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Attorneys for Petitioner
WAIKŌ INDUSTRIAL INVESTMENT, LLC

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of

WAIKŌ INDUSTRIAL INVESTMENT, LLC

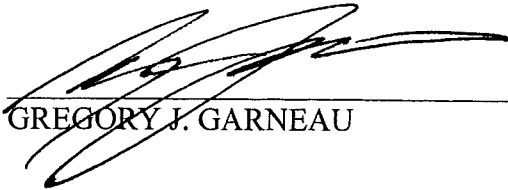
To Amend the Land Use District Boundary of
Certain Lands Situated at Waikapu, Wailuku,
Island of Maui, State of Hawai'i, Consisting of
approximately 31.222 Acres, from the
Agricultural District to the Urban District, Tax
Map Key No. (2) 3-8-007:102.

DOCKET NO. A12-796

AFFIDAVIT OF MAILING OF NOTICE
OF HEARING; EXHIBITS "A", "B" AND
"C"; CERTIFICATE OF SERVICE

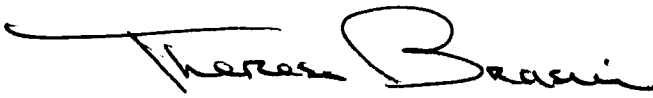
LAND USE COMMISSION
STATE OF HAWAII
2013 JAN 22 A 9:32

DATED: Wailuku, Hawaii, January 18, 2013.

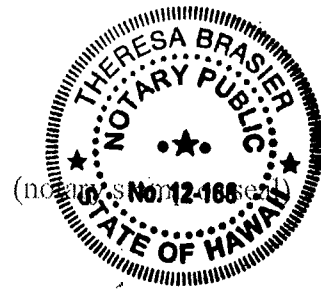


GREGORY J. GARNEAU

The attached document: AFFIDAVIT OF MAILING OF NOTICE OF HEARING dated January 18, 2013, which consists of nineteen (19) pages (including this page), was executed by GREGORY J. GARNEAU, who was subscribed and sworn to before me this 18 day of January, 2013 in the Second Judicial Circuit of the State of Hawaii.



[Notary Signature]



Printed Name: Theresa Brasier

My commission expires: 05/20/2016

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN of the hearing to be held in the County of Maui by the Land Use Commission of the State of Hawai'i to consider a petition for change of district boundaries as provided for in Section 205-4, Hawai'i Revised Statutes, as amended:

DATE, TIME AND PLACE:

February 21, 2013 – 10:00 a.m.

Kahului Marriot Courtyard Hotel – Haleakala Room
Kahului, Maui, Hawaii 96732

Docket Number A12-796
and Petitioner: Waikō Industrial Investment, LLC

Tax Map Key: (2) 3-8-007:102

Change Requested: Amend the State Land Use Agricultural District Boundary into the Urban Land Use District for approximately 31.222 acres of land at Waikapu, Wailuku, Island of Maui, State of Hawai'i, for light industrial subdivision.

Maps showing the proposed district boundaries and copies of the Commission Rules governing the above petition may be inspected at the offices of the County of Maui, Department of Planning, 250 South High Street, Wailuku, Hawai'i, 96793; and the Land Use Commission, Room 406, Leiopapa A Kamehameha Building, 235 South Beretania Street, Honolulu, Hawai'i, 96813, during office hours from 7:45 a.m. to 4:30 p.m., Monday through Friday.

All persons who have some property interest in the land, who lawfully reside on the land, or who otherwise can demonstrate that they will be so directly and immediately affected by the proposed change that their interest in the proceeding is clearly distinguishable from that of the general public shall be admitted as parties upon timely application for intervention.

All other persons may apply to the Commission for leave to intervene as parties. Leave to intervene shall be freely granted, provided that the Commission or its hearings officer, if one is appointed, may deny an application to intervene when in the

EXHIBIT "A"

Commission's or hearings officer's sound discretion it appears that: (1) the position of the applicant for intervention concerning the proposed change is substantially the same as the position of a party already admitted to the proceeding; and (2) the admission of additional parties will render the proceedings inefficient and unmanageable. A person whose application to intervene is denied may appeal such denial to the circuit court pursuant to Section 91-14, HRS.

Petitions to intervene shall be in conformity with Section 15-15-52 of the Commission Rules. The petition for intervention with proof of service on all parties shall be filed with the Commission within fifteen (15) days after the publication of this notice.

All persons or individuals wishing to present testimony, orally or in writing, are requested to notify the Commission prior to the commencement of the hearing. Together with other witnesses that the Commission may desire to hear at the hearing, a representative of a citizen or a community group wishing to express the views of such citizen or community group concerning the proposed boundary amendment is requested to notify the Commission prior to the commencement of the hearing and may be requested to submit written evidence of authorization to represent the citizen or community group. It is suggested that such notification be submitted to the Commission no later than February 2, 2013.

Any party to the proceeding may be represented by legal counsel. An individual may appear on the individual's own behalf, or a member of a partnership may represent the partnership, or an officer or authorized employee of a corporation, trust, or association may represent the corporation, trust, or association.

For persons requesting special accommodations due to disabilities, please contact the Commission at 587-3822 or notify the Commission in writing at P. O. Box 2359, Honolulu, Hawai'i, 96804-2359, at least 10 days before the scheduled hearing.

LAND USE COMMISSION

Kyle Chock, Chairperson

By DANIEL ORODENKER, Executive Officer

Publication Date: January 18, 2013

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Last Updated: 11/08/2012

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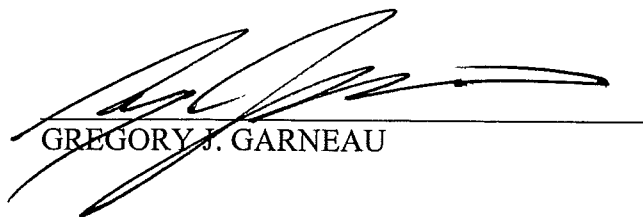
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DATED: Wailuku, Hawaii, January 18, 2013.


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