

LAND USE COMMISSION
STATE OF HAWAII

BEFORE THE LAND USE COMMISSION 2017 MAY -1 P 12: 28

OF THE STATE OF HAWAII

In The Matter Of The Petition Of

COUNTY OF KAUA'I HOUSING
AGENCY

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;
Consisting Of Approximately 75
Acres, Tax Map Key No. (4) 2-1-001:
054

DOCKET NO. A17-802

PRE-APPLICATION ORDER ; AND
CERTIFICATE OF SERVICE

PRE-APPLICATION ORDER

AND

CERTIFICATE OF SERVICE

This is to certify that this is a true and correct
copy of the document on file in the office of the
State Land Use Commission, Honolulu, Hawai'i

5/01/17 by

Executive Officer



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PRE-APPLICATION ORDER

WHEREAS, it is desired to expedite the orderly conduct and disposition of this proceeding by a prompt and timely exchange of witness lists, exhibit lists, and exhibits;

WHEREAS, the Executive Officer of the State of Hawai`i Land Use Commission ("Commission") conducted a pre-application meeting in this proceeding on April 28, 2017, pursuant to Hawai`i Administrative Rules §15-15-97(i) for the purpose of determining information requirements, possible issues, proposed stipulations, and other matters, including the timely submission of position statements,

witness lists, exhibit lists, and exhibits of the respective parties, and to set schedules which may assist in contributing to a more orderly hearing process; now, therefore,

IT IS HEREBY ORDERED that (1) no later than the close of business on May 10, 2017, the County of Kaua'i Housing Agency ("Petitioner") shall submit to the Commission and serve upon all the other parties a draft petition; (2) no later than the close of business on May 12, 2017, Petitioner shall file with the Commission and serve upon all the other parties a witness list identifying all witnesses that will be providing testimony in support of its petition, an exhibit list identifying all exhibits that will be submitted in support of its petition, all exhibits identified in the aforementioned exhibit list, including the written direct testimony of its witnesses, and a draft proposed decision and order; (3) no later than the close of business on May 19, 2017, each party with the exception of Petitioner shall file with the Commission and serve upon all the other parties their respective position statements; (4) no later than the close of business on May 26, 2017, each party with the exception of Petitioner shall file with the Commission and serve upon all other parties a witness list identifying all witnesses that will be providing testimony in support of the respective party's position, an exhibit list identifying all exhibits that will be submitted in support of the respective party's position, and all exhibits identified in the aforementioned exhibit list, including the written direct testimony of their respective witnesses; and (5) no later than the close of business on June 2, 2017, a party may file with the Commission and serve upon all the

other parties any exhibits, memoranda, or other documentary information in response or in rebuttal to the documents submitted on May 26, 2017, provided that each party no later than the close of business on June 2, 2017, shall also file with the Commission and serve upon all the other parties as appropriate a rebuttal witness list, a rebuttal exhibit list, and all rebuttal exhibits;

IT IS FURTHER ORDERED that unless there has been a showing of good cause or the lack of significant prejudice, filings or submissions which are untimely may be stricken or rejected by this Commission at the time of the hearing; and

IT IS ALSO FURTHER ORDERED that unless there has been a showing of good cause or lack of significant prejudice, or unless otherwise ordered by this Commission, a party shall not be allowed at any continued hearing in this proceeding to submit any additional exhibits not previously identified by the dates provided herein.

Dated: Honolulu, Hawai'i, May 1, 2017

LAND USE COMMISSION
STATE OF HAWAII

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke extending to the right.

By DANIEL ORODENKER
Executive Officer



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CERTIFICATE OF SERVICE

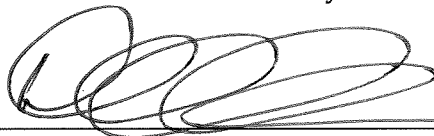
CERTIFICATE OF SERVICE

hereby certify that a copy of the PRE-APPLICATION ORDER in the above referenced-docket was duly served was served upon the following by either hand delivery or depositing the same in the U.S. Postal Service by regular or certified mail as noted.

	HAND DELIVERED	REGULAR MAIL	CERTIFIED MAIL
LEO ASUNCION, DIRECTOR Office of Planning 235 S. Beretania Street Rm. 600 Honolulu, Hawai`i 96813	X		

	HAND DELIVERED	REGULAR MAIL	CERTIFIED MAIL
DAWN TAKEUCHI-APUNA, ESQ Deputy Attorney General Hale Auhau, Third Floor 425 Queen Street Honolulu, Hawai'i 96813			X
MICHAEL DAHILIG Director, Department of Planning, County of Kaua'i 4444 Rice Street Lihue, Hawai'i 96766			X
KAUAI COUNTY PLANNING COMMISSION c/o Planning Department County of Kaua'i 4444 Rice Street Lihue, Hawai'i 96766			X
DAVID MINKIN, Esq. McCORRISTON MILLER MUKAI MACKINNON LLP Five Waterfront Plaza, 4 th Floor 500 Ala Moana Blvd. Honolulu, Hawai'i 96813 Attorneys for Lāna'i Resort Partners			X
JEAN NISHIDA SOUZA PO Box 450 Hanapepe, Hawaii 96716			X

Honolulu, Hawai'i, May 1, 2017



DANIEL ORODENKER
Executive Officer