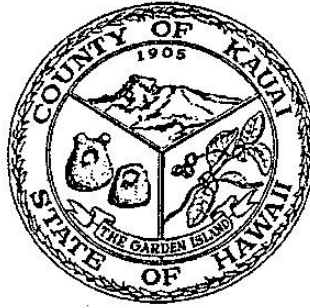


**BERNARD P. CARVALHO, JR.**  
MAYOR



**IAN K. COSTA**  
DIRECTOR OF PLANNING

**GARY K. HEU**  
ADMINISTRATIVE ASSISTANT

**IMAIKALANI P. AIU**  
DEPUTY DIRECTOR OF PLANNING

**COUNTY OF KAUA'I  
PLANNING DEPARTMENT**  
4444 RICE STREET  
KAPULE BUILDING, SUITE A473  
LIHU'E, KAUA'I, HAWAII 96766-1326

TEL (808) 241-6677 FAX (808) 241-6699

May 26, 2009

Ms. Alohilani Rogers, President  
Kawaikini Charter School  
P.O. Box 662014  
Lihu'e, Hawai'i 96766

**Subject:** Special Permit SP-2009-1  
Use Permit U-2009-15  
Class IV Zoning Permit Z-IV-2009-15  
TMK 3-4-7: 2, Puhi, Kauai

The Planning Commission, at its meeting held on May 26, 2009, approved the subject permits to implement the Kawaikini Charter School, which includes 4 classroom buildings (each approx. 24'x60', 1,440 sq.ft. in size), an administration building (approx. 24'x60', 1,440 sq.ft. in size), a multi-purpose facility (approx. 60'x60', 3,600 sq.ft. in size), a bathroom facility (approx. 12'x40', 480 sq.ft.), and a resource center (approx. 24'x60', 1,440 sq.ft. in size). Approval was subject to the following conditions of approval:

1. Exterior colors and finishes of all structures, including building roof colors, shall be limited to medium or dark earth tones such as brown, green, or grey, or other color compatible with the area's natural surroundings. Use of reflective materials or colors shall be prohibited. The proposed color scheme and samples shall be submitted to the Planning Director for review and approval prior to building permit application.
2. Prior to building permit review, applicant shall submit for review and approval by the Planning Director, a
  - landscape plan composed of native species, or species common to the area, to help screen the proposed structures, and integrate the site with its surroundings; a
  - the proposed phasing of the project; and
  - a Findings of No Significant Impact (FONSI) determination from the Office of Environmental Quality Control, or other determination from a determining agency that the proposal is exempt.

3. In order to minimize adverse impacts on the Federally Listed Threatened Species, Newell's Shearwater and other seabirds, all external lighting shall be only of the following types: shielded lights, cut-off luminaries, or indirect lighting. Spotlights aimed upward or spotlighting of structures, landscaping, or physical features shall be prohibited.
4. The Planning Commission reserves the authority to impose additional conditions, or modify, or delete conditions stated herein, or revoke the permits through the proper procedures should the applicant fail to comply with the conditions of approval.
5. The applicant shall develop and utilize Best Management Practices during all phases of development in order to minimize erosion, dust and sedimentation impacts of the project to abutting properties. These practices shall be reflected in the construction plans submitted for building permit processing.
6. Applicant shall comply with the standards, requirements and recommendations of the County of Kaua'i Public Works, Fire, and Water Departments, and the State Department of Health, Land Use Commission, and DLNR- Historic Preservation Division comments and concerns.
7. The conditions of approval shall be recorded with the Bureau of Conveyances. A recorded copy shall be provided to the Department prior to building permit review and approval.
8. Applicant is encouraged to implement energy and water saving methods and techniques.
9. The applicant is advised that prior to construction and use, additional government agency conditions may be imposed. It shall be the applicant's responsibility to resolve those conditions with the respective agency(ies).

Should there be any questions relative to the above, please contact planner Michael Laureta at 241-4050.



IMAIKALANI P. AIU  
Deputy Planning Director

- C: DPW Engineering Div.  
DPW Building Div.  
Fire Dept  
Water Dept.  
State Health Dept.  
DLNR-Historic Preservation Div.  
Land Use Commission  
Finance Dept. - Real Property