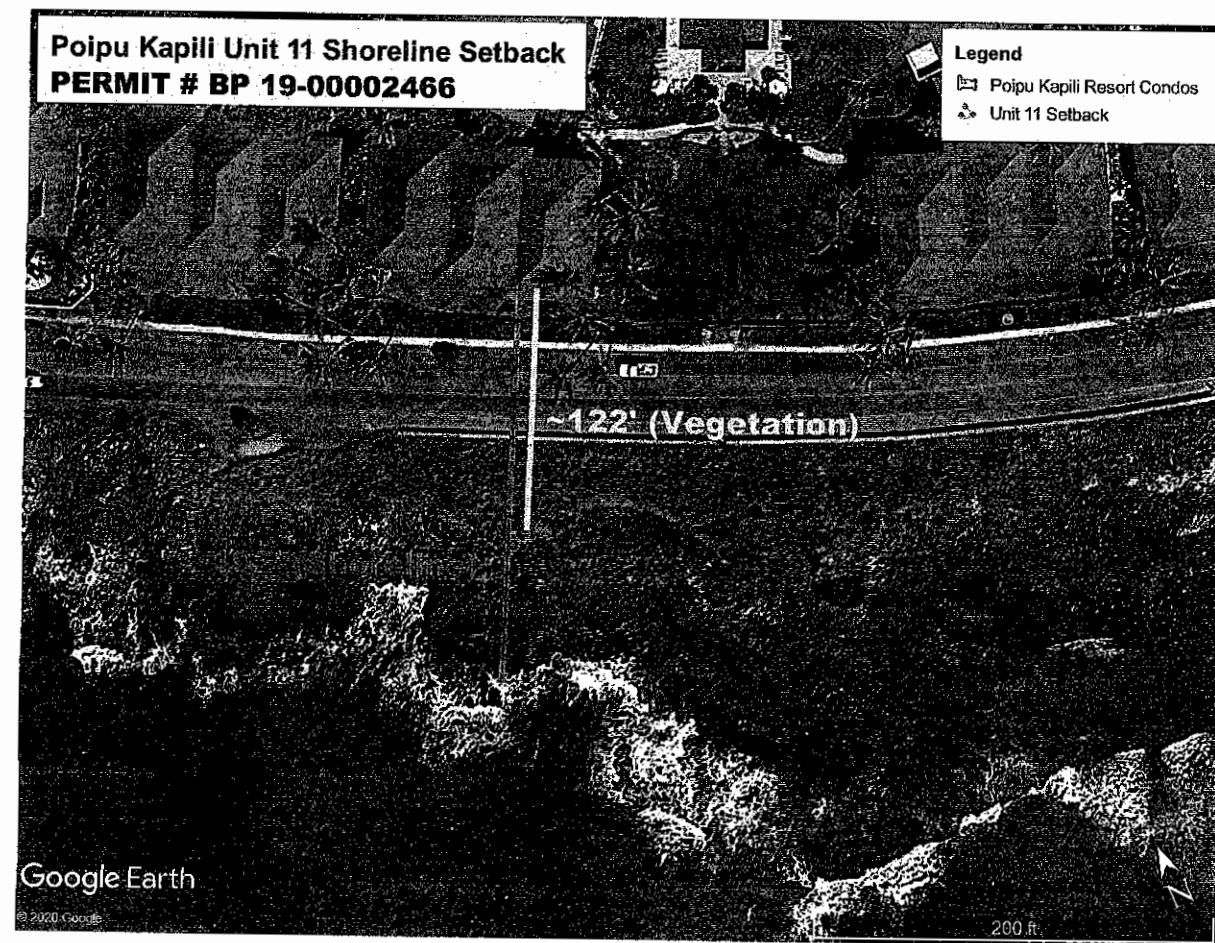
☐ Pursuant to §8-27.7 the Kaua'i County Code, 1987 as amended, the proposed structure(s) is permitted within the shoreline setback area. While exempt from those shoreline setback determination requirements established under §8-27.8, the proposed structure(s) is subject to the conditions of §8-27.7(b). (See pg. 8)

Planning Director or designee

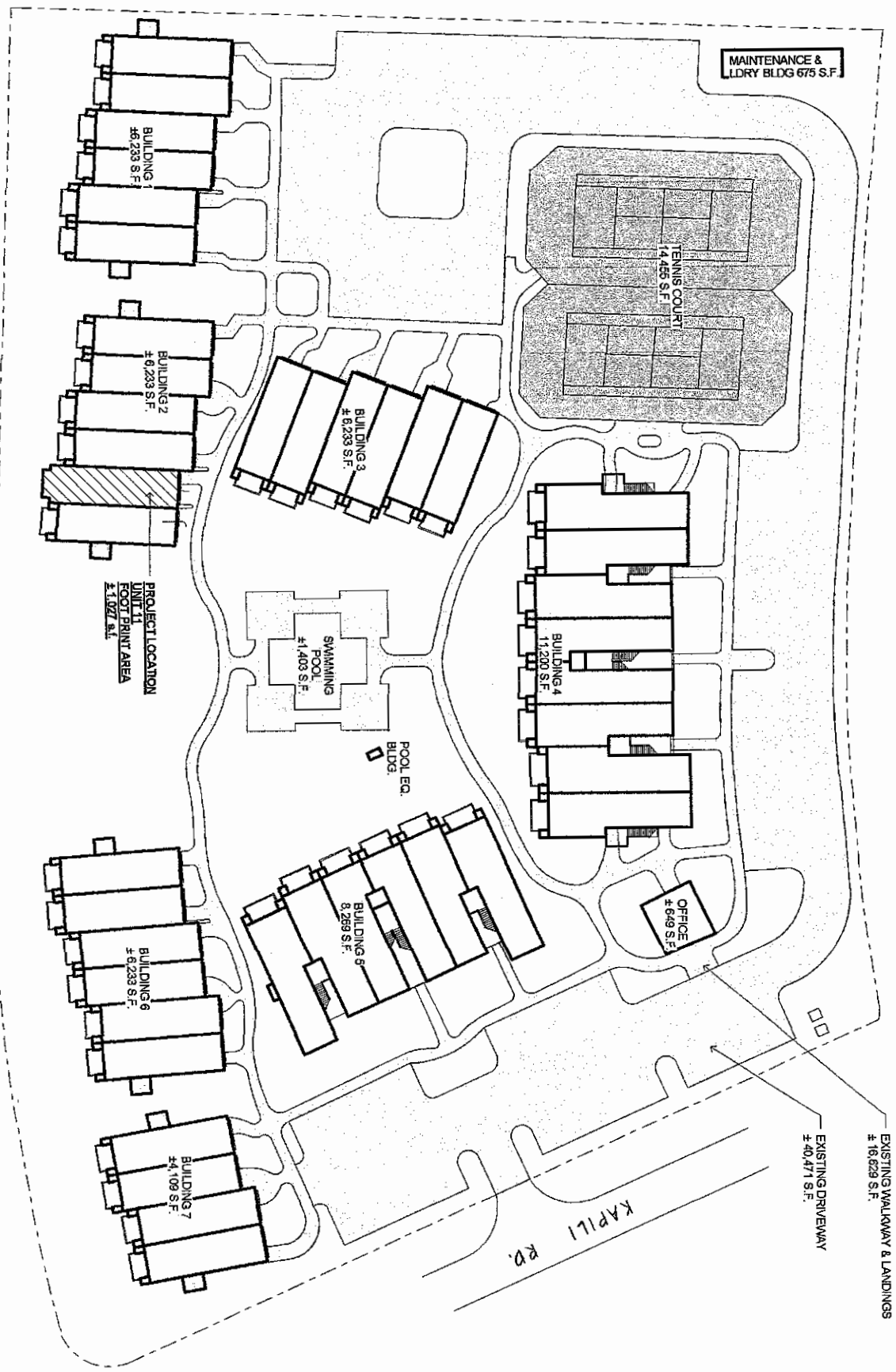
Date

☐ **Additional comments/conditions:**

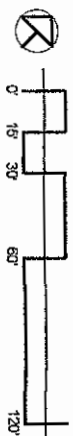
3.9.2020
Sub. Imp. 1 tr.
waived per KCM



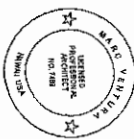
SITE INFORMATION:
EXISTING BUILDINGS FOOTPRINT AREA: ±49,834 S.F.
EXISTING RECREATIONAL AREAS: ±15,868 S.F.
EXISTING WALKWAY & LANDINGS: ±16,629 S.F.
EXISTING DRIVEWAY: ±40,471 S.F.



1 OVERALL SITE PLAN
1" = 30'-0"



MARC VENTURA, AIA, LLC
4202 Rice St.
Lihue, Kaua'i 96766
Phone: 808 246 3936
Fax: 808 246 3936

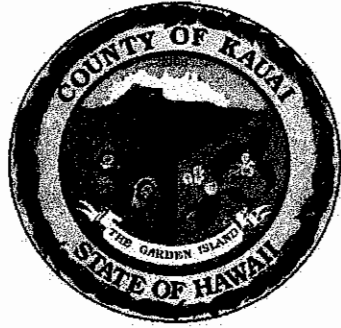


HENDERSON'S CONDO
UNIT REMODEL POIPU
KAPILI UNIT# 11
2221 KAPILI ROAD,
KOLOA, KAUAI, HAWAII
TMK(4) 2-8-015.003

REV	DESCRIPTION	DATE

A0.1

SITE PLAN



PLANNING DEPARTMENT
SHORELINE SETBACK APPLICATION

FOR OFFICIAL USE ONLY:	
SSD	2020 - 37
Acceptance Date:	3/5/20
Website Posting Date:	3/6/20
Determination Date:	3/5/20
Planning Commission Date:	NA
Expiration Date:	3/5/21
Planner Assigned:	JS

Instructions: File all information requested under Part A for processing the Determination of Applicability (§8-27.1), including signature page. Fill out Parts A and B if you know that your parcel will require a Certified Shoreline Survey, due to the proximity to the shoreline. If you are proposing a permitted structure or subdivision within the shoreline setback area fill in Part C. For applications involving a variance, complete Part D.

Applicant Information	
Applicant:	Jon Kagle , Cogent Designs for Owner Joe Heney
Mailing Address:	P.O. Box 617 Kapaa, HI 96746
Phone:	652-0015
Email:	jon@cogentd.com
Applicant's Status: (Check one)	
<input type="checkbox"/> Owner of the Property	(Holder of at least 75% of the equitable and legal title)
<input type="checkbox"/> Lessee of the Property	Lessee must have an unexpired and recorded lease of five (5) years or more from the date of filing of this application. If not, Owner(s) must provide a Letter of Authorization.
<input checked="" type="checkbox"/> Authorized Agent	Attach Letter of Authorization
Transmittal Date:	21 February 2020

Project Information (attach additional sheets, if necessary)	
County Zoning District:	Residential (R-10)
Tax Map Key(s):	2-8-019:008
Land Area:	20,671
Nature of Development: (Description of proposed structure or subdivision)	Enclosure of existing open area below residence. To be used as Garage and Storage.

**NO PERMITS WILL BE ISSUED WITHOUT PLANNING COMMISSION ACCEPTANCE,
EXCEPT AS PROVIDED IN §8-27.8(c)(8)**

Part A

Shoreline Setback Determination of Applicability (§8-27.1)

Check all that apply, fill in applicable information. Any box checked must be accompanied by additional information, photos and/or documentation.

- Property is Abutting the Shoreline
☐ Proposed project's approximate distance from shoreline (based on aerial map): _____ ft.
- Property is Not Abutting the Shoreline
☒ Proposed project's approximate distance from shoreline (based on aerial map): 200 ft.
- Additional Information:
☒ Shoreline Change (Erosion/Accretion) Rate: 0 ft./year
(Information available here: www.soest.hawaii.edu/coasts/kauaicounty/KCounty.html)
☒ Number and description of parcels (including roads, buildings, structures) between Shoreline and this parcel:

Residentially developed properties along the shoreline, TMK# 2-8-019:007 and a 16' wide access easement lie between the shoreline and the subject parcel.



PLANNING DEPARTMENT
SHORELINE SETBACK APPLICATION

☒ Topography (undulating, flat, slope, etc.) and ground elevation of subject parcel (Lowest and Highest elevations)
Subject parcel is relatively flat at existing building areas with moderate slope from north to south across the property.

☒ Shoreline type (e.g. beach, dune, rocky, sandy with rocky outcropping, etc.)
Rocky cliff and outcroppings.

☐ Artificially armored Shoreline
☐ If checked, what type of armoring (e.g. seawall, revetment, bulkhead): _____
☐ Is the armoring permitted/authorized? _____
☐ Date of authorization (attach copy of authorization letter): _____

☒ Is property in coastal floodplain (if checked, what zone)? X and XS
☐ Has this property been subject to coastal hazards (i.e. flooding, erosion, tsunami, etc.) in the past?

PLEASE NOTE:

Any misrepresentation of information in this shoreline setback application will result in revocation of this determination and may result in fines and criminal prosecution.

Applicant's Signature

Signature Jim M. Igle Date 26 Feb 2020

Applicability (to be completed by Planning Department)	
<input checked="" type="checkbox"/>	Setback Determination necessary. Requirements of Ordinance No. 979 are applicable.
<input type="checkbox"/>	Setback Determination is NOT necessary. Requirements of Ordinance No. 979 are not applicable.
Planning Director or designee <u>[Signature]</u> Date <u>3.5.20</u>	

If **Part A** has been deemed that a Determination will be necessary, the additional information will be required for submission of this application.

Part B

- ☒ A non-refundable processing fee of one hundred dollars (\$100.00) shall accompany a request for determination. (§8-27.8(e))
- ☒ An aerial map/image (ex. Google Maps or Google Earth) with a line drawn from the shoreline/vegetation line (approximate shoreline) to the proposed project and the calculated distance in feet.
- ☒ A detailed Plot Plan to scale with all existing and proposed structures including driveways, visible lot coverage, setbacks and measurement details, fences, gates, and walls, etc.
- ☒ Building Permit Number (If building plans submitted)



PLANNING DEPARTMENT
SHORELINE SETBACK DETERMINATION

Exemption Determination

☐ Exemption 1

In cases where the proposed structure or subdivision satisfies the following four criteria:

- (A) In cases where the proposed structure or subdivision is located outside of the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) 'V' or 'VE' flood zones;
- (B) The proposed structure or subdivision is located at an elevation which is thirty (30) feet above sea level or greater;
- (C) The applicant can demonstrate to the satisfaction of the Planning Director that the property is clearly adjacent to a rocky shoreline and that it will not affect or be affected by coastal erosion or hazards; and
- (D) The shoreline setback shall be sixty (60) feet from the certified shoreline which has been established not more than twelve (12) months from the date of the application for the exception under this section.

☒ Exemption 2

In cases where the applicant can demonstrate to the satisfaction of the Planning Director that the applicant's proposed structure or subdivision will not affect beach processes, impact public beach access, or be affected by or contribute to coastal erosion or hazards, excluding natural disasters. Factors to be considered shall include, but not be limited to, proximity to the shoreline, topography, properties between shoreline and applicant's property, elevation, and the history of coastal hazards in the area.

☐ Exemption 3

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- (A) The repairs DO NOT enlarge, add to or expand the structure; increase the size or degree of non-conformity; or intensify the use of the structure or its impact on coastal processes;
- (B) The repairs DO NOT constitute a substantial improvement of the structure; and
- (C) The repairs are permitted by the Comprehensive Zoning Ordinance, Development Plans, building code, floodplain management regulations, special management area requirements under HRS Chapter 205A and any other applicable rule or law.

- ☐ Letter from the Department of Public Works stating that the proposed project does **NOT** constitute "Substantial Improvement," pursuant to §8-27.2 (If applicable, will require valuation of project).

Exemption Determination (to be completed by Planning Department)

- ☒ Pursuant to §8-27.3 the Kaua'i County Code, 1987 as amended, the Planning Department hereby certifies the proposed structure(s) or subdivision(s) as exempt from those shoreline setback determination requirements established under §8-27.8.
- ☐ Pursuant to §8-27.7 the Kaua'i County Code, 1987 as amended, the proposed structure(s) is permitted within the shoreline setback area. While exempt from those shoreline setback determination requirements established under §8-27.8, the proposed structure(s) is subject to the conditions of §8-27.7(b). (See pg. 8)

Planning Director or designee

Date

- ☐ Additional comments/conditions:

3-5-20
Sub. Imp. ltr
waived per KM



Letter of Authorization

I, Joe Heney, owner of lot T.M.K. (4) 2-8-019:008, enable Jon Kagle of Cogent Designs to act as the Authorized Agent regarding the permitting of the proposed renovation on the aforementioned property.

A handwritten signature in black ink, appearing to be "Joe Heney", is written over a horizontal line.

R. Hoeme Construction LLC

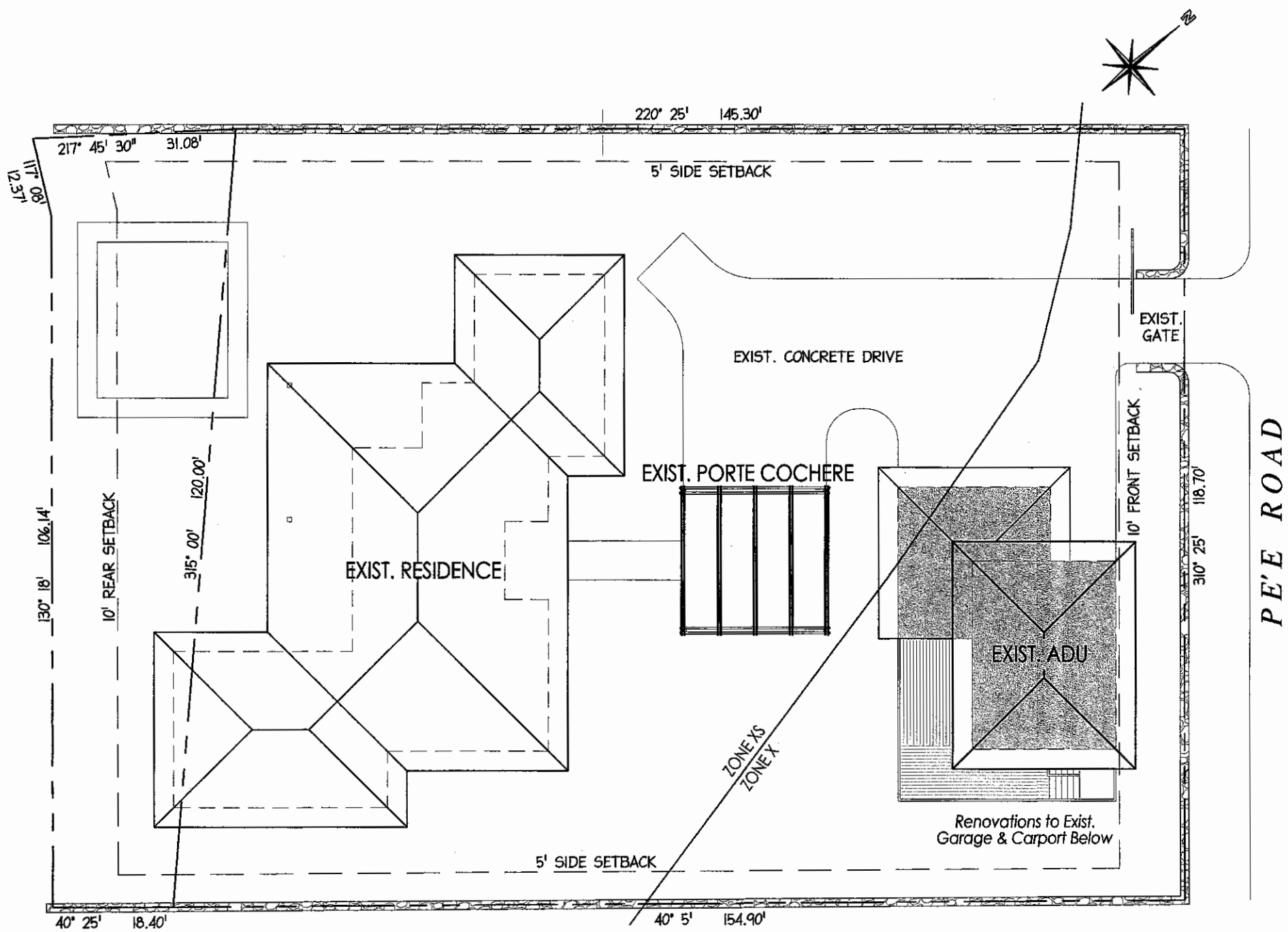
P.O. Box 622
Kalaheo, HI 96741

Estimate

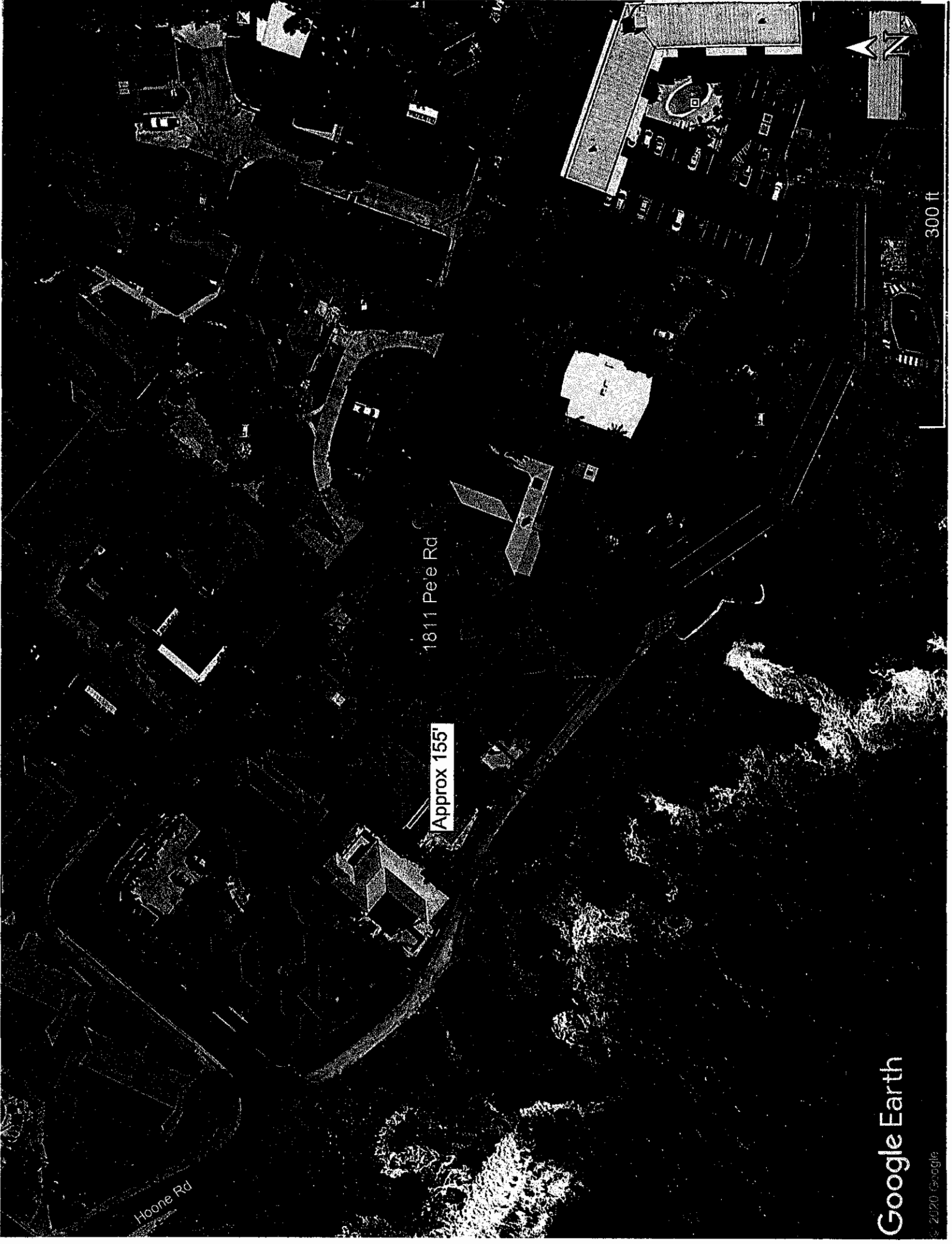
Date	Estimate #
2/14/2020	57

Name / Address
JOE & CZ HENEY 1811 PE'E ROAD KOLOA, HI 96756

Item	Description	Total
	ESTIMATE BASED ON PLANS BY COGENT DESIGNS DATED 1. 23. 2020	
	LABOR & MATERIAL	
DEMO	REMOVE SPALLING COLUMNS	20,768.00T
DEMO	CUT AND REMOVE SLAB AS NEEDED FOR FOOTINGS	3,894.00T
CONCRETE	FOOTINGS	10,300.00T
CONCRETE	COLUMNS	25,388.00T
MASONARY	HOLLOW WALL TILE	5,355.00T
GLASS/GLAZING	WINDOWS AND DOORS	10,233.00T
DOORS	GARAGE DOOR	9,144.00T
CARPENTRY	FRAMING	16,000.00T
ELECTRICAL	ROUGH-IN/FIXTURES	3,678.00T
DRYWALL	5/8" DRYWALL ON LID	4,444.00T
PAINTING/DECOR	INTERIOR EXTERIOR	4,500.00T
TRASH DISPOSAL	TRASH DISPOSAL	8,000.00T
PROFIT & OVERHEAD	PROFIT & OVERHEAD	12,170.40T
	state	6,308.16
Total		\$140,182.56



1 Plot Plan
1" = 20'-0"



Google Earth

© 2020 Google



PLANNING DEPARTMENT
SHORELINE SETBACK APPLICATION

FOR OFFICIAL USE ONLY:	
SSD 2020 - 38	
Acceptance Date:	3/5/20
Website Posting Date:	3/6/20
Determination Date:	3/5/20
Planning Commission Date:	NA
Expiration Date:	3/5/21
Planner Assigned:	JS

Instructions: File all information requested under Part A for processing the Determination of Applicability (§8-27.1), including signature page. Fill out Parts A and B if you know, due to proximity of the shoreline, that your parcel will require a Certified Shoreline Survey. If you are proposing a permitted structure or subdivision within the shoreline setback area fill in Part C. For applications involving a variance, complete Part D.

Applicant Information	
Applicant:	Miyashiro And Associates, Inc. for Kawaihoa Development
Mailing Address:	850 Richards Street, Penthouse Honolulu, HI 96813
Phone:	808-536-8768
Email:	Tim@mai-hawaii.net
Applicant's Status: (Check one)	
<input type="checkbox"/> Owner of the Property	(Holder of at least 75% of the equitable and legal title)
<input type="checkbox"/> Lessee of the Property	Lessee must have an unexpired and recorded lease of five (5) years or more from the date of filing of this application. If not, Owner(s) must provide a Letter of Authorization.
<input checked="" type="checkbox"/> Authorized Agent	Attach Letter of Authorization
Transmittal Date: 02/13/2020	

Project Information (attach additional sheets, if necessary)	
County Zoning District:	Poipu
Tax Map Key(s):	(4) 2-9-001:002 and 003
Land Area:	37.74 Acres
Nature of Development: (Description of proposed structure or subdivision)	The project will renovate an existing Spa area with the addition of fire sprinkler protection. No new structures will be built.

NO PERMITS WILL BE ISSUED WITHOUT PLANNING COMMISSION ACCEPTANCE,
EXCEPT AS PROVIDED IN §8-27.8(c)(8)

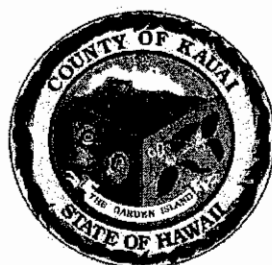
Part A

Shoreline Setback Determination of Applicability (§8-27.1)

Check all that apply, fill in applicable information. Any box checked must be accompanied by additional information, photos and/or documentation.

- ☒ Properties Abutting the Shoreline
☒ Project's approximate distance from shoreline: 466 feet
- ☐ Properties Not Abutting the Shoreline
☐ Project's approximate distance from shoreline: _____
- ☒ Additional Information:
☒ Closest distance of improvement(s) from Shoreline is approximately 466 ft.
☐ Number of parcels and type of improvements (roads, buildings, structures) between Shoreline and this parcel:

--



PLANNING DEPARTMENT
SHORELINE SETBACK APPLICATION

FOR OFFICIAL USE ONLY:	
SSD 201 -	
Acceptance Date:	
Website Posting Date:	
Determination Date:	
Planning Commission Date:	
Expiration Date:	
Planner Assigned:	

- ☒ Topography (undulating, flat, slope, etc.) and ground elevation of subject parcel (Lowest and Highest elevations)

Slight slope

- ☒ Shoreline type (e.g. beach, dune, rocky, sandy with rocky outcropping, etc.)

Sandy with rocky outcropping. See attached google map of location.

- ☐ Artificially armored Shoreline
- ☐ If checked, what type of armoring (e.g. seawall, revetment, bulkhead):
- ☐ Is the armoring permitted/authorized?
- ☐ Date of authorization (attach copy of authorization letter):
- ☐ Is property in coastal floodplain (if checked, what zone)?
- ☐ Has this property been subject to coastal hazards in the past? (If checked, please describe)

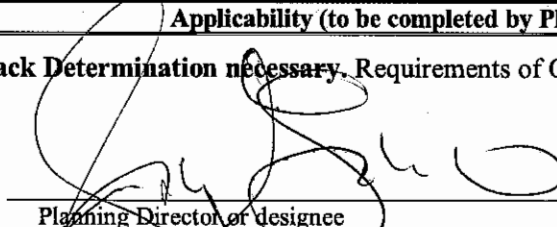
If the proposed structure or subdivision is within the shoreline setback area then, please be aware that if the determination of a structure is approved, the Applicant shall agree in writing that the Applicant, its successors, and permitted assigns shall defend, indemnify, and hold the County of Kaua'i harmless from and against any and all loss, liability, claim or demand arising out of damages to said structures from any coastal natural hazards and coastal erosion, pursuant to §8-27.7(b)(2).

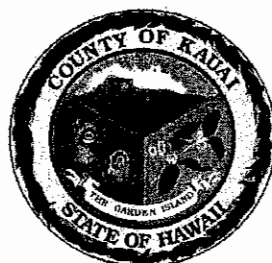
The requirements of the Subsection (b) shall run with the land and shall be set forth in a unilateral agreement recorded by the applicant with the Bureau of Conveyances or the Land Court, whichever is applicable, no later than thirty (30) days after the date of final shoreline approval of the structure under §8-27.8. A copy of the recorded unilateral agreement shall be filed with the Director and the County Engineer no later than forty-five (45) days after the date of the final shoreline determination and approval of the structure and the filing of such with the Director shall be a prerequisite to the issuance of any related building permit. §8-27.7(b)(6).

Applicant's Signature


Signature

2/25/2020
Date

Applicability (to be completed by Planning Department)	
<input checked="" type="checkbox"/>	Setback Determination necessary. Requirements of Ordinance No. 979 are applicable.
	3-5-20
Planning Director or designee	Date



PLANNING DEPARTMENT
SHORELINE SETBACK DETERMINATION

If **Part A** has been deemed that a Determination will be necessary, the additional information will be required for submission of this application.

Part B
Exemption Determination

☒ A non-refundable processing fee of **one hundred dollars (\$100.00)** shall accompany a request for determination. (§8-27.8(e))

☐ **Exemption 1**

In cases where the proposed structure or subdivision satisfies the following four criteria:

- (A) In cases where the proposed structure or subdivision is located outside of the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) 'V' or 'VE' flood zones;
- (B) The proposed structure or subdivision is located at an elevation which is thirty (30) feet above sea level or greater;
- (C) The applicant can demonstrate to the satisfaction of the Planning Director that the property is clearly adjacent to a rocky shoreline and that it will not affect or be affected by coastal erosion or hazards; and
- (D) The shoreline setback shall be sixty (60) feet from the certified shoreline which has been established not more than twelve (12) months from the date of the application for the exception under this section.

☒ **Exemption 2**

In cases where the applicant can demonstrate to the satisfaction of the Planning Director that the applicant's proposed structure or subdivision will not affect beach processes, impact public beach access, or be affected by or contribute to coastal erosion or hazards, excluding natural disasters. Factors to be considered shall include, but not be limited to, proximity to the shoreline, topography, properties between shoreline and applicant's property, elevation, and the history of coastal hazards in the area.

☐ **Exemption 3**

Those structures and uses found exempt in Table 3 (§8-27.7) (see pg. 5-6)

☐ Letter from the Department of Public Works stating that the proposed project does not constitute "Substantial Improvement," pursuant to §8-27.2

Exemption Determination (to be completed by Planning Department)

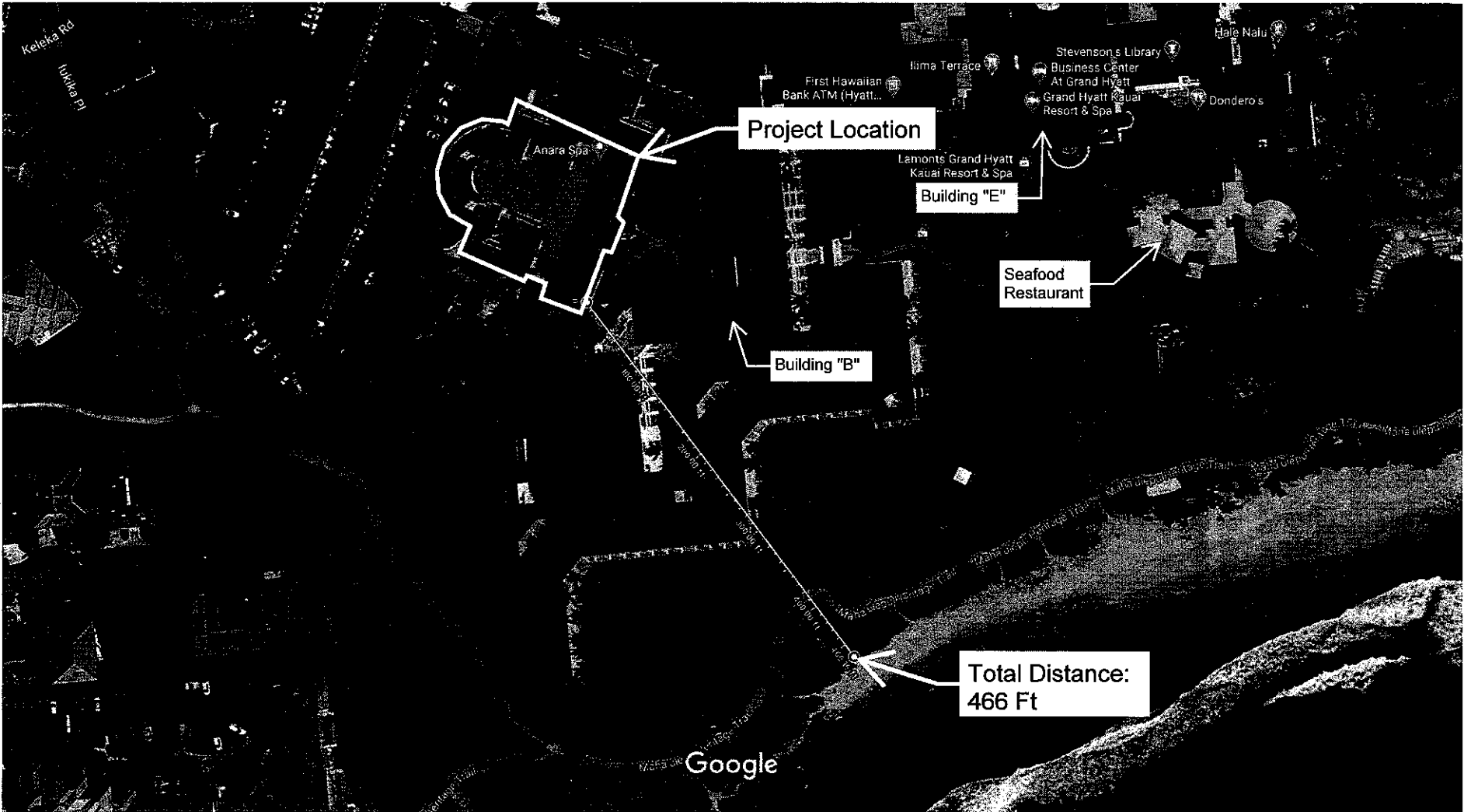
Pursuant to §8-27.3 the Kaua'i County Code, 1987 as amended, the Planning Department hereby certifies the proposed structure(s) or subdivision(s) as exempt from those shoreline setback determination requirements established under §8-27.8.

Planning Director or designee

Date

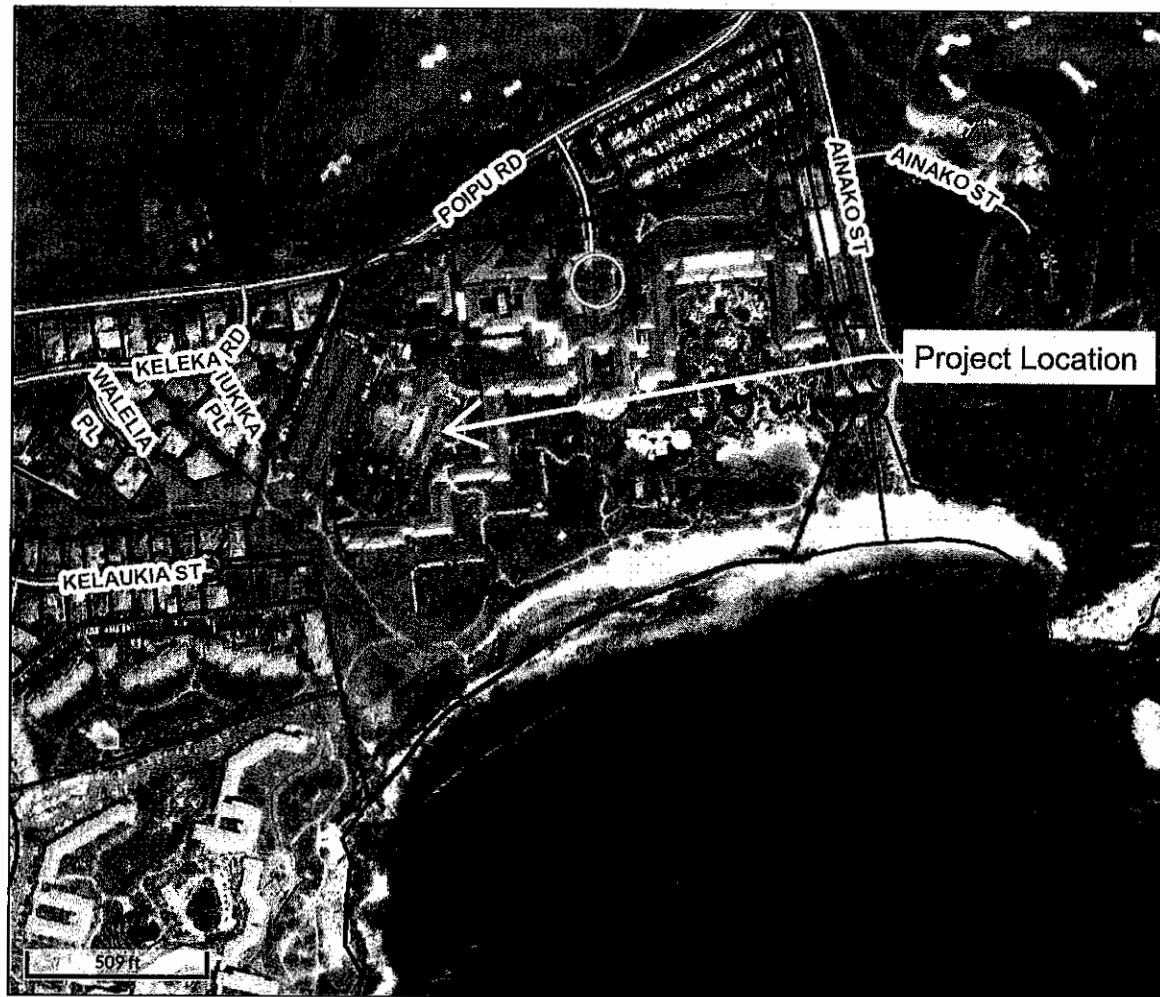
Google Maps

Exhibit "B"



Imagery ©2020 Maxar Technologies, Map data ©2020 100 ft

Measure distance
Total distance: 466.16 ft (142.09 m)



Overview



Legend

- Parcels
- Roads

Parcel ID 290010020000	Situs/Physical Address 1571 POIPU RD	Total Market Value	\$244,634,300	Last 2 Sales		
Acreage 37.742	Mailing Address KAWAIILOA DEVELOPMENT	Total Assessed Value	\$244,634,300	Date	Price	Reason
Class HOTEL	PO BOX 369	Total Exemptions	\$0	n/a	0	n/a
	KOLOA HI 96756	Total Net Taxable Value	\$244,634,300	n/a	0	n/a
Brief Tax Description n/a						
(Note: Not to be used on legal documents)						

The Geographic Information Systems (GIS) maps and data are made available solely for informational purposes. The GIS data is not the official representation of any of the information included, and do not replace a site survey or legal document descriptions. The County of Kauai (County) makes or extends no claims, representations or warranties of any kind, either express or implied, including, without limitation, the implied warranties of merchantability and fitness for a particular purpose, as to the quality, content, accuracy, currency, or completeness of the information, text, maps, graphics, links and other items contained in any of the GIS data. In no event shall the County become liable for any errors or omissions in the GIS, and will not under any circumstances be liable for any direct, indirect, special, incidental, consequential, or other loss, injury or damage caused by its use or otherwise arising in connection with its use, even if specifically advised of the possibility of such loss, injury or damage. The data and or functionality on this site may change periodically and without notice. In using the GIS data, users agree to indemnify, defend, and hold harmless the County for any and all liability of any nature arising out of or resulting from the lack of accuracy or correctness of the data, or the use of the data.

Date created: 8/29/2019
Last Data Uploaded: 8/29/2019 7:27:00 AM

Developed by  Schneider
GEOSPATIAL

Exhibit "A"

February 21, 2020

Planning Department
County of Kauai
4444 Rice Street, Suite A473
Lihue, HI 96766

RE: Letter of Authorization for the shoreline setback application for the Grand Hyatt
Kauai Spa Fire Sprinkler project located at the Grand Hyatt Kauai Resort & Spa
1571 Poipu Road, Koloa, Kauai, Hawaii 96756
Tax Key No.: (4) 2-9-001-002

To Whom It May Concern:

Kawailoa Development, LLP, a Hawaii limited liability partnership, is the owner of the above-referenced property and hereby authorizes Miyashiro & Associates to act as an authorized agent for Kawailoa Development, LLP to procure permits from County and State regulating agencies towards construction of the above-mentioned project.

An authorization shall not be construed as providing Miyashiro & Associates with the authority for any other transaction except as mentioned above.

This letter of authorization shall be void after all necessary permits have been acquired and construction of this project accepted by all agencies and Kawailoa Development, LLP.

Sincerely,

KAWAIILOA DEVELOPMENT, LLP

By: 

TOSHIAKI SHINDO

Its: PRESIDENT

Dated: February 21, 2020

cc: Nick Allday, Miyashiro & Associate
Paul Roberts, Grand Hyatt Kauai Resort & Spa
Anson Abalos, Kawailoa Development, LLP

EXHIBIT LIST:

EXHIBIT	DESCRIPTION
Exhibit “A”	Letter of Authorization.
Exhibit “B”	Google satellite map of the Grand Hyatt showing project location and distance to the apparent shoreline.
Exhibit “C”	Parcel Plan Map of Grand Hyatt Kauai showing land parcel, Parcel ID and TMK number.
Exhibit “D”	Project title sheet with island map showing project location.
Exhibit “E”	Project Architectural site plan sheet.
Exhibit “F”	Partial Floorplan showing nature of work.
Exhibit “G”	Partial Floorplan showing nature of work.

GRAND HYATT KAUAI

ANARA SPA AND OFFICE BUILDING
FIRE SPRINKLER RETROFIT

Exhibit "D"

KOLOA, KAUAI, HAWAII
T.M.K. 2 - 9 - 001 : 002

ANBE, ARUGA & ISHIZU, ARCHITECTS, INC. ARCHITECTS
MIYASHIRO AND ASSOCIATES, INC. MECHANICAL ENGINEERS
COFFMAN ENGINEERS, INC. FIRE PROTECTION ENGINEERS

MIYASHIRO
AND ASSOCIATES, INC.
CONSULTING MECHANICAL ENGINEERS
850 RICHARDS STREET, PENTHOUSE HONOLULU, HAWAII, 96813

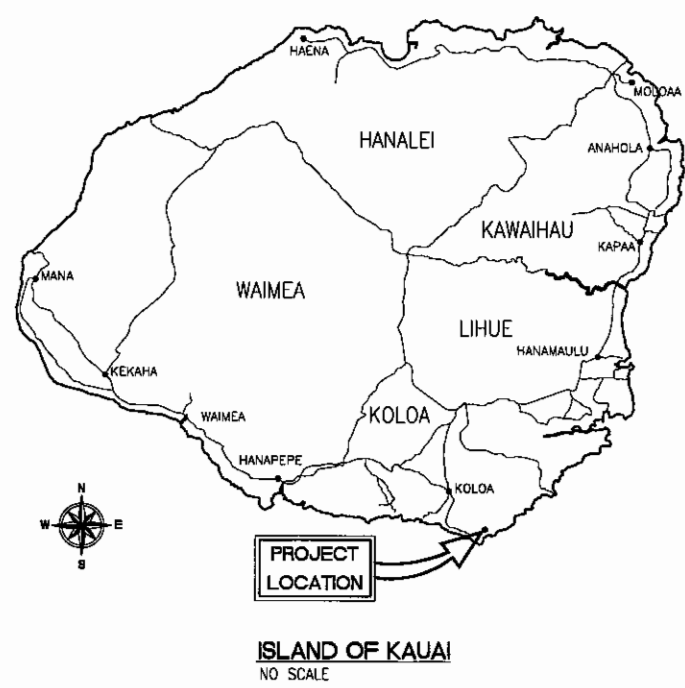
REVISIONS	

SIGNATURE
THIS WORK WAS PREPARED BY ME OR
UNDER MY SUPERVISION AND
CONSTRUCTION OF THIS PROJECT
WILL BE UNDER MY OBSERVATION
04/30/2020

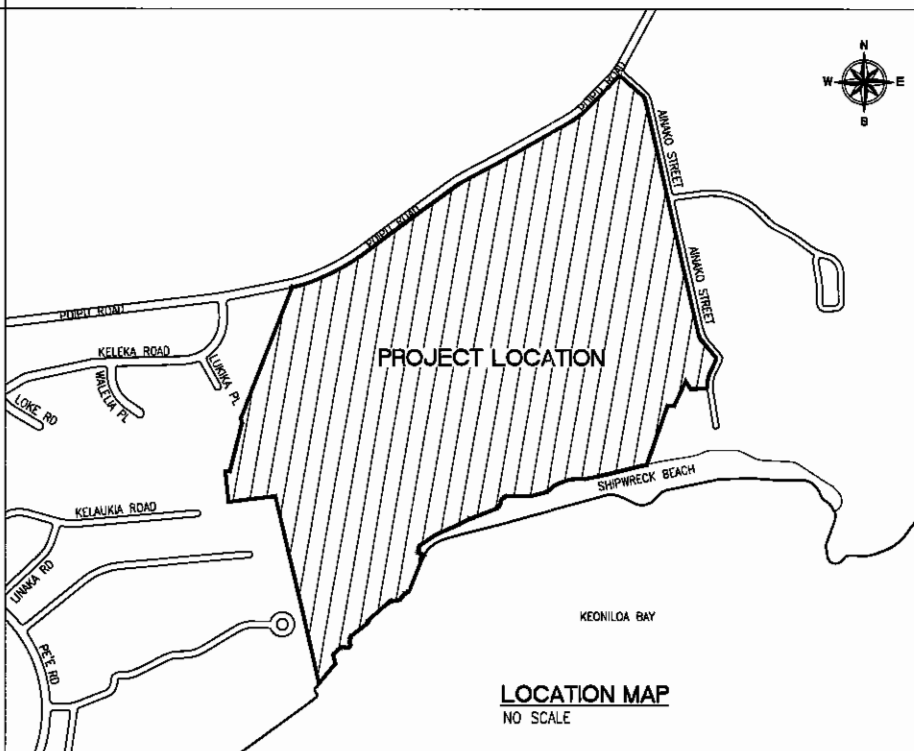
ANARA SPA AND OFFICE BUILDING
FIRE SPRINKLER RETROFIT
GRAND HYATT KAUAI
1571 POIPU ROAD
T.M.K. 2-9-001:002
KOLOA, HI 96756
TITLE, VICINITY MAP, LOCATION MAP, PROJECT SCOPE,
PROJECT INFORMATION

CHECKED BY: DS
DRAWN BY: AG
SCALE: AS NOTED
JOB NO.:
DATE: OCT 2019
DRAWING NO.
0cs1
1 OF 17 SHEETS

VICINITY MAP



LOCATION MAP



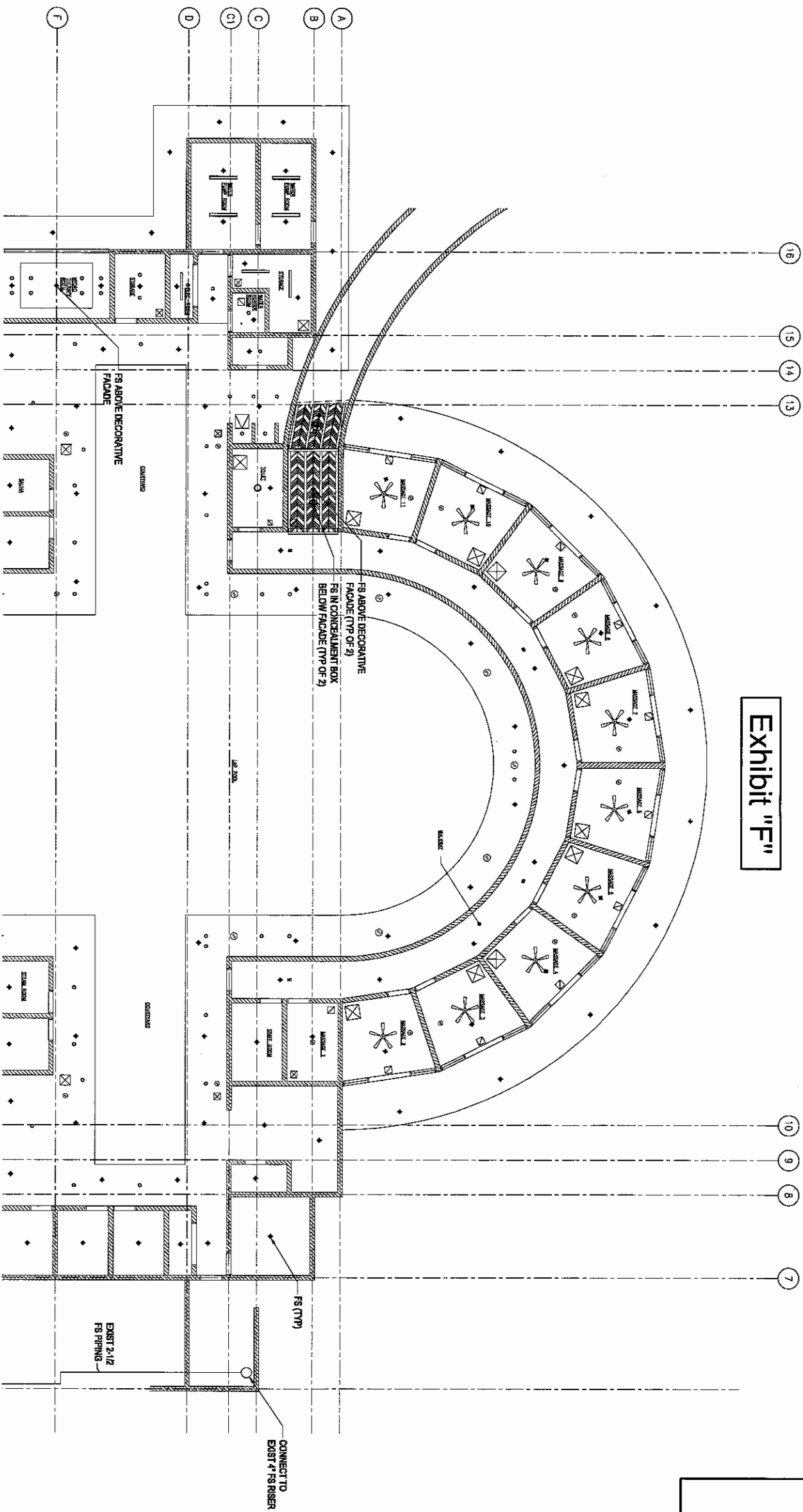
PROJECT SCOPE

INSTALLATION OF AUTOMATIC FIRE SPRINKLER SYSTEMS IN EXISTING ANARA SPA.

PROJECT INFORMATION

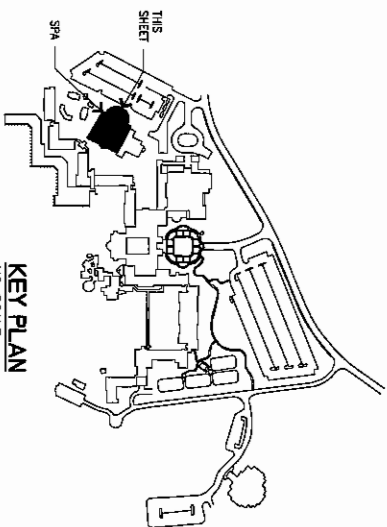
GENERAL INFORMATION:	
ADDRESS:	1571 POIPU ROAD KOLOA, HAWAII, 96756
T.M.K.:	2-9-001:002
LOT AREA:	37.742 ACRES
LOT ZONING:	RR10
PRINCIPAL USE:	RESORT
FLOOD ZONE:	EXISTING
SMA/SHORELINE:	EXISTING
HEIGHT LIMIT:	EXISTING
LOT RESTRICTIONS:	EXISTING
BUILDING INFORMATION:	
TYPE OF CONSTRUCTION:	TYPE VB (PARTIALLY SPRINKLERED)
TYPE OF OCCUPANCY:	B
NUMBER OF STORIES:	1 STORY
EXISTING FLOOR AREA (PROJECT ONLY):	20,964 SQ. FT (NO CHANGES)

Exhibit "F"



1
F03
1/8" = 1'-0"

PARTIAL FIRE SPRINKLER PLAN - ANARA SPA AND SALON



KEY PLAN
NO SCALE

GRAPHIC SCALE
4" 0 10' 20'
1/8" = 1'-0"



**MIYASHIRO
AND ASSOCIATES, INC.**
CONSULTING MECHANICAL ENGINEERS

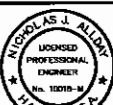
850 RICHARDS STREET, PENTHOUSE HONOLULU, HAWAII, 96813

REVISIONS

NO.	DESCRIPTION	DATE

[Signature]
SIGNATURE

THIS WORK WAS PREPARED BY ME OR
UNDER MY SUPERVISION AND
CONSTRUCTION OF THIS PROJECT
WILL BE UNDER MY OBSERVATION.



04/30/2020

ANARA SPA AND OFFICE BUILDING
FIRE SPRINKLER RETROFIT
GRAND HYATT KAUAI
1571 POIPU RD TMK: 2-9-001:002 Koloa, HI 96756

PARTIAL FIRE SPRINKLER PLAN - ANARA SPA AND SALON

CHECKED BY: TM

DRAWN BY: JA

SCALE: AS NOTED

JOB NO.:

DATE: OCT 2019

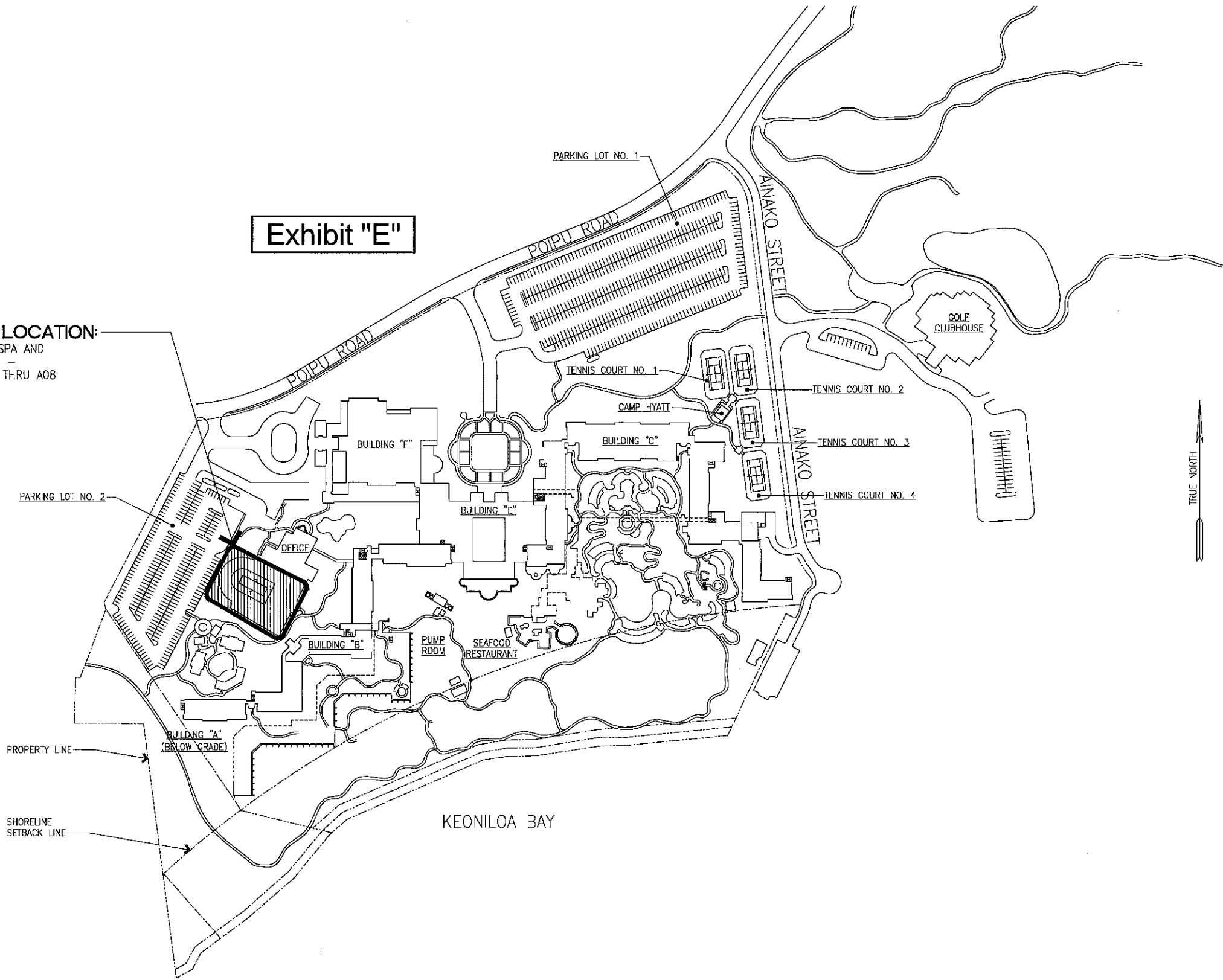
DRAWING NO.

F03

15 OF 17 SHEETS

Exhibit "E"

PROJECT LOCATION:
PARTIAL ANARA SPA AND
OFFICE BUILDING —
SEE SHEET A02 THRU A08



A ARCHITECTURAL SITE PLAN
A01 SCALE: 1/128" = 1'-0"

MIYASHIRO
AND ASSOCIATES, INC.
CONSULTING MECHANICAL ENGINEERS
850 RICHARDS STREET, PENTHOUSE HONOLULU, HAWAII 96813

REVISIONS

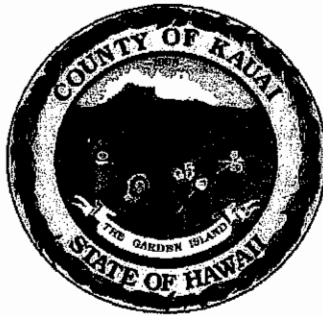
SIGNATURE
THIS WORK WAS PREPARED BY ME OR
UNDER MY SUPERVISION AND
CONSTRUCTION OF THIS PROJECT
WILL BE UNDER MY OBSERVATION.



ANARA SPA AND OFFICE BUILDING
FIRE SPRINKLER RETROFIT
GRAND HYATT KAUAI
TMK: 2-9-007-002 KOLOA, HI 96756
1571 POPULRD
ARCHITECTURAL SITE PLAN

CHECKED BY: DS
DRAWN BY: AG
SCALE: AS NOTED
JOB NO.:
DATE: OCT 2019

DRAWING NO.
A01
4 OF 17 SHEETS



PLANNING DEPARTMENT
SHORELINE SETBACK APPLICATION

FOR OFFICIAL USE ONLY:	
SSD	202 0 - 41
Acceptance Date:	3.5.20
Website Posting Date:	3.6.20
Determination Date:	3.5.20
Planning Commission Date:	3.5.20
Expiration Date:	3.5.21
Planner Assigned:	JD

Instructions: File all information requested under Part A for processing the Determination of Applicability (§8-27.1), including signature page. Fill out Parts A and B if you know that your parcel will require a Certified Shoreline Survey, due to the proximity to the shoreline. If you are proposing a permitted structure or subdivision within the shoreline setback area fill in Part C. For applications involving a variance, complete Part D.

Applicant Information	
Applicant:	CINDY A. LOFTON
Mailing Address:	366 PAPA'OA RD Unit 113
Phone:	
Email:	
Applicant's Status: (Check one)	
<input checked="" type="checkbox"/> Owner of the Property	(Holder of at least 75% of the equitable and legal title)
<input type="checkbox"/> Lessee of the Property	Lessee must have an unexpired and recorded lease of five (5) years or more from the date of filing of this application. If not, Owner(s) must provide a Letter of Authorization.
<input type="checkbox"/> Authorized Agent	Attach Letter of Authorization
Transmittal Date: _____	

Project Information (attach additional sheets, if necessary)	
County Zoning District:	Tax Map Key(s): 4-4-1-005-001-0003
	Land Area: _____
Nature of Development: (Description of proposed structure or subdivision)	INTERIOR RENOVATIONS FOR EXISTING CONDOMINIUM.

NO PERMITS WILL BE ISSUED WITHOUT PLANNING COMMISSION ACCEPTANCE,
EXCEPT AS PROVIDED IN §8-27.8(c)(8)

Part A

Shoreline Setback Determination of Applicability (§8-27.1)

Check all that apply, fill in applicable information. Any box checked must be accompanied by additional information, photos and/or documentation.

- Property is Abutting the Shoreline
☒ Proposed project's approximate distance from shoreline (based on aerial map): 155 ft.
- Property is Not Abutting the Shoreline
☐ Proposed project's approximate distance from shoreline (based on aerial map): _____ ft.
- Additional Information:
☐ Shoreline Change (Erosion/Accretion) Rate: 0 ft./year
(Information available here: www.soest.hawaii.edu/coasts/kauaiconty/KCounty.html)
☐ Number and description of parcels (including roads, buildings, structures) between Shoreline and this parcel:

Rocky SHORELINE

originals 3/2/20



PLANNING DEPARTMENT
SHORELINE SETBACK APPLICATION

☒ Topography (undulating, flat, slope, etc.) and ground elevation of subject parcel (Lowest and Highest elevations)
SHORELINE IS COMPOSED OF CARBONATE SAND BEACH INTERRUPTED BY BASALT HEADLANDS, HARDENED SHORELINE AND BOULDER GROINS.

☒ Shoreline type (e.g. beach, dune, rocky, sandy with rocky outcropping, etc.)

ROCKY SHORELINE

☐ Artificially armored Shoreline

☐ If checked, what type of armoring (e.g. seawall, revetment, bulkhead): _____

☐ Is the armoring permitted/authorized? _____

☐ Date of authorization (attach copy of authorization letter): _____

☐ Is property in coastal floodplain (if checked, what zone)? _____

☐ Has this property been subject to coastal hazards (i.e. flooding, erosion, tsunamis, etc.) in the past?

PLEASE NOTE:

Any misrepresentation of information in this shoreline setback application will result in revocation of this determination and may result in fines and criminal prosecution.

Applicant's Signature

Kimberly Laffin

Signature

2/28/20

Date

Applicability (to be completed by Planning Department)

☒ Setback Determination necessary. Requirements of Ordinance No. 979 are applicable.

☐ Setback Determination is NOT necessary. Requirements of Ordinance No. 979 are not applicable.

[Signature]

Planning Director or designee

3-5-20

Date

If **Part A** has been deemed that a Determination will be necessary, the additional information will be required for submission of this application.

Part B

☒ A non-refundable processing fee of **one hundred dollars (\$100.00)** shall accompany a request for determination. (§8-27.8(e))

☒ An aerial map/image (ex. Google Maps or Google Earth) with a line drawn from the shoreline/vegetation line (approximate shoreline) to the proposed project and the calculated distance in feet.

☒ A detailed Plot Plan **to scale** with all existing and proposed structures including driveways, visible lot coverage, setbacks and measurement details, fences, gates, and walls, etc.

☒ Building Permit Number (If building plans submitted)



PLANNING DEPARTMENT
SHORELINE SETBACK DETERMINATION

Exemption Determination

☐ Exemption 1

In cases where the proposed structure or subdivision satisfies the following four criteria:

- (A) In cases where the proposed structure or subdivision is located outside of the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) 'V' or 'VE' flood zones;
- (B) The proposed structure or subdivision is located at an elevation which is thirty (30) feet above sea level or greater;
- (C) The applicant can demonstrate to the satisfaction of the Planning Director that the property is clearly adjacent to a rocky shoreline and that it will not affect or be affected by coastal erosion or hazards; and
- (D) The shoreline setback shall be sixty (60) feet from the certified shoreline which has been established not more than twelve (12) months from the date of the application for the exception under this section.

☒ Exemption 2

In cases where the applicant can demonstrate to the satisfaction of the Planning Director that the applicant's proposed structure or subdivision will not affect beach processes, impact public beach access, or be affected by or contribute to coastal erosion or hazards, excluding natural disasters. Factors to be considered shall include, but not be limited to, proximity to the shoreline, topography, properties between shoreline and applicant's property, elevation, and the history of coastal hazards in the area.

☒ Exemption 3

Pursuant to §8-27.7, those structures and uses found exempt in Table 3 (see pg. 7) including repairs and renovations to a lawfully existing structure, including nonconforming structures, provided that:

- (A) The repairs DO NOT enlarge, add to or expand the structure; increase the size or degree of non-conformity; or intensify the use of the structure or its impact on coastal processes;
- (B) The repairs DO NOT constitute a substantial improvement of the structure; and
- (C) The repairs are permitted by the Comprehensive Zoning Ordinance, Development Plans, building code, floodplain management regulations, special management area requirements under HRS Chapter 205A and any other applicable rule or law.

- ☒ Letter from the Department of Public Works stating that the proposed project does NOT constitute "Substantial Improvement," pursuant to §8-27:2 (If applicable, will require valuation of project).

Exemption Determination (to be completed by Planning Department)

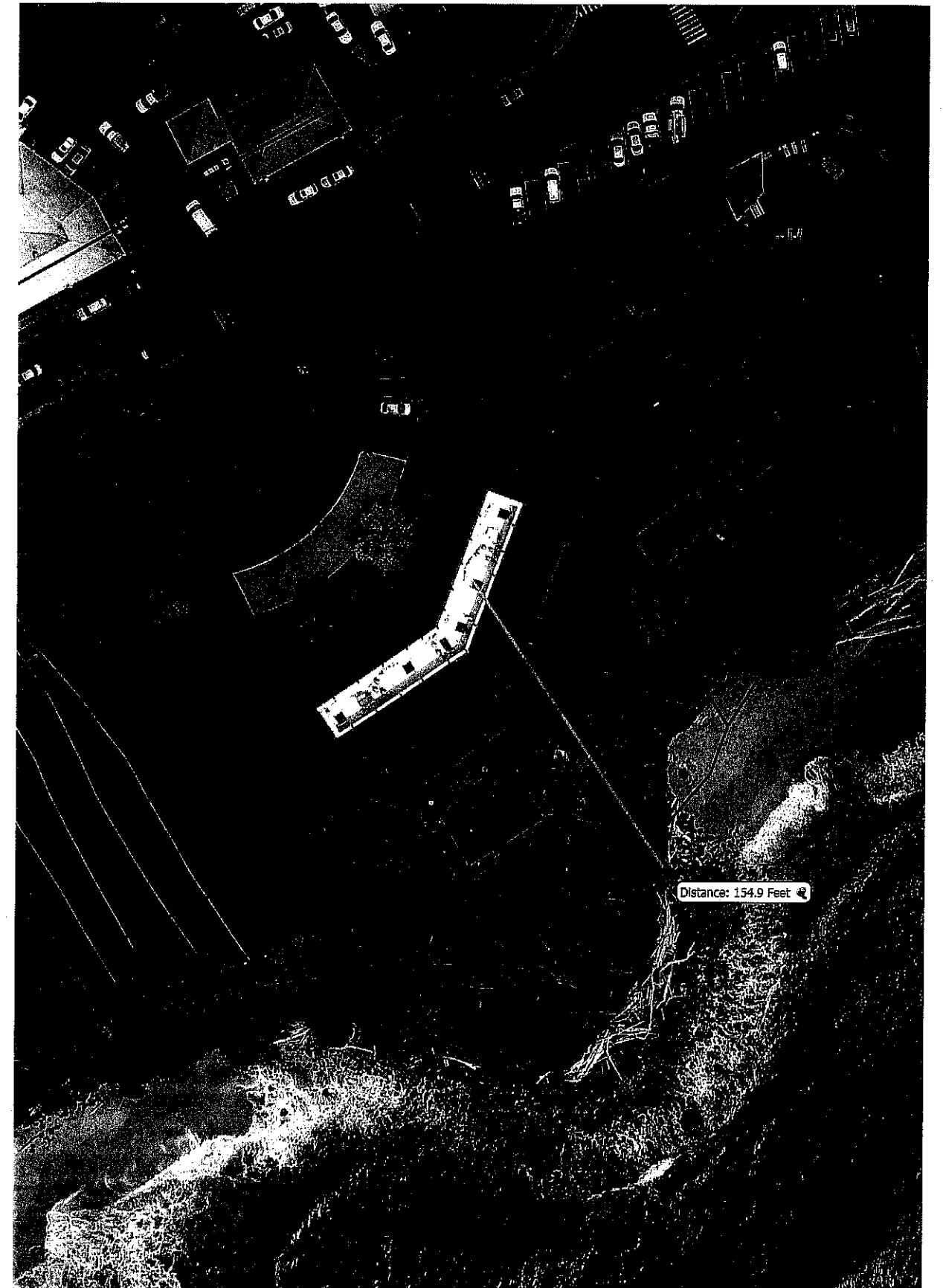
- ☒ Pursuant to §8-27.3 the Kaua'i County Code, 1987 as amended, the Planning Department hereby certifies the proposed structure(s) or subdivision(s) as exempt from those shoreline setback determination requirements established under §8-27.8.
- ☐ Pursuant to §8-27.7 the Kaua'i County Code, 1987 as amended, the proposed structure(s) is permitted within the shoreline setback area. While exempt from those shoreline setback determination requirements established under §8-27.8, the proposed structure(s) is subject to the conditions of §8-27.7(b). (See pg. 8)

Planning Director or designee

Date

☐ Additional comments/conditions:

3.5.20
Sub. Imp ltr
Waived per RH



March 2, 2020

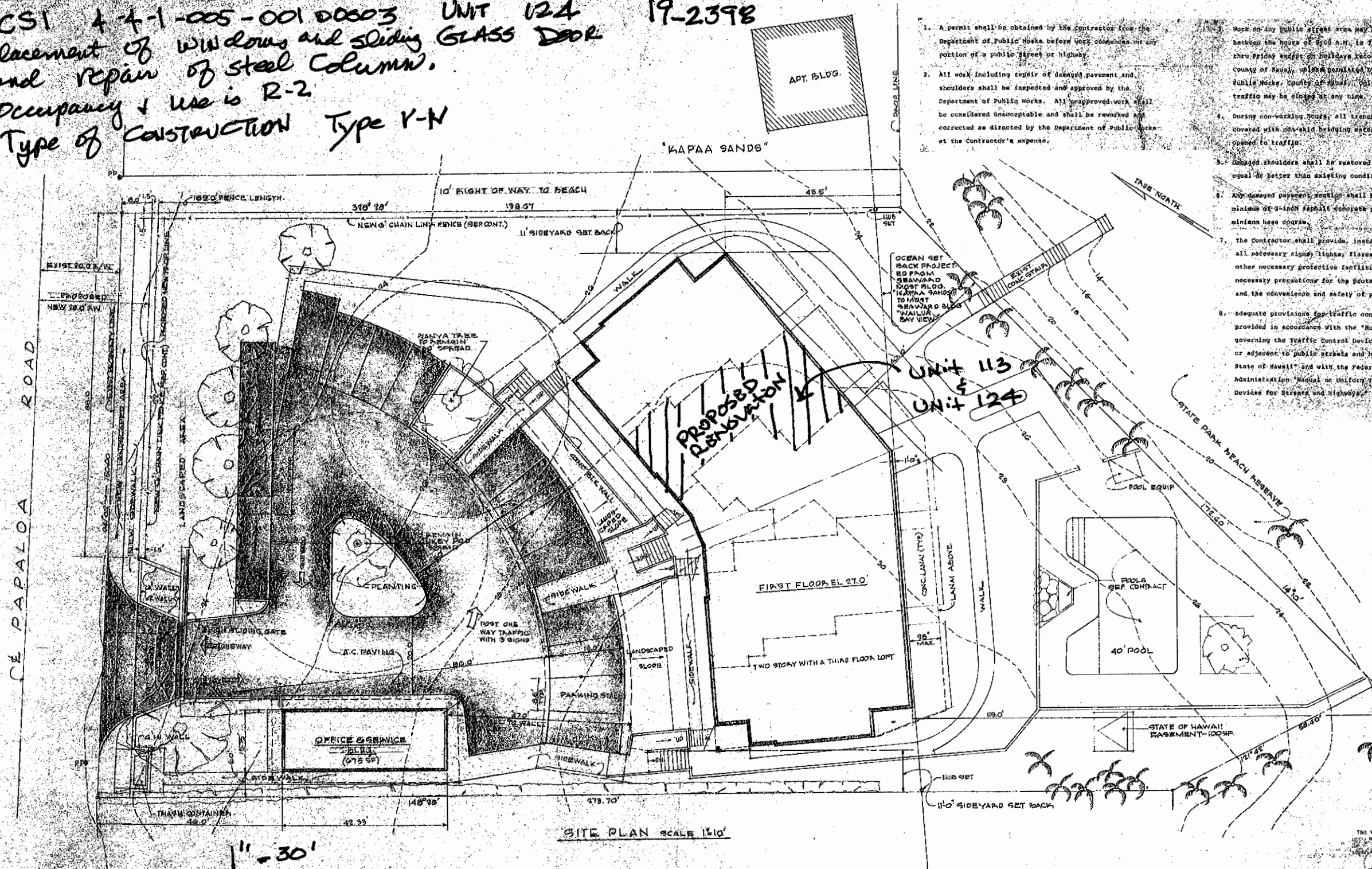
To Whom it May Concern:

As President of AOA for Hale Awapuhi Condos I'm authorizing permission to apply for zoning and shoreline setback applications for Cindy Lofton Unit #113 and Kim Chung Yul TTEE Unit #124, 366 Papaloa Rd, Kapaa, HI 96746, to do interior renovations of their existing condominiums.

Ingrid Sharpe, INGRID SHARPE
President AOA Hale Awapuhi
March 3, 2020

OCSI 4-4-1-005-001 00003 UNIT 124
 Replacement of windows and sliding GLASS DOOR
 and repair of steel Column.
 Occupancy & use is R-2
 Type of Construction Type V-N

19-2398



1. A permit shall be obtained by the contractor from the Department of Public Works before any construction on any portion of a public street or highway.
2. All work including repair of damaged pavement and shoulders shall be inspected and approved by the Department of Public Works. All unapproved work shall be considered unacceptable and shall be reworked and corrected as directed by the Department of Public Works at the Contractor's expense.
3. Work on any public street area may be performed only between the hours of 8:00 A.M. to 5:00 P.M. Monday thru Friday except on holidays recognized by the County of Kauai, unless permitted by the Department of Public Works, County of Kauai. Only one lane of traffic may be closed at any time.
4. During non-working hours, all trenches shall be covered with non-skid bridging material and all lanes opened to traffic.
5. Damaged shoulders shall be restored to a condition equal to or better than existing condition.
6. Any damaged pavement section shall be restored with a minimum of 2-inch asphalt concrete pavement and 6-inch minimum base course.
7. The Contractor shall provide, install, and maintain all necessary signs, lights, flares, barricades and other necessary protective facilities and take all necessary precautions for the protection of the work and the convenience and safety of public traffic.
8. Adequate provisions for traffic control shall be provided in accordance with the "Rules and Regulations governing the Traffic Control Devices at work sites on or adjacent to public streets and highways of the State of Hawaii" and with the Federal Highway Administration Manual on Uniform Traffic Control Devices for Streets and Highways, and amendments.

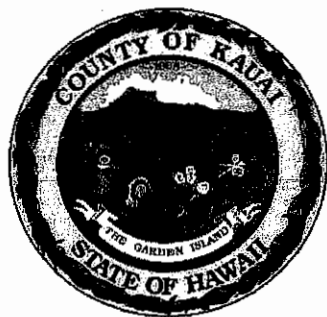
SITE PLAN SCALE 1/4" = 30'

SITE STATISTICS										
UNITS	1A	1B	1C	1D	2E	2F	2G	2H	2J	TOTALS
1 BEDROOM										2
2 BEDROOM										7
SERVICE										1
PARKING	15	15	15	15	15	15	15	15	15	14
SERVICE BLDG. PARKING										

LEGAL DESCRIPTION	BUILDING DESCRIPTION	LAND USE	DEVELOPER
WAILUA HOUSE LOTS #11 TAX KEY MAP 4-1-001-016 OLOHENA, KAUAI COUNTY STATE OF HAWAII	2 STORY WITH THIRD FLOOR LOFT OCCUPANCY H CONSTRUCTION V-N SERVICE BLDG. & OFFICE OCCUPANCY H - 618 SF CONSTRUCTION V-N	CONDOMINIUM 1019 SF CARPORT 2058 SF SERVICE BLDG. 675 SF PAVED A.C. ETC 6305 SF POOL 1008 SF TOTAL AREA 17,125 SF COVERED 37.5% OPEN	WAILUA PARTNERS A GENERAL PARTNERSHIP 2880 OCEAN PARK BLVD. SUITE 345 SANTA MONICA, CA. 90405 (313) 480-2472

Talk 7

originals 3/2/20



PLANNING DEPARTMENT SHORELINE SETBACK APPLICATION

FOR OFFICIAL USE ONLY:	
SSD	202 <u>0</u> - <u>40</u>
Acceptance Date:	<u>3.5.20</u>
Website Posting Date:	<u>3.6.20</u>
Determination Date:	<u>3.8.20</u>
Planning Commission Date:	<u>3.8.20</u>
Expiration Date:	<u>3.5.21</u>
Planner Assigned:	<u>JL</u>

Instructions: File all information requested under Part A for processing the Determination of Applicability (§8-27.1), including signature page. Fill out Parts A and B if you know that your parcel will require a Certified Shoreline Survey, due to the proximity to the shoreline. If you are proposing a permitted structure or subdivision within the shoreline setback area fill in Part C. For applications involving a variance, complete Part D.

Applicant Information	
Applicant: <u>KIM CHUNG YUE TTEE</u>	
Mailing Address: <u>366 Papaloa Rd</u>	Phone: _____
<u>Unit #124 KAPAA, 96746</u>	Email: _____
Applicant's Status: (Check one)	
<input checked="" type="checkbox"/> Owner of the Property	(Holder of at least 75% of the equitable and legal title)
<input type="checkbox"/> Lessee of the Property	Lessee must have an unexpired and recorded lease of five (5) years or more from the date of filing of this application. If not, Owner(s) must provide a Letter of Authorization.
<input type="checkbox"/> Authorized Agent	Attach Letter of Authorization
Transmittal Date: _____	

Project Information (attach additional sheets, if necessary)	
County Zoning District: _____	Tax Map Key(s): <u>CPR 4-4-1-005-001-0008</u>
	Land Area: <u>1200 sq. ft.</u>
Nature of Development: (Description of proposed structure or subdivision)	<u>INTERIOR RENOVATIONS FOR EXISTING CONDOMINIUM.</u>

**NO PERMITS WILL BE ISSUED WITHOUT PLANNING COMMISSION ACCEPTANCE,
EXCEPT AS PROVIDED IN §8-27.8(c)(8)**

Part A

Shoreline Setback Determination of Applicability (§8-27.1)

Check all that apply, fill in applicable information. Any box checked must be accompanied by additional information, photos and/or documentation.

- Property is Abutting the Shoreline
 - ☒ Proposed project's approximate distance from shoreline (based on aerial map): 155 ft.
- Property is Not Abutting the Shoreline
 - ☐ Proposed project's approximate distance from shoreline (based on aerial map): _____ ft.
- Additional Information:
 - ☐ Shoreline Change (Erosion/Accretion) Rate: 0 ft./year
(Information available here: www.soest.hawaii.edu/coasts/kauaicounty/KCounty.html)
 - ☐ Number and description of parcels (including roads, buildings, structures) between Shoreline and this parcel:

ROCKY SHORELINE



PLANNING DEPARTMENT
SHORELINE SETBACK APPLICATION

- ☒ Topography (undulating, flat, slope, etc.) and ground elevation of subject parcel (Lowest and Highest elevations)
SHORELINE IS COMPOSED OF CARBONATE SAND BEACH INTERRUPTED BY BASALT HEADLANDS, ARMORED SHORELINE AND BOULDER GROINS
- ☒ Shoreline type (e.g. beach, dune, rocky, sandy with rocky outcropping, etc.)
ROCKY SHORELINE
- ☐ Artificially armored Shoreline
☐ If checked, what type of armoring (e.g. seawall, revetment, bulkhead): _____
☐ Is the armoring permitted/authorized? _____
☐ Date of authorization (attach copy of authorization letter): _____
- ☐ Is property in coastal floodplain (if checked, what zone)? _____
☐ Has this property been subject to coastal hazards (i.e. flooding, erosion, tsunami, etc.) in the past?

PLEASE NOTE:

Any misrepresentation of information in this shoreline setback application will result in revocation of this determination and may result in fines and criminal prosecution.

Applicant's Signature

Signature Hyma Kuni Date 2/27/20

Applicability (to be completed by Planning Department)	
<input checked="" type="checkbox"/>	Setback Determination necessary. Requirements of Ordinance No. 979 are applicable.
<input type="checkbox"/>	Setback Determination is NOT necessary. Requirements of Ordinance No. 979 are not applicable.
<div style="display: flex; justify-content: space-between;"><div>Planning Director or designee <u>[Signature]</u></div><div>Date <u>3-5-20</u></div></div>	

If **Part A** has been deemed that a Determination will be necessary, the additional information will be required for submission of this application.

Part B

- ☒ A non-refundable processing fee of **one hundred dollars (\$100.00)** shall accompany a request for determination. (§8-27.8(e))
- ☒ An aerial map/image (ex. Google Maps or Google Earth) with a line drawn from the shoreline/vegetation line (approximate shoreline) to the proposed project and the calculated distance in feet.
- ☒ A detailed Plot Plan to scale with all existing and proposed structures including driveways, visible lot coverage, setbacks and measurement details, fences, gates, and walls, etc.
- ☒ Building Permit Number (If building plans submitted)



PLANNING DEPARTMENT
SHORELINE SETBACK DETERMINATION

Exemption Determination

☐ Exemption 1

In cases where the proposed structure or subdivision satisfies the following four criteria:

(A) In cases where the proposed structure or subdivision is located outside of the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) 'V' or 'VE' flood zones;

(B) The proposed structure or subdivision is located at an elevation which is thirty (30) feet above sea level or greater;

(C) The applicant can demonstrate to the satisfaction of the Planning Director that the property is clearly adjacent to a rocky shoreline and that it will not affect or be affected by coastal erosion or hazards; and

(D) The shoreline setback shall be sixty (60) feet from the certified shoreline which has been established not more than twelve (12) months from the date of the application for the exception under this section.

☒ Exemption 2

In cases where the applicant can demonstrate to the satisfaction of the Planning Director that the applicant's proposed structure or subdivision will not affect beach processes, impact public beach access, or be affected by or contribute to coastal erosion or hazards, excluding natural disasters. Factors to be considered shall include, but not be limited to, proximity to the shoreline, topography, properties between shoreline and applicant's property, elevation, and the history of coastal hazards in the area.

☒ Exemption 3

Pursuant to §8-27.7, those structures and uses found exempt in Table 3 (see pg. 7) including repairs and renovations to a lawfully existing structure, including nonconforming structures, provided that:

(A) The repairs DO NOT enlarge, add to or expand the structure; increase the size or degree of non-conformity; or intensify the use of the structure or its impact on coastal processes;

(B) The repairs DO NOT constitute a substantial improvement of the structure; and

(C) The repairs are permitted by the Comprehensive Zoning Ordinance, Development Plans, building code, floodplain management regulations, special management area requirements under HRS Chapter 205A and any other applicable rule or law.

☒ Letter from the Department of Public Works stating that the proposed project does NOT constitute "Substantial Improvement," pursuant to §8-27.2 (If applicable, will require valuation of project).

Exemption Determination (to be completed by Planning Department)

☒ Pursuant to §8-27.3 the Kaua'i County Code, 1987 as amended, the Planning Department hereby certifies the proposed structure(s) or subdivision(s) as exempt from those shoreline setback determination requirements established under §8-27.8.

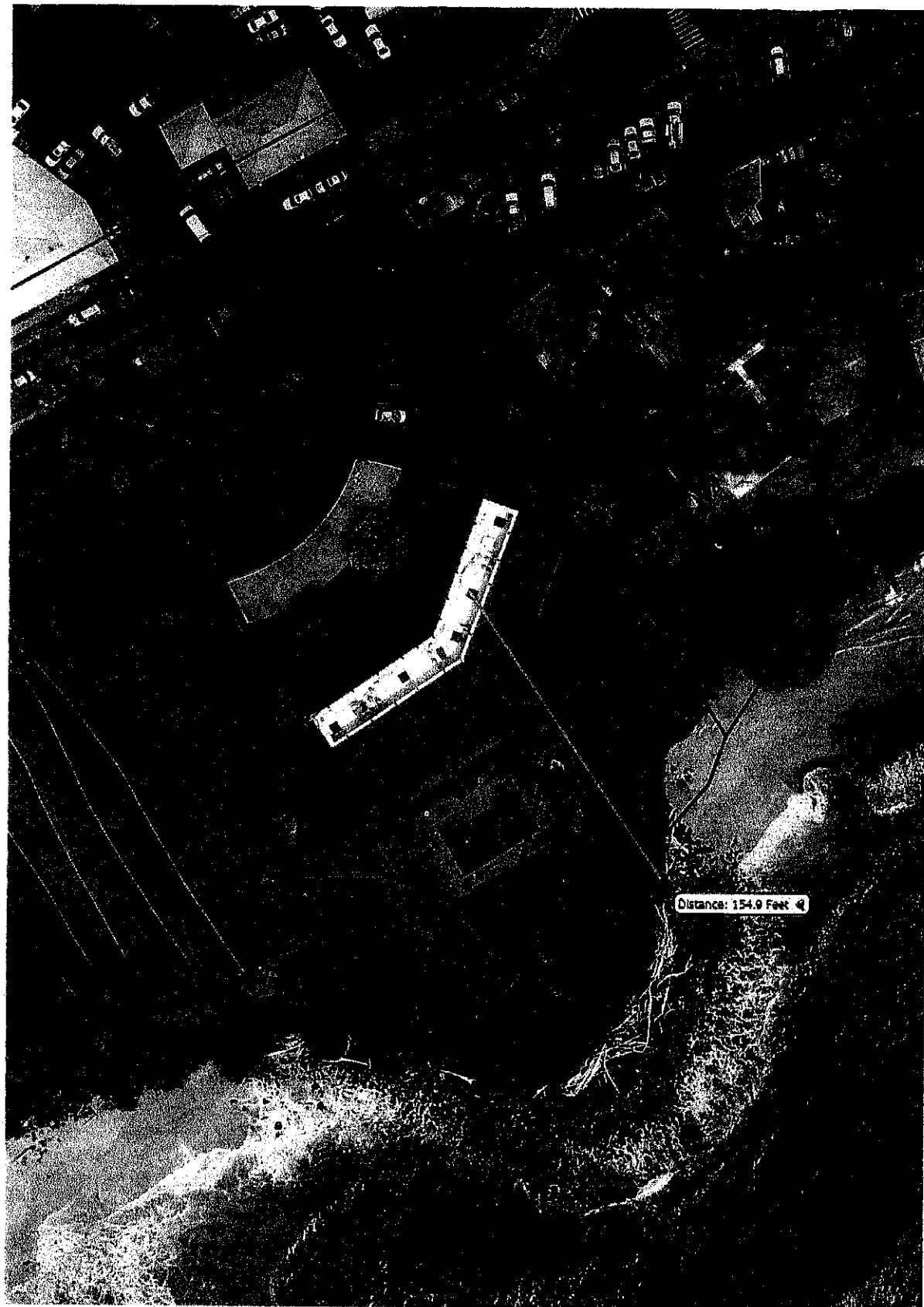
☐ Pursuant to §8-27.7 the Kaua'i County Code, 1987 as amended, the proposed structure(s) is permitted within the shoreline setback area. While exempt from those shoreline setback determination requirements established under §8-27.8, the proposed structure(s) is subject to the conditions of §8-27.7(b). (See pg. 8)

Planning Director or designee

Date

☐ Additional comments/conditions:

3-5-20
Sub. imp
Mr. waived per KFF



Hale Awapuhi TMK: 4-1-005:001 -008

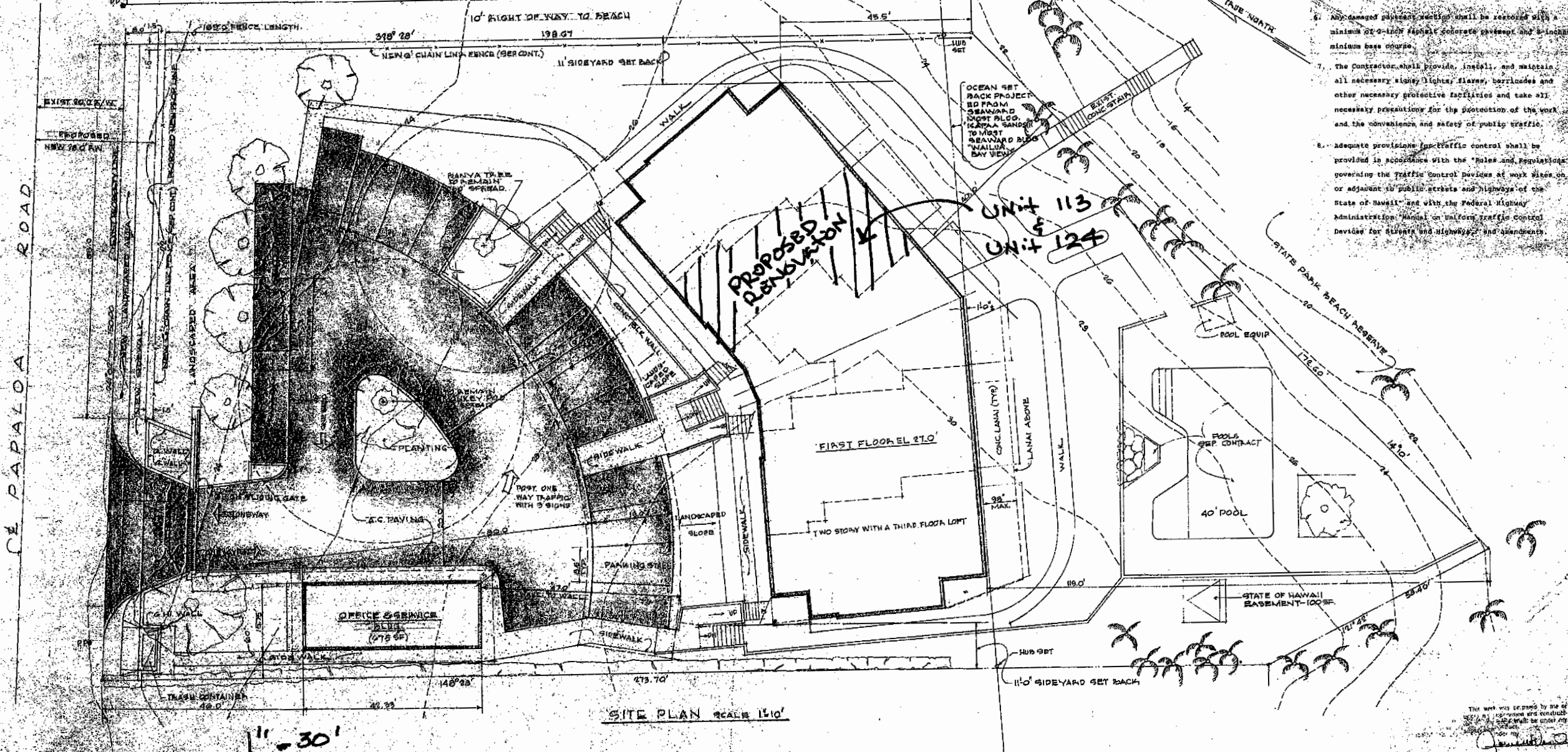
March 2, 2020

To Whom it May Concern:

As President of AOA for Hale Awapuhi Condos I'm authorizing permission to apply for zoning and shoreline setback applications for Cindy Lofton Unit #113 and Kim Chung Yul TTEE Unit #124, 366 Papaloa Rd, Kapaa, HI 96746, to do interior renovations of their existing condominiums.

*Ingrid Sharpe, INGRID SHARPE
President AOA Hale Awapuhi
March 3, 2020*

OCSI 44-1-005-001 00003 UNIT 124 19-2398
 Replacement of windows and sliding GLASS DOOR
 and repair of steel Column.
 Occupancy & use is R-2
 Type of CONSTRUCTION Type V-N



1. A permit shall be obtained by the contractor from the Department of Public Works before work commences on any portion of a public street or highway.
2. All work including repair of damaged pavement and shoulders shall be inspected and approved by the Department of Public Works. All unapproved work shall be considered unacceptable and shall be removed and corrected as directed by the Department of Public Works at the Contractor's expense.
3. Work on any public street area may be performed only between the hours of 8:00 A.M. to 5:00 P.M. Monday through Friday except on holidays recognized by the County of Kauai, unless authorized by the Department of Public Works. County of Kauai. Only one lane of traffic may be closed at any time.
4. During non-working hours, all trenches shall be covered with non-slip bridging material and all lanes opened to traffic.
5. Damaged shoulders shall be restored to a condition equal or better than existing conditions.
6. Any damaged pavement section shall be restored with a minimum 8" 2-1/2" asphalt concrete pavement and 4" 2-1/2" minimum base course.
7. The Contractor shall provide, install, and maintain all necessary signs, lights, flares, barricades and other necessary protective facilities and take all necessary precautions for the protection of the work and the convenience and safety of public traffic.
8. Adequate provisions for traffic control shall be provided in accordance with the Rules and Regulations governing the Traffic Control Devices at work sites on or adjacent to public streets and highways of the State of Hawaii and with the Federal Highway Administration Manual on Uniform Traffic Control Devices for Streets and Highways and Amendments.

SITE PLAN SCALE 1/4" = 30'

SITE STATISTICS											LEGAL DESCRIPTION	BUILDING DESCRIPTION	LAND USE	DEVELOPER	THIS DESIGN WAS PREPARED BY ME OR UNDER MY SUPERVISION <div>RECEIVED PROFESSIONAL ARCHITECT'S CERTIFICATE NO. 6085</div>	<div>STATE OF HAWAII RECEIVED PROFESSIONAL ARCHITECT NO. 6085 JULY 1987</div>
UNITS	1A	1B	1C	1D	2E	2F	2G	2H	2I	TOTALS	WAILUA HOUSE LOTS #11 TAX MAP 41205-010 OLOHENA, KAUAI COUNTY STATE OF HAWAII	2 STORY WITH A THIRD FLOOR LOFT OCCUPANCY H CONSTRUCTION V-N SERVICE BLDG & OFFICE OCCUPANCY H - 618 SF CONSTRUCTION V-N	CONDOMINIUM 7079 SF CARPORT 2096 SF SERVICE BLDG 978 SF PAVED A.C. ETC. 6105 SF POOL 1008 SF TOTAL AREA 17,185 SF COVERED 40100 - 17,125 = 72,978 SF. 57.5 % OPEN	WAILUA PARTNERS A GENERAL PARTNERSHIP 2800 OCEAN PARK BLVD. SUITE 345 SANTA MONICA, CA. 90405 (310) 450-2472		
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2 BEDROOM										7						
SERVICE										1						
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JAMES H. VAN DYKE AND ASSOCIATES
 ARCHITECTS - ENGINEERS - PLANNERS
 2800 OCEAN PARK BLVD. SANTA MONICA, CALIFORNIA SUITE 345 310-450-2472

NINE CONDOMINIUMS
 300 PAPALO A ROAD
 WAILUA, KAPAA KAUAI HAWAII

SEERLAN
 14100 JULY 1987