

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAI'I

In the Matter of the Petition of)
OFFICE OF STATE PLANNING,)
STATE OF HAWAI'I)
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,)
Hawai'i, TMK 8-2-12: por. 1 and 13)

DOCKET NO. BR94-702
ORDER GRANTING MOTION TO
WITHDRAW PETITION TO
AMEND STATE LAND USE
DISTRICT BOUNDARIES

OCT 18 8 22 AM '95
LAND USE COMMISSION
STATE OF HAWAII

ORDER GRANTING MOTION TO WITHDRAW
PETITION TO AMEND STATE LAND USE DISTRICT BOUNDARIES

BEFORE THE LAND USE COMMISSION
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In the Matter of the Petition of)	DOCKET NO. BR94-702
OFFICE OF STATE PLANNING,)	
STATE OF HAWAI'I)	ORDER GRANTING MOTION TO
To Amend the State Land Use)	WITHDRAW PETITION TO
Agricultural District Boundary into)	AMEND STATE LAND USE
the Conservation Land Use District)	DISTRICT BOUNDARIES
for Approximately 10,895 Acres of)	
Land at Kealahou, South Kona,)	
Hawai'i, TMK 8-2-12: por. 1 and 13)	
_____)	

ORDER GRANTING MOTION TO WITHDRAW
PETITION TO AMEND STATE LAND USE DISTRICT BOUNDARIES

The Office of State Planning, State of Hawaii ("Petitioner"), filed a Motion to Withdraw Petition to Amend State Land Use District Boundaries ("Motion") on August 11, 1995, pursuant to section 15-15-70, Hawaii Administrative Rules ("HAR"). Attached in support of the Motion was an affidavit of Mary Lou Kobayashi, employee of Petitioner, stating the Petitioner wishes to withdraw its petition in this docket, and that Petitioner has been informed that it would be precluded from refileing its petition for one year following the granting of its Motion, should it desire to refile a petition to amend the State land use district boundaries.

The Land Use Commission, having duly considered Petitioner's Motion at its hearing on October 10, 1995, in Kailua-Kona, Hawai'i, and having received no objections from the other parties to this proceeding, and good cause existing,

NOW HEREBY ORDERS that Petitioner's Motion filed in this docket be and is hereby GRANTED.

IT IS FURTHER ORDERED that Petitioner shall be subject to the requirements of section 15-15-76, HAR, and that the property which is the subject of this docket shall remain in the State Land Use Agricultural District.

Dated: Honolulu, Hawai'i, October 18, 1995.

LAND USE COMMISSION
STATE OF HAWAI'I

By Allen K. Hoe
ALLEN K. HOE
Chairperson and Commissioner

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_____)	

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Order Granting Motion to Withdraw Petition to Amend State Land Use District Boundaries was served upon the following by either hand delivery or depositing the same in the U. S. Postal Service by certified mail:

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RAYMOND S. IWAMOTO, ESQ., Attorney for
Kealakekua Ranch, Ltd.

CERT. Goodsill Anderson Quinn & Stifel
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1099 Alakea Street
Honolulu, HI 96813

DATED: Honolulu, Hawaii, this 18th day of October 1995.



ESTHER UEDA
Executive Officer