MCCORRISTON MILLER MUKAI MACKINNON LLP

LAND USE COMMISSION STATE OF HAWAII

DAVID L. MINKIN, ESQ. 3639 Five Waterfront Plaza, 4th Floor 500 Ala Moana Boulevard Honolulu, Hawai'i 96813 Telephone: (808) 529-7300

2017 MAY - 4 A 9: 37

MAUNA KEA TRASK 8418 Office of the County Attorney 4444 Rice Street, Suite 220 Līhu'e, Hawai'i 96766 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

<u>AND</u>

CERTIFICATE OF SERVICE

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 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

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 <u>The Garden Island</u>, <u>The Honolulu Star-Advertiser</u>, <u>Hawaii Tribune-Herald</u>, and <u>West Hawaii Today</u>; and AFFIDAVIT OF PUBLICATION of Rhonda M. Kurohara, in Advertising Sales with Maui Publishing Co., Ltd. publisher of <u>The Maui News</u>, 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

(THE GARDEN ISLAND)

IN THE MATTER OF Legal Notice

STATE OF HAWAII		} } SS.			
City and County of Honoluli	u	} 33.			
Doc. Date:		APR 1	3 2017	# Pages:_	1
Notary Name: Patric	ia K. R	eese		First Judicial	Circui
Doc. Description:	Áff	idavit of		MINICIA K. A	RELLE
Publication				NOTARY	
Merce K. Notary signature	Puse	APR 1 3	2017 Date	NOTARY PUBLIC (Stamp of Se Comm. No. 86-467	ai)
				Million	",,,
Gwyn Pang being duly sworn, execute this affidavit of Oahu l Star-Advertiser, MidWeek, Th Tribune-Herald, that said news State of Hawaii, and that the at aforementioned newspapers as	Publicati le Garder spapers a ttached r	ions, Inc. p n Island, W are newspap notice is tru	ublisher of est Hawa pers of ge	of The Honolulu hii Today, and Hawaii eneral circulation in th	i. ne
Honolulu Star-Advertiser	0	_ times or _	n:		
MidWeek	0	times or	ı: ·		
The Garden Island	1	times or	1:		
04/13/2017					
Hawaii Tribune-Herald	0	times or	n:		
West Hawaii Today	0	_times or	ı:		
Other Publications:				0 times o	n:
And that affiant is not a party to	o or in a	ny way inte	rested in	the above entitled ma	itter.
Gwyn Jana					
Gwyf Dang U			0		
Subscribed to and sween before	me this	13% day o	of <u>Up</u>	A.D. 20	17
Patricia K. Reese, Notary Publ	ic of the	First Judic	ial Circui	it, State of Hawaii	
My commission expires: Oct 07	//	1 Hot Judio	011001	, > 01 114114111	
onprior you	, C				

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 Hawall 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 2011-38, 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."

Pica ica

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

TAX MAP KEYNO:

(4) 2 1 001:054

ACREAGE

The subject properly consists of approximately 75 acres.

LOCATION

LOCATION A PLAN

ELBele: Kaual, Hawaii 1

FINITING PARAMETER

FINITING PARAMETER

FINITING PARAMETER

FOR THE PARAMETER PARAME

EXISTING EAND USE

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

PROJECT DESCRIPTION

Rettioner, proposes, residential development, on the property, to utilize the density for up to 150° residential units (single family and multi-family) to provide needed affordable housing supply for Kaual. "All units will be affordable as defined by Chapter Abort the Raual County Code, and offered for sale orient to households who seam no more than 140° xof the Kaual median household income. The proposed project is also anticipated to include a community park, a water storage tank, blike and pedestrian paths, and lands caped areas. Petitioner is using the property for the Lima Cla project. Because all units will be affordable. Lima Ola qualifies as asking affordable incomes is seeking exemption from State and County land use regulations and its proceeding under, the fast, tracking procedures provided under HRS (201H-38. Hawaii Revised DATE OF FILLING OF PETITION).

RIGHTS OF INTERESTED PERSONS

RIGHTS.OC.INTERESTED PERSONS

All persons who have been a light of the persons where the persons who have been a light of the persons where the persons where the persons which it is not the persons where the persons which it is not the persons which is not the persons which it is not the pe 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 intert is published; pursuant to Sections 15-15-97(b)(3) and 15-15-97(b)(3) property 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 ((ii) 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 a support of the property of the prope

(TGI983273 4/13/17)

SP.

(THE HONOLULU STAR-ADVERTISER)

IN THE MATTER OF Legal Notice

STATE OF HAWAII		}			
City and County of Honolul	u	} SS. }			
Doc. Date:		APR 1 3	2017	# Pages:1	
Notary Name: Patric	ia K. R	eese		First Judicial Circu	uit
Doc. Description:_ Publication	Aff	fidavit of		THE RICH K. P. T.	11
Notary Signature	Duse	APR 1 3	2017 Date	NOTARY (Stampublical) Comm. No. 86-467	WILLIAM.
Gwyn Pang being duly sworn, execute this affidavit of Oahu Star-Advertiser, MidWeek, The Tribune-Herald, that said new State of Hawaii, and that the a aforementioned newspapers as	Publicatine Garden spapers auttached residues follows	ions, Inc. pub in Island, Wes are newspaper notice is true r :	lisher of ' t Hawaii ' s of gene	The Honolulu Today, and Hawaii ral circulation in the	
Honolulu Star-Advertiser	1	times on:			
04/13/2017	^	4			
MidWeek	0	times on:			
The Garden Island	0	times on:			
Hawaii Tribune-Herald	0	_times on:			
West Hawaii Today	0	_times on:			
Other Publications:				0 times on:	
And that affiant is not a party t	to or in a	ny way intere	sted in the	e above entitled matter.	
Cowyn Pan	9			: 	
Gwyr Pang					
Subscribed to and sword befor	e me this	13/4 day of	apr	A.D. 20 17	
/ htener	1/_	Ruse	/		
Patricia K. Reese, Notary Pub	lic of the	First Judicial	Circuit,	State of Hawaii	
My commission expires: Oct 0	7, 2918/	/			
Ad# 0000983206					5

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 DEFICE 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 2011-38, 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."

}

County of Kaual Housing Agency 4444 Rice Street, Suite 330 Linue, Hawaii 96766

ga saati

PETITIONER'S PROPERTY INTEREST

The subject property is owned in fee by Petitioner.

PROPOSED RECUSSIFICATION

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

TAX MAP (KEVNO)

ACREAGE:

ACREAGE:

The subject property consists of approximately 75 acres

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The subject property consists of approximately 75 acres.

LOCATION?

Eleele Kaual, Hawall

EXISTING LAND USE

The subject property is currently used for agriculture and is bound by agricultural lands ito the morth; and east. Halewill Road to the south, and contiguous to State Land Use Urban District land along a portion of list western boundary, with Kaumuall Highway, to, the west. The property consists of approximately, 75, acres located, in Eleele; Kaual, Hawall, with a downward stope in the makale direction from north to south from 275 to 175 feet above mean sea level.

PROJECT DESCRIPTION

Has a subject proposes residential development on the property, to utilize the density for up to 550 residential funts; (single-tamily, and, multi-family) to provide needed affordable is obtained support of Kaual. All units will be affordable to see defined by Chapter 7A of the Kaual County Code, and offered for sale or rent to households who earn no more than 140% of the Kaual median household lincome. The proposed project is last an affordable thousing the income and padestrian paths, and land scaped areas. Petitioner is using the proposed project is also anticipated to include, a community park, a water storage tank; blive, and padestrian paths, and land scaped areas. Petitioner is using the proposed project include a community agar, a water storage tank; blive, and padestrian paths, and land scaped areas. Petitioner is using the proposed project include a community agar, a water storage tank; blive, and padestrian paths, and land scaped areas. Petitioner is using the proposed project include a community agar, a water storage tank; blive, and padestrian paths, and land scaped areas. Petitioner is using the proposed project include in the project of the project of the pade in the project of the pade in the project of the pade in the project of the land use of the land use of the project of the land use of the land use of the lan

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

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

County of Kaual, Housing Agency
Attn: Keith Perry,
A4444 Rice Street, Suite 330
Lihue, Hawaii 96766
Five Waterfront Plaza, 4th: Roof 500 Ala, Moana Boulevard
Honolulu, Hawaii 96813

(SA983206 4/13/47) MCCORRISTON MILLER MUKAI MACKINNON Attantion: David L. Minkin, Esq.

(HAWAII TRIBUNE-HERALD)

IN THE MATTER OF Legal Notice

STATE OF HAWAII		}				,
City and County of Honolul	u ·	} SS. }				
Doc. Date:		APR 1	4 20		ages:_	1
Notary Name: Patric					irst Judicial	Circui
Doc. Description:_ Publication	Aff	idavit of		July 1	CIA K. A	NIII.
Notary Signature	Duse	APR 1 4	2017 Date	Sammer Spirit	NOTARY TRUBUISes Comm. No. 86-467	MILLIAN MARINA
Gwyn Pang being duly sworn, execute this affidavit of Oahu Star-Advertiser, MidWeek, Th Tribune-Herald, that said new State of Hawaii, and that the a aforementioned newspapers as	Publicati ne Garder spapers a ttached n	ons, Inc. pub Island, Wester newspape totice is true	olisher of st Hawai rs of gen	f The Hon i Today, a eral circul	olulu nd Hawaii ation in the	e
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MidWeek	0	_times on:				
The Garden Island	0	_times on:				
Hawaii Tribune-Herald 04/14/2017	1	_times on:				
West Hawaii Today	0	_times on:				
Other Publications:				0	_ times o	n:
And that affiant is not a party t	o or in ar	ny way intere	ested in t	he above e	entitled ma	tter.
Colveyn Van	۹_					
Gwyn Rang		····				
Subscribed to and sworn befor	e me this	14 day of	ap	il	A.D. 20	17
/ hturn	K	Ruse				
Patricia K. Reese, Notary Pub	lic of the	First Judicia	l Circuit	, State of I	Hawaii	
My commission expires: Oct 0	7./201/8			MILLIA	K. A.	
Ad# 0000983711			THIII.	QP NOT	ARY LIC	111111

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, 2054, 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 n

(4) 2-1-001:054

<u>ACREAGE</u>

The subject property consists of approximately 75 acres

LOCATION And Advanced to the Control of the Control

Eleele. Kauai, Hawai

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 configuous to State Land Use Urban District land along a portion of its western boundary with Kaumualli 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, Sulte 330 Lihue, Hawaii 96766 MCCORRISTON MILLER MUKAI MACKINNON Attention: David L. Minkin, Esq.

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

(HTH983711 4/14/17)

SP.NC

Comm. No. 86-467

(WEST HAWAII TODAY)

IN THE MATTER OF Legal Notice

CTATE OF HAWAIT

STATE OF HAWAII	} SS.	
City and County of Honolul		
Doc. Date:	APR 1 4 2017	# Pages:1
Notary Name: Patri	cia K. Reese	First Judicial Circuit
Doc. Description:_	Affidavit of	THE CIAK REPORTED
Publication Munic L.	DAPR 1 4 2017	NOTARY (SRUBLICSeal) Comm. No.
Notary Signature	Date	TO ATE OF HAVAILLE
execute this affidavit of Oahu Star-Advertiser, MidWeek, T Tribune-Herald, that said new State of Hawaii, and that the a aforementioned newspapers a		The Honolulu Today, and Hawaii eral circulation in the
Honolulu Star-Advertiser	times on:	
MidWeek	times on:	
The Garden Island	0 times on:	
Hawaii Tribune-Herald	0times on:	
West Hawaii Today	1 times on:	·
04/14/2017 Other Publications:		times on:
And that affiant is not a party Augusta	to or in any way interested in th	ne above entitled matter.
Gwyn Pang (a
Subscribed to and syorn before	re me this <u>1.4</u> day of <u>Qp</u>	A.D. 20/7
Patricia K. Roese, Notary Pub My commission expires Oct @ Ad # 0000983717	olic of the First Judicial Circuit,	State of Hawaii RICIA K. REIGHT NOTARY PUBLIC Comm. No. 86-467

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

NOTICE IS HEREBY GIVEN that the Petitioner, COUNTY OF KAUAI ("County") 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 OFTRICE 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 2011-38, 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.

<u>LOCATION</u>

Elecie, Kauai, Hawaii Existing IAND.USE

The subject property is currently used for agriculture and is bound by agricultural lands to the north and east, Halewilli Road to the south, and contiguous to State Land Use Urban District land along a portion of its western boundary with Kaumualli 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 aproposes residential, development on the property, to utilize the density for Jun to 550-residential units (single-family and multi-family) to provide needed affordable housing supply for Kauai Aliunits will be affordable as defined by Chapter (A-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, blike and pedestriany 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 2014-38. Hawaii, Revised Statutes, as amended a Petitioner is seeking exemption from State and County land use regulations and is proceeding under the fast tracking procedures provided under HRS \$201H-38. under HRS (\$201H-38.

DATE OF FILING: OF PETITION:
June 13: 2017

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 fittleen (15) days after this Notice of Intent is published, pursuant to Sections 15-18-97(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 in later than seven (1) 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 e. Hawaii 96766

MCCORRISTON MILLER MUKAI MACKINNON

(WHT983717-4/14/17)

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

SP

AFFIDAVIT OF PUBLICATION (THE MAUI NEWS)

STATE OF HAWAII,) "
County of Maui.) 33

My Commission expires 09-26-2019

Rhonda M. Kurohara	being duly sworn
deposes and says,that she is in	Advertising Sales of
the Maui Publishing Co., Ltd., public	
newspaper published in Wailuku, Co	ounty 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 an	d correct printed notice, was
published <u>1</u> times in THE MAUI	NEWS, aforesaid, commencing
on the 14th day of A	April , 2017, and ending
on theday of	April , 2017 (one day
inclusive), to-wit: on	
April 14, 2	2017
and that affiant is not a party to or in a	any way interested in the above
entitled matter.	
(
/mllw	
NOTICE OF	INTENT TO FILE dated
This page	, dated
April 14,	1111 2017,
was subscribed and sworn to before	ore me this 14th day of
April , 2017, in the Second	Circuit of the State of Hawaii,
by Rhonda M. Kurohara	The state of the s
Party W Gener	TARY P
Notary Public, Second Judicial	AUBLO DA
Circuit, State of Hawaii	No. 800 WATER
RETTY E LIEHARA	MINOTATE OF MINI

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

DISTRICT BOUNDARY AMENDMENT PETITION

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

PETITIONER

County of Kauai, Housing Agency 4444 Rice Street, Suite 330.

Libue delawaii 967(66)

PETITIONER'S PROPERTY INTEREST

PETITIONER'S PROPERTY INTEREST

The subject property is owned in fee by Peliuoner!

PROPOSED RECEASSIFICATION

To reclassify the subject property from the State Land Use Agricultural District to the State. PROPOSED RECEASSIFICATION and Use Unban District

TAX MAPKEY NO. 34 3 34 3 34

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Elede Kausi Hiswaii.

ARUDUKAL DANKAK

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PROJECT DESCRIPTION

ocedures provided under HRS \$20HE 38. DATE OF FILING OF PETITION

June 13, 2017

RIGHTS OF INTERESTED PERSONS. All persons who have some interest in the subject property, who otherwise can demonstrate that they will be so deproperty, or who otherwise car by the proposed change that the

he witnessangy sour s prior to the published hearing da

ater date:

Any questions or requests for additional information County of Kauai, Housing Agency 2. MCGORRIS FON MILLER MEKAI MACKIN
Attn: Keith Perry 4. Attention: David County of Kauai, Hoor
4444 Rice Street, Suite 330. Five Waterfront Riaza 4th Floor
Lihue, Hawaii 96766 500 Ala Moana Boulevard
Honolulu, Hawaii 96813.

(MN: Apr. 14, 2017)

BEFORE THE LAND USE COMMISSION

OF THE STATE OF Hawai'i

CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document will be duly served upon the following by mailing said copy, postage prepaid, first class, in a United States post office on May 4, 2017:

PLANNING DEPARTMENT, COUNTY OF KAUA'I 4444 Rice Street
Lihu'e, Kaua'i, Hawai'i 96766

OFFICE OF PLANNING, STATE OF HAWAI'I 235 South Beretania Street 6th Floor, Leiopapa A Kamehameha Building Honolulu, Hawai'i 96813

DAWN TAKEUCHI-APUNA, ESQ. Deputy Attorney General 425 Queen Street Honolulu, Hawai'i 96813

KAUA'I COUNTY PLANNING COMMISSION c/o Planning Department, County of Kaua'i 4444 Rice Street Līhu'e, Kaua'i, Hawai'i 96766

JEAN NISHIDA SOUZA P.O. Box 450 Hanapēpē, Hawai'i 96716 (Intervener)

DATED: Līhu'e, Hawai'i; May 4, 2017.

Kanani Fu

Petitioner