

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of)
)
LANIHAU PROPERTIES, LLC)
)
To Amend the Conservation Land Use)
District Boundary into the Urban Land Use)
District for Approximately 336.984 Acres at)
Honokohau, North Kona, Hawaii,)
Tax Map Key Nos.: 7-4-08: portion of)
13 and 7-4-08: 30)

DOCKET NO. A00-730

ORDER ALLOWING THE
SUBMISSION OF THE REVISED
PETITIONER'S FINAL
ENVIRONMENTAL IMPACT
STATEMENT FILED MARCH 21, 2002

ORDER ALLOWING THE SUBMISSION OF THE REVISED PETITIONER'S FINAL
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LAND USE COMMISSION
STATE OF HAWAII

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LANIHAU PROPERTIES, LLC)	ORDER ALLOWING THE
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To Amend the Conservation Land Use)	PETITIONER'S FINAL
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District for Approximately 336.984 Acres at)	STATEMENT FILED MARCH 21, 2002
Honokohau, North Kona, Hawaii,)	
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ORDER ALLOWING THE SUBMISSION OF THE REVISED PETITIONER'S FINAL
ENVIRONMENTAL IMPACT STATEMENT FILED MARCH 21, 2002

On February 10, 2003, Petitioner submitted its written request ("Petitioner's Request") to schedule the continued hearing on Petitioner's Motion For Reconsideration of Action on Final Environmental Impact Statement (the "Reconsideration Motion"). In its request, Petitioner reiterated its motion; described proposed revisions to Petitioner's Final Environmental Impact Statement ("FEIS"); and informed the Commission of agreements with the National Park Service, U.S. Department of Interior regarding potential conditions of approval and Petitioner's FEIS.

On February 20, 2003, the State Land Use Commission ("LUC" or "Commission") held a meeting in Kona, Hawaii, to discuss and act upon Petitioner's

Request. The Commission deliberated and acted, among other things, to allow Petitioner to replace its FEIS filed on March 21, 2002. Thereafter, a motion to allow Petitioner to replace its FEIS was made and seconded. There being a vote tally of five ayes and one nay, the motion carried having received the affirmative votes required by Section 15-15-13, Hawaii Administrative Rules ("HAR").


ORDER

IT IS HEREBY ORDERED that Petitioner is allowed to submit a revised FEIS after providing a copy of the revised FEIS to those agencies and organizations who made substantive comments to the draft EIS.

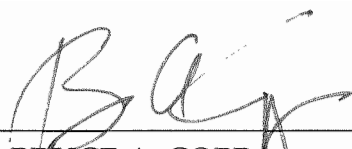
Dated: Honolulu, Hawaii, April 11, 2003.

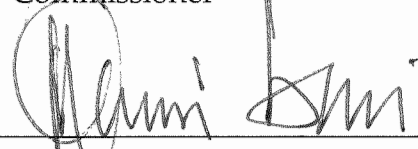
LAND USE COMMISSION
STATE OF HAWAII

By 
LAWRENCE N. C. ING
Chairperson and Commissioner

By 
STANLEY H. ROEHRIG
Vice Chairperson and Commissioner


By 
P. ROY CATALANI
Vice Chairperson and Commissioner

By 
BRUCE A. COPPA
Commissioner

By 
PRAVIN DESAI
Commissioner

By ABSENT
ISAAC FIESTA, JR.
Commissioner

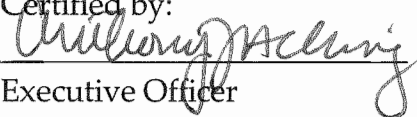
APPROVED AS TO FORM


Deputy Attorney General

By ABSENT
STEVEN LEE MONTGOMERY
Commissioner

Filed and effective on
April 11, 2003

By 
RANDALL F. SAKUMOTO
Commissioner

Certified by:

Executive Officer

By 
PETER YUKIMURA
Commissioner

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of) DOCKET NO. A00-730
)
LANIHAU PROPERTIES, LLC) CERTIFICATE OF SERVICE
)
To Amend the Conservation Land Use)
District Boundary into the Urban Land Use)
District for Approximately 336.984 Acres at)
Honokohau, North Kona, Hawaii,)
Tax Map Key Nos.: 7-4-08: portion of)
13 and 7-4-08: 30)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Order Allowing the Submission of the Revised Petitioner's Final Environmental Impact Statement Filed March 21, 2002 was served upon the following by either hand delivery or depositing the same in the U. S. Postal Service by certified mail:

DEL. MARY LOU KOBAYASHI, Acting Director
Office of Planning
P. O. Box 2359
Honolulu, Hawaii 96804-2359

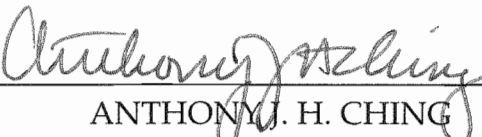
CERT. JOHN CHANG, ESQ.
Deputy Attorney General
Hale Auhau
425 Queen Street
Honolulu, Hawaii 96813

CERT. R. BEN TSUKAZAKI, ESQ.
Michael W. Moore, Esq.
Tsukazaki Yeh & Moore
100 Pauahi Street, Suite 204
Hilo, Hawaii 96720

CERT. CHRISTOPHER J. YUEN, DIRECTOR
Planning Department
County of Hawaii
25 Aupuni Street
Hilo, Hawaii 96720

CERT. LINCOLN ASHIDA, ESQ.
Corporation Counsel
County of Hawaii
101 Aupuni Street, Suite 325
Hilo, Hawaii 96720-4262

DATED: Honolulu, Hawaii, this 11th day of April, 2003.



ANTHONY H. CHING
Executive Officer