BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAI‘I

In the Matter of the Petition of

MAUI ECONOMIC DEVELOPMENT BOARD, INC.

To Reclassify Approximately 300 Acres of Land Currently in the Agricultural District into the Urban District at Kihei, Maui, Hawaii, Tax Map Key: 2-2-02:

Portion of Parcel 42

DOCKET NO. A84-585

MOTION TO CONSOLIDATE HEARING

2013 JUN 19 A 9:04

MOTION TO CONSOLIDATE HEARING

AND

CERTIFICATE OF SERVICE

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Attorneys for Petitioner
MAUI R&T PARTNERS, LLC
MOTION TO CONSOLIDATE HEARING

TO THE HONORABLE LAND USE COMMISSION OF THE STATE OF HAWAI’I:

MAUI R&T PARTNERS, LLC, ("Petitioner") by and through its attorneys,

There are two (2) separate Land Use Commission ("Commission" or "LUC") dockets that encompass the Maui Research and Technology Park Master Plan Update ("Project"): A84-585 and A10-787. The following is a description of the two (2) dockets.

The Maui Research and Technology Park ("Project") is an existing, operational technology industrial park that sits on 150.032 acres of Urban District lands. The
150.032 acres were reclassified by the Commission in LUC Docket No. A84-585 for the development of an industrial high technology park. An additional 150 acres were also incrementally approved for the same use, however, Petitioner is not seeking incremental districting pursuant to § 15-15-78(d) of the Hawai‘i Administrative Rules (“HAR”) because the Project being proposed today is different from the project that was proposed in 1984.

Petitioner now seeks to expand the park and to diversify the uses by reclassifying an additional 253.05 acres of adjacent lands in LUC Docket No. A10-787. Petitioner has updated the master plan for the project and seeks to transform the project from an industrial park to a multi-use project that will take an existing employment center and create a sustainable and walkable community where people can live, work and play.

To update the master plan, Petitioner is also seeking to amend the Amended Findings of Fact, Conclusions of Law and Decision and Order dated February 25, 1986 in Docket No. A84-585 to allow for the change in uses that will include a village center and housing, as well as an expansion of the industrial and employment component.

Accordingly, Petitioner proposes to bring both dockets before the Commission at the same time so that the Commission may have an opportunity to evaluate the Project as a whole. The Final Environmental Impact Statement (“FEIS”) for Petitioner’s Maui Research & Technology Park Master Plan Update was prepared to address the impacts of the entire Project and applies to both Docket No. A10-787 and Docket No. A84-585.
Procedurally, Petitioner proposes that the two dockets remain separate with separate decisions and orders, however, consolidation of the hearings on Petitioner's motion to amend and petition for district boundary amendment, and the evidentiary record arising therefrom, should be consolidated to promote efficiency and judicial economy.

Based upon the foregoing, Petitioner respectfully requests that the Commission grant this motion.


Of Counsel:
MATSUBARA - KOTAKE
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MAUI R&T PARTNERS, LLC
BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAI'I

In the Matter of the Petition of                )    DOCKET NO. A84-585
MAUI ECONOMIC DEVELOPMENT                )    CERTIFICATE OF SERVICE
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Hawaii, Tax Map Key: 2-2-02:                  )
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was duly served upon the
following by depositing the same in the AS INDICATED BELOW on June 19, 2013:

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DATED: Honolulu, Hawai‘i, June 19, 2013

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