

December 19, 2018
Notification of Petition Filing

This is to advise you that a petition to amend the State Land Use District Boundaries with the following general information has been submitted to the State of Hawai'i Land Use Commission ("Commission"):

Docket No: A18-806

**Petitioners/
Landowners:** Kevin M. Barry and Monica S. Barry
Trustees of the Barry Family Trust dated November 15, 2006

Address: Carlsmith Ball LLP
Attention: Derek B. Simon
1001 Bishop Street, Suite 2100
Honolulu, Hawai'i 96813

TMK No.: (3) 1-5-059:059

Location: Kea'au, Puna, County and State of Hawai'i

**Requested
Reclassification/
Total Acreage:** Approximately 0.51 Acres from Conservation to Agricultural

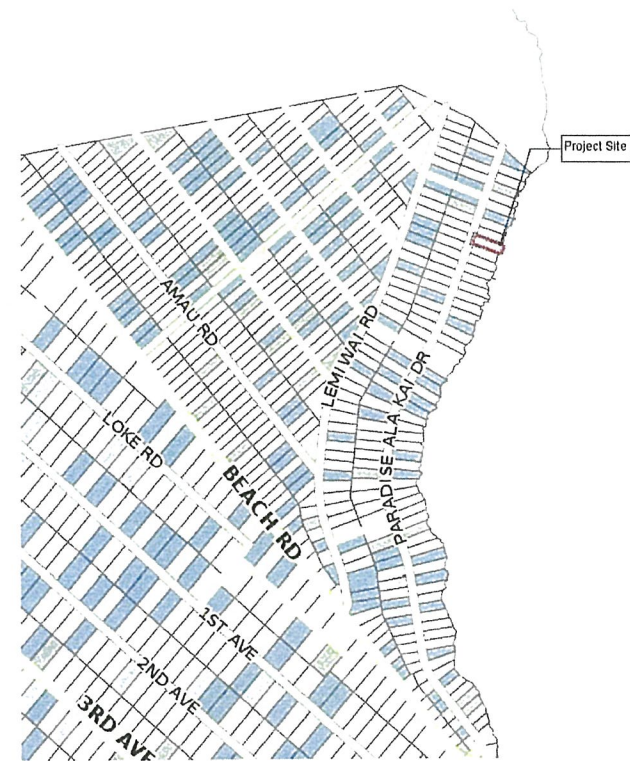
Proposed Use: The Barrys are proposing to construct a modest three (3) bedroom, two (2) bath, 1,800 sq. ft. dwelling, together with related agricultural uses and other accessory uses and improvements, that the Barry family will use as their primary personal residence ("Project"). The Project will include a two-car garage, a lanai on the makai side of the home facing the Pacific Ocean, a courtyard on the mauka side of the home fronting Paradise Ala Kai Drive, a small swimming pool, infrastructure (*i.e.*, private water well, including an underground water storage tank, or private catchment system, underground individual wastewater system, photovoltaic solar system), and landscaping, including a driveway.

You may review detailed information regarding the petition at the Commission's office, on the Commission's website (luc.hawaii.gov), or at the County of Hawai'i Planning Department's Hilo office. The Commission's office is located at 235 S. Beretania Street, Room 406, Honolulu, Hawai'i 96813. Office hours are from 7:45 a.m. to 4:30 p.m., Mondays through Fridays. The County of Hawai'i Planning Department is located at the Aupuni Center, 101 Pauahi Street, Suite 3, Hilo, Hawai'i 96720. Office hours are from 7:45 a.m. to 4:30 p.m., Monday through Friday.

A hearing on this petition will be scheduled at a future date. If you are interested in participating in the hearing as a public witness, please write or call the Commission office at P. O. Box 2359, Honolulu, Hawai'i 96804-2359; Phone (808) 587-3822.

If you intend to participate in the hearing as an intervenor, pursuant to Section 15-15-52(b), Hawai'i Administrative Rules, you should file a Notice of Intent to Intervene with the Commission within 30 days of the date of this notice. Please contact the Commission's office for further information.

4829-2269-9642.2.069351-00001



Petitioners'
Exhibit 9