

VERIFICATION

AND

AFFIDAVIT OF MAILING

**VERIFICATION**

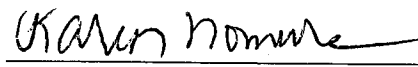
STATE OF HAWAII )  
 ) SS.  
CITY AND COUNTY OF HONOLULU )

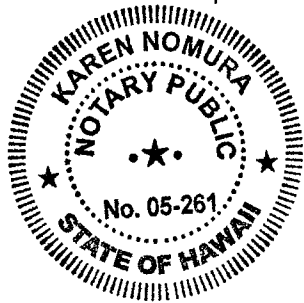
I, ARICK YANAGIHARA, being duly sworn oath, depose and say that I am the Project Manager of Tropic Land LLC and as such am authorized to make this verification on behalf of the Company, that I have read the foregoing Petition and have full knowledge of the contents thereof and that the same are true to the best of my knowledge, information and belief.

Tropic Land LLC, a Hawaii limited liability company

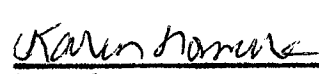
By \_\_\_\_\_  
Arick Yanagihara  
Its Project Manager

Subscribed and sworn to before me this 12~~th~~ day of March, 2009.

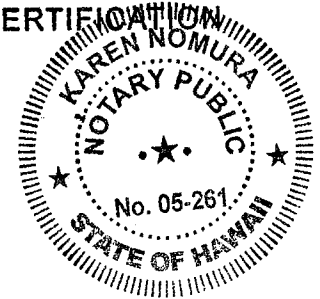
  
\_\_\_\_\_  
Notary Public, State of Hawaii  
Print Name: KAREN NOMURA  
My commission expires: 5/1/09



Doc. Date: 3/12/09 # Pages: 1  
Karen Nomura First Circuit  
Doc. Description verification

 3/12/09  
\_\_\_\_\_  
Notary Signature Date

NOTARY CERTIFICATION



KERRY M. KOMATSUBARA, 2959-0  
Attorney At Law  
20 Mamalahoa Place  
Honolulu, Hawaii 96817  
Telephone No.: 225-4541

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition	)	DOCKET NO. A09-782
	)	
of	)	AFFIDAVIT OF MAILING
	)	and ATTACHMENTS "A"
TROPIC LAND, LLC, a Hawaii	)	& "B"
limited liability company	)	
	)	
To Amend the Agricultural Land	)	
Use District Boundaries into the	)	
Urban Land Use District for	)	
Approximately 96.0 acres in Lualualei,	)	
Waianae District, Oahu, Hawaii,	)	
Tax Map Key No. (1) 8-7-09:02 (por.)	)	
_____	)	

**AFFIDAVIT OF MAILING**

I, KERRY M. KOMATSUBARA, being duly sworn on oath, deposes and says:

1. That he is the attorney for TROPIC LAND LLC, a Hawaii limited liability company, Petitioner in the above-captioned petition to amend the land use district boundaries.
2. That he makes this affidavit based on his personal knowledge and belief, and is competent to testify on such matters.
3. That he is making this affidavit pursuant to Section 15-15-50(c)(5)(C) and Section 15-15-50(d), HAR.
4. That pursuant to Section 15-15-48(a), HAR, he has served a copy of the following documents:

- a.** Petition for Land Use District Boundary Amendment
- b.** Exhibits "1" to "10"
- c.** Verification
- d.** Affidavit of Mailing and Attachments "A" and "B"

to the following parties at their last known addresses by hand delivery or by depositing the same in the U.S. Mail, postage prepaid, on March 18, 2009:

- a.** State of Hawaii  
Office of Planning  
State Office Tower, 6<sup>th</sup> Floor  
235 South Beretania Street  
Honolulu, Hawaii 96813
- b.** City and County of Honolulu  
Department of Planning and Permitting  
650 South King Street, 7<sup>th</sup> Floor  
Honolulu, Hawaii 96813
- c.** City and County of Honolulu  
Honolulu Planning Commission  
650 South King Street, 7<sup>th</sup> Floor  
Honolulu, Hawaii 96813
- d.** First Hawaiian Bank  
Commercial Loan Center  
2339 Kamehameha Highway, Room 447  
Honolulu, Hawaii 96819
- e.** United States of America  
Department of the Navy  
Naval Facilities Engineering Command, Hawaii  
400 Marshall Road  
Pearl Harbor, Hawaii 96860-3139

There is no other party with an interest or who may claim an interest in the property that is the subject of this Petition as recorded in the City and County of Honolulu real property tax records.

5. That pursuant to Section 15-15-50(d), HAR, he has given the attached Notification of Petition Filing (attached hereto and incorporated herein as Exhibit "A") to persons on the attached mailing list (attached hereto and incorporated herein as Exhibit "B") provided by the Executive Officer of the Land Use Commission.

FURTHER AFFIANT SAYETH NAUGHT:

*Kerry M. Komatsubara*  
KERRY M. KOMATSUBARA

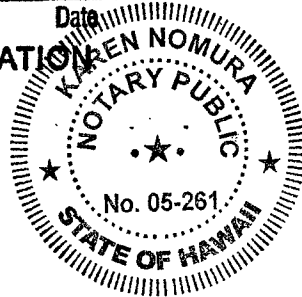
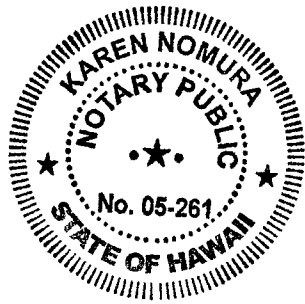
Subscribed and sworn to  
before me this 18<sup>th</sup> day  
of March, 2009.

*Karen Nomura*  
Notary Public, State of Hawaii  
Print Name: KAREN NOMURA  
My commission expires: 5/1/09

Doc. Date: 3/18/09 # Pages: 13  
Karen Nomura **First Circuit**  
Doc. Description Affidavit of  
mailing

*Karen Nomura* 3/18/09  
Notary Signature Date

NOTARY CERTIFICATION



March 18, 2009

**NOTIFICATION OF PETITION FILING**

This is to advise you that a petition to amend the State Land use District Boundaries with the following general information has been submitted to the State Land Use Commission:

Docket No. A09-782  
Petitioner/Address: Tropic Land LLC  
Suite 2690, 1001 Bishop Street  
Honolulu, Hawaii 96813  
Landowner: Tropic Land LLC  
Tax Map Key: Portion of (1) 8-7-09:02  
Location: Luulualei, Waianae District, Oahu  
Requested Reclassification: Agricultural to Urban  
Acreage: Approximately 96.0 acres  
Proposed Use: Light-Industrial Park  
Date Submitted: March 18, 2009

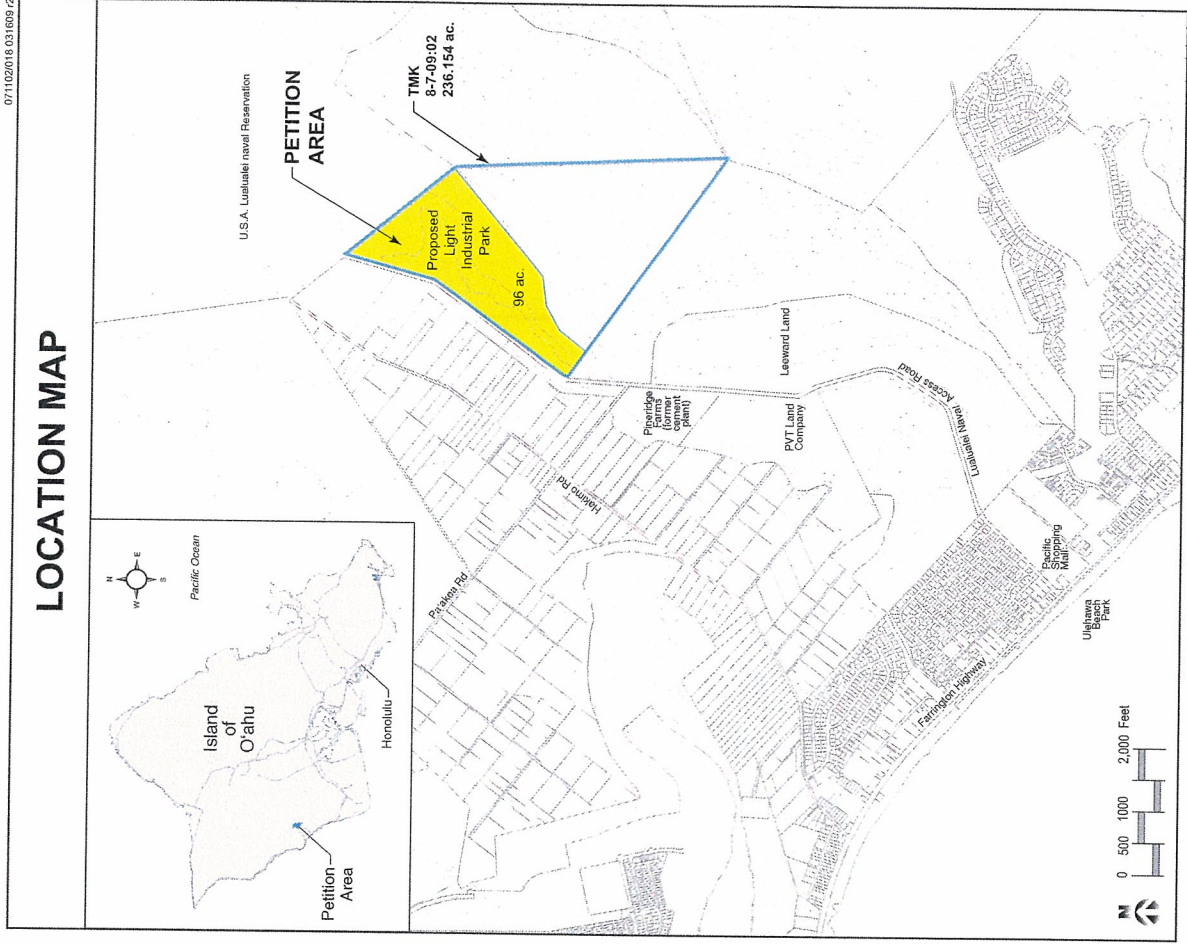
You may review detailed information regarding the petition at the Land Use Commission office or the Department of Planning & Permitting of the City and County of Honolulu.

The Land Use Commission Office is located at 235 S. Beretania Street, Room 406, Honolulu, Hawaii. Office hours are from 7:45 a.m. to 4:30 p.m., Mondays through Fridays.

A hearing on this petition will be scheduled at a future date. If you are interested in participating in the hearing as a public witness, please write or call the Commission office at P.O. Box 2359, Honolulu, Hawaii 96804-2350; Phone: 587-3822.

If you intend to participate in the hearing as an intervenor, pursuant to Section 15-15-52, Hawaii Administrative Rules, you should file a notice of intent to Intervene with the Commission within 30 days of the date of this notice. Please contact the Commission office for further information.

07102018 031609 2



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**STATEWIDE MAILING LIST**  
**Last Updated: 1/22/09**

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Commander, Marine Forces Pacific  
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Directorate of Public Works  
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Schofield Barracks, Hawaii 96857-5013

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West Hawaii Today  
Attn: Reed Flickinger  
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