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Attorney for OFFICE OF PLANNING,
STATE OF HAWAI'I

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAI'I

In the Matter of the Petition of

KEVIN M. BARRY AND MONICA S.
BARRY, TRUSTEES OF THE BARRY
FAMILY TRUST DATED NOVEMBER 15,
2006,

To Amend the Land Use District Boundary of
Certain Lands Situated at Kea'au, Puna,
County and State of Hawai'i, Consisting of
0.51 Acres from the Conservation District to
the Agricultural District, Tax Map Key No. (3)
1-5-059:059

DOCKET NO. A18-806

OFFICE OF PLANNING'S RESPONSE TO
PETITIONERS' PROPOSED FINDINGS OF
FACT, CONCLUSIONS OF LAW, AND
DECISION AND ORDER;

CERTIFICATE OF SERVICE

**OFFICE OF PLANNING'S RESPONSE TO PETITIONERS' PROPOSED
FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECISION AND ORDER**


On March 8, 2021, Petitioners filed their proposed Findings of Fact, Conclusions of Law, and Decision and Order (proposed Decision and Order). Office of Planning has reviewed the document and the record to the extent allowed by the limited time for review, and has no objections to the proposed Decision and Order, except with respect to Paragraph 82 of the Findings of Fact.

After consultation and agreement with Petitioners' counsel, Paragraph 82 should read as follows:

82. Along most of the Puna shoreline, ocean recreation consists primarily of fishing from the cliffs, with fisherman and opihi pickers accessing fishing and gathering spots all along the coast. [Pet. Ex. 7 at 26]

The Office of Planning has no other comments.

DATED: Honolulu, Hawai'i, March 12, 2021.



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CERTIFICATE OF SERVICE

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I hereby certify that due service of a copy of the **OFFICE OF PLANNING'S
RESPONSE TO PETITIONERS' PROPOSED FINDINGS OF FACT, CONCLUSIONS
OF LAW, AND DECISION AND ORDER** was made by depositing the same with the U. S.
mail, postage prepaid, on March 15, 2021, addressed to:

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DATED: Honolulu, Hawai'i, March 15, 2021.


BRYAN C. YEE
Deputy Attorney General