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Attorney for Maui Tomorrow Foundation, Inc.,
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and Daniel Kanahele

LAND USE COMMISSION
STATE OF HAWAII
2013 JAN -3 A 9:00

BEFORE THE LAND USE COMMISSION

STATE OF HAWAII

In the Matter of the Petition of

KAONOULU RANCH

To Amend the Agricultural Land Use
District Boundary into the Urban
Land Use District for
approximately 88 acres at
Kaonoulu, Makawao-Wailuku,
Maui, Hawaii

DOCKET NO. A94-706

INTERVENORS' OBJECTIONS TO OFFICE
OF PLANNING'S PROPOSED FINDINGS OF
FACT, CONCLUSIONS OF LAW, AND
DECISION AND ORDER ON PETITIONERS'
FAILURE TO PERFORM ACCORDING TO
CONDITIONS IMPOSED ON THE
PETITION, FILED DECEMBER 21, 2012;
CERTIFICATE OF SERVICE

Filed by: Maui Tomorrow Foundation, Inc.,
South Maui Citizens for Responsible Growth
and Daniel Kanahele

**INTERVENORS' OBJECTIONS TO OFFICE OF PLANNING'S PROPOSED
FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECISION AND ORDER ON
PETITIONERS' FAILURE TO PERFORM ACCORDING TO CONDITIONS IMPOSED
ON THE PETITION, FILED DECEMBER 21, 2012**

Maui Tomorrow Foundation, Inc., South Maui Citizens for Responsible Growth,
and Daniel Kanahele ("Intervenors"), through their attorney Tom Pierce, Esq., hereby submit
their objections to *Office of Planning's Proposed Findings of Fact, Conclusions of Law, and*

Decision and Order on Petitioners' Failure to Perform According to Conditions Imposed on the Petition, filed December 21, 2012, as follows:

Intervenors object to the findings Proposed by OP to the extent they do not address violation of Condition 17. Intervenors incorporate herein by reference Intervenors' proposed finding of fact ¶ 17 and proposed conclusion of law ¶ 8, set forth in Intervenors' Proposed Findings of Fact and Conclusions of Law for Phase One, as well as the related Index of References (Exhibit 1 thereto), all filed with the Commission on December 24, 2012.

For the foregoing reasons, Intervenors respectfully request that the Commission reject Office of Planning's Proposed Findings and Conclusions of Law, and instead adopt Intervenors', or in the alternative, modify the Office of Planning's to include Intervenors' finding of fact ¶ 17 and conclusion of law ¶ 8.

DATED: Makawao, Hawaii, January 3, 2013.



TOM PIERCE
Attorney for Maui Tomorrow
Foundation, Inc., South Maui Citizens
for Responsible Growth, and Daniel Kanahale

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of INTERVENORS' OBJECTIONS TO PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW OFFERED BY OFFICE OF PLANNING; CERTIFICATE OF SERVICE has been duly served upon the following at their addresses of record via United States Mail, postage prepaid, on January 3, 2013:

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DATED: Makawao, Maui, Hawaii, January 3, 2013.



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