



# 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*

235 S. Beretania Street, RM 406, Honolulu, Hawai'i 96813

Mailing Address: P.O. Box 2359, Honolulu, Hawai'i 96804

Email Address: [dbedt.luc.web@hawaii.gov](mailto:dbedt.luc.web@hawaii.gov)

**JOSH GREEN, M.D.**  
GOVERNOR

**SYLVIA LUKE**  
LT. GOVERNOR

**DANIEL ORODENKER**  
LUC EXECUTIVE OFFICER

Telephone: (808) 587-3822

Fax: (808) 587-3827

Website: [luc.hawaii.gov](http://luc.hawaii.gov)

September 19, 2023

Takitani Agaran Jorgensen & Wildman, LLLP  
Gilbert S.C. Keith-Agaran  
24 North Church Street, Room 409  
Wailuku, Maui, Hawaii 96793

SUBJECT: A04-751 MLP- Pulelehua Delinquent Annual Reports

Dear Mr.Keith-Agaran:

Please be apprised that according to our records, the required annual reports for Docket No. A04-751 have not been filed with the Commission since the [2019-2020 Annual Report](#) filed on 12/07/2020.

Annual reports for the Docket are required to be filed by the Petitioner with the Commission, State of Hawai'i Office of Planning and Sustainable Development, and County of Maui, pursuant to Condition No. 29 of the Findings of Fact, Conclusions of Law, and Decision and Order issued on June 30, 2006 (the "D&O").

In accordance with the D&O, annual reports are due prior to or on June 30<sup>th</sup> of each year. Please note the D&O and other records are available for review on the LUC website at: <https://luc.hawaii.gov/a04-751> .

The Commission must receive the annual reports covering the entire Petition area, including the parcels of land in the Docket owned by various landowners, by December 11, 2023.

The format of the annual report should be composed of two sections. The first section should briefly discuss the general progress of the Petition area by Increment I and II, including any regulatory approvals pending/obtained. The second section should

A04-751 MPL- Pulelehua Delinquent Annual Reports  
September 19, 2023  
Page 2

state verbatim, all conditions imposed by the Commission, followed by a brief report on all landowners' 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 an original of the annual report be filed with the Commission. An electronic copy must be filed, please be sure the file is ADA compliant prior to submission.

Should you have any questions, please contact me Dan Orodener, at (808) 587-3826 or via email at [Daniel.e.oroedener@hawaii.gov](mailto:Daniel.e.oroedener@hawaii.gov)

Sincerely,



Daniel Orodener  
Executive Officer  
Land Use Commission  
State of Hawai'i

CC: Katia Balassiano and Alison Kato Esq. - State of Hawai'i *Office of Planning and Sustainable Development*  
Katheen Aoki- County of Maui *Planning Department*