

**BELLES GRAHAM PROUDFOOT
WILSON & CHUN, LLP**

ATTORNEYS AT LAW

MICHAEL J. BELLES
MAX W.J. GRAHAM, JR.
DONALD H. WILSON
JONATHAN J. CHUN

Federal I.D. No. 99-0317663

WATUMULL PLAZA
4334 RICE STREET, SUITE 202
LIHUE, KAUAI, HAWAII 96766-1388

TELEPHONE NO: (808) 245-4705
FACSIMILE NO: (808) 245-3277
E-MAIL: mail@kauai-law.com

OF COUNSEL
DAVID W. PROUDFOOT

COUNSEL
LORNA A. NISHIMITSU

January 3, 2012

COUNTY OF KAUAI
12 JAN -4 P4:19

Via Facsimile & Regular Mail

PLANNING DEPT.

Mr. Vill Balisacan
TVR Inspector
Planning Department
County of Kauai, State of Hawaii
4444 Rice Street, Suite A-473
Lihue, Kauai, Hawaii 96766

Re: Zoning Compliance Notice
TMK No. (4) 5-8-010-015, Unit 3, TVNC-4298
7462-B Kuhio Highway, Hanalei, Kauai, Hawaii

Dear Vill:

This letter is in response to your December 16, 2011 Zoning Compliance Notice relating to the use of the ground floor on the above-referenced property. The owner proposes to take the following remedial steps to address the issue raised by the Zoning Compliance Notice: The owner or it's agent will submit plans and apply for all required permits to properly permit the exterior enclosure and interior partitions of the ground floor. The owner's representative, Russell Spears, will consult with the Planning Department to insure that all required permits are applied for.

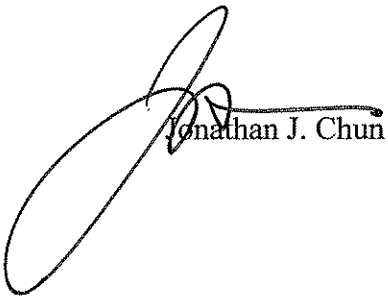
I hope this response and plan addresses the outstanding issue raised in the Zoning Compliance Notice. I appreciate your assistance in identifying the problem, and we look forward to working with you to promptly address and remedy all zoning issues on the subject property.

Mr. Vill Balisican
Page 2
January 3, 2012

If you need any further information or clarification please contact me at your convenience.

Sincerely,

BELLES GRAHAM PROUDFOOT
WILSON & CHUN, LLP



Jonathan J. Chun

JJC:so
cc: Ms. Alexandra Falk
Mr. Don Lazo

**BELLES GRAHAM PROUDFOOT
WILSON & CHUN, LLP
ATTORNEYS AT LAW**

MICHAEL J. BELLES
MAX W.J. GRAHAM, JR.
DONALD H. WILSON
JONATHAN J. CHUN

Federal I.D. No. 99-0317663

WATUMULL PLAZA
4334 RICE STREET, SUITE 202
LIHUE, KAUAI, HAWAII 96766-1388

TELEPHONE NO: (808) 245-4705
FACSIMILE NO: (808) 245-3277
E-MAIL: mail@kauai-law.com

OF COUNSEL
DAVID W. PROUDFOOT

COUNSEL
LORNA A. NISHIMITSU

December 29, 2011

COUNTY OF KAUAI

11 DEC 30 P3:03

PLANNING DEPT.

Via Facsimile & Regular Mail

Mr. Vill Balisacan
TVR Inspector
Planning Department
County of Kauai, State of Hawaii
4444 Rice Street, Suite A-473
Lihue, Kauai, Hawaii 96766

Re: Zoning Compliance Notice
TMK No. (4) 5-8-010-015, Unit 1, TVNC-4299
7462-B Kuhio Highway, Hanalei, Kauai, Hawaii

Dear Vill:

This letter is in response to your December 16, 2011 Zoning Compliance Notice relating to a portion of the 2nd floor lanai on the above-referenced property. The owner proposes to take the following remedial steps to address the issue raised by the Zoning Compliance Notice: The owner or it's agent will submit plans and apply for all required permits to properly permit the exterior partition wall and screen on the 2nd floor lanai. The owner's representative, Russell Spears, will consult with the Planning Department to insure that all required permits are applied for.

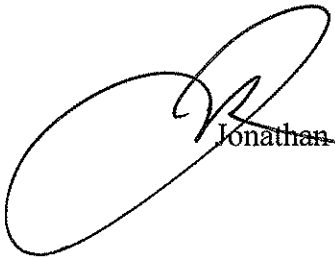
I hope this response and plan addresses the outstanding issue raised in the Zoning Compliance Notice. I appreciate your assistance in identifying the problem, and we look forward to working with you to promptly address and remedy all zoning issues on the subject property.

Mr. Vill Balisican
Page 2
December 29, 2011

If you need any further information or clarification please contact me at your convenience.

Sincerely,

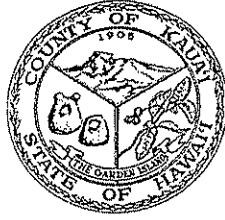
BELLES GRAHAM PROUDFOOT
WILSON & CHUN, LLP



Jonathan I. Chun

JJC:so
cc: Ms. Alexandra Falk
Mr. Don Lazo

Bernard P. Carvalho, Jr.
Mayor



Michael A. Dahilig
Director of Planning

Gary K. Heu
Managing Director

Dee M. Crowell
Deputy Director of Planning

PLANNING DEPARTMENT
County of Kaua'i, State of Hawai'i

4444 Rice Street, Suite A-473, Lihu'e, Hawai'i 96766
TEL (808) 241-4050 FAX (808) 241-6699

DEC 16 2011

CERTIFIED

Alexandra Falk
c/o Jonathan J Chun
4334 Rice St
Lihu'e HI 96766

SUBJECT: Issuance of NCU Certificate TVNC #4299
Tax Map Key: (4) 5-8-010:015, Haena, Kauai
Alexandra Falk, applicant

After review of your transient vacation rental Non-Conforming Use application, conditional approval is hereby granted. The certificate number is referenced above, and must be reflected in your outdoor sign as required by Sec. 8-17.8 (b) (3). This Non-Conforming Use certificate is approved pursuant to the following conditions:

1. This certificate is not evidence of compliance with any and all pertinent zoning and use regulations of the County of Kauai;
2. This certificate does not vest any rights for : certificate or inspection of the property by the government agency as may be necessary;
3. The owner or lessee who has obtained a non-conf shall apply to renew the NCU certificate annual certification. Application Forms can be found on
4. Any subsequent use, development, repair and/or Planning Department review and approval prior to
5. Prior to renewal of this certificate, applicant/own County of Kaua'i, Department of Public Works Department that the proposed use/structure standards/requirements.
6. This approval for the use of the Transient Vacation *however*, other CZO violations on the property or the TVR use must be complied with. The remedy prior to any consideration for renewal of this certifi

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE


Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To _____
Street, Apt. No., or PO Box No. _____
City, State, ZIP+4 _____

PS Form 3800, August 2006 See Reverse for Instructions

The property and operation is subject to the applicable provisions of Section 8-17 of the Kauai County Code, in particular those provisions adopted by ordinance No. 864, 876 and/or 904. Section 8-17.11 (a) also states the following: "Violations of conditions of approval or providing false or misleading information on the application or in any information relating thereto at any time during the application process shall be grounds for revocation or cease and desist orders."

Should there be any questions relative to the above, please call inspector Vill Balisacan of my staff at 241-4050.



DEE M. CROWELL
Deputy Director of Planning

w/enclosure