

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition of )  
)  
THE COUNTY OF KAUAI and GROVE )  
FARM PROPERTIES, INC. )  
)  
To Amend the Agricultural District )  
Boundary into the Urban District )  
for Approximately 34.402 Acres )  
Situated at Niumalu, Lihue, Kauai, )  
Tax Map Key: 3-3-03: por. 1 )  
\_\_\_\_\_ )

Docket No. A93-697  
ORDER GRANTING REQUEST  
OF INTERVENOR STATUS

LAND USE COMMISSION  
STATE OF HAWAII  
FEB 16 9 20 1994

ORDER GRANTING REQUEST OF INTERVENOR STATUS

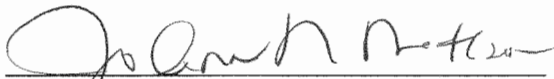
demonstrated that he will be so directly and immediately affected by the proposed change that his interest in the proceeding is distinguishable from that of the general public; and, that admission of the Intervenor will not render the proceedings inefficient and unmanageable, and for good cause shown;

NOW HEREBY ORDERS that the Request for Intervention Status filed by Mr. Donald Heacock be and is hereby GRANTED.

IT IS FURTHER ORDERED that the Intervenor be limited in scope to the effects on water quality arising from the proposed uses for the Petition Area and affecting Intervenor's property.

Dated: Honolulu, Hawaii, February 16, 1994.

LAND USE COMMISSION  
STATE OF HAWAII

By   
JOANN N. MATTSON  
Chairperson and Commissioner

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition of	)	Docket No. A93-697
	)	
THE COUNTY OF KAUAI and GROVE	)	ORDER GRANTING REQUEST
FARM PROPERTIES, INC.	)	OF INTERVENOR STATUS
	)	
To Amend the Agricultural District	)	
Boundary into the Urban District	)	
for Approximately 34.402 Acres	)	
Situated at Niumalu, Lihue, Kauai,	)	
Tax Map Key: 3-3-03: por. 1	)	
_____	)	

ORDER GRANTING REQUEST OF INTERVENOR STATUS

On January 28, 1994, Mr. Donald Heacock ("Intervenor") filed a Request of Intervenor Status ("Request") in this proceeding pursuant to Section 15-15-52, Hawaii Administrative Rules ("HAR").

On February 3, 1994, the County of Kauai and Grove Farm Properties, Inc. ("Petitioners") filed Petitioners' Motion to Oppose Intervention of Donald Heacock, or in the Alternative, Motion to Limit Issues to be Considered ("Motion").

The Request came on for hearing at Lanai City, Lanai, on February 10, 1994, with objections made by Petitioners and with no opposition by the Office of State Planning. The Motion was also considered by the Commission and arguments presented by the Petitioners and Intervenor were heard.

This Commission, having considered the arguments presented by the parties to the proceedings and record in this docket, hereby finds and concludes that the Intervenor has

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition of	)	Docket No. A93-697
	)	
THE COUNTY OF KAUAI and GROVE	)	CERTIFICATE OF SERVICE
FARM PROPERTIES, INC.	)	
	)	
To Amend the Agricultural District	)	
Boundary into the Urban District	)	
for Approximately 34.402 Acres	)	
Situated at Niunalu, Lihue, Kauai,	)	
Tax Map Key: 3-3-03: por. 1	)	
<hr/>		

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Order Granting Request of Intervenor Status 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  
P. O. Box 3540  
Honolulu, Hawaii 96811-3540

CERT. DEE CROWELL, Planning Director  
Planning Department, County of Kauai  
Suite 473, Building A  
4444 Rice Street  
Lihue, Hawaii 96766


CERT. KATHLEEN N.A. WATANABE, ESQ.  
County Attorney  
Office of the County Attorney  
County of Kauai  
4396 Rice Street, #202  
Lihue, Hawaii 96766

CERT. JONATHAN CHUN, ESQ., Attorney for Petitioner  
Office of the County Attorney  
4396 Rice Street  
Lihue, Hawaii 96766

CERT. DENNIS LOMBARDI, ESQ., Attorney for Petitioner  
Case & Lynch  
Suites 2500 and 2600  
Grosvenor Center, Mauka Tower  
737 Bishop Street  
Honolulu, Hawaii 96813

CERT. DONALD HEACOCK, Representing Intervenor  
P. O. Box 1323  
Lihue, Hawaii 96766

DATED: Honolulu, Hawaii, this 16th day of February 1994.

  
\_\_\_\_\_  
ESTHER UEDA  
Executive Officer