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Attorneys for
County of Kauai Housing Agency

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of)	Docket No. A17-802
)	
COUNTY OF KAUAI HOUSING)	AFFIDAVIT OF JAMES K. MEE
AGENCY)	ATTESTING TO SERVICE OF NOTICE
)	OF INTENT TO FILE A LAND USE
To Amend the Agricultural Land Use)	DISTRICT BOUNDARY AMENDMENT
District Boundaries into the Urban Land)	PETITION; EXHIBITS "A" AND "B"
Use District for certain lands situated at)	
'Ele'ele, Kauai, Hawaii; consisting of)	
approximately 75 acres, Tax Map Key No.)	
(4) 2-1-001:054)	
_____)	

**AFFIDAVIT OF JAMES K. MEE ATTESTING
TO SERVICE OF NOTICE OF INTENT TO FILE
A LAND USE DISTRICT BOUNDARY AMENDMENT PETITION**

STATE OF HAWAII)	
)	SS.
CITY AND COUNTY OF HONOLULU)	

JAMES K. MEE, being first duly sworn on oath, deposes and says:

1. He is one of the attorneys for County of Kauai ("County"), a municipal corporation, through its Housing Agency, a political subdivision of the State of Hawaii

("Petitioner"), is licensed to practice law in Hawaii, is duly authorized to make this affidavit on behalf of Petitioner, and does so upon personal information and belief.

2. This affidavit is made to comply with Section 15-15-97(b)(4), Hawaii Administrative Rules ("HAR") for the Land Use Commission of the State of Hawaii. ("Commission").

3. On December 7, 2016, Petitioner filed with the Commission a Notice of Intent to File a Land Use District Boundary Amendment Petition ("Notice of Intent").

4. On December 7, 2016, the same day that the Notice of Intent was filed with the Commission and pursuant to HAR Section 15-15-97(b)(4), Petitioner mailed copies of the Notice of Intent to the following parties specified by HAR Section 15-15-97(b)(3), namely, Leo R. Asuncion, Jr., AICP, as Director of the State of Hawaii Office of Planning, and the Planning Department of the County of Kauai.

5. On December 7, 2016, the same day that the Notice of Intent was filed with the Commission and pursuant to HAR Section 15-15-97(b)(4), Petitioner mailed copies of the Notice of Intent to the following entities, other than the County, that have a recorded interest in the subject property as specified by HAR Section 15-15-97(b)(3):

Kauai Island Utility Cooperative
4463 Pahee Street, Suite 1
Lihue, Hawaii 96766-2000
(Utility easement and right-of-entry)

Board of Water Supply, County of Kauai
P.O. Box 1706
Lihue, HI 96766
(Water tank rights)

Kauai Habitat for Humanity
P.O. Box 28
Eleele, Kauai, Hawaii 96716
(Easements for drainage and waterline purposes)

McBryde Sugar Company, Limited
Post Office Box 8
Eleele, Kauai, Hawaii 96705
(Reservation of easements for drainage and waterline purposes—also included in Section 6 below)

6. On December 7, 2016, the same day that the Notice of Intent was filed with the Commission, Petitioner mailed copies of the Notice of Intent to the following entities that have license rights to use the subject property for agricultural use:


McBryde Sugar Company, Limited
Post Office Box 8
Eleele, Kauai, Hawaii 96705
(License Agreement from County of Kauai—also included in Section 5 above)

Kauai Coffee Company, LLC
1 Numila Road
Kalaheo, Hawaii 96741
(Sublicense Agreement from McBryde Sugar Company, Limited)

7. On December 7, 2016, the same day that the Notice of Intent was filed with the Commission and pursuant to HAR Section 15-15-97(b)(4), Petitioner mailed copies of the Notice of Intent to persons included on the Statewide and Kauai County mailing lists provided to

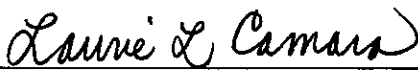
Petitioner by the Commission, copies of which are attached hereto as Exhibits "A" and "B."

Further, Affiant sayeth naught.



JAMES K. MEE

This four (4) page Affidavit, was subscribed and sworn to before me on this 7th day of December, 2016, in the First Circuit, State of Hawaii by James K. Mee.



Print name: Laurie L. Camara
NOTARY PUBLIC, STATE OF HAWAII
My Commission Expires: August 10, 2018

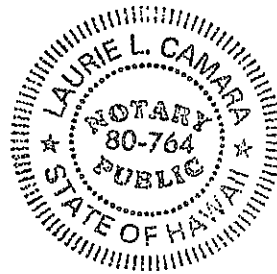


Exhibit "A"

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1960 East West Road, Rm B102
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State of Hawaii
Hawaii Community Development Authority
461 Cooke Street
Honolulu, Hawaii 96813

STATEWIDE MAILING LIST
Last Updated: 11/22/16

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The Honorable David Ige
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Exhibit "B"