

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition of )  
JOHN HUNT and DEBRA HUNT )  
To Amend the Conservation Land Use )  
District Boundary into the Urban )  
Land Use District for Approximately )  
15,592 Square Feet at Niu Valley, )  
Honolulu, Oahu, City and County )  
of Honolulu, Hawaii, Tax Map Key )  
No.: 3-7-13: Por. 71 )  
\_\_\_\_\_ )

DOCKET NO. A93-688

JOHN HUNT and DEBRA HUNT

LAND USE COMMISSION  
STATE OF HAWAII  
AUG 18 7 49 AM '93

ORDER ADOPTING HEARINGS OFFICER'S PROPOSED FINDINGS OF FACT,  
CONCLUSIONS OF LAW, AND DECISION AND ORDER

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On June 3, 1993, the duly appointed Hearings Officer, Benjamin M. Matsubara, conducted a hearing on the Petition for District Boundary Amendment, filed on January 7, 1993, and as amended on March 15, 1993 (hereinafter collectively referred to as "Petition").

On July 2, 1993, the parties in this proceeding filed a Stipulation on Proposed Findings of Fact, Conclusions of Law, and Decision and Order.

On July 19, 1993, the Hearings Officer submitted his report to this Commission, including the Hearings Officer's Proposed Findings of Fact, Conclusions of Law, and Decision and Order ("Hearings Officer's Proposed Decision and Order"). No exceptions to the Hearings Officer's Proposed Decision and Order were filed by the parties.

On July 28, 1993, this Commission heard oral arguments in support of the Hearings Officer's Proposed Decision and Order from the Roy A. Vitousek, III, Esq., representing Petitioner, and Rick Eichor, Deputy Attorney General, representing the Office of State Planning. In response to arguments presented by the Office of State Planning, the Petitioner represented that no additional dwellings would be constructed in the petition area. In a letter dated July 21, 1993, the Planning Department of the City and County of Honolulu, stated its "support" of the reclassification and the conditions in the Hearings Officer's Proposed Decision and Order.


This Commission, upon consideration of the Hearings Officer's Proposed Decision and Order, the arguments of the parties, the record and files herein, and good cause existing and upon motion duly passed by this Commission,

IT IS HEREBY ORDERED that this Commission shall hereby adopt the Hearings Officer's Proposed Decision and Order as its own Findings of Fact, Conclusions of Law, and Decision and Order.

DOCKET NO. A93-688 - JOHN HUNT AND DEBRA HUNT

Done at Honolulu, Hawaii, this 18th day of August 1993,  
per motion on July 28, 1993.

LAND USE COMMISSION  
STATE OF HAWAII

BY   
KAREN S. AHN  
Vice Chairman and Commissioner

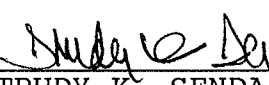
BY   
JOANN N. MATTSO  
Vice Chairman and Commissioner

BY (absent)  
ALLEN K. HOE  
Commissioner

BY   
LLOYD F. KAWAKAMI  
Commissioner

BY (absent)  
EUSEBIO LAPENIA, JR.  
Commissioner

BY (absent)  
RENTON L. K. NIP  
Commissioner

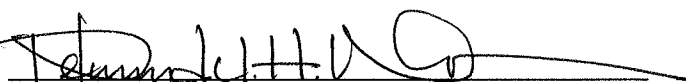
BY   
TRUDY K. SENDA  
Commissioner

Filed and effective on  
August 18, 1993

Certified by:

  
for Executive Officer

BY   
ELTON WADA  
Commissioner

BY   
DELMOND J. H. WON  
Commissioner

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CERTIFICATE OF SERVICE


I hereby certify that a copy of the Order Adopting Hearings Officer's Proposed Findings of Fact, Conclusions of Law, and Decision and Order was served upon the following by either hand delivery or depositing the same in the U. S. Postal Service by certified mail:

HAROLD S. MASUMOTO, Director  
Office of State Planning  
P. O. Box 3540  
Honolulu, Hawaii 96811-3540

CERT. ROBIN FOSTER, Chief Planning Officer  
Planning Department  
City and County of Honolulu  
650 South King Street  
Honolulu, Hawaii 96813

CERT. ROY VITOUSEK, III, ESQ., Attorney for Petitioner  
Cades Schutte Fleming & Wright  
B-303 Hualalai Center  
75-170 Hualalai Road  
Kailua-Kona, Hawaii 96740

DATED: Honolulu, Hawaii, this 18th day of August 1993.

for   
ESTHER UEDA  
Executive Officer