EXHIBIT "12"
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 Lāwai'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:

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 Kaua'i.

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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  
Fax: (808) 241-6699  
Email: mdahilig@kauai.gov

Thank you very much for your attention to this matter.

Sincerely yours,

BELLES GRAHAM PROUDFOOT  
WILSON & CHUN, LLP  

Max W. I. Graham, Jr.

MWJG:jgm  
Enclosures