BEFORE THE LAND USE COMMISSION OF THE STATE OF HAWAII

In the Matter of the Petition of DOCKET NO. DR89-15

WILLIAM C. PEEBLES

For a Declaratory Ruling to Determine the Urban District Boundary For Tax

Map Key No.: 4-4-13: Parcel 73, Situate at Kaneohe, Oahu

Situate Annual C. PEEBLES

CAND OSE COMMISSION

ORDER DENYING PETITION FOR DECLARATORY ORDER

BEFORE THE LAND USE COMMISSION OF THE STATE OF HAWAII

In the Matter of the Petition of) DOCKET NO. DR89-15
WILLIAM C. PEEBLES) WILLIAM C. PEEBLES
For a Declaratory Ruling to Determine the Urban District Boundary For Tax Map Key No.: 4-4-13: Parcel 73, Situate at Kaneohe, Oahu))))

ORDER DENYING PETITION FOR DECLARATORY ORDER

William C. Peebles (the "Petitioner") initiated this proceeding on August 14, 1989, pursuant to subchapter 14 of the Hawaii Land Use Commission Rules to modify the State Land Use Urban/Conservation District Boundary for Oahu Tax Map Key 4-4-13: parcel 73, situate at Kaneohe. Petitioner moves to change the Commission's established Urban/Conservation district boundary to his own preferred demarcation. Use Commission (the "Commission"), having considered the records, the Land Use Commission staff memorandum, and the arguments presented by Petitioner, the Office of State Planning and the Department of General Planning, concludes that Petitioner has demonstrated no good cause to change the Urban/Conservation boundary through a declaratory order. The Commission's staff determination of the Urban/Conservation District Boundary is confirmed as the proper demarcation. Petitioner is free to petition for an amendment of the State

Land Use District Boundary through a boundary amendment petition.

Therefore, IT IS HEREBY ORDERED that the petition for a Declaratory Ruling to establish the State Land Use Urban/Conservation District Boundary for Oahu Tax Map Key Number: 4-4-13: parcel 73, situate at Kaneohe, is hereby denied.

DOCKET NO. DR89-15 - WILLIAM C. PEEBLES

Done at Honolulu, Hawaii, this 30th day of October 1989, per motion on September 21, 1989.

LAND USE COMMISSION STATE OF HAWAII

By (absent)
RENTON L. K. NIP
Chairman and Commissioner

By Laurence F. Chun
LAWRENCE F. CHUN
Vice Chairman and Commissioner

SHARON R. HIMENO Commissioner

By ALLEN K. HOE
Commissioner

By (absent)
ALLEN Y. KAJIOKA
Commissioner

By (abstain)
EUSEBIO LAPENIA, JR.
Commissioner

JAMES M. SHINNO
Commissioner

ELTON WADA
Commissioner

FREDERICK P. WHITTEMORE
Commissioner

Commissione

Filed and effective on October 30 , 1989

Certified by:

Executive Officer

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Petition of

DOCKET NO. DR89-15

WILLIAM C. PEEBLES

WILLIAM C. PEEBLES

For a Declaratory Ruling to Determine) the Urban District Boundary For Tax) Map Key No.: 4-4-13: Parcel 73,) Situate at Kaneohe, Oahu

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Order Denying Petition for Declaratory Order was served upon the following by either hand delivery or depositing the same in the U. S. Postal Service by certified mail:

> HAROLD S. MASUMOTO, Director Office of State Planning State Capitol, Room 410 Honolulu, Hawaii 96813

DONALD A. CLEGG, Chief Planning Officer

Department of General Planning

CERT. City and County of Honolulu

650 South King Street Honolulu, Hawaii 96813

WILLIAM C. PEEBLES

CERT. 44-150 Kahinani Way

Kaneohe, Hawaii 96744

DATED: Honolulu, Hawaii, this 30th day of October 1989.

ESTHER UEDA Executive Officer