

EXHIBIT "12"

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Federal ID. No. 99-0317663

August 24, 2017

Mr. Scott Enright, Chairperson
State of Hawaii
Department of Agriculture
1428 South King Street
Honolulu, Hawaii 96814-2512

Re: **In The Matter Of The Application Of AES LAWA'I SOLAR, LLC,
a Delaware limited liability company, for a Use Permit, a
Class IV Zoning Permit, and a Special Permit for real property
situated at Kōloa and Lāwa'i, Kona, Kaua'i, Hawai'i, identified by
Kaua'i Tax Map Key No. (4) 2-6-003:001 (por.)
Use Permit No. U-2018-1
Class IV Zoning Permit No. Z-IV-2018-1
Special Permit No. SP-2018-2**

Dear Mr. Enright:

I have enclosed copies of the following for your review:

1. Application; Exhibits "A"-"F" (Lāwa'i Solar Project) dated August 17, 2017.
2. County Application Form dated August 16, 2017.
3. General Class III and IV Requirements Checklist.
4. Notice of Public Hearing Before the Planning Commission of the County of Kauai.

Mr. Scott Enright, Chairperson
August 24, 2017
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This Application is being submitted to you pursuant to the provisions of Hawaii Revised Statutes Section 205-6. The Applicant, AES Lawa'i Solar, LLC, has filed this Application asking the Planning Commission of the County of Kauai to approve a Use Permit and a Class IV Zoning Permit, and to recommend approval of a Special Permit for, a solar photovoltaic and battery storage project. The Solar Project will be located on lands within the State Land Use Commission Agricultural District classified by the land study bureau's detailed land classification as overall (master) productivity rating class B, C, and D. Since the Solar Project exceeds 15 acres in size, the final decision for the Special Permit in this matter will need to be made by the State Land Use Commission. Please direct any comments you may have to the following:

Mr. Michael A. Dahilig
Director of Planning
Planning Department
County of Kauai
4444 Rice Street, Suite 473
Lihue, Kauai, Hawaii 96766
Phone: (808) 241-4050
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Thank you very much for your attention to this matter.

Sincerely yours,

BELLES GRAHAM PROUDFOOT
WILSON & CHUN, LLP



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MWJG:jgm
Enclosures