

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAI'I

In the Matter of the Petition of) DOCKET NO. A92-683
)
HALEKUA DEVELOPMENT) ORDER TO SHOW CAUSE
CORPORATION, a Hawai'i)
corporation)
)
To Amend the Agricultural Land)
Use District Boundary into the)
Urban Land Use District for)
Approximately 503.886 Acres of Land)
at Waikele and Ho`ae`ae, `Ewa, O`ahu,)
City and County of Honolulu,)
Hawai'i, Tax Map Key No. 9-4-02: 1,)
portion of 52, 70, and 71)
_____)

LAND USE COMMISSION
STATE OF HAWAII
2003 FEB 26 P 2:08

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portion of 52, 70, and 71)	
_____)	

ORDER TO SHOW CAUSE

TO: HALEKUA DEVELOPMENT CORPORATION, a Hawai'i corporation

YOU ARE HEREBY COMMANDED, under the authority of section 205-4, Hawai'i Revised Statutes, and section 15-15-93, Hawai'i Administrative Rules, to appear before the Land Use Commission, State of Hawai'i ("Commission"), at the Hawaii United Okinawa Center, 94-587 Ukee Street, Waipahu, Hawai'i, on April 24-25, 2003, at 9:30 a.m., to show cause as to why that certain land at Waikele and Ho`ae`ae, `Ewa, O`ahu, City and County of Honolulu, Hawai'i, Tax Map Key No. 9-4-02: 1, portion of 52, 70, and 71, covering approximately 503.886 acres of land, referred to as the Subject Area, and approximately identified on Exhibit "A," attached hereto and

incorporated herein, should not revert to its former land use classification or be changed to a more appropriate classification.

The Commission has reason to believe that you have failed to perform according to the conditions imposed and to the representations and commitments made to the Commission in obtaining reclassification of the Subject Area.

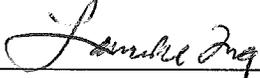
Section 205-4, Hawai`i Revised Statutes, authorizes the Commission to impose conditions necessary to "assure substantial compliance with representations made by the petitioner in seeking a boundary change" and that "absent substantial commencement of use of the land in accordance with such representations, the [C]ommission shall issue and serve upon the party bound by the condition an order to show cause why the property should not revert to its former land use classification or be changed to a more appropriate classification."

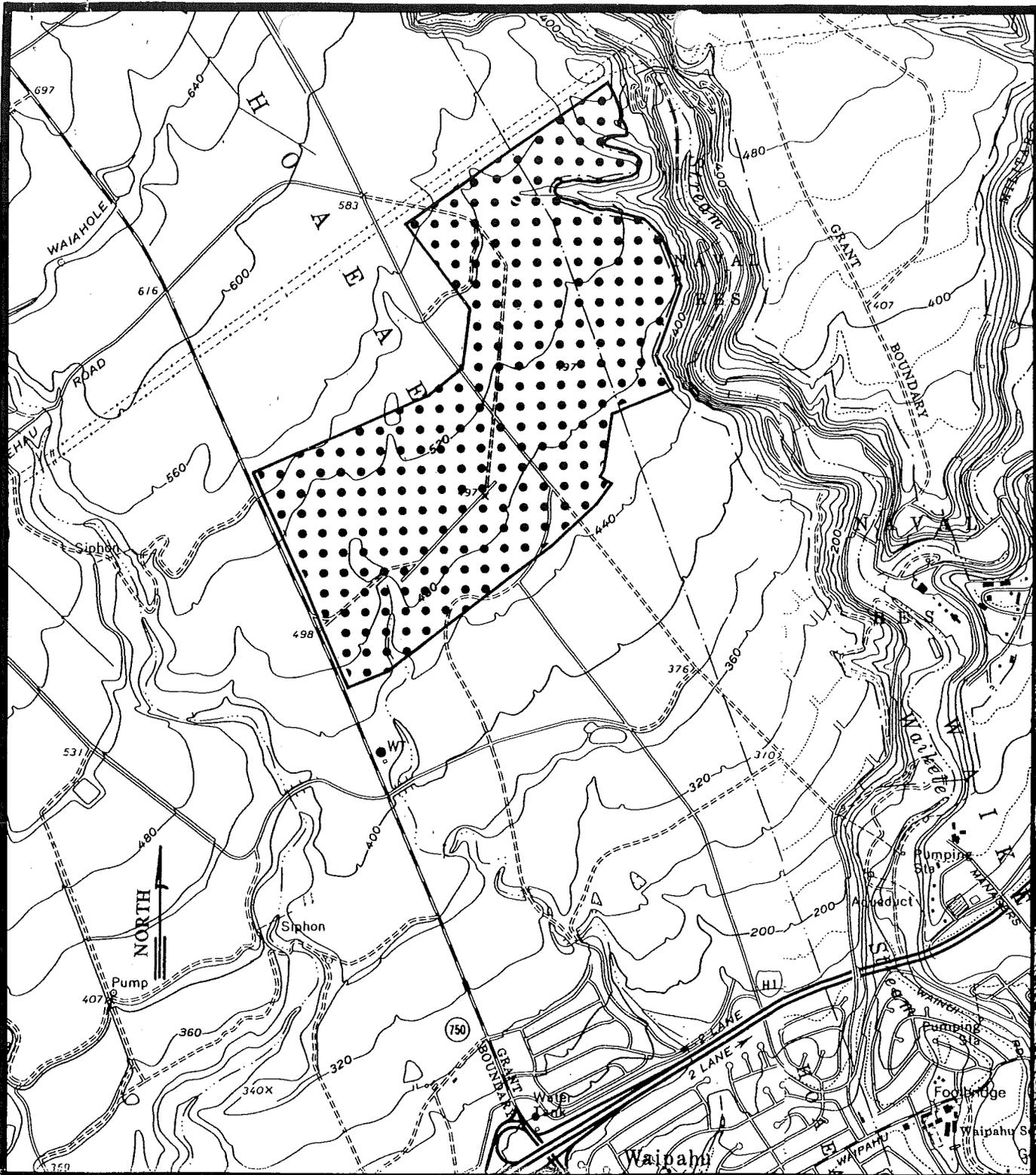
Accordingly, the Commission will conduct a hearing on this matter in accordance with the requirements of chapter 91, Hawai`i Revised Statutes, and subchapters 7 and 9 of chapter 15-15, Hawai`i Administrative Rules. All parties in this docket shall present testimony and exhibits to the Commission as to whether Petitioner has failed to perform according to representations made in seeking the land use reclassification.

Any party may retain counsel if the party so desires.

Dated: Honolulu, Hawai'i, February 26, 2003.

LAND USE COMMISSION
STATE OF HAWAII

By 
LAWRENCE N. C. KING
Chairman and Commissioner



DOCKET NO. A92 - 683 / HALEKUA DEVELOPMENT CORPORATION, a Hawai'i Corporation

LOCATION MAP

TAX MAP KEY: 9-4-02: 1, por. 52, 70, & 71

WAIKELE-HO'AE'AE, 'EWA, O'AHU,
CITY AND COUNTY OF HONOLULU, HAWAII



SUBJECT AREA

SCALE: 1" = 2,000 ft. ±



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portion of 52, 70, and 71)	
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the Order to Show Cause was served upon the following by either hand delivery or depositing the same in the U. S. Postal Service by certified mail:

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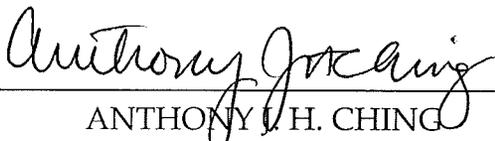
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DATED: Honolulu, Hawaii, this 26th day of February, 2003.



ANTHONY J. H. CHING
Executive Officer