

BOARD OF APPEALS
COUNTY OF HAWAII

HEARING TRANSCRIPT
DECEMBER 14, 2007

The following is a public statement provided by REX A. RAMSEY regarding the appeal of **REX A. RAMSEY (BOA 07-000044)** at 10:02 a.m. in the County of Hawaii, Aupuni Center Conference Room, 101 Pauahi Street, Hilo, Hawai‘i, with Chairman Valta A. Cook presiding.

PRESENT: Valta A. Cook ABSENT & EXCUSED: Kelly Ann Soo
David Drury
Peter Hendricks
Joel Gimpel
Diane Gentry
Kim Tavares

Brooks Bancroft, Counsel to the Board
Alice Kawaha, Staff to the Board

And approximately 6 people from the public in attendance

PETITIONER: REX A. RAMSEY (BOA 07-000044) - Appeal of Decision by the Planning Director dated March 8, 2007, Denied Variance Application (VAR07-004) from minimum yards requirements of Chapter 25, Zoning Code. The property consists of approximately 8,662 square feet and is located on the north side of Welea Street, Hawaiian Beaches Subdivision, Puna, Hawai‘i, TMK: (3) 1-5-87:12.

COOK: Good morning. Welcome to the December meeting of the Hawaiian County Planning Board of Appeals. I think we have, we have a pretty full agenda so we’re going to get right to it. We have two people who have requested to make public statements. And I would first have, I believe I’ll have, Mr. Ramsey wanted to make a public statement. Is he here?

RAMSEY: Yes.

COOK: Okay, you want to come up to the table. Have a seat Mr. Ramsey. Just give us your full name and address, and -.

RAMSEY: My name and what, sir?

COOK: Give us your full name and address for the record.

RAMSEY: My name is Rex Andrew Ramsey; and my address is 38101 Covelu Road, Willits, California.

NOMURA: Microphone, please.

RAMSEY: I -.

COOK: Okay, I want to, you know, you are making a public statement. This is not sworn testimony in the case. That is already closed. But you're certainly welcome to make your public statement. So no more than five minutes, okay?

RAMSEY: Thank you. Did everybody receive my letter?

COOK: Yes.

RAMSEY: It pretty much speaks for itself. I'm asking that the finding remain the same, but that the penalty be something that I can survive. I also wanted to, if I may, point out that if I have to evict a tenant for nonpayment I would send a return receipt requested. There's one there, maybe you can pass it around. And that's just something that you add to a letter when you want to make sure that the recipient receives that and understands the significance of the situation. And it's my belief that this has been handled rather casually. I had no awareness that we had a problem until January of this year. And a lot of time has gone by waiting to have this hearing. At any rate, my point is that I believe that there were mistakes made on both sides. I believe a penalty is fair. But I believe that Sheryl Fletcher went into the office, had a long extended conversation about wanting to put the variance off and no notes were written about it. I believe if something could be handled that casually it's not fair to have the penalty so great that it can ruin a man. And thank you.

COOK: Okay, well, your case will be called later and, you know, we'll respond to your statements at that point. And thank you for your testimony.

The discussion ended at 10:06 a.m.

Respectfully submitted,

Sharon M. Nomura, Secretary