

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAI'I

In the Matter of the Petition of	)	DOCKET NO. A99-727
	)	
JOAN BEVERLY S. ASHFORD AND	)	ORDER OF PRELIMINARY
CLINTON R. ASHFORD	)	DETERMINATION FOR A
	)	NEGATIVE DECLARATION OF
To Amend the Conservation Land Use	)	AN ENVIRONMENTAL
District Boundary into the Urban	)	ASSESSMENT
Land Use District for Approximately	)	
9,350 Square Feet of Land at	)	
Halekou Place, Kane'ohe, O'ahu,	)	
Hawai'i, TMK 4-5-69: por. 1	)	
	)	

ORDER OF PRELIMINARY DETERMINATION FOR A  
NEGATIVE DECLARATION OF AN ENVIRONMENTAL ASSESSMENT

LAND USE COMMISSION  
STATE OF HAWAII  
A99-727

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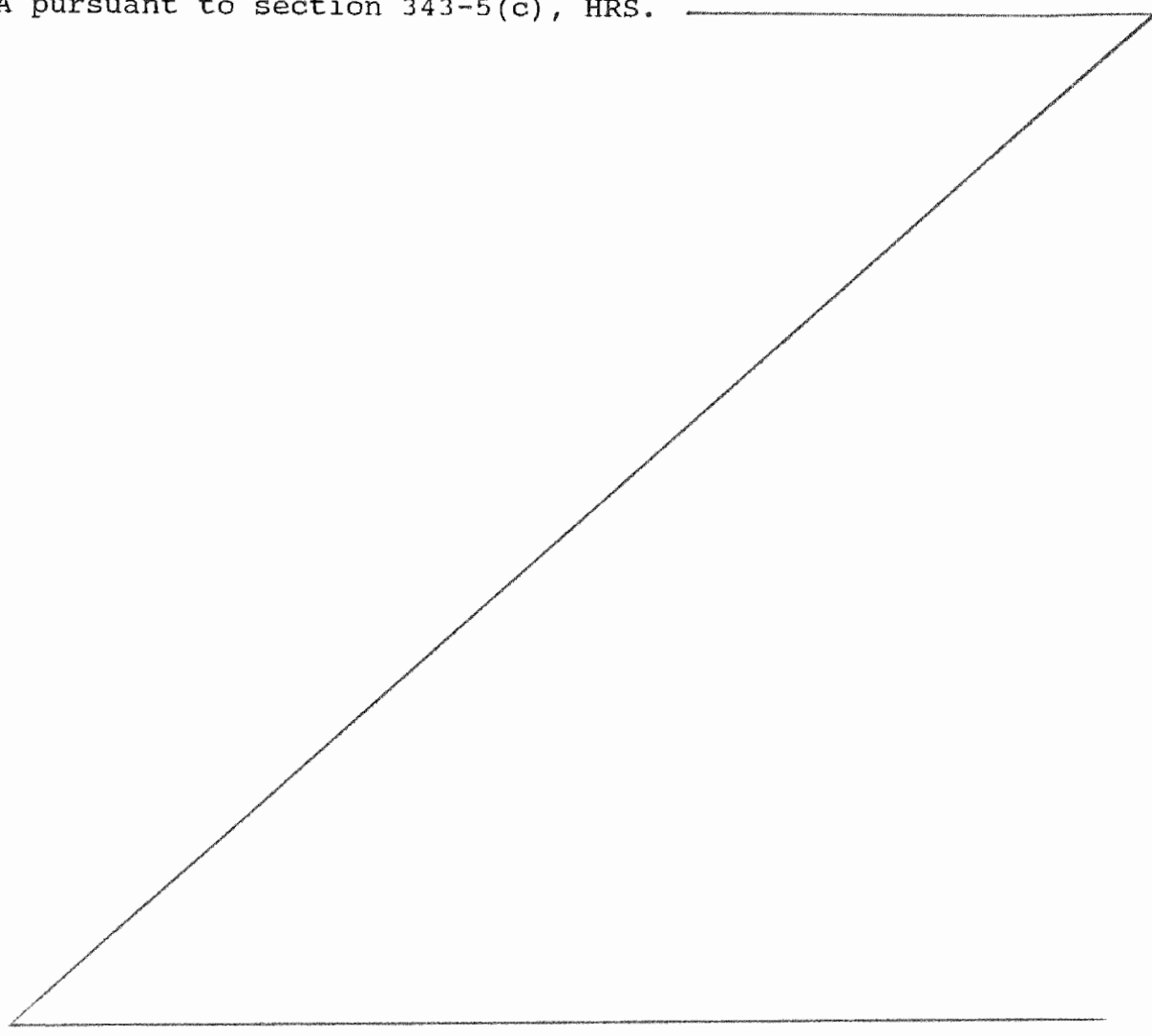
ORDER OF PRELIMINARY DETERMINATION FOR A  
NEGATIVE DECLARATION OF AN ENVIRONMENTAL ASSESSMENT

Beverly S. Ashford and Clinton R. Ashford ("Petitioners") filed a Petition For Conservation District Boundary Amendment on March 5, 1999, a First Amendment To Petition on March 8, 1999, and a Second Amendment To Petition on March 11, 1999 (collectively "Petition"), to reclassify approximately 9,350 square feet of land currently in the State Land Use Conservation District into the State Land Use Urban District at Halekou Place, Kane'ohe, O'ahu, Hawaii. The Petition included a draft environmental assessment ("DEA"), as required by section 343-5(a)(7), Hawaii Revised Statutes ("HRS").

On March 15, 1999, the Office of Planning ("OP") filed an Office Of Planning Memorandum Regarding The Determination Of Whether The Anticipated Effects Discussed In Petitioner's Draft Environmental Assessment Constitute A "Significant Effect" Pursuant To Chapter 343, HRS, which stated that OP believed "...the

proposed action should not have significant impacts requiring the preparation of an Environmental Impact Statement."

The State Land Use Commission, having duly considered Petitioners' DEA and the documents submitted in this docket, and having received no objections from the other parties to this proceeding at its meeting on March 18, 1999, in Waikapu, Maui, Hawai'i, and good cause existing, hereby makes a preliminary determination for a negative declaration regarding Petitioners' DEA pursuant to section 343-5(c), HRS.



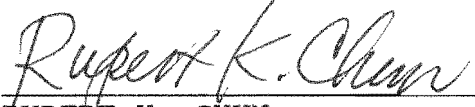
Done at Honolulu, Hawai'i, this 11th day of May 1999,  
per motions on March 18, 1999 and April 22, 1999.

LAND USE COMMISSION  
STATE OF HAWAI'I


By (absent)  
MERLE A. K. KELAI  
Chairperson and Commissioner

By (absent)  
LAWRENCE N.C. ING  
Vice Chairperson and Commissioner

By   
P. ROY CATALANI  
Commissioner

By   
RUPERT K. CHUN  
Commissioner

By (absent)  
PRAVIN DESAI  
Commissioner

By   
ISAAC FIESTA, JR.  
Commissioner


By   
M. CASEY JARMAN  
Commissioner

Filed and effective on  
May 11, 1999

Certified by:

  
Executive Officer

By (absent)  
HERBERT S.K. KAOPUA, SR.  
Commissioner

By   
PETER YUKIMURA  
Commissioner

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JOAN BEVERLY S. ASHFORD AND	)	CERTIFICATE OF SERVICE
CLINTON R. ASHFORD	)	
	)	
To Amend the Conservation Land Use	)	
District Boundary into the Urban	)	
Land Use District for Approximately	)	
9,350 Square Feet of Land at	)	
Halekou Place, Kane'ohe, O'ahu,	)	
Hawaii, TMK 4-5-69: por. 1	)	
	)	

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Order of Preliminary Determination for a Negative Declaration of an Environmental Assessment was served upon the following by either hand delivery or depositing the same in the U. S. Postal Service by certified mail:


DEL.        DAVID W. BLANE, Director  
            Office of Planning  
            P. O. Box 2359  
            Honolulu, Hawaii 96804-2359

CERT.       JAN NAOE SULLIVAN, Director  
            Department of Planning and Permitting  
            City and County of Honolulu  
            650 South King Street  
            Honolulu, Hawaii 96813

CERT.       GARY GILL, Interim Director  
            Office of Environmental Quality Control  
            Leiopapa A Kamehameha Building  
            235 S. Beretania Street, Suite 702  
            Honolulu, Hawaii 96813

CERT.       CLINTON R. ASHFORD, ESQ.  
            Ashford & Wriston  
            P. O. Box 131  
            Honolulu, Hawaii 96810

DATED:     Honolulu, Hawaii, this 11th day of May 1999.

  
\_\_\_\_\_  
ESTHER UEDA  
Executive Officer