

DAVID Y. IGE
Governor

MIKE MCCARTNEY
Director



DANIEL E. ORODENKER
Executive Officer

LAND USE COMMISSION
Department of Business, Economic Development & Tourism
State of Hawai'i

November 8, 2019

Ms. Jennifer Lim
ATC Makena
1001 Bishop Street, *suite 2200*
Honolulu, HI, 96813

Randall Sakamoto
H2R LLC
2005 Main Street,
Wailuku, Maui, Hawaii

Subject: A97-721 ATC Makena Enteties and H2R LLC.

Dear Ms. Lim and Mr. Sakamoto,

As per the Status Report Hearing held in Maui on September 26, 2019, the Petitioner needs to provide clarification on the following issues.

The Land Use Commission (LUC), Decision & Order condition number 12 Department of Transportation (DOT) condition has not meet. Petitioner shall participate in the pro rata funding and contruction of local and regional transportation improvements and programs including dedication of rights of way as determined by the State DOT and County of Maui. At this point, the Petitioner has failed to comply with this condition.

Please provide status of the agreement between DOT and Petitioner to avoid any future action on the part of the LUC.



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Should you have any questions, please do not hesitate to contact our office at
(808) 587-3822.

Sincerely,

Daniel E. Orodénkar
Executive Officer