

February 22, 2021

SUBJECT: BASELINE INSPECTION REPORT (“Report”)

Site Inspection Date: February 11, 2021

Mutual Settlement Agreement, filed in Civil No. 19-1-0057-01
 (“MSA”)

Tax Map Key Nos. 5-9-011-068, -069 and -070 (the “Property”)

PURPOSE

The purpose of this Report is to comply with Section 21 of the MSA, which requires the City and County of Honolulu (“City”) Department of Planning and Permitting (“DPP”) to (1) conduct a full and complete baseline inspection of the Property to ensure compliance with Special Management Area (“SMA”) Minor Permit No. 2017/SMA-21 (the “SMA Minor”); (2) record the results of the inspection in an inspection report (this Report), which identifies any necessary corrections and provides a timeline for Hanapohaku LLC, a Hawaii limited liability company (“Developer”) to implement such corrections; and (3) provide a copy of the Report to Developer and Save Sharks Cove Alliance, as such entity is described and defined in the MSA (“SSCA”).

DPP conducted the baseline inspection on February 11, 2021 (the “Site Inspection”), at which time DPP inspected the Property for compliance with the SMA Minor. This Report compiles DPP staff’s observations during the Site Inspection as they pertain to compliance with the SMA Minor. The Developer provided additional documentation of compliance with the requirements of both the SMA Minor and the MSA. However, because the Site Inspection’s purpose was to “ensure compliance with the SMA Minor,” this Report omits the Developer’s documentation of compliance with MSA obligations not required by the SMA Minor.

EXISTING CONDITIONS

The Property is 2.74 acres and is located in the B-1 Neighborhood Business District, along the mauka (east) side of Kamehameha Highway, between Pahoe Road to the north and the existing Foodland grocery store to the south, and across Kamehameha Highway from Shark’s Cove and Pupukea Beach Park. Surrounding areas to the north (Kahuku) and south (Haleiwa) along either side of Kamehameha Highway are in the R-5 Residential District and are developed with single-family dwellings. The lot directly south of the Property is also within the B-1 District, and is developed with a Foodland grocery store, a coffee shop, and a parking lot area. The area to the east (mauka) is in the Country District, and is developed with single-family dwellings.

The Property slopes gradually from the rear (mauka) to the front (makai), such that stormwater runoff sheet-flows from the mauka portion of the site toward Kamehameha Highway at an average slope of 5 percent, entering the storm drain within the State-owned right-of-way. Vehicular access is currently provided from Kamehameha

Highway. The parking areas are unpaved, gravel lots without formally designated parking stalls. A solid row of large wooden planter boxes with newly planted native taro runs along the makai (Kamehameha Highway) property frontage, and along the north (Pahoe Road) property frontage, thereby preventing vehicular access to the site except through the designated entry way.

The site currently contains four permanent buildings in use as follows:

- A real estate office and boutique with a carport structure (Hawaii Life and The Cove Collection, respectively);
- A clothing and jewelry retailer (SeaMaids Boutique);
- An ocean activity rentals, lessons and tours operation (North Shore Surf Shop); and
- An employee operations building.

There are currently five mobile (non-permanent) food trucks on the site in operation on the site:

- The Sunrise Shack;
- North Shore Shrimp Truck;
- North Shore Taco Truck;
- Aji Limo; and
- Cove Cafe.

Developer has represented that each of these trucks operates in the same designated area daily from 7 a.m. to 9 p.m.

The area immediately surrounding several of the food trucks includes seating areas, picnic tables, and shade coverings. There are also five large metal commercial dumpsters, three portable toilet units (port-a-potties), a stormwater detention basin, electrical services, and water services on the Property. The remainder of the Property consists of partially vegetated (non-native), permeable, undeveloped open space.

While the Property is located entirely within the SMA and directly across Kamehameha Highway from the Pacific Ocean, no protected SMA resources (cultural, flora, fauna, etc.) have been identified on the Property.

INSPECTION RESULTS

The Site Inspection revealed the following areas of non-compliance with the SMA Minor. Where DPP identified a violation of City ordinance administered by DPP, such violation, in addition to constituting non-compliance with the SMA Minor, is identified along with a reference to the applicable sections of the Revised Ordinances of Honolulu (“ROH”) and a Notice of Violation (“NOV”), if issued. The Developer is required to address each of these items within the timelines identified below.

Source ¹	Description	Applicable Code / Source of Requirement	Timeline for Compliance
Applicant	Install fencing along Pahoe Road.	SMA Minor, Condition 1	Ingress / egress is currently blocked by planters, as required by MSA § 6 (see Exhibit A); Developer represented that fencing installation is pending completion of a survey and is anticipated to be complete by early March 2021.
Building Inspection Section (BIS)	Multiple tarpaulin structures constructed on the Property without a permit. A building permit will not be issued for the tarpaulin structures, because such structures are not permitted by the SMA Minor. See Exhibit B .	SMA Minor, Condition 1 Chapter 18, Section 18-3.1(a)(1), ROH	DPP has issued NOV No. 2021/NOV-02-094; Correction (by removal) is required by March 19, 2021, or Notice of Order (“NOO”) will be issued.

¹ This column refers to the source of the photographs and other documentation for the relevant area, as compiled in Exhibits A through E attached hereto and incorporated herein.

<p>Building Division - Electrical Code Branch</p>	<p>Multiple areas of electrical work without the required permit.</p> <p>A double fee shall be assessed for each permit where electrical work was commenced without first obtaining the required permit.</p> <p>See Exhibit C.</p>	<p>Section 18-3.1(a)(2), ROH</p> <p>Section 18-6.2(d), ROH</p>	<p>DPP has issued NOV No. 2021/NOV-02-116;</p> <p>Correction (by removal or obtaining permit) is required by March 17, 2021, or NOO will be issued.</p>
<p>Commercial Code Enforcement</p>	<p>Unpermitted signs.</p> <p>See Exhibit D.</p>	<p>Sections 21-7.40(f), 21-7.60, ROH</p>	<p>NOV forthcoming;</p> <p>Correction (by removal or obtaining permit, as applicable), no later than 30 days from date of NOV, as required by Section 21-7.70(c), ROH.</p>
<p>Code Enforcement Branch (CEB)</p>	<p>Grading and maintenance of BMP activity is ongoing and permitted under Grading Permit No. GP2020-02-0076.</p> <p>Current concerns from CEB inspection:</p> <ul style="list-style-type: none"> - GP2020-02-0076 needs to be renewed by the end of February 2021. - Best Management Practices (BMPs), required by the SMA Minor, require minor maintenance prior to recommencement of grading. <p>NOTE – There is one soil stockpile with a volume of material under permit criteria at south west corner of property. Mulch was also observed, but is not considered earth material.</p> <p>See Exhibit E.</p>	<p>SMA Minor, Conditions 1, 3(a)</p> <p>GP2020-02-0076; Compliance with Grading, BMP plan</p> <p>Section 14-14.1, ROH</p>	<p>Grading: NOV will be issued if grading permit is not renewed by the end of February 2021.</p> <p>BMPs: Verbal warning to maintain BMPs given to owner on 2/11/2021. Owner given two weeks to comply or Notice of Noncompliance will be issued.</p>

<p>Code Compliance Branch (CCB)</p>	<p>In addition to the instances of non-compliance constituting separate code violations as detailed above, CCB identified the following additional areas of non-compliance with the SMA Minor:</p> <ul style="list-style-type: none"> • Parking and access areas are not paved and parking lot is not landscaped; • Developer has indicated compliance with the restricted hours of operation (7 a.m. to 9 p.m.), but CCB has not verified this; • No trash enclosure is present; • Developer has not delivered Trash Management Plan or Spill Management Plan; • Signage along Kamehameha Highway is not installed; • Shielding of artificial light from exterior light fixtures is not compliant due to unpermitted electrical work; compliance will be verified upon correction of electrical violations; and • Developer did not apply for grading and building permits within 30 days of issuance of the SMA Minor. <p>In general, CCB's observations indicated that the Property appears to be in compliance (or in the process of compliance) with the SMA Minor.</p>	<p>Section 25-9.1, ROH</p> <p>SMA Minor, Conditions 1, 2, 3, 4, 5, 6, 7, 8, and 9</p>	<p>CCB will not be issuing separate NOVs for compliance with Section 25-9.1, ROH at this time, since the Developer is in the process of bringing the Property into compliance with conditions set forth in the SMA Minor. DPP is in contact with the Developer on a regular basis to monitor the Developer's progress towards compliance with the SMA Minor.</p> <p>See above discussions of NOVs for compliance timeline for those violations.</p>
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	<p>The following requirements of the SMA Minor are ongoing obligations:</p> <ul style="list-style-type: none">• Hawaiian hoary bat protection;• Protection of archaeological resources;• Valuation review; and• Restriction of construction activities to daylight hours.		
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Enclosures: Exhibits A through E

EXHIBIT A

Keller, Christina K

From: Andrew Yani <andrew@hanapohakullc.com>
Sent: Wednesday, February 17, 2021 10:45 AM
To: Saito, Brad T.
Cc: Michael Hodge; Andrew Yani; Lee, Terrence; Krueger, Elizabeth S; Hirano, Lester; Brett Tobin; Christian K. Adams; Keller, Christina K
Subject: From Andrew Yani - Settlement Compliance

Follow Up Flag: Follow up
Flag Status: Flagged

CAUTION: Email received from an **EXTERNAL** sender. Please confirm the content is safe prior to opening attachments or links.

Aloha Brad,

I have sent SMA minor updates to Christi Keller, Truck Moving updates to Lester Hirano, and SMA major updates to Liz Krueger. I think I got this right but please let me know if I missed someone. I wanted to make sure I'm following through on all my promises from last week. I will continue to keep each of these individuals abreast to their respective fields as we move forward.

I wanted to send compliance things to you for your review. Here is an update of the things we have done (some pictures attached as well):

1. Created a non-stop buffer with vegetation 6 feet high on Pahoe Rd (and will begin Fence according to SMA Minor asap as we are waiting on surveyor to come out). This should start within 10 to 14 days.
2. Renewed all pertinent SMA Minor permits that needed to be renewed, picked up and paid for all other permits, and have begun SMA Minor.
3. Starting in February we will have all food trucks commercial kitchen posted on Website
4. We have set up email on website for any questions or comments (We have received two emails thus far. Both local business's asking for a place on the land. I let them know we have no room right now).
5. Sent Lester Hirano pictures with dates of all trucks moving twice a month in January and will continue every month from here on.
6. Took all signs off Kam Hwy (including ones attached to bikes)
7. Built 2.5 foot tall planter boxes and installed all along Kam Hwy.
8. Filled with soil and planted native Taro plants 1.5 feet tall with local Taro Farming group (we tried to keep the most indigenous plant possible as requested in settlement)
9. Attended the NSNB meeting for January and will attending SBCA meeting in March

On February 28th we will have:

1. Update on all aspects of permitting and compliance process, penalties assessed, and fines paid.
2. List of all valid complaints to website and response
3. Update on fence and landscaping progress

Planter Boxes and Planting of TARO across the ENTIRE front of the property:













Continuous Planter boxes with 6' plus vegetation against the Pahoe Rd. Side with NO ingress egress.

































Participation of NSNB Meeting

Close

Participants (13)

Search

- AY Andrew Yani (me)  
-  Kathleen Pahinui (Host)  
-  Richard Whyte  
- CI Casey Ishitani  
- JL jeff lafrance  
-  Jensen Ohana  
-  Jensen Ohana  
- KE Kathleen Ells  
- LA leif andersen  
- LD Lynell DaMate  
- SF SharLvn Foo  

Invite

Keller, Christina K

From: Andrew Yani <andrew@hanapohakullc.com>
Sent: Tuesday, February 16, 2021 10:25 AM
To: Hirano, Lester
Cc: Michael Hodge; Andrew Yani
Subject: From Andrew Yani - Truck Move Email

CAUTION: Email received from an **EXTERNAL** sender. Please confirm the content is safe prior to opening attachments or links.

Aloha Lester,

As you can see I make them send me a picture of their empty spot on the land and the truck offsite with a date for their minimum two moves per month (they can and do move more than that sometimes but that is what's required by settlement).

Thanks,

Andrew Yani

Begin forwarded message:

From: daniel delgado <dnados@yahoo.com>
Subject: Aji Limo Truck move #1
Date: January 30, 2021 at 11:53:24 AM HST
To: truckmove@hanapohakullc.com



This move was made on January 27th
Unfortunately I did not take a picture of the truck parked at my house. It stayed there overnight.
On the second move I did take a picture of both the space and the truck

Best Regards,
Daniel

Keller, Christina K

From: Andrew Yani <andrew@hanapohakullc.com>
Sent: Tuesday, February 16, 2021 10:24 AM
To: Hirano, Lester; Saito, Brad T.
Cc: Michael Hodge; Andrew Yani
Subject: From Andrew Yani - Truck Move Email

CAUTION: Email received from an **EXTERNAL** sender. Please confirm the content is safe prior to opening attachments or links.

Aloha Lester,

As you can see I make them send me a picture of their empty spot on the land and the truck offsite with a date for their minimum two moves per month (they can and do move more than that sometimes but that is what's required by settlement).

Thanks,

Andrew Yani

PS - I put Brad on this one so he could see what I'm sending you. I will leave him off future emails. I just wanted Brad to see that every truck is required to show empty spot and truck well off the land at a **MINIMUM** of twice a month.

Begin forwarded message:

From: daniel delgado <dnados@yahoo.com>
Subject: Aji Limo Move #2
Date: January 30, 2021 at 11:56:07 AM HST
To: truckmove@hanapohakullc.com

This move was made January 29th



Best Regards,
Daniel

Keller, Christina K

From: Andrew Yani <andrew@hanapohakullc.com>
Sent: Tuesday, February 16, 2021 10:22 AM
To: Hirano, Lester
Cc: Andrew Yani; Michael Hodge
Subject: From Andrew Yani - Truck Move Email

CAUTION: Email received from an **EXTERNAL** sender. Please confirm the content is safe prior to opening attachments or links.

Aloha Lester,

As you can see I make them send me a picture of their empty spot on the land and the truck offsite with a date for their minimum two moves per month (they can and do move more than that sometimes but that is what's required by settlement).

Thanks,

Andrew Yani

Begin forwarded message:

From: Michelle Nobriga <michellenobriga@gmail.com>
Subject: Final Truck Move 1.29.21
Date: January 29, 2021 at 11:26:11 PM HST
To: truckmove@hanapohakullc.com
Cc: Thomas Naylor <kenuikitchen@gmail.com>, Bre Tidball <knk.wv.office@gmail.com>

Aloha,

Here is the Cove Cafe's second and final move for the month of January 29th 2021

11:20



Today
9:10 AM

All Photos

LIVE



11:20



Today
9:06 AM

All Photos

📷 LIVE



10:08 ↖

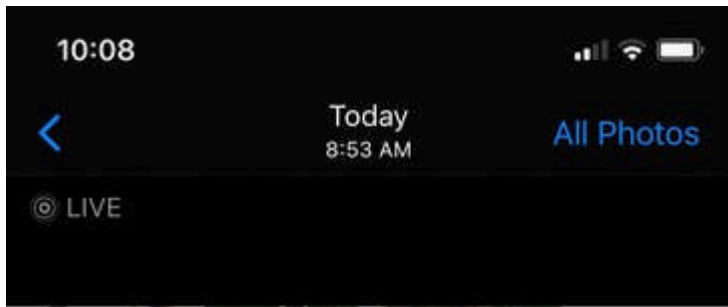


Today
8:53 AM

All Photos

📷 LIVE





Mahalo

Keller, Christina K

From: Andrew Yani <andrew@hanapohakullc.com>
Sent: Tuesday, February 16, 2021 10:26 AM
To: Hirano, Lester
Cc: Michael Hodge; Andrew Yani
Subject: From Andrew Yani - Truck Move Email

CAUTION: Email received from an **EXTERNAL** sender. Please confirm the content is safe prior to opening attachments or links.

Aloha Lester,

As you can see I make them send me a picture of their empty spot on the land and the truck offsite with a date for their minimum two moves per month (they can and do move more than that sometimes but that is what's required by settlement).

Thanks,

Andrew Yani

Begin forwarded message:

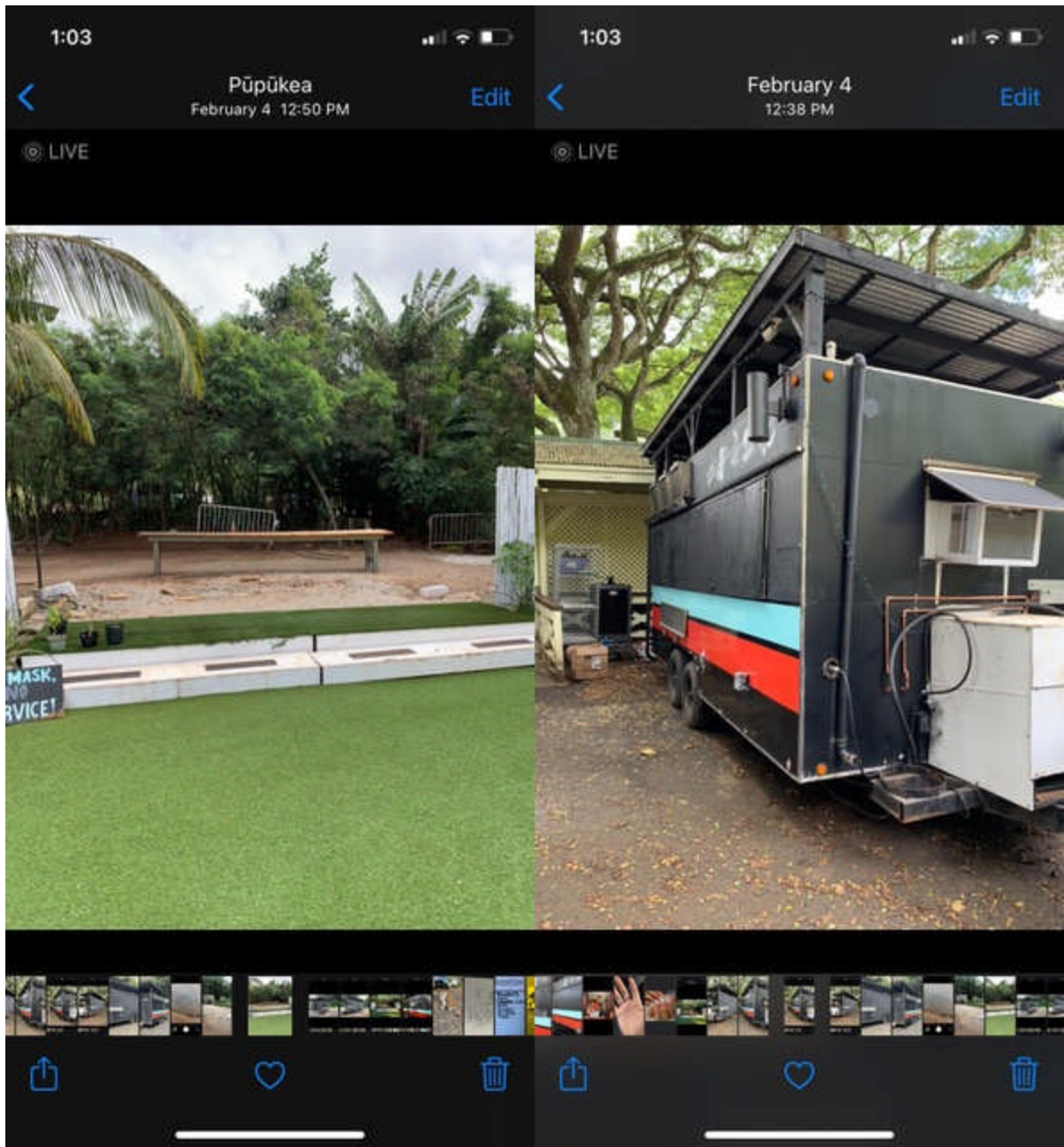
From: Michelle Nobriga <michellenobriga@gmail.com>
Subject: Truck Move 2/1-2/4 Cove Cafe
Date: February 16, 2021 at 8:26:32 AM HST
To: truckmove@hanapohakullc.com

Aloha,

This is the Cove Cafe's 1st and 2nd move for February. First Move was on 2/01/2021. Second date is 2/04/2021

Mahalo,

Michelle and Thomas Naylor





Sent from my iPhone

Keller, Christina K

From: Andrew Yani <andrew@hanapohakullc.com>
Sent: Tuesday, February 16, 2021 10:20 AM
To: Hirano, Lester
Cc: Michael Hodge; Andrew Yani
Subject: From Andrew Yani - Truck Move Email

CAUTION: Email received from an **EXTERNAL** sender. Please confirm the content is safe prior to opening attachments or links.

Aloha Lester,

As you can see I make them send me a picture of their empty spot on the land and the truck offsite with a date for their minimum two moves per month (they can and do move more than that sometimes but that is what's required by settlement).

Thanks,

Andrew Yani

Begin forwarded message:

From: Liam Mcnamara <seamaids@icloud.com>
Subject: 1/26/21 truck moved off property
Date: January 26, 2021 at 6:25:25 PM HST
To: truckmove@hanapohakullc.com





Sent from my iPhone

Keller, Christina K

From: Andrew Yani <andrew@hanapohakullc.com>
Sent: Tuesday, February 16, 2021 10:21 AM
To: Hirano, Lester
Cc: Michael Hodge; Andrew Yani
Subject: From Andrew Yani - Truck Move Email

CAUTION: Email received from an **EXTERNAL** sender. Please confirm the content is safe prior to opening attachments or links.

Aloha Lester,

As you can see I make them send me a picture of their empty spot on the land and the truck offsite with a date for their minimum two moves per month (they can and do move more than that sometimes but that is what's required by settlement).

Thanks,

Andrew Yani

Begin forwarded message:

From: Liam Mcnamara <seamaids@icloud.com>
Subject: 2nd move 1/28/21
Date: January 28, 2021 at 9:35:45 AM HST
To: truckmove@hanapohakullc.com



Sent from my iPhone

Keller, Christina K

From: Andrew Yani <andrew@hanapohakullc.com>
Sent: Tuesday, February 16, 2021 10:21 AM
To: Hirano, Lester
Cc: Michael Hodge; Andrew Yani
Subject: From Andrew Yani - Truck Move Email

CAUTION: Email received from an **EXTERNAL** sender. Please confirm the content is safe prior to opening attachments or links.

Aloha Lester,

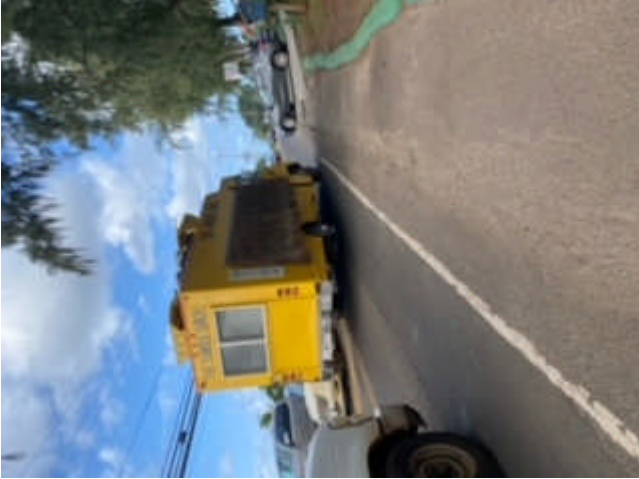
As you can see I make them send me a picture of their empty spot on the land and the truck offsite with a date for their minimum two moves per month (they can and do move more than that sometimes but that is what's required by settlement).

Thanks,

Andrew Yani

Begin forwarded message:

From: Sunrise Shack <sunriseshackhawaii@gmail.com>
Subject: Sunrise Shack
Date: January 29, 2021 at 4:31:29 PM HST
To: truckmove@hanapohakullc.com



1/29/21



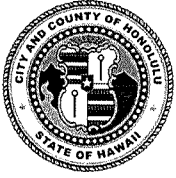
1/28/21

Aloha, Travis Smith

Sunrleshackhawaii.com

Sent from my iPhone

EXHIBIT B



DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU

650 SOUTH KING STREET * HONOLULU, HAWAII 96813
 Fax: (808) 768-4400

Notice of Violation

Violation No.: **2021/NOV-02-094 (BV)**

Date: **February 19, 2021**

Owner(s)

Hanapuhako LLC.
 c/o Andrew Yani
 526 Ahina Street
 Honolulu, Hawaii 96816

Hanapuhako LLC
 c/o Andrew Yani
 59-716 Kamehameha Highway
 Haleiwa, Hawaii 96712

Contractor(s)

Tenant/Violator

Architect/Plan Maker

Lessee

Agent

Engineer

TMK: **5-9-011:068 59-712 KAM HWY Haleiwa 96712**
5-9-011:069 59-706 KAM HWY HALEIWA 96712
5-9-011:070 59-53 PAHOE RD Haleiwa 96712

I have inspected the above-described premises and have found the following violations of City and County of Honolulu's laws and regulations governing same:

Codes and/or Ordinance(s)
 and Section(s)

Violation(s)

**ROH 1990, as amended, Chapter 18
 Section 18-3.1(b)**

Multiple tarpaulin structures constructed on site. A building permit will not be issued for the tarpaulin structures.

You are hereby ordered to obtain permit(s) and/or correct violation by March 19, 2021.
 Please call the undersigned after the corrections have been made.

You are reminded that if no action is taken within the specified time:

1. A Notice of Order will be issued by the Department of Planning and Permitting imposing CIVIL FINES for the specified violations; and/or
2. This matter may be referred to the Prosecuting Attorney and/or Corporation Counsel for appropriate action.

Special Instructions: A building permit will not be issued for the tarpaulin structures. Remove the tarpaulin structures within the time specified herein.

Inspector 

Emilie Marabulas

Phone: 768-3189

for the Director Department of Planning and Permitting



FOOD TRUCK B



FOOD TRUCK C



FOOD TRUCK E



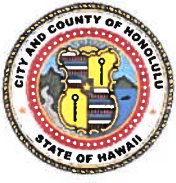


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EXHIBIT C



DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU

650 SOUTH KING STREET * HONOLULU, HAWAII 96813
 Fax: (808) 768-4400

Notice of Violation

Violation No.: **2021/NOV-02-116 (EV)**

Date:

Owner(s)

Hanapuhako LLC.
 c/o Andrew Yani
 526 Ahina Street
 Honolulu, Hawaii 96816

Hanapuhako LLC
 c/o Andrew Yani
 59-716 Kamehameha Highway
 Haleiwa, Hawaii 96712

Contractor(s)

Tenant/Violator

Architect/Plan Maker

Lessee

Agent

Engineer

TMK: **5-9-011:068 59-712 KAM HWY Haleiwa 96712**
5-9-011:069 59-706 KAM HWY HALEIWA 96712
5-9-011:070 59-53 PAHOE RD Haleiwa 96712

Specific Address of Violation: 59-712 Kamehameha Hwy; 59-706 Kamehameha Hwy; 59-53 Pahoe Rd

I have inspected the above-described premises and have found the following violations of City and County of Honolulu's laws and regulations governing same:

Codes and/or Ordinance(s) and Section(s)	Violation(s)
ROH 1990, as amended, Chapter 18 Section 18-3.1	Multiple electrical work done without the required building permit.
ROH 1990, as amended, Chapter 18 Section 18-6.2(d)	A triple fee penalty shall be assessed for doing multiple electrical work without the required building permit.
ROH 1990, as amended, Chapter 18 Section 3.1 (A) (2)	Multiple electrical work done without the required building permit.

You are hereby ordered to obtain permit(s) and/or correct violation by March 17, 2021. Please call the undersigned after the corrections have been made.

You are reminded that if no action is taken within the specified time:

1. A Notice of Order will be issued by the Department of Planning and Permitting imposing CIVIL FINES for the specified violations; and/or
2. This matter may be referred to the Prosecuting Attorney and/or Corporation Counsel for appropriate action.

Special Instructions: Obtain the required building permit for the multiple electrical done. If a building permit cannot be obtained, the site must be restored to its original permitted condition within the time specified herein.

Inspector 
 Sherwin Parel Phone: 768-3107
 for the Director Department of Planning and Permitting



Electrical Code Photo 1



Electrical Code Photo 2



Electrical Code Photo 3



Electrical Code Photo 4



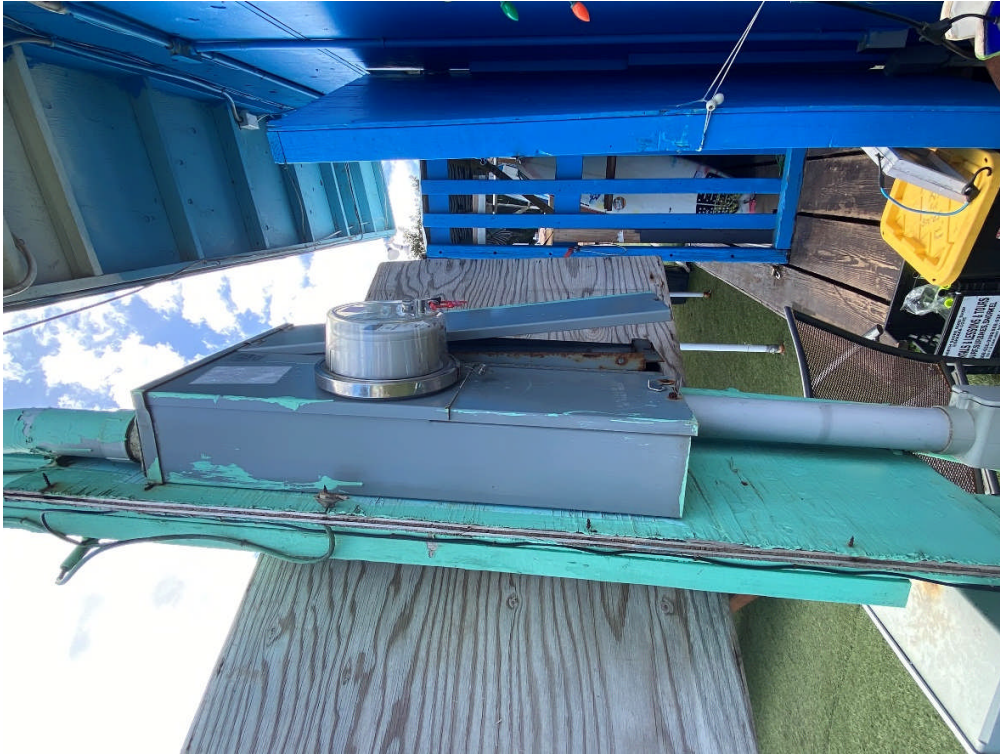
Electrical Code Photo 5



Electrical Code Photo 6



Electrical Code Photo 7



Electrical Code Photo 8



Electrical Code Photo 9



Electrical Code Photo 10



Electrical Code Photo 11



Electrical Code Photo 12



Electrical Code Photo 13



Electrical Code Photo 14



Electrical Code Photo 15



Electrical Code Photo 16



Electrical Code Photo 17



Electrical Code Photo 18



Electrical Code Photo 19



Electrical Code Photo 20



Electrical Code Photo 21



Electrical Code Photo 22



Electrical Code Photo 23



Electrical Code Photo 24



Electrical Code Photo 25



Electrical Code Photo 26



Electrical Code Photo 27



Electrical Code Photo 28



Electrical Code Photo 29



Electrical Code Photo 30



Electrical Code Photo 31



Electrical Code Photo 32



Electrical Code Photo 33



Electrical Code Photo 34



Electrical Code Photo 35



Electrical Code Photo 36



Electrical Code Photo 37



Electrical Code Photo 38



Electrical Code Photo 39



Electrical Code Photo 40



Electrical Code Photo 41



Electrical Code Photo 42



Electrical Code Photo 43



Electrical Code Photo 44



Electrical Code Photo 45



Electrical Code Photo 46



Electrical Code Photo 47



Electrical Code Photo 48



Electrical Code Photo 49



Electrical Code Photo 50

EXHIBIT D

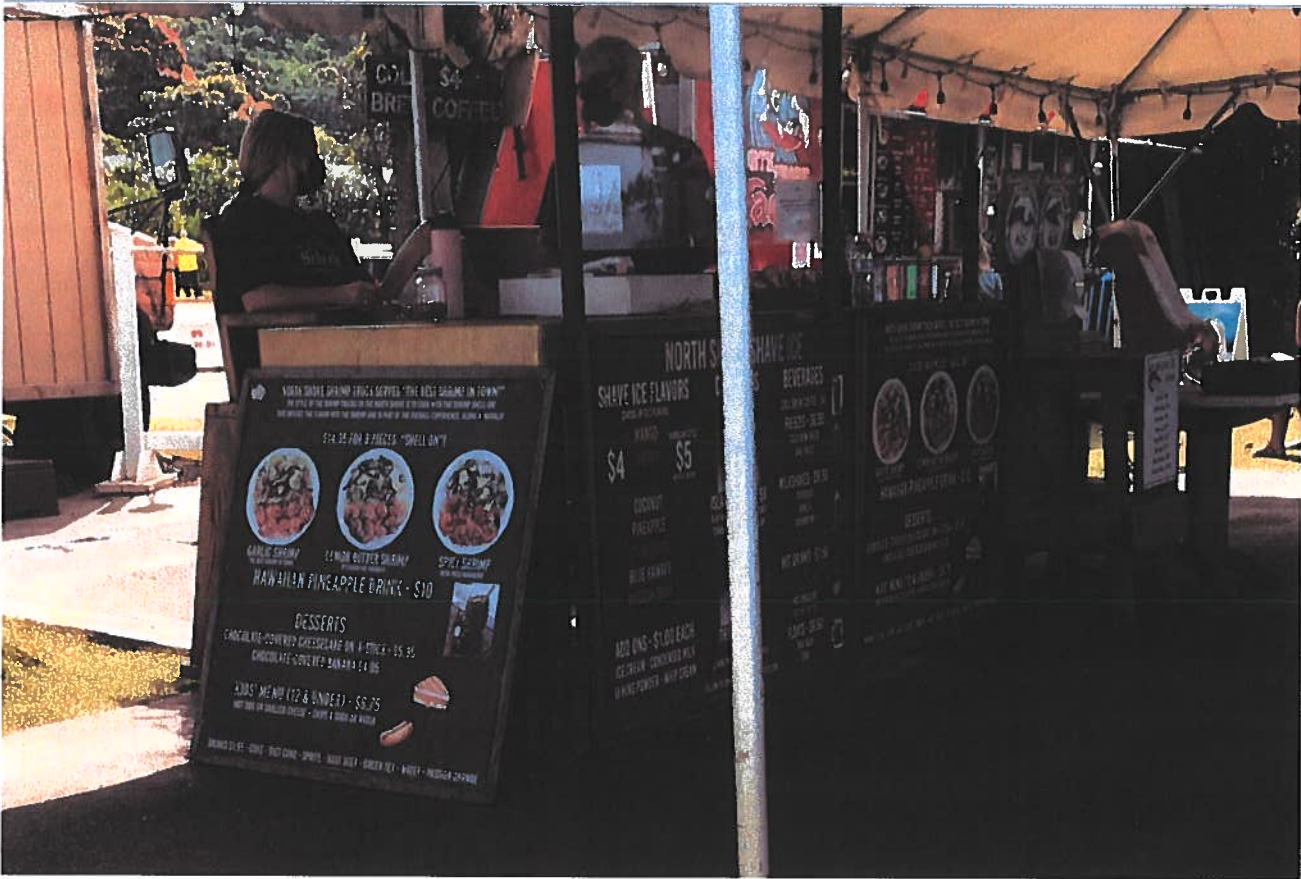


PHOTO 2

SITE NAME: Sharks Cove

LOCATION: 59-712 Kamehameha Hwy
Pupukea, HI 96712

TMK: TMK: 5-9-011:069

DATE TAKEN: February 11, 2021

PHOTO TAKEN BY: Commercial Multi-Family Code Enforcement Branch

DESCRIPTION: The North Shore Shrimp and North Shore Shave Ice has unpermitted signs on a kiosk. Violation forthcoming.

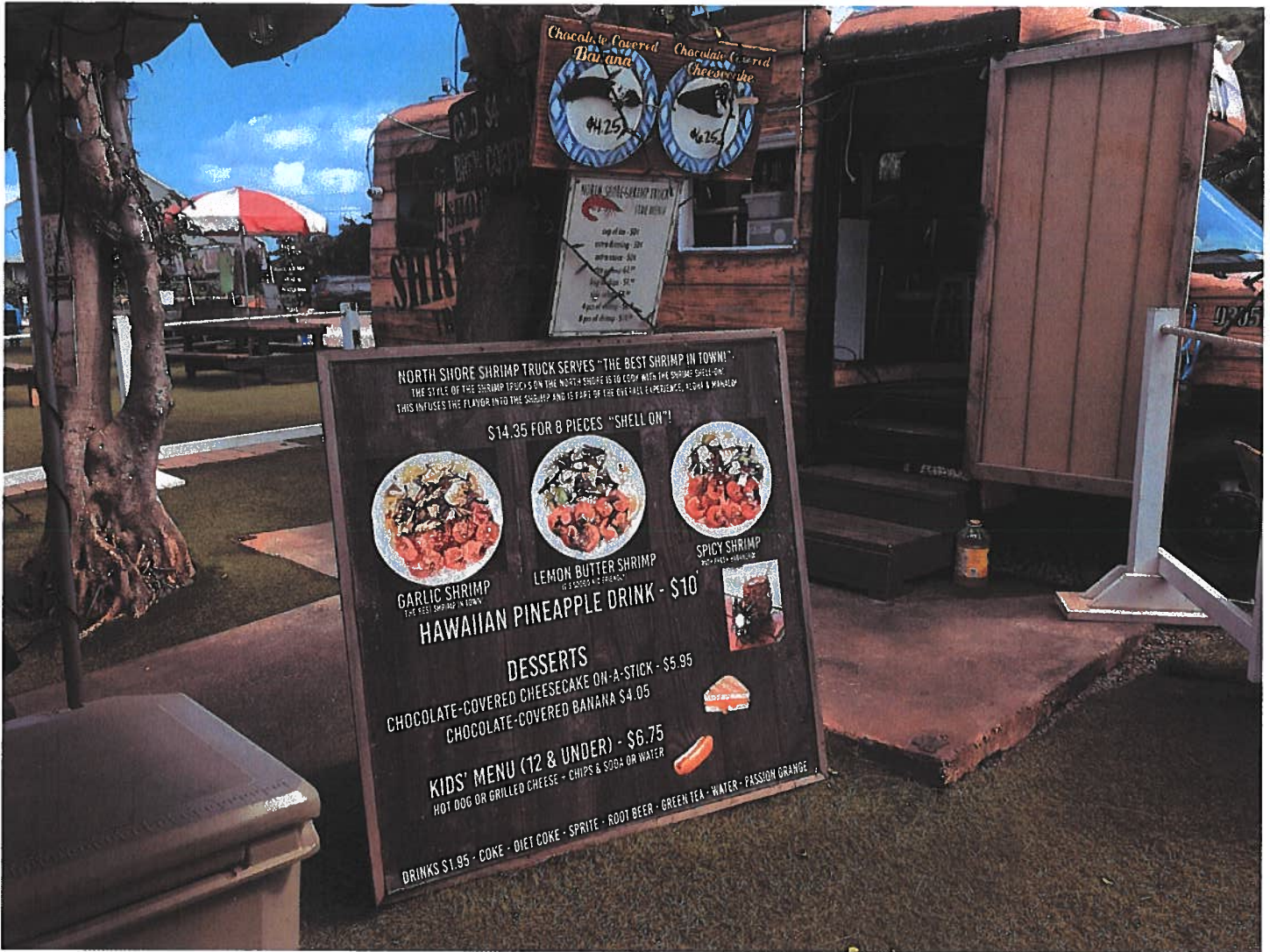


PHOTO 3

SITE NAME: Sharks Cove

LOCATION: 59-712 Kamehameha Hwy
Pupukea, HI 96712

TMK: TMK: 5-9-011:069

DATE TAKEN: February 11, 2021

PHOTO TAKEN BY: Commercial Multi-Family Code Enforcement Branch

DESCRIPTION: The North Shore Shrimp has unpermitted signs displayed against a tree. Violation forthcoming.



PHOTO 4

SITE NAME: Sharks Cove

LOCATION: 59-712 Kamehameha Hwy
Pupukea, HI 96712

TMK: TMK: 5-9-011:069

DATE TAKEN: February 11, 2021

PHOTO TAKEN BY: Commercial Multi-Family Code Enforcement Branch

DESCRIPTION: The North Shore Shave Ice has unpermitted sign displayed against a stand.
Violation forthcoming.



PHOTO 6

SITE NAME: Sharks Cove

LOCATION: 59-712 Kamehameha Hwy
Pupukea, HI 96712

TMK: TMK: 5-9-011:069

DATE TAKEN: February 11, 2021

PHOTO TAKEN BY: Commercial Multi-Family Code Enforcement Branch

DESCRIPTION: The North Shore Surf has numerous wall signs without a required sign permit. Violation forthcoming.

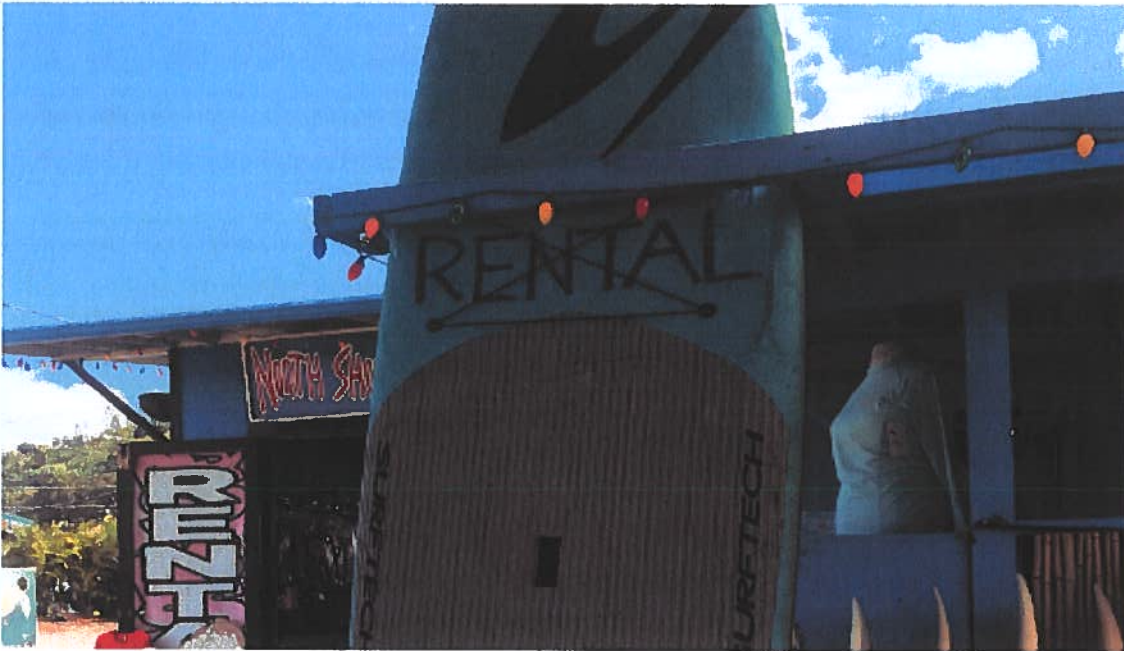


PHOTO 7

SITE NAME: Sharks Cove

LOCATION: 59-712 Kamehameha Hwy
Pupukea, HI 96712

TMK: TMK: 5-9-011:069

DATE TAKEN: February 11, 2021

PHOTO TAKEN BY: Commercial Multi-Family Code Enforcement Branch

DESCRIPTION: The North Shore Surf has an unpermitted sign advertising "Rental" displayed on a standup paddle board. Violation forthcoming.

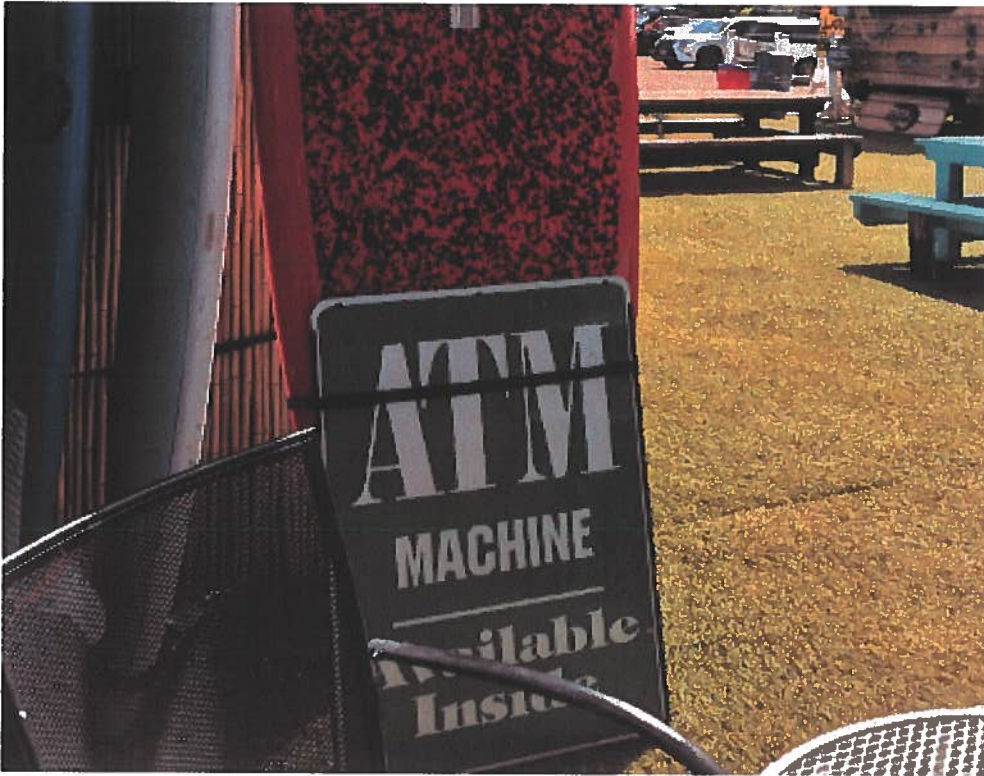


PHOTO 8

SITE NAME: Sharks Cove

LOCATION: 59-712 Kamehameha Hwy
Pupukea, HI 96712

TMK: TMK: 5-9-011:069

DATE TAKEN: February 11, 2021

PHOTO TAKEN BY: Commercial Multi-Family Code Enforcement Branch

DESCRIPTION: The North Shore Surf has a sign advertising "ATM MACHINE" displayed on a standup paddle board. Violation forthcoming.



PHOTO 9

SITE NAME: Sharks Cove

LOCATION: 59-712 Kamehameha Hwy
Pupukea, HI 96712

TMK: TMK: 5-9-011:069

DATE TAKEN: February 11, 2021

PHOTO TAKEN BY: Commercial Multi-Family Code Enforcement Branch

DESCRIPTION: The North Shore Surf has merchandising (clothing, surfboards) as well as signage displayed on the exterior of the building. Merchandising on the exterior of the building to be clarified. Sign violation forthcoming.



PHOTO 12

SITE NAME: Sharks Cove

LOCATION: 59-712 Kamehameha Hwy
Pupukea, HI 96712

TMK: TMK: 5-9-011:070

DATE TAKEN: February 11, 2021

PHOTO TAKEN BY: Commercial Multi-Family Code Enforcement Branch

DESCRIPTION: The Seamaids has merchandising (bicycles, clothing) displayed on the exterior of the building. Merchandising on the exterior of the building to be clarified.



PHOTO 13

SITE NAME: Sharks Cove

LOCATION: 59-712 Kamehameha Hwy
Pupukea, HI 96712

TMK: TMK: 5-9-011:070

DATE TAKEN: February 11, 2021

PHOTO TAKEN BY: Commercial Multi-Family Code Enforcement Branch

DESCRIPTION: The Seamajids has unpermitted wall sign. Violation forthcoming.



PHOTO 14

SITE NAME: Sharks Cove

LOCATION: 59-712 Kamehameha Hwy
Pupukea, HI 96712

TMK: TMK: 5-9-011:070

DATE TAKEN: February 11, 2021

PHOTO TAKEN BY: Commercial Multi-Family Code Enforcement Branch

DESCRIPTION: The Seamajds has unpermitted wall sign. Violation forthcoming.

EXHIBIT E

Site visit to Hanapohaku sharks cove on 2/11/21 shows site improvements under Gp2020-02-0076 are not complete yet. Grading for swales, drainage improvements and paving parking need to be completed.

Current area of concern from CEB inspection:

- The grading permit needs to be renewed by the end of the month of February 2021.
 1. NOV issued if not renewed by end of February 2021.
- BMPs will need to be addressed before they start grading again.
 1. NOV will be issued if they do not address before start.

Issue brought up by others

- Stockpile of green waste and fertilizer at south west corner of property. (stockpiles are under 100cy, a grading permit is not needed.)



Pic 1; BMPs need to be addressed before start of grading/paving.



Pic 2; Stockpile of green waste/mulch and fertilizer under 100cy, no permit required.