



UNIVERSITY OF THE NATIONS, KONA

August 26, 2021

LAND USE COMMISSION
STATE OF HAWAII
2021 AUG 26 P

VIA HAND DELIVERY

Mr. Daniel E. Orodener
Executive Officer
State of Hawai'i Land Use Commission
P.O. Box 2359
Honolulu, Hawai'i 96804-2359

Re: LUC Docket No. A02-737 (U of N Bencorp)
2021 Annual Report
Tax Map Key Nos. (3) 7-5-010:085 & (3) 7-5-017:006

Dear Executive Officer Orodener:

The Land Use Commission ("**Commission**") issued its *Findings of Fact, Conclusions of Law, and Decision and Order for a State Land Use District Boundary Amendment* ("**D&O**") in Docket No. A02-737 on August 8, 2003. The Petitioner under the D&O was the U of N Bencorp ("**UNB**"). The University of the Nations, Kona, Inc., a Hawai'i nonprofit corporation ("**UNK**"), is the successor-in-interest to UNB and the owner of those certain parcels of land reclassified under the D&O, presently identified by Tax Map Key Nos. (3) 7-5-010:085 and (3) 7-5-017:006 ("**Petition Area**"). UNK hereby submits its 2021 Annual Report in compliance with Condition No. 17 of the D&O.

In the past year and a half, UNK has appeared before the Commission numerous times regarding its plans to pursue an amendment to the D&O to allow for the development of the Petition Area as an expansion of UNK's existing campus ("**2020 Master Plan**"). On March 23, 2020, UNK filed its *Motion to Amend Findings of Fact, Conclusions of Law, and Decision and Order* ("**Motion to Amend**"). At the Commission's July 23, 2020 meeting, UNK presented a status report and informed the Commission that it would be conducting Hawai'i Revised Statutes Chapter 343 environmental review in connection with the Motion to Amend. At the conclusion of the meeting, the Commission voted to dismiss the *Order to Show Cause*, filed in this Docket on March 29, 2019, without prejudice.

UNK returned to the Commission on February 10, 2021, when the Commission heard UNK's *Motion Requesting the Land Use Commission to (A) be the Accepting Authority for an Environmental Impact Statement, and (B) Determine that the Proposed Action Warrants the Preparation of an Environmental Impact Statement*. The Commission granted the motion, and on March 25, 2021, UNK held a scoping meeting for its forthcoming Environmental Impact Statement ("**EIS**"). UNK is in the process of responding to the public comments received in

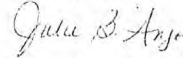


connection with the scoping meeting, as well as moving forward by completing the technical surveys and studies needed for the EIS.

With respect to its compliance with the conditions of approval under the D&O, UNK incorporates by reference its 2008-2019 Annual Report, filed March 28, 2019, the Motion to Amend, and its other pleadings and filings in this Docket.¹

UNK greatly appreciates the Commission's support and willingness to work with UNK in moving forward with the 2020 Master Plan.

Sincerely,



Julie B. Anjo

cc: Office of State Planning
County of Hawaii, Planning Department
client

¹ The 2020 Annual Report was filed on August 6, 2020.