

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

LAND USE COMMISSION
STATE OF HAWAII
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Acres of Land at Kealahou,)	
South Kona, Hawaii, TMK No.:)	
8-2-12: 1 (por.) and 13)	

ORDER GRANTING PETITION FOR INTERVENTION

On February 17, 1994, Kealahou 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
JOANN N. MATTSON
Chairperson and Commissioner

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CERTIFICATE OF SERVICE

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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:


CERT. RICK EICHOR, ESQ., Attorney for Petitioner
Deputy Attorney General
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HAROLD S. MASUMOTO, Director
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CERT. VIRGINIA GOLDSTEIN, Planning Director
Planning Department, County of Hawaii
25 Aupuni Street
Hilo, Hawaii 96720

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

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


ESTHER UEDA
Executive Officer