Earl Matsukawa, AICP
Wilson Okamoto Corporation
1907 S. Beretania St., Suite 400
Honolulu, HI 96826
Telephone: (808) 946-2277
BEFORE THE LAND USE COMMISSION OF THE STATE OF HAWAI‘I

In the Matter of the Petition of
UNIVERSITY OF HAWAI‘I COMMUNITY COLLEGES

To Amend the Agricultural Land Use District Boundary into the Urban District for approximately 148.37 acres at Puhi, Lihu`e, Island of Kaua'I, State of Hawai'I, TMK: (4) 3-4-07:01, 02, 03, and 06.

DOCKET NO. A16-801
)
) UNIVERSITY OF HAWAI‘I
) COMMUNITY COLLEGES
) CERTIFICATE OF SERVICE RE.
) AFFIDAVITS OF PUBLICATION
$\qquad$
CERTIFICATE OF SERVICE RE. AFFIDAVITS OF PUBLICATION

I hereby certify that a file-marked copy of the foregoing documents was duly served upon the following via PRE-PAID MAIL on MARCH $\qquad$ , 2017.

LEO ASUNCION, Director
Office of Planning, State of Hawaìi
235 South Beretania Street
$6^{\text {l/ }}$ Floor, Leiopapa A Kamehameha
Honolulu, Hawaî i 96813
BRIAN C. YEE, ESQ.
Deputy Attorney General
Department of the Attorney General
425 Queen Street
Honolulu, Hawai`i 96813 MICHAEL DAHILIG, Director Planning Department, County of Kaua`i
4444 Rice Street
Lihue, Kaua`i, Hawai`i 96766
MAUNA KEA TRASK
County Attorney
Office of the County Attorney
4444 Rice Street, Suite 220
Lihue, Kaua`i, Hawai`i 96766
KAUA`I COUNTY PLANNING COMMISSION c/o Planning Department, County of Kauai 4444 Rice Street Lihue, Kaua`i, Hawai`i 96766
KAUA'I COUNTY DEPARTMENT OF WATER
P.O. BOX 1706

Lihue, Kaua i, Hawai`i 96766

LEIALOHA KAUAHI
Kawaikini New Century Public Charter School
P.O. BOX 662014

Lihue, Kaua`i, Hawai` 96766-7093
EKEKELA AIONA, Executive Director
Punana Leo O Kauai
P.O. BOX 662093

Lihue, Kaua`i, Hawai`i 96766
WARREN HARUKI, Chief Executive Officer Grove Farm
3-1850 Kaumuali'i Highway
Lihue, Kaua`i, Hawai`i 96766
ROBERT SPRINGER
Island School
3-1875 Kaumuali'i Highway
Lihue, Kaua`i, Hawai i 96766
CITIZENS UTILITIES COMPANY
4392 Waialo Road
P.O. Box 278

Eleele, Kaua`i, Hawai`i 96705
KAUA'I KILOHANA PARTNERS
P.O. Box 3121

Lihue, Kaua i, Hawai` i 96766 WILCOX FAMILY LTD. PARTNERSHIP 111 Royal Circle Honolulu, Hawai ‘i 96816 KAUAI ISLAND UTILITY COOPERATIVE c/o Belles Graham Proudfoot Wilson \& Chun, LLP 4334 Rice Street, Suite 202 Lihue, Kaua`i, Hawai` 96766-1388
HAWAIIAN TELCOM, INC.
Legal Department
P.O. Box 2200

Honolulu, Hawaìi 96841
LPC CORPORATION fka THE LĪHU‘E
PLANTATION COMPANY, LIMITED
c/o KLC Land Company, LLC
212 Merchant Street, Suite 227
Honolulu, Hawai`i 96813

DATED: Honolulu, Hawaii March 3, 2017


Agent for Petitioner UNIVERSITY OF HAWAII COMMUNITY COLLEGES

## AFFIDAVITS OF PUBLICATION:

## MAUI NEWS

WEST HAWAII TODAY
HAWAII TRIBUNE HERALD
THE GARDEN ISLAND
HONOLULU STAR ADVERTISER

## $\left.\begin{array}{c}\text { STATE OF HAWAII, } \\ \text { County of Maui. }\end{array}\right\}$ ss.

Rhonda M. Kurohara
being duly sworn deposes and says, that she is in $\qquad$ Advertising Sales of the Maui Publishing Co., Ltd., publishers of THE MAUI NEWS, a newspaper published in Wailuku, County of Maui, State of Hawaii; that the ordered publication as to

> NOTICE OF HEARING
of which the annexed is a true and correct printed notice, was published 1 times in THE MAUI NEWS, aforesaid, commencing on the $\frac{14 \text { th }}{14 \text { th }}$ day of $\quad$ February _ $\quad$ day of 2017, and ending
on the $\quad$ February $\quad, ~ 2017, ~(o n e ~ d a y ~$ inclusive), to-wit: on

February 14, 2017
and that affiant is not a party to or in any way interested in the above Shkna

This $\qquad$ page $\qquad$ , dated
February 14, 2017, was subscribed and sworn to before me this luth day of February , 2017, in the Second Circuit of the State of Hawaii, by $\frac{\text { Rhonda M. Kurohar }}{\text { Nive de Uchusas }}$
Notary Public, Second Judicial Circuit, State of Hawaii

BETTY E. UEHARA
My Commission expires 09-26-2019

NOTICE IS HEREBY GIVEN of the he the island of Kauai by the Land Use Comm Hawaii to consider a petition for change of $c$ provided for in Section 205-4, Hawaii F amended:

DATE, TIME AND PLACE:
March 22, 2017 - 9:30 a.m.
County of Kauai -
Moikeha Building 4444 Rice Street Lihue, Hawaii $9676 \epsilon$
Docket Number A16-801
and Petitioner:
Tax Map Keys: University of Hawaij Community College: Change Requested: Amend the State Ls District Boundary i Use District for aF acres of land at Pu Kauai, State of Haw update to accomm development plan student population.
Maps showing the proposed district bous the Commission Rules governing the be inspected at the offices of the Count. Department, 4444 Rice Street, Suite A96766; and the Land Use Commission, Rc Kamehameha Building, 235 South Bereta Hawaii 96813, during office hours from 7: Monday through Friday.

All persons who have some property int lawfully reside on the land, or who other that they will be so directly and immedi proposed change that their interest in the distinguishable from that of the general pu as parties upon timely application for inter

All other persons may apply to the Cor intervene as parties. Leave to intervene st provided that the Commission or its hear appointed, may deny an application to is Commission's or hearings officer's sound that: (1) the position of the applicant for in the proposed change is substantially the si a party already admitted to the proceedin sion of additional parties will render the $p$ ? and unmanageable. A person whose appli denied may appeal such denial to the cirt Section 91-14, HRS.
Petitions to intervene shall be in con 15-15-52 of the Commission Rules. The pt with proof of service on all parties sh Commission within fifteen (15) days after notice.

All persons or individuals wishing to pri or in writing, are requested to notify t. to the commencement of the hearing. witnesses that the Commission may d hearing, a representative of a citizen or wishing to express the views of such I group concerning the proposed bour requested to notify the Commission prior of the hearing and may be requested to st of authorization to represent the citizen It is suggested that such notification Commission no later than March 20, 2017

Any party to the proceeding may be counsel. An individual may appear on behalf, or a member of a partnership mas ship, or an officer or authorized emplc trust, or association may represent the association.
For persons requesting special acc disabilities, please contact the Commi notify the Commission in writing at P.O Hawaii 96804-2359, at least 10 days hearing.

## AFFIDAVIT OF PUBLICATION

IN THE MATTER OF
NOTICE OF HEARING

| STATE OF HAWAII | $\}$ |
| :--- | :--- |
| City and County of Honolulu | $\}$ |

Doc. Date: FEB 142017 \# Pages: 1
Notary Name: Patricia K. Reese First Judicial Circuit
Doc. Description:_Affidavit of

## Publication



Gwyn Pang being duly sworn, deposes and says that she is a clerk, duly authorized to execute this affidavit of Oahu Publications, Inc. publisher of The Honolulu Star-Advertiser, MidWeek, The Garden Island, West Hawaii Today, and Hawaii Tribune-Herald, that said newspapers are newspapers of general circulation in the State of Hawaii, and that the attached notice is true notice as was published in the aforementioned newspapers as follows:


0 times on:

And that affiant is not a party to or in any way interested in the above entitled matter.


## NOTE OF HEARING

NOTICE IS HEREBY GNEN of the hearing to be held on the island of Kauai I the Land Use Commission of the State of Hawall to consider a petition for chang of district boundaries as provided for in Section 205-4, Hawaii Revised Statute: as amended:

DATE TIE AND PLACE:
March 22, 2017-9:30 8.m.
County of Kauai - Moikeha Building
Conference Room 2A/2B
4444 Rice Street
Che, Hawall 96766
Docket Number A16-801
and Petitioner: University of Hawaii Community Colleges
Tax Map Keys: (4) 3-4-07: 01, 02, 03, and 06
Change Requested: Amend the State Land Use Agricultural District Boundar Into the Urban Land Use District for approximately 149.3 acres of land at Publ, Liege, Island of Kauai, State i Hawaii", for a master plan update to accommodate a lon! range development plan and an increasing student population.

Maps showing the proposed district boundaries and copies of the Commission Rules governing the above petition may be inspected at the offices of the County c Kauai Planning Department, 4444 Rice Street, Suite A-473, Lhue, Hawaii, 96766 and the Land Use Commission, Room 406, Leiopapa A Kamehameha Building, 23 South Beretania Street, Honolulu, Hawaii, 96813 , during office hours from 7:4. a.m. to 4:30 p.m., Monday through Finlay.

All persons who have some property interest in the land, who lawfully reside or the land, or who otherwise can demonstrate that they will be so directly an Immediately affected by the proposed change that their interest In the proceeding I clearly distinguishable from that of the general public shall be admitted as partite upon timely application for intervention.

All other persons may apply to the Commission for leave to intervene as parties Leave to intervene shall be freely granted, provided that the Commission or it hearings officer, if one is appointed, may deny an application to intervene when in the Commission's or hearings officer's sound discretion it appears that: (1) this position of the applicant for intervention conceming the proposed change : substantially the same as the position of a party already admitted to thy proceeding; and (2) the admission of additional parties will render the proceeding Inefficient and unmanageable. A person whose application to intervene is denier may appeal such denial to the circuit court pursuant to Section 91-14, HRS.

Petitions to intervene shall be in conformity with Section 15-15-52 of the Commission Rules. The petition for intervention with proof of service on all parties shall be filed with the Commission within fifteen (15) days after the publication o this notice.

All persons or indiwduals wishing to present testimony, orally or in writing an requested to notify the Commission prior to the commencement of the hearing Together with other witnesses that the Commission may desire to hear at the hearing, a representative of a citizen or a community group wishing to express the views of such citizen or community group conceming the proposed bounden amendment is requested to notify the commission prior to the commencement o the hearing and may be requested to submit written evidence of authorization to represent the citizen or commetinty group. It is suggested that such notification be submitted to the Commission no later than March 20, 2017.

Any party to the proceeding may be represented by legal counsel. An individua may appear on the individual's own behalf, or a member of a partnership mas represent the partnership, or an officer or authorized employee of a corporation, trust, or association may represent the corporation, trust, or association.

For persons requesting special accommodations due to disabilities, please contact the Commission at 587-3822 or notify the Commission In writing at P. 0 Box 2359, Honolulu, Hawall, 96804 -2359, at least 10 days before the scheduled hearing

LAND USE COMMISSION
EDMUND ACZON, ChaIrperson
By DANIEl E. ORODENKER, Executive Officer
$\qquad$ L.N.

IN THE MATTER OF<br>NOTICE OF HEARING

STATE OF HAWAII \}
City and County of Honolulu
City and County of Honolul
\}


Gwyn Pang being duly sworn, deposes and says that she is a clerk, duly authorized to execute this affidavit of Oahu Publications, Inc. publisher of The Honolulu Star-Advertiser, MidWeek, The Garden Island, West Hawaii Today, and Hawaii Tribune-Herald, that said newspapers are newspapers of general circulation in the State of Hawaii, and that the attached notice is true notice as was published in the aforementioned newspapers as follows:

| Honolulu Star-Advertiser | 0 | times on: |
| :---: | :---: | :---: |
| MidWeek | 0 | times on: |
| The Garden Island | 0 | times on: |
| Hawaii Tribune-Herald | 1 | times on: |
| 02/14/2017 |  |  |
| West Hawaii Today | 0 | times on: |

Other Publications:
$\qquad$ times on:

And that affiant is not a party to or in any way interested in the above entitled matter.


Patricia/K. Rese, Notary Public of the Pirst Judicial Circuit, State of Hawaii My conmission expires 040 , 2018 Ad\# 0000963147


## MOTCE OF HEARING

NOTICE IS HEREBY GIVEN of the hearing to be held on the island of Kaual the Land Use Commission of the State of Hawal'l to consider a pettion for chan of district boundarles as provided for in Section 205-4, Hawall Revised Statuth as amended:

DATE TMME AND PLACE:
March 22, 2017-9:30 a.m.
County of Kaual - Moikeha Buildiling
Conference Room 2A/2B
4444 Rice Street
Llhue, Hawali 96766
Docket Number A16-801
and Peetitioner: University of Hawall Community Colloges
Tax Map Keys: (4) 3-4-07: 01, 02, 03, and 08
Change Requested: Amend the State Land Use Agricutural District Boundt Into the Uiban Land Use Dlstrict for approximately 149. acres of land at Puhi, Lihue, Istand of Kauai, State Hawall', for a master plan updata to accommodate a lor range development plan and an increasing studd population.

Maps showing the proposed district boundaries and copies of the Commisst Rules goveming the above petition may be inspected at the offices of the County Kauai Planning Dapartment, 4444 Rice Street, Suite A-473, Lhue, Hawall, 9676 and the Land Use Commission, Room 406, Lelopapa A Kamehameha Building, 2: South Beretanla Street, Honolulu, Hawail, 96813, during office hours from 7: a.m. to 4:30 p.m., Monday through Fiday.

All persons who have some property interest in the land, who lawfully reside the land, or who otherwise can demonstrate that they will be so directly a immediately affected by the proposed change that their interest in the proceeding clearty distinguishable from that of the general pubilc shall be admilted as partiupon timely application for intervention.

All other persons may apply to the Commission for leave to intevene as parthe Leave to intervene shall be froely granted, provided that the Commisslon or hearings officer, If one is appointed, may deny an application to Intervene when the Commission's or hearings officer's sound dilscretion it appears that: (1) tl position of the applicant for intervention conceming the proposed change substantialty the same as the position of a party already admitted to $t$ proceedligs and (2) the admission of additional parties will render the proceedin inefificient and unmanageable. A person whose application to intervene is denil may appeal such denial to the circuit court pursuant to Section 91-14, HRS.

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All persons or indlviduals wishing to present testimony, orally or in witing, a requested to nottify the Commission prior to the commencement of the hearin Together with other withesses that the Commlssion may desire to hear at $t$ hearing, a representative of a cttzen or a community group wishing to express it wews of such citizen or community group conceming the proposed bounda amendment is requestad to notify the Commission prior to the commencement the hearing and may be requested to submitt witten evidence of authortzation represemt the citizen or community group. It is suggested that such notification I submitted to the Commlssion no later than March 20, 2017.

Any party to the proceeding may be represented by legal counsel. An indiwidu may appear on the indiwdual's own behalf, or a member of a partnership ni represent the pattnership, or an officer or authoized employee of a copporatio: trust, or association may represent the copporation, trust, or association.

For persons requesting special accommodations due to disabilities, pleaz contact the Commission at $587-3822$ or notify the Commission in witting at $P$. I Box 2359, Honolulu, Hawal'l, 96804-2359, at least 10 days before the schedule hearing.

LAND USE COMMISSION<br>EDMUND ACZON, Chaliperson<br>By DANIE E. ORODENKER, Executive Officer<br>(HTH963147 2/14/17)

## AFFIDAVIT OF PUBLICATION

IN THE MATTER OF<br>NOTICE OF HEARING



Gwyn Pang being duly sworn, deposes and says that she is a clerk, duly authorized to execute this affidavit of Oahu Publications, Inc. publisher of The Honolulu Star-Advertiser, MidWeek, The Garden Island, West Hawaii Today, and Hawaii Tribune-Herald, that said newspapers are newspapers of general circulation in the State of Hawaii, and that the attached notice is true notice as was published in the aforementioned newspapers as follows:

| Honolulu Star-Advertiser | 0 | times on: |
| :---: | :---: | :---: |
| MidWeek | 0 | times on: |
| The Garden Island | 1 | times on: |
| 02/14/2017 |  |  |
| Hawaii Tribune-Herald | 0 | times on: |
| West Hawaii Today | 0 | times on: |

## Other Publications:

## NOTICE OF HEARING

NOTICE IS HEREBY GIVEN of the hearing to be held on the island of Kaual b the Land Use Commission of the State of Hawal'I to consider a petition for chang of district boundaries as provided for in Section 205-4, Hawail' Revised Statuter as amended:

DATE, TIME AND PLACE:
March 22, 2017-9:30 a.m.
County of Kaual - Molkeha Bullding
Conference Room 2A/2B
4444 Rice Street
Lhue, Hawall 96766
Dockot Number A16-801
and Petitioner: Unlversity of Hawali Communlily Colleges
Tax Map Keys: $\quad$ (4) 3-4-07: 01, 02, 03, and 06
Change Requested: Amend the State Land Use Agricuitural Dlstuct Boundar into the Ufban Land Use District for approximately $149.3^{\circ}$ acres of land at Puhi, Lihue, Island of Kaual, State o Hawal'l, for a master plan update to accommodate a long range development plan and an increasing studen population.

Maps showing the proposed district boundaries and coples of the Commission Rules geveming the above pettion may be inspected at the offices of the County a Kaual Planning Department, 4444 Rice Street, Suite A-473, Lhue, Hawali, 96766 and the Land Use Commission, Room 406, Leiopapa A Kamehameha Building, 23! South Beretanla Street, Honolulu, Hawal', 96813, dusing ofice hours from 7:4! a.m. to 4:30 p.m., Monday through Fiday.

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LAND USE COMMISSION
EDMUND ACZON, Chalperson
By DANEL E. ORODENKER, Exacutive Officar
(TG1963150 $2 / 14 / 17$ )

## AFFIDAVIT OF PUBLICATION

IN THE MATTER OF

## NOTICE OF HEARING

NOTICE IS HEREBY GNEN of the hearing to be held on the isfand of Kaual I the Land Use Commission of the State of Hawail' to consider a petition for chant of district boundaries as provided for in Section 205-4, Hawail' Revlsed Statute as amended:

## DATE, TMME AND PLACE:

March 22, 2017-9:30 a.m.
County of Kaual - Molkeha Bulding
Conference Room 2A/2B
4444 Rice Street
Lhue, Hawail 96766

| Docket Number <br> and Petitioner: | A16-801 <br> University of Hawall Community Colleges |
| :--- | :--- |
| Tax Map Kess: (4) $3-4-07: 01,02,03$, and 06 |  |

Change Requested: Amend the State Land Use Agricultaral District Bounda Into the Untan Land Use District for approximately 149.3 acres of land at Puhl, Lhue, tsland of Kaual, State Hawaill, for a master plan update to accommodate a lon range development plan and an increasing stude poputation.

Maps showing the proposed district boundarles and copies of the Commissic Rules goveming the above petition may beinspectad at the offices of the County Kaual Planning Department, 4444 Rice Street, Sulte A-473, Lhue, Hawail, 9676 and the Land Use Commission, Room 406, Lelopapa A Kamehameha Building, 2 as South Beretanla Street, Honolulu, Hawall, 96813, during oflice hours from 7:4 a.m. to 4:30 p.m., Monday through Friday.

All persons who have some property interest in the land, who lawfully reside c the land, or who otherwlse can demonstrate that they will be 50 directly ar immediately affected by the proposed change that their interest in tha procoeding cleariy distinguishable from that of the general public shail be admitted as partil upon timely application for intervention.

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For persons requesting special accommodations due to disabilities, pleas contact the Commission at 587-3822 or nothy the Commission In witting at P. 1 Box 2359, Honolulu, Hawal'1, 96804-2359, at least 10 days before the schedule hearing.

|  | LAND USE COMMISSION <br> EDMUND ACZON, Chalperson <br> By DANIEL E. ORODENKER, Executive Officer |
| :--- | :--- |
| (SA962813 | $2 / 14 / 17)$ |

Subscribed to and swofn before me this 14 day gftebreany A.D. 2017
Patricia K. Reese, Notary Public of the Firgh Judicial Circuit, State of Hawaii My conmission expires: Oct 07,2018


SP.NO: $\qquad$ L.N. .N.

