

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 Land Use District )  
Boundary of Certain Lands situated )  
at Hakalau, within the ahupuaas of )  
Makahalanaloa, Papaikou and Paukaa, )  
Island of Hawaii, State of Hawaii, )  
Identified as Tax Map Key Numbers )  
of the Third Division: 2-9-05: por. )  
3, consisting of approximately 195 )  
acres from the Agricultural )  
District to the Conservation )  
District )

---

Docket No. BR94-704  
ORDER GRANTING OFFICE  
OF STATE PLANNING'S  
MOTION TO WAIVE  
REQUIREMENT FOR  
METES AND BOUNDS  
DESCRIPTION

NOV 25 7 51 AM '94  
LAND USE COMMISSION  
STATE OF HAWAII

ORDER GRANTING OFFICE OF STATE PLANNING'S MOTION TO WAIVE  
REQUIREMENT FOR METES AND BOUNDS DESCRIPTION

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition of	)	Docket No. BR94-704
THE OFFICE OF STATE PLANNING,	)	
STATE OF HAWAII	)	ORDER GRANTING OFFICE
	)	OF STATE PLANNING'S
To Amend the Land Use District	)	MOTION TO WAIVE
Boundary of Certain Lands situated	)	REQUIREMENT FOR
at Hakalau, within the ahupuaas of	)	METES AND BOUNDS
Makahalanaloa, Papaikou and Paukaa,	)	DESCRIPTION
Island of Hawaii, State of Hawaii,	)	
Identified as Tax Map Key Numbers	)	
of the Third Division: 2-9-05: por.)	)	
3, consisting of approximately 195	)	
acres from the Agricultural	)	
District to the Conservation	)	
District	)	

ORDER GRANTING OFFICE OF STATE PLANNING'S MOTION TO WAIVE  
REQUIREMENT FOR METES AND BOUNDS DESCRIPTION

On June 1, 1994, the Office of State Planning ("Petitioner") filed a Motion to Waive Requirement for Metes and Bounds Description ("Motion"), pursuant to sections 15-15-50(c)(3) and 15-15-50(d)(3), Hawaii Administrative Rules ("HAR").

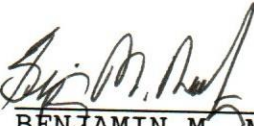
On October 28, 1994, the Motion came on for hearing before the appointed Hearings Officer, Benjamin M. Matsubara, Esq., in Hilo, Hawaii. Rick J. Eichor, Esq., Deputy Attorney General appeared on behalf of OSP, and Fred Giannini, Deputy Corporation Counsel for the County of Hawaii, appeared on behalf of the Planning Department, County of Hawaii.

Having considered the arguments of the parties and the records and files in this proceeding and good cause appearing therefore;

IT IS HEREBY ORDERED that pursuant to the delegated authority provided under section 15-15-34, HAR, the Hearings Officer hereby finds good cause to waive the requirement of sections 15-15-50(c)(3) and 15-15-50(d)(3), HAR, and Petitioner's Motion to Waive Requirement for Metes and Bounds Description is GRANTED.

Dated: Honolulu, Hawaii, November 25, 1994.

LAND USE COMMISSION  
STATE OF HAWAII

By   
BENJAMIN M. MATSUBARA  
Hearings Officer

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition of )  
THE OFFICE OF STATE PLANNING, ) Docket No. BR94-704  
STATE OF HAWAII ) CERTIFICATE OF SERVICE  
To Amend the Land Use District )  
Boundary of Certain Lands situated )  
at Hakalau, within the ahupuaas of )  
Makahalanaloa, Papaikou and Paukaa, )  
Island of Hawaii, State of Hawaii, )  
Identified as Tax Map Key Numbers )  
of the Third Division: 2-9-05: por.)  
3, consisting of approximately 195 )  
acres from the Agricultural )  
District to the Conservation )  
District )

CERTIFICATE OF SERVICE


I hereby certify that a copy of the Order Granting Office of State Planning's Motion to Waive Requirement for Metes and Bounds Description was served upon the following by either hand delivery or depositing the same in the U. S. Postal Service by certified mail:

NORMA WONG, Director  
Office of State Planning  
P. O. Box 3540  
Honolulu, Hawaii 96811-3540  
Attention: Ms. Judith Henry

CERT. RICK J. EICHOR, ESQ., Attorney for Petitioner  
Department of the Attorney General  
425 Queen Street  
Honolulu, Hawaii 96813

CERT. VIRGINIA GOLDSTEIN, Planning Director  
Planning Department, County of Hawaii  
25 Aupuni Street  
Hilo, Hawaii 96720

DATED: Honolulu, Hawaii, this 25th day of November 1994.

  
ESTHER UEDA  
Executive Officer