BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of

THE OFFICE OF STATE PLANNING,
STATE OF HAWAII

To Amend the State Land Use
Agricultural District Boundary
into the Conservation Land Use
District for Approximately 10,895
Acres of Land at Kealakekua,
South Kona, Hawaii, TMK No.:
8-2-12: 1 (por.) and 13

Docket No. BR94-702
ORDER GRANTING PETITION
FOR INTERVENTION

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On February 17, 1994, Kealakekua Development
Corporation ("Intervenor") filed a Petition for Intervention
("Petition") in this proceeding pursuant to Section 15-15-52,
Hawaii Administrative Rules ("HAR").

On March 1, 1994, the Office of State Planning filed a
Response to Intervenor's Petition and argued that it had no
opposition to the intervention "so long as the intervention is
limited to issues properly before the Land Use Commission in a
boundary review proceeding."

On March 22, 1994, the County of Hawaii Planning
Department filed a written statement of position and stated no
objection to Intervenor's Petition.

Intervenor's Petition having come on for hearing
before this Commission on March 23, 1994 at its meeting in
Honolulu, Hawaii, and this Commission, having considered the
arguments presented by the parties in this proceeding and record in this docket, hereby finds and concludes that Intervenor has a property interest in the Petition Area; that Intervenor will be so directly and immediately affected by the proposed change that Intervenor's interest in the proceeding is distinguishable from that of the general public; and, that admission of Intervenor will not render the proceedings inefficient and unmanageable, and for good cause shown;

NOW HEREBY ORDERS that the Petition for Intervention filed by Kealakekua Development Corporation be and is hereby GRANTED.

Dated: Honolulu, Hawaii, April 6, 1994

LAND USE COMMISSION
STATE OF HAWAII

By JOANN N. MATTSON
Chairperson and Commissioner
BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

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Docket No. BR94-702
CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

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

RICK EICHHOR, ESQ., Attorney for Petitioner
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Planning Department, County of Hawaii
25 Aupuni Street
Hilo, Hawaii 96720

SANDRA PECHTER SCHUTTE, ESQ., Attorney for Intervenor
CERT.
Case & Lynch
460 Kilauea Avenue.
Hilo, Hawaii 96720-3084

DATED: Honolulu, Hawaii, this 6th day of April 1994.

ESTHER UEDA
Executive Officer