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June 13 - Aug 12

P E T I T I O N R E F I L E D

SEE A75-401

AMFAC COMMUNITIES INC.-HAWAII

7226
AN Amfac COMPANY

P.O. BOX 696
LAHAINA, MAUI, HAWAII 96761
TELEPHONE 661-3671

September 26, 1975

Land Use Commission
P. O. Box 3259
Honolulu, Hawaii

RECEIVED

OCT 2 1975

State of Hawaii
LAND USE COMMISSION

Attention: Mr. Ah Sung Leong
Acting Executive Officer

Gentlemen:

Subject: District Boundary Petition-Lahaina
Petition A-75-286

Pursuant to your correspondence of September 18, 1975, Amfac would like to refile its petition to reclassify approximately 60 acres from Agricultural to Urban within Lahaina town. Our initial request was submitted April 14, 1975 and placed on your Docket as Petition A-75-386.

We assume Petition for Amendment as previously submitted with the appropriate exhibits and our filing fee in the amount of \$50.00 will be acceptable for this refiling. If any additional information is required, please don't hesitate to contact the undersigned.

Sincerely,



Peter A. Sanborn
Vice President - Maui Operation

PAS/ar



DEPARTMENT OF PLANNING
AND ECONOMIC DEVELOPMENT



LAND USE COMMISSION

250 South King St. / Honolulu, Hawaii 96813 / P. O. Box 2359 / Honolulu, Hawaii 96804

George R. Ariyoshi

-- JOHN A. BURNS --
Governor

EDDIE TANGEN
Chairman

STANLEY SAKAHASHI
Vice Chairman

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Shelley M. Mark
Alexander J. Napier
Mitsuo Oura
Tanji Yamamura
Edward Yanai

TATSUO FUJIMOTO
Executive Officer

September 18, 1975

Mr. Peter A. Sanborn, Proj. Manager
Amfac Communities Inc. - Hawaii
P. O. Box 696
Lahaina, Maui, HI 96761

Dear Mr. Sanborn:

This is in reference to boundary amendment petition 175-386 which you filed with our office on April 14, 1975.

The following developments have occurred which significantly affect the status of your petition.

During the past legislative session, the State Legislature passed a bill which became Act 193, on June 2, 1975. Act 193 provided that:

- a. The term of the existing members of the Land Use Commission expire with approval of Act 193 (June 2, 1975).
- b. The Land Use Commission conduct quasi-judicial type hearings and to adopt rules governing the intervention of agencies and persons in boundary amendment proceedings.
- c. The Land Use Commission observe and comply with the interim statewide land use guidance policies contained in Act 193 pending adoption of the State Plan.
- d. The Land Use Commission publish notice of boundary amendment hearings at least 30 days prior to such hearings.

As a result of Act 193, the District Regulations of the Commission will be amended to incorporate the new provisions of Act 193 and to establish new rules of practice and procedure. Public hearings have been scheduled to consider proposed amendments to the District Regulations and Rules of Practice and Procedure on October 7, 8 and 9, 1975. Following these statewide public hearings, it is anticipated

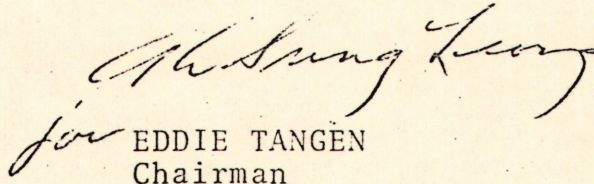
that adoption of the amended District Regulations and Rules of Practice and Procedure may be accomplished in late October and would become effective ten days after filing with the Lt. Governor's Office. It is estimated that this will occur sometime in mid-November of this year.

In view of the above, the newly constituted Land Use Commission, at its initial meeting on September 9, 1975, decided that all boundary amendment petitions now pending before the Commission which cannot be heard prior to the adoption of the amended District Regulations and Rules of Practice and Procedure be refiled by the petitioner. For the pending petitions, the fifty dollars (\$50.00) will be waived.

Since the petition you filed is affected by the situation described above, we await your decision to refile the petition as previously submitted or to refile an amended petition.

Enclosed for your information is a set of the proposed Rules and Regulations to be considered in accordance with the public hearing schedule which is also enclosed.

Very truly yours,


for EDDIE TANGEN
Chairman

ET/cbk

Encl: Prop. Rules & Regs.
Rules and Regulations Hearing Schedule