



LAND USE COMMISSION

Komikina Ho'ohana 'Āina

DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT & TOURISM

Ka 'Oihana Ho'omōhala Pā'oihana, 'Imi Wai wai a Ho'omāka'ika'i

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February 16, 2023

Superintendent Keith Hayashi
Deputy Superintendent Kurt Otaguro
Deputy Attorney General Ryan Roylo
1390 Miller St, Honolulu, HI 96813

Aloha Keith, Kurt, and Ryan,

Subject: LUC Docket A11-794 State of Hawai'i Department of Education: Delinquent Annual Report

Please be apprised that according to our records, the required annual report for 2022 has not been filed with the Commission. The annual report is required to be filed with the Commission pursuant to Condition No. 22 of the Findings of Fact, Conclusions of Law, and Decision and Order issued on July 29th, 2013 (the "D&O"). Annual reports are due July of each year.

The format of the annual report should be composed of two sections. The first section should briefly discuss the general progress of the project, including any regulatory approvals pending/obtained. The second section should state verbatim, all 25 conditions imposed by the Commission, followed by a report on all efforts to comply with each stated condition.

Please include, when possible, the dates of any required regulatory approval obtained or expected, the specific areas of the redistricted lands to which the compliance activity relates, and any other new information regarding the project (i.e., photos, future plans, etc.).

We require that a physical original copy of the annual report be filed with the Commission. If you choose to file an electronic copy, please be sure the file is ADA compliant.

We also note that the D&O requires the annual report to be served upon County of Maui Planning Department and the Office of Planning and Sustainable Development.

In response to the recent status report, the Land Use Commission requests an electronic and physical copy of the study prepared by Group 70 that addressed the options for the grade separated pedestrian crossing at Kūlanihāko‘i High School. Additionally, the Commission would like to emphasize reporting on Condition 1(d) regarding paved shoulders along Pi'ilani Highway and representations made regarding the use of renewable and green technologies.

If you should have any questions on this matter, please feel free to contact our office at 808-587-3822.

Aloha,

A handwritten signature in black ink, consisting of several loops and a long horizontal tail.

Daniel E. Orodener

Executive Officer

Land Use Commission