

1 system and retention basin, construction of internal roadways, utilities, a private water system and
2 individual wastewater systems.

3 In addition to the proposed District Boundary Amendment, Petitioner is seeking an
4 amendment to the Kihei-Makena Community Plan designation (from Agriculture to Heavy
5 Industrial), and is also seeking a rezoning from the County Agricultural district to the relatively
6 new County M-3 Restricted Industrial district. Those County approvals are on hold until the
7 Land Use Commission takes final action on the requested District Boundary Amendment.

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9 5. **Are you aware of the Commission's requirement under HAR § 15-15-50(c)(8) that a**
10 **Petitioner must provide "a statement describing the financial condition together with a**
11 **current balance sheet and income statement, and a clear description of the manner in which**
12 **the petitioner proposes to finance the proposed use or development"?**

13 Yes, and I am authorized to provide that financial information to the Commission.
14 Petitioner's balance sheet and income statement, prepared January 30, 2013, was provided as
15 Petitioner's Exhibit 11.

16 Project development costs, i.e., subdivision infrastructure, are estimated at \$20,000,000.
17 Petitioner intends to finance infrastructure improvements through a variety of sources, including,
18 but not limited to, private investment sources, which may include financing from GBI HOLDING
19 Co. and banking institutions.

1 6. Are you aware that under HRS § 205-17(6), the Commission must consider "the
2 representations and commitments made by the Petitioner in securing a boundary change"
3 prior to granting a District Boundary Amendment?

4 Yes. I am aware of that requirement. I am also aware of the requirement under HAR §
5 15-15-77(b)(5) that the Commission must consider "representations and commitments made by
6 the petitioner in securing a boundary change, including a finding that the petitioner has the
7 necessary economic ability to carry out the representations and commitments relating to the
8 proposed use or development."

9 I am authorized to make such representations on behalf of the Petitioner.

10 DATED: Wailuku, Hawaii, August 15, 2013.

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12 Respectfully submitted,
13 /s/ Charles G. Jencks
14 CHARLES G. JENCKS

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