

MARK J. BENNETT 2672
Attorney General of Hawai'i

BRYAN C. YEE 4050
DEBORAH DAY EMERSON 3668
Deputy Attorneys General
Department of the Attorney General
425 Queen Street
Honolulu, Hawai'i 96813

Telephone: (808) 586-1180
Facsimile: (808) 586-1205

Attorneys for OFFICE OF PLANNING,
STATE OF HAWAII

LAND USE COMMISSION
STATE OF HAWAII
2001 NOV -9 P 1:00

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition)	DOCKET NO. A07-773
)	
of)	OFFICE OF PLANNING'S STIPULATION
)	AND POSITION ON PETITIONER'S
EMMANUEL LUTHERAN CHURCH OF)	PROPOSED FINDINGS OF FACT,
MAUI)	CONCLUSIONS OF LAW, AND
)	DECISION AND ORDER FOR A STATE
To Amend the Land Use District Boundary of)	LAND USE DISTRICT BOUNDARY
Certain Lands Situated at Wailuku, Island of)	AMENDMENT; CERTIFICATE OF
Maui, State of Hawaii, Consisting of 25.263)	SERVICE
Acres from the Agriculture District to the)	
Urban District, Tax Map Key No. 3-5-)	
002:011.)	
)	

OFFICE OF PLANNING'S STIPULATION AND POSITION ON PETITIONER'S
PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECISION
AND ORDER FOR A STATE LAND USE DISTRICT BOUNDARY AMENDMENT


Pursuant to section 15-15-82, Hawaii Administrative Rules, the Office of Planning
submits its stipulation and position on Petitioner's Proposed Findings of Fact, Conclusions of

Law, and Decision and Order for a State Land Use District Boundary Amendment (“Proposed Decision and Order”).

The Office of Planning stipulates to and agrees with the Proposed Decision and Order, except that it takes no position with respect to the adequacy of proposed Condition 18 within the Decision and Order regarding energy conservation measures. At this time, the Office of Planning has no position with respect to LEED or other energy conservation standards.

DATED: Honolulu, Hawaii, November 9, 2007.

MARK J. BENNETT
Attorney General of Hawai‘i



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STATE OF HAWAII

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Petition) DOCKET NO. A07-773
)
 of) CERTIFICATE OF SERVICE
)
 EMMANUEL LUTHERAN CHURCH OF)
 MAUI)
)
 To Amend the Land Use District Boundary of)
 Certain Lands Situated at Wailuku, Island of)
 Maui, State of Hawaii, Consisting of 25.263)
 Acres from the Agriculture District to the)
 Urban District, Tax Map Key No. 3-5-)
 002:011.)
 _____)

CERTIFICATE OF SERVICE

I hereby certify that due service of a copy of the OFFICE OF PLANNING'S
STIPULATION AND POSITION ON PETITIONER'S PROPOSED FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND DECISION AND ORDER FOR A STATE LAND USE
DISTRICT BOUNDARY AMENDMENT was made by depositing the same with the U. S. mail,
postage prepaid, on November 9, 2007, addressed to:

BLAINE J. KOBAYASHI
One Main Plaza, Suite 400
2200 Main Street
Wailuku, Hawaii 96793
Attorney for Petitioner
EMMANUEL LUTHERAN CHURCH OF MAUI

JEFFREY HUNT
Director, Planning Department
County of Maui
250 South High Street
Wailuku, Hawaii 96793

PLANNING COMMISSION

County of Maui
250 South High Street
Wailuku, Hawaii 96793

BRIAN T. MOTO

Office of the Corporation Counsel
County of Maui
200 South High Street
Wailuku, Hawaii 96793

MAUI ELECTRIC COMPANY, LIMITED

Attention: Neal Shinyama
P. O. Box 398
Kahului, Hawaii 96733-6898

HAWAIIAN TELCOM INC.

P. O. Box 2200
Honolulu, Hawaii 96816

WAILUKU AGRIBUSINESS CO. INC.

255 East Waiko Road
Wailuku, Hawaii 96793

HAWAII LAND & FARMING
COMPANY, INC.

745 Fort Street, Suite 2110
Honolulu, Hawaii 96813

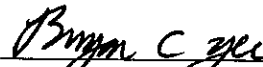
WAIKO BASEYARD, LLC

255-B Waiko Road
Wailuku, Hawaii 96793

WAIKAPU 28 INVESTMENT, LLC

P. O. Box 946
Wailuku, Hawaii 96793

DATED: Honolulu, Hawaii, November 9, 2007.



BRYAN C. YEE

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STATE OF HAWAII