

EXHIBIT "16"

KAUAI PLANNING COMMISSION
SPECIAL MEETING

Tuesday, September 26, 2017

9:00:02 a.m. or Soon Thereafter
Lihue Civic Center, Moikeha Building
Meeting Room 2A-2B
4444 Rice Street, Lihue, Kauai, Hawai'i

RECEIVED

17 SEP 19 P2:42

OFFICE OF
THE COUNTY CLERK
KOAHOA, HAWAII

AGENDA

- A. CALL TO ORDER
- B. ROLL CALL
- C. APPROVAL OF AGENDA
- D. RECEIPT OF ITEMS FOR THE RECORD
- E. HEARINGS AND PUBLIC COMMENT (Noticed hearings will not commence until 9:00 a.m. or soon thereafter.) Individuals may orally testify on items on this agenda during the Public Comment Period. Please call the Planning Department prior to the meeting or notify Commission Staff at the meeting site. Testimony shall also be accepted when the agenda item is taken up by the Commission. However if an individual has already testified during this period, additional testimony at the agenda item testimony may be allowed at the discretion of the Chair. Testifiers shall limit their testimony to three (3) minutes, but may be extended longer at the discretion of the Chair. Written testimony is also accepted. An original and twelve (12) copies of written testimony can be hand delivered to the Planning Department or submitted to Commission Staff at the meeting site.
 1. New Agency Hearing (For Action)
 - a. Special Permit SP-2018-1, Use Permit U-2018-1 and Class IV Zoning Permit Z-IV-2018-2 to construct and operate a solar utility facility on a parcel located on the makai side of Koloa Road, approx. 600 ft. south east of the Koloa Road and Lawailoa Lane intersection, further identified as Tax Map Key (4) 2-6-003:001, and containing a project area of approx. 196.33 acres of a 1,062.291 acre parcel = *AES Lawai Solar*. [Director's Report received 9/12/17.]
 1. Letter (9/15/17) from Max W. J. Graham, Jr., Esq., transmitting Supplement To Application; Exhibits "E-10" through "E-13" dated September 15, 2017, with a digital version [CD-Rom].
 - a. Supplement to Application; Exhibits "E-10" through "E-13" dated September 15, 2017.

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E. HEARINGS AND PUBLIC COMMENT (Cont'd)

1. New Agency Hearing (For Action) (Cont'd)

- a. Special Permit SP-2018-1, Use Permit U-2018-1 and Class IV Zoning Permit Z-IV-2018-2 = *AES Lawai Solar*. (Cont'd)
2. Letter (9/18/17) from Michael J. Belles, Esq., transmitting the Archaeological Inventory Survey Report dated September 2017, Cultural Impact Assessment dated September 2017 and letter dated September 15, 2017, from Susan A. Lebo, SHPD, to Lisa Kettley, with digital version [CD-Rom].
 - a. Cultural Impact Assessment dated September 2017.
 - b. Archaeological Inventory Survey Report dated September 2017.
 - c. Letter dated September 15, 2017, from Susan A. Lebo, SHPD, to Lisa Kettley.
3. Supplemental No. 1 to Director's Report pertaining to this matter.

F. ADJOURNMENT

EXECUTIVE SESSION: The Commission may go into an executive session on an agenda item for one of the permitted purposes listed in Section 92-5(a) Hawaii Revised Statutes ("H.R.S."), without noticing the executive session on the agenda where the executive session was not anticipated in advance. HRS Section 92-7(a). The executive session may only be held, however, upon an affirmative vote of two-thirds of the members present, which must also be the majority of the members to which the board is entitled. HRS Section 92-4. The reason for holding the executive session shall be publicly announced.

NOTE: Special accommodations and sign language interpreters are available upon request five (5) days prior to the meeting date, to the County Planning Department, 4444 Rice Street, Lihue, Hawaii 96766. Telephone: 241-4050.