

ORIGINAL

LAND USE COMMISSION
STATE OF HAWAII

2017 MAY 24 A 9:37

MCCORRISTON MILLER MUKAI MACKINNON LLP

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Telephone: (808) 241-4930

Attorneys for Petitioner
COUNTY OF KAUA'I HOUSING AGENCY

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAI'I

In the Matter of the Petition of	)	Docket No. A17-802
)	
COUNTY OF KAUA'I HOUSING	)	AFFIDAVIT OF PUBLICATION (The
AGENCY	)	Garden Island); AFFIDAVIT OF
	)	PUBLICATION (The Honolulu Star-
To Amend the Agricultural Land Use	)	Advertiser); AFFIDAVIT OF
District Boundaries into the Urban Land	)	PUBLICATION (Hawaii Tribune-Herald);
Use District for certain lands situated at	)	AFFIDAVIT OF PUBLICATION (West
'Ele'ele, Kaua'i, Hawai'i; consisting of	)	Hawaii Today); AFFIDAVIT OF
approximately 75 acres, Tax Map Key	)	PUBLICATION (The Maui News);
No. (4) 2-1-001:054	)	CERTIFICATE OF SERVICE
_____)	

AFFIDAVITS OF PUBLICATION OF NOTICE OF INTENT

AND

CERTIFICATE OF SERVICE

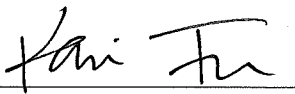
BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of)	Docket No. A17-802
)	
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approximately 75 acres, Tax Map Key)	PUBLICATION (The Maui News);
No. (4) 2-1-001:054)	CERTIFICATE OF SERVICE
_____)	

AFFIDAVITS OF PUBLICATION OF NOTICE OF INTENT

COMES NOW, COUNTY OF KAUAI HOUSING AGENCY, hereby submits the following original AFFIDAVITS OF PUBLICATION, attached hereto, of Gwyn Pang, a clerk with Oahu Publications, Inc., publishers of The Garden Island, The Honolulu Star-Advertiser, Hawaii Tribune-Herald, and West Hawaii Today; and AFFIDAVIT OF PUBLICATION of Rhonda M. Kurohara, in Advertising Sales with Maui Publishing Co., Ltd. publisher of The Maui News, newspapers of general circulation within the State of Hawaii and the County of Kauai. These affidavits are being submitted pursuant to the requirements set forth in Section 15-15-97(b)(5), Hawai‘i Administrative Rules (HAR), as amended, regarding Petitioner’s request to amend the Agricultural Land Use District Boundaries into the Urban Land Use District for certain lands situated at ‘Ele‘ele, Kaua‘i, Hawai‘i.

Dated: Līhu‘e, Hawai‘i, May 4, 2017.



Kanani Fu
Petitioner

AFFIDAVIT OF PUBLICATION

(THE GARDEN ISLAND)

AFFIDAVIT OF PUBLICATION

IN THE MATTER OF
Legal Notice

STATE OF HAWAII
City and County of Honolulu

Doc. Date: APR 13 2017 # Pages: 1
Notary Name: Patricia K. Reese First Judicial Circuit
Doc. Description: Affidavit of Publication
Notary Signature: Patricia K. Reese APR 13 2017 Date
Notary Public Seal: PATRICIA K. REESE NOTARY PUBLIC Comm. No. 8G-467 STATE OF HAWAII

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: 04/13/2017
Hawaii Tribune-Herald 0 times on:
West Hawaii Today 0 times on:
Other Publications: 0 times on:

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

Gwyn Pang
Gwyn Pang

Subscribed to and sworn before me this 13th day of April A.D. 2017

Patricia K. Reese, Notary Public of the First Judicial Circuit, State of Hawaii

My commission expires: Oct 07, 2018

Ad # 0000983273

NOTICE OF INTENT TO FILE A LAND USE DISTRICT BOUNDARY AMENDMENT PETITION

NOTICE IS HEREBY GIVEN that the Petitioner, COUNTY OF KAUAI ("County") through its Housing Agency, a political subdivision of the State of Hawaii by and through its legal counsel, THE OFFICE OF THE COUNTY ATTORNEY OF THE COUNTY OF KAUAI and its special legal counsel, MCCORRISTON MILLER MUKAI MACKINNON, a limited liability law partnership LLP, intends to file a Land Use District Boundary Amendment Petition with the Land Use Commission of the State of Hawaii on June 13, 2017 as provided for in Sections 205-4 and 201H-38, Hawaii Revised Statutes, as amended, and Section 15-15-97(b) of the Hawaii Administrative Rules, Title 15, Subtitle 3, Chapter 15, Subchapter 13, as amended. The County shall hereinafter be referred to as "Petitioner."

PETITIONER

County of Kauai, Housing Agency
4444 Rice Street, Suite 330
Lihue, Hawaii 96766

PETITIONER'S PROPERTY INTEREST

The subject property is owned in fee by Petitioner.

PROPOSED RECLASSIFICATION

To reclassify the subject property from the State Land Use Agricultural District to the State Land Use Urban District.

TAX MAP KEY NO.

(4) 2-1-001:054

ACREAGE

The subject property consists of approximately 75 acres.

LOCATION

Eleele, Kauai, Hawaii

EXISTING LAND USE

The subject property is currently used for agriculture and is bound by agricultural lands to the north and east, Halewill Road to the south, and contiguous to State Land Use Urban District land along a portion of its western boundary with Kaunualii Highway to the west. The property consists of approximately 75 acres located in Eleele, Kauai, Hawaii with a downward slope in the makai direction from north to south from 275 to 175 feet above mean sea level.

PROJECT DESCRIPTION

Petitioner proposes residential development on the property, to utilize the density for up to 550 residential units (single-family and multi-family) to provide needed affordable housing supply for Kauai. All units will be affordable as defined by Chapter 7A of the Kauai County Code, and offered for sale or rent to households who earn no more than 140% of the Kauai median household income. The proposed project is also anticipated to include a community park, a water storage tank, bike and pedestrian paths, and landscaped areas. Petitioner is using the property for the Lima Ola project. Because all units will be affordable, Lima Ola qualifies as an affordable housing project under Section 201H-38, Hawaii Revised Statutes, as amended. Petitioner is seeking exemption from State and County land use regulations and is proceeding under the fast tracking procedures provided under HRS §201H-38.

DATE OF FILING OF PETITION

June 13, 2017

RIGHTS OF INTERESTED PERSONS

All persons who have some interest in the subject property, who lawfully reside on the subject property, or who otherwise can demonstrate that they will be so directly and immediately affected by the proposed change that their interest in the proceeding is clearly distinguishable from that of the general public may submit petitions to intervene to the Land Use Commission up to fifteen (15) days after this Notice of Intent is published, pursuant to Sections 15-15-97(b)(3) and 15-15-97(e) of the Hawaii Administrative Rules. All other persons who wish to present testimony as a public witness may submit a written request to the Land Use Commission no later than seven (7) days prior to the published hearing date. The Commission will publish the notice of hearing at a later date.

Any questions or requests for additional information may be referred to:

County of Kauai, Housing Agency
Attn: Keith Perry
4444 Rice Street, Suite 330
Lihue, Hawaii 96766

MCCORRISTON MILLER MUKAI MACKINNON
Attention: David L. Minkin, Esq.
Five Waterfront Plaza, 4th Floor
Honolulu, Hawaii 96813

SP. (TG)983273 4/13/17

AFFIDAVIT OF PUBLICATION

(THE HONOLULU STAR-ADVERTISER)

AFFIDAVIT OF PUBLICATION

IN THE MATTER OF
Legal Notice

STATE OF HAWAII
City and County of Honolulu

Doc. Date: APR 13 2017 # Pages: 1
Notary Name: Patricia K. Reese First Judicial Circuit
Doc. Description: Affidavit of Publication
Notary Signature: [Signature] APR 13 2017 Date
Notary Public Seal: PATRICIA K. REESE, NOTARY PUBLIC, Comm. No. 86-467, STATE OF HAWAII

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:

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MidWeek 0 times on:
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Other Publications: 0 times on:

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

Gwyn Pang
Subscribed to and sworn before me this 13th day of April A.D. 20 17
Patricia K. Reese, Notary Public of the First Judicial Circuit, State of Hawaii
My commission expires: Oct 07, 2018
Ad # 0000983206

NOTICE OF INTENT TO FILE A LAND USE DISTRICT BOUNDARY AMENDMENT PETITION

NOTICE IS HEREBY GIVEN that the Petitioner, COUNTY OF KAUAI ("County") through its Housing Agency, a political subdivision of the State of Hawaii by and through its legal counsel, THE OFFICE OF THE COUNTY ATTORNEY OF THE COUNTY OF KAUAI and its special legal counsel, MCCORRISTON MILLER MUKAI MACKINNON, a limited liability law partnership LLP, intends to file a Land Use District Boundary Amendment Petition with the Land Use Commission of the State of Hawaii on June 13, 2017 as provided for in Sections 205-4 and 201H-38, Hawaii Revised Statutes, as amended, and Section 15-15-97(b) of the Hawaii Administrative Rules, Title 15, Subtitle 3, Chapter 15, Subchapter 13, as amended. The County shall hereinafter be referred to as "Petitioner."

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PROPOSED RECLASSIFICATION

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TAX MAP KEY NO.

(4) 2-1-001:054

ACREAGE

The subject property consists of approximately 75 acres.

LOCATION

Eleele, Kauai, Hawaii

EXISTING LAND USE

The subject property is currently used for agriculture and is bound by agricultural lands to the north and east, Halewili Road to the south, and contiguous to State Land Use Urban District land along a portion of its western boundary with Kaunuaui Highway to the west. The property consists of approximately 75 acres located in Eleele, Kauai, Hawaii with a downward slope in the makai direction from north to south from 275 to 175 feet above mean sea level.

PROJECT DESCRIPTION

Petitioner proposes residential development on the property, to utilize the density for up to 550 residential units (single-family and multi-family) to provide needed affordable housing supply for Kauai. All units will be affordable as defined by Chapter 7A of the Kauai County Code, and offered for sale or rent to households who earn no more than 140% of the Kauai median household income. The proposed project is also anticipated to include a community park, a water storage tank, bike and pedestrian paths, and landscaped areas. Petitioner is using the property for the Lima Ola project. Because all units will be affordable, Lima Ola qualifies as an affordable housing project under Section 201H-38, Hawaii Revised Statutes, as amended. Petitioner is seeking exemption from State and County land use regulations and is proceeding under the fast tracking procedures provided under HRS §201H-38.

DATE OF FILING OF PETITION

June 13, 2017

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Lihue, Hawaii 96766

MCCORRISTON MILLER MUKAI MACKINNON
Attention: David L. Minkin, Esq.
Five Waterfront Plaza, 4th Floor
Honolulu, Hawaii 96813

(SA983206 4/13/17)

SP.

AFFIDAVIT OF PUBLICATION

(HAWAII TRIBUNE-HERALD)

AFFIDAVIT OF PUBLICATION

IN THE MATTER OF
Legal Notice

STATE OF HAWAII
City and County of Honolulu

Doc. Date: APR 14 2017 # Pages: 1
Notary Name: Patricia K. Reese First Judicial Circuit
Doc. Description: Affidavit of Publication
Notary Signature: [Signature] APR 14 2017 Date
Notary Seal: PATRICIA K. REESE NOTARY PUBLIC Comm. No. 86-467 STATE OF HAWAII

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:

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04/14/2017
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And that affiant is not a party to or in any way interested in the above entitled matter.

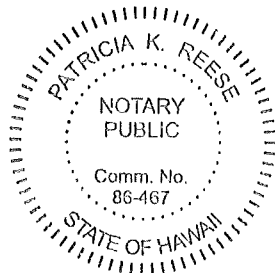
Gwyn Pang
Gwyn Pang

Subscribed to and sworn before me this 14 day of April A.D. 2017

Patricia K. Reese, Notary Public of the First Judicial Circuit, State of Hawaii

My commission expires: Oct 07, 2018

Ad # 0000983711



NOTICE OF INTENT TO FILE A LAND USE DISTRICT BOUNDARY AMENDMENT PETITION

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TAX MAP KEY NO.

(4) 2-1-001:054

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Attention: David L. Minkin, Esq.
Five Waterfront Plaza, 4th Floor
500 Ala Moana Boulevard
Honolulu, Hawaii 96813

SP.NC

(HTH983711 4/14/17)

AFFIDAVIT OF PUBLICATION

(WEST HAWAII TODAY)

AFFIDAVIT OF PUBLICATION

IN THE MATTER OF
Legal Notice

STATE OF HAWAII
City and County of Honolulu

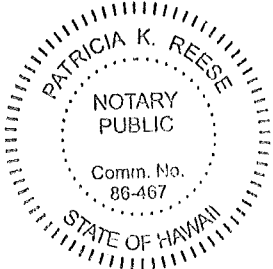
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Ad # 0000983717



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June 13, 2017

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Attention: David L. Minkin, Esq.
Five Waterfront Plaza, 4th Floor
500 Ala Moana Boulevard
Honolulu, Hawaii 96813

(WHT983717 4/14/17)

SP

AFFIDAVIT OF PUBLICATION
(THE MAUI NEWS)

AFFIDAVIT OF PUBLICATION

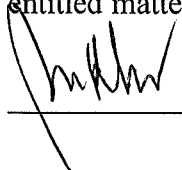
STATE OF HAWAII, }
County of Maui. } ss.

Rhonda M. Kurohara being duly sworn
deposes and says, that she is in 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 _____

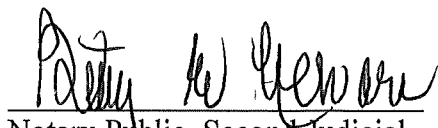
NOTICE OF INTENT TO FILE A LAND USE

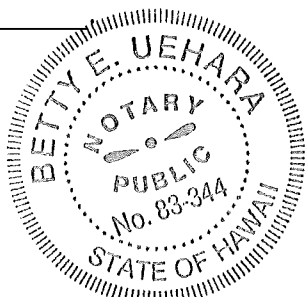
_____ of which the annexed is a true and correct printed notice, was
published 1 times in THE MAUI NEWS, aforesaid, commencing
on the 14th day of April, 2017, and ending
on the 14th day of April, 2017 (one day
inclusive), to-wit: on _____
April 14, 2017

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



This 1 page NOTICE OF INTENT TO FILE, dated
April 14, 2017,
was subscribed and sworn to before me this 14th day of
April, 2017, in the Second Circuit of the State of Hawaii,
by Rhonda M. Kurohara


Notary Public, Second Judicial
Circuit, State of Hawaii



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

**OWNERS
NOTICE OF
COMPLETION
OF CONTRACT**

Notice is hereby given that pursuant to the Provisions of Section 507-43, of the Hawaii Revised Statutes, the construction by Steve Schneider Construction of that certain dwelling situated at Tax Key (2) 2-2-010:022; 14 Homestead Road, Kula, Maui, State of Hawaii, has been completed.

Shepherd Nelson
Owner(s)

(MN: Apr. 14, 21,
2017)

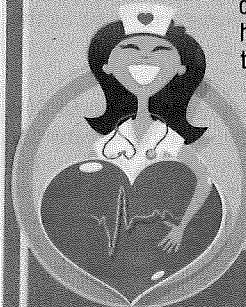
TERMS OF SALE: This pro
be sold in "AS IS" condition
auction with 10% of the highest
paid in cash, or by certified o
check, at close of auction, wit
ance to be paid upon deliver
Potential bidders must provide
tial) proof of ability to comply
10% of bid requirement prior
participating in the public auction. B
pay all costs of closing includin
conveyance and recordation
conveyance taxes. Buyer is r
for securing possession of the
upon recordation. SALE SUB
COURT CONFIRMATION.

FOR FURTHER INFORMATION

JAN K. APO, ESQ.
THE LAW OFFICES OF JAN
WAILUKU EXECUTIVE CE
24 NORTH CHURCH ST., SU
WAILUKU, HI 96793
PH: 808-244-6073
FAX: 808-244-6244
E-MAIL: jankapo@jankapo
(MN: Apr. 14, 21, 28, 2017)

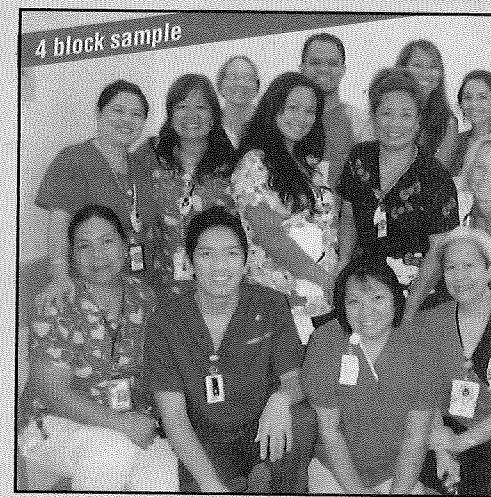
**Celebrate Your Health
Professional!**

If you've ever been
you know the imp
care. Now here's your chance to
hardworking men and women v
to keeping us healthy.



In celebration of National Nur
invite you to *show your app*
throughout all medical fiel
photo along with a brief me
be published in The Maui N
Act quick, the deadline is F

As an added bonus, the a
The Maui News website w



HURRY! THE DEADLINE IS FRIDAY,

Select Block Size: 1 Block \$26.00 2 Blocks