

NCU RENEWAL FORM

COUNTY OF KAUAI
PLANNING DEPARTMENT
4444 RICE STREET SUITE A473
LIHUE, HI 96766
808-241-4050

For Government Use Only	
Date Received <u>4/12/12</u>	By _____
Date Approved _____	By _____
Fee \$150 <u># 51821</u>	Date <u>4/9/12</u>
<u>CK # 38927</u>	

NOTE: *Lessee must have an unexpired and recorded lease of five (5) years or more from date of filing this application.

Sign: _____
Print: _____

NON-CONFORMING USE CERTIFICATE # TUNC-4206

APPLICANT Jane Abramo

ADDRESS Na Pali Properties, Inc.

P.O. Box 475

Hanalei, HI 96714

PHONE NO. 8 2

APPLICANT IS:
 Owner of Property
 New Owner of Property
 Lessee of Property -
 Number of Years Leased
From _____ to _____

Authorized Agent - Attach Letter of Authorization. 12 APR 2 10:01
 Proprietor of TVR operation

COUNTY OF KAUAI

Property Info

PLANNING DEPT.

Tax Map Key <u>5-8-012-015</u>	Lot. No. <u>85-B-1</u>	# of Buildings on CPR or Lot <u>1</u>
Zoning: - SLUD <u>R4</u>	General Plan _____	County <u>Kauai</u>

Information Update

Please provide updated information regarding the property or operation. Please complete and provide attachments even if information has not changed.

Establishment name Rainbow's End

Description of Operation (no. of rooms, no. of units etc.) Three bedroom, 1.1 bath, single family dwelling with attached garage

COUNTY OF KAUAI
PLANNING DEPARTMENT

(Official Receipt)

No. 51821

Received from Jane Abramo 4/9/12
Lihue, Kauai, Hawaii

Deposit Covering XSCU 2012 (\$ 150) DOLLARS

Application No. TUNC4206

Check 38927 Cash _____

[Signature]

Planning Director
or his authorized agent

Inspections

To be initialed by Planning Dept. Staff

- The subject property has no violations
- The subject property was inspected on _____
- The property has the following violations _____
- _____
- _____
- _____

To be initialed by Planning Dept. Staff

- The Non conforming Use Certificate is revoked
- The Non conforming Use Certificate is renewed on _____ for a
 - A Single Family Vacation Rental outside the VDA
 - A single family vacation rental in the SLUD Ag district
 - A Single Family Transient Vacation Rental operating on a property or dwelling on the State or National Historic Register

Signature *Michael R. G...* Date 2/22/12
Owner/Applicant

Date: 2-15-2012

To: All Governmental Agencies, including the County of Kauai, Planning Department and County of Kauai Assessment Office

From: Owners
Joseph or Patricia Gernand
2108 Walnut Creek Dr
League City, TX 77573
Telephone:
Email:

Re: **Establishment Name:** Rainbow's End
Physical Address on Kauai: 5-6947 Kuhio Highway, Hanalei, HI 96714
Tax Map Key #: (4) 5-8-012-015-0000
Description of Operation: Three bedroom, three bath, single family dwelling with attached garage; Transient Vacation Rental
General Excise Tax Number: W00604482-01
Transient Accommodations Tax Number: W00604482-01
Old GE and TAT License Number: 40066325

Subject: Letter of Authorized Agent for Above Referenced Establishment

This letter authorizes Jane Abramo of Napali Properties, Inc. (P.O. Box 475 Hanalei, HI 96714) to act as my Authorized Agent to submit the Non-Conforming Use Renewal form, with the required documentation to County of Kauai Agencies. 24 Hour Contact Information Number: 800-715-7273 and 808-826-7272

Joseph Gernand *Patricia Gernand* 2-23-2012
Owner's Signature Date

On 2/23/12, before me personally appeared

Joseph Gernand / Patricia Gernand to me personally known, who, Being by me duly sworn or affirmed, did say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable, in the capacities shown, having been duly authorized to execute such instrument in such capacities.

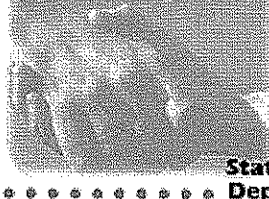
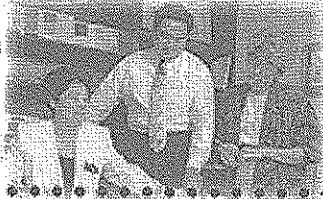
SIGNED: *Kaye Munoz*



Notary Public, State of Texas
Type or Print Name: *Kaye Munoz*
My Commission Expires: 11-08-2015



Tax Licenses



State of Hawaii
Department of Taxation

Search Details

Taxpayer Name:	JOSEPH J. GERNAND
DBA Name:	
Taxpayer ID:	W00604482-01
Former Taxpayer ID:	40066325
Business Location:	
Tax Type:	General Excise and Use
Tax Status:	Open
Business Began:	01/01/2001
<-Back New Search->	

Last Updated on 03/28/2012

Copyright 2000 State of Hawaii, Department of Taxation
[Hawaii State homepage](#) || [Department of Taxation](#) || [Feedback](#)

TRANSIENT VACATION RENTAL AFFIDAVIT OF

STATE OF Hawaii)
) ss.
COUNTY OF Kauai)

I, Joseph J Gernand, being first sworn upon oath, deposes and says:

1. My name is, Joseph J. Gernand and I make this affidavit based on my personal knowledge.

2. I am the owner of the property identified as TMK: (4)5-8-012-015-0000 with a mailing address of P.O. Box 1199, Hanalei, HI 96714

3. I have operated a transient vacation rental(s) on the property since 11/1/2001 under the business name of Rainbow's End

4. My State of Hawai'i General Excise Tax license number is W-00604482-01 and I have paid General Excise and Transient Accommodation Taxes in accordance with State Law during the period(s) the Transient Vacation Rental was in operation.

5. Building permit number(s) 4802 were approved on 3/16/1972 for all structures on the property and there were no expansions, alterations, improvements, or uses contrary to State and County land use and planning laws.

6. There X were _____ were not any legal expansions or improvements made on the property after March 7th 2008. Improvements and expansions took place under the following permits 10-1001 dated 7-26-10

7. My property is _____ is not X located on State Land Use District
("SLUD") Agricultural and I am applying for a special permit pursuant Hawai'i Revised
Statutes 205-6. If the property is on SLUD Agricultural lands initial the applicable item:

a. _____ I had, prior to March 7, 2008, a registered agricultural
dedication pursuant to the guidelines set forth in the County of Kaua'i's Department of
Finance Real Property Tax Division Agricultural Dedication Program Rules.

b. _____ I had, prior to March 7, 2008, a bona fide agricultural
operation shown by State General Excise Tax Forms and/or Federal Tax Income Form
1040 Schedule F filings.

c. _____ I did not qualify for a County of Kaua'i agricultural
dedication due to my property's size, shape, topography, location, surroundings, or
other circumstances.

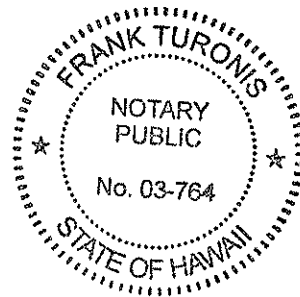
FURTHER AFFIANT SAYETH NAUGHT.

Joseph J. Bernard
Name: [Signature]

WITNESS my hand and official seal.

Frank Turonis
Notary Public, State of Hawaii

9/23/10
Date

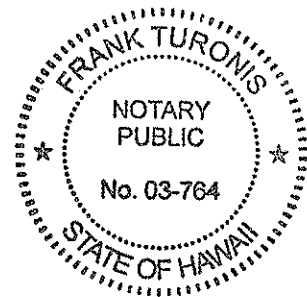


My commission expires: 12/28/11

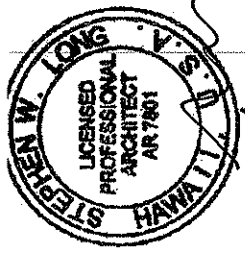
Doc. Date: 9/23/10 # Pages 2

Notary Name: FRANK R. TURONIS 5 Circuit

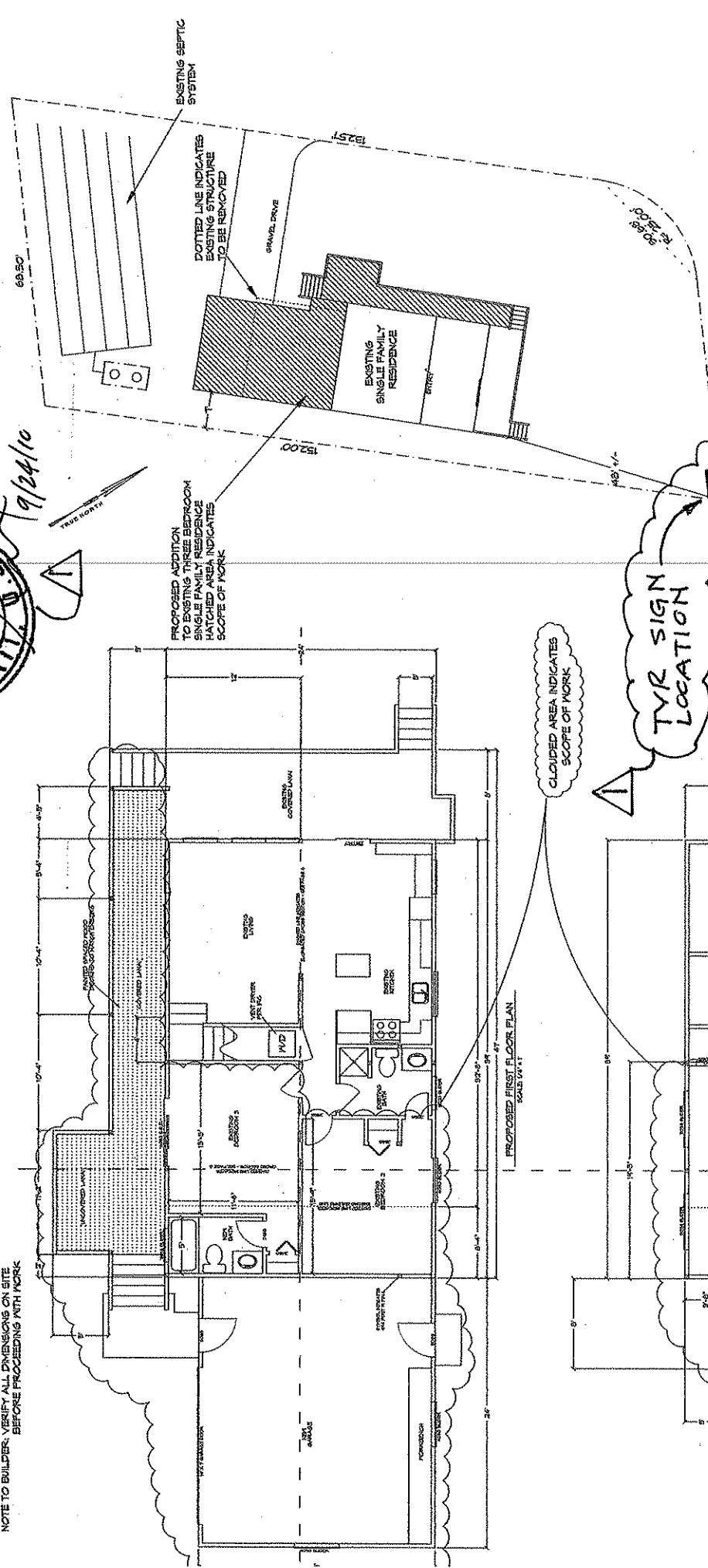
Doc. Description: TRANSIENT VACATION RENTAL
AFFIDAVIT



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



NOTE TO BUILDER, VERIFY ALL DIMENSIONS ON SITE BEFORE PROCEEDING WITH WORK

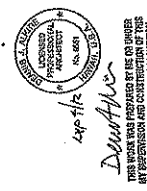


NOT FOR CONSTRUCTION
AS-BUILT DRAWINGS ONLY
 Setbacks to be Certified
 by Licensed Land Surveyor

HARD SURFACE AREA REPORT	
TOTAL LOT SIZE	10,218 S.F.
EXISTING LAND SURFACE AREA	1,900 S.F.
EXISTING PAVED SURFACE AREA	2,100 S.F.
TOTAL PAVED SURFACE AREA	4,000 S.F.
PERCENTAGE OF LOT COVERED	39.0%
AREA REPORT	
EXISTING LIVING AREA	724 S.F.
EXISTING GARAGE AREA	100 S.F.
EXISTING COVERED LANAI AREA	100 S.F.
EXISTING UNCOVERED LANAI AREA	270 S.F.
EXISTING LIVING AREA TO BE DEMOLISHED	0 S.F.
EXISTING COVERED LANAI AREA TO BE DEMOLISHED	0 S.F.
EXISTING UNCOVERED LANAI AREA TO BE DEMOLISHED	0 S.F.
EXISTING GARAGE AREA TO BE DEMOLISHED	0 S.F.
PROPOSED ADDITIONAL LIVING AREA	804 S.F.
PROPOSED ADDITIONAL COVERED LANAI AREA	100 S.F.
PROPOSED ADDITIONAL UNCOVERED LANAI AREA	100 S.F.
PROPOSED ADDITIONAL GARAGE AREA	0 S.F.
TOTAL LIVING AREA	1,528 S.F.
TOTAL COVERED LANAI AREA	200 S.F.
TOTAL UNCOVERED LANAI AREA	270 S.F.

TYR SIGN LOCATION

CLOUDED AREA INDICATES SCOPE OF WORK

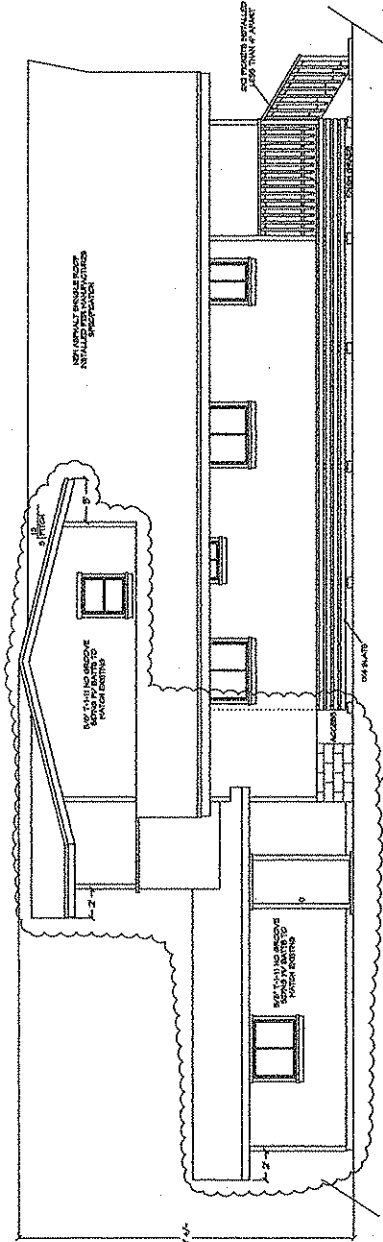


THIS WORK WAS PREPARED BY ME OR UNDER MY SUPERVISION AND CONSTRUCTION OF THIS PROJECT WILL BE UNDER MY OBSERVATION

Cottage Industries
 Architectural Design & Drafting Services
 440 Kalia Road Suite 7, Kapa Hana, HI 96761
 PHONE: 808-233-9200 FAX: 808-233-9201
 WWW: COTTAGEINDUSTRIES.COM

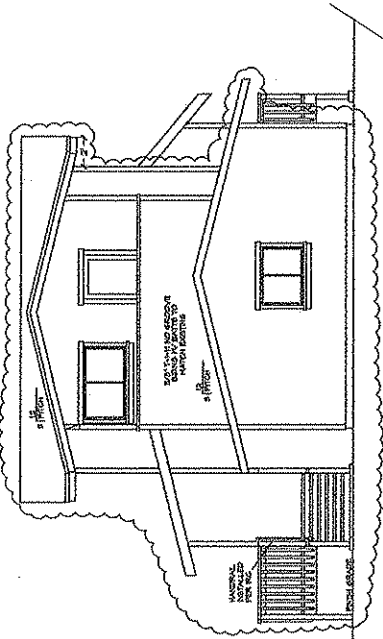
PROPOSED ADDITION AND RENOVATION FOR GERMAN FAMILY
 TRACT (A) 9-8-012-015
 LOT SIZE: 10,218 S.F.
 LOT LIVING AREA: 116 S.F.
 TOTAL LANAI AREA: 558 S.F.

25' HEIGHT LIMIT



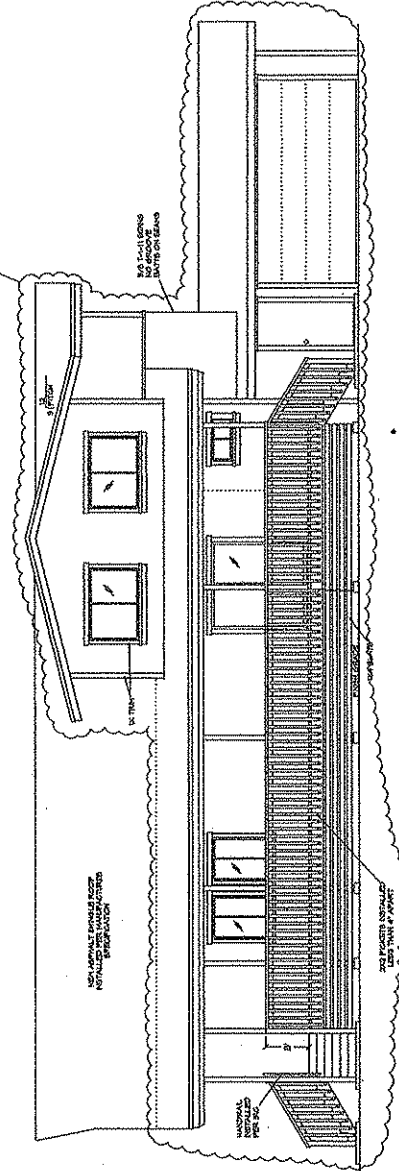
LEFT SIDE ELEVATION
SCALE 1/4" = 1'-0"

CLOUDED AREA INDICATES SCOPE OF WORK



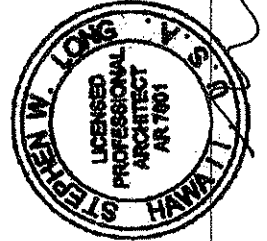
REAR ELEVATION
SCALE 1/4" = 1'-0"

25' HEIGHT LIMIT

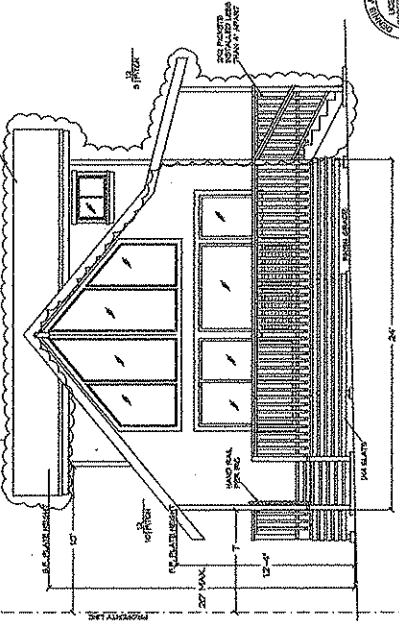


RIGHT SIDE ELEVATION
SCALE 1/4" = 1'-0"

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



NO APPLIED DOUBLE GLAZING INSTALLED PER MANUFACTURER'S SPECIFICATION



FRONT ELEVATION
SCALE 1/4" = 1'-0"

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

PROPOSED ADDITION AND RENOVATION FOR GERMAND FAMILY
 TM#4; (4) 5-5-012-015
 LOT SIZE: 10,016 S.F.
 TOTAL LIVING AREA: 1576 S.F.
 TOTAL LANA AREA: 1922 S.F.

Cottage Industries
 Architectural Design & Drafting Services
 1996 Kalaheo Street - Kapa Hā Hā
 (808) 833-8888
 www.cottageindustries.com

9/24/10

TVR REGISTRATION AND NCU FORM

COUNTY OF KAUAI
FINANCE DEPARTMENT
REAL PROPERTY DIVISION 808-241-6222
PLANNING DEPARTMENT 808-241-6677

APPLICANT Joseph + Patricia Germand
ADDRESS 2108 Walnut Creek Dr.
League City, TX 77573

PHONE NO. _____

APPLICANT IS: (check one)
 Owner of Property
 Lessee of Property - Number of Years _____
 Leased From _____ to _____
 Authorized Agent - Attach Letter of Authorization.
 Proprietor of TVR operation

For Government Use Only
Registration # TVNG-1101
Date Received 9/30/08 By EA
Date Approved _____ By _____
Plans By _____
Fee \$ _____ Date _____

NOTE: *Lessee must have an unexpired and recorded lease of five (5) years or more from date of filing this application.

Sign: De'an F. Flud
Print: DE'AN F. FLUD

Property Info

Tax Map Key 5-8-012-015 Lot. No. 85-B-1 # of Buildings on CPR or Lot 1
Zoning - SLUD R4 General Plan _____ County Kauai

Establishment Info

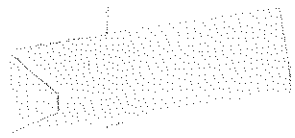
Establishment name and Address Rainbow's End, 5-6947 Kuhio Hwy.
Hanalei, HI 96714
Description of Operation (no. of rooms, no. of units etc.) Single Family
Residence, 3 bedrooms, 1 1/2 baths
G.E. License # W00604482-01 TAT License # W00604482-01
24 Hour Contact Info De'an F. Flud
Date TVR Use Started -15-02
 Copy of For the Safety and Comfort of You and Your Neighbors
Attachments provided (G.E.License, TAT License, Units in TVR Use etc.)
As built plot, floor, elevation and section drawings.
G.E. License, TAT License, 2004 Change of G.E. to TAT
License numbers, First 1/4 2008 Form TA-1 to Form G-45
Letter of Authorization.

COUNTY OF KAUAI PLANNING DEPARTMENT
Inspections

To be initialed by Planning Dept. Staff
 The subject property has no violations
 The subject property was inspected on _____
 The property has the following violations _____

To be initialed by Planning Dept. Staff
 The subject property does not qualify for single family vacation rental uses.

Te
II



TRANSIENT VACATION RENTAL AFFIDAVIT OF

Joseph J Gernand and Patricia A Gernand

STATE OF Texas)
) ss.
COUNTY OF Galveston)

COUNTY OF KAUAI
09 APR -1 P4:36
PLANNING DEPT.

I, Joseph J Gernand and Patricia A Gernand, being first sworn upon oath,
deposes and says:

1. My name is, Joseph J Gernand and Patricia A Gernand and I make this
affidavit based on my personal knowledge.

2. I am the owner of the property identified as TMK: (4) 5-8-012-015-0000
with a mailing address of 2108 Walnut Creek Dr. League City Tx. 77573

3. I have operated a transient vacation rental(s) on the property since January 1st
2001 under the business name of Rainbows End.

4. My State of Hawaii General Excise Tax license number is W-00604482 -01
and I have paid General Excise and Transient Accommodation Taxes in accordance
with State Law during the period(s) the Transient Vacation Rental was in operation.

5. Building permit number(s). Permit number 4802. Issued March 16 1972.
This house was purchased "as is" in 2000. No building permits have been issues since
then. The House has not been modified since it was initially built. A previous owner
modified a garage storage area to accommodate an "Ohana unit". It is not known by us
if these modifications were "permitted" by the county. This "Ohana unit is presently
unused and is being reverted to storage in accordance with the regulations of the TVR.

6. There were X were not any legal or expansions or improvements made on
the property after March 7th 2008. Improvements and expansions took place under the
following permits

County of Kaua'i
Planning Department

NCU # TVNC 1101
Operation Name Rainbows End

TRANSIENT VACATION RENTAL AFFIDAVIT OF

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COUNTY OF Galveston

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(1)