

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 GRANTING
CLINTON R. ASHFORD)	PETITIONERS' MOTION FOR
)	ORDER WAIVING
To Amend the Conservation Land Use)	REQUIREMENT OF HAR
District Boundary into the Urban)	\$15-15-50(c)(8) FOR
Land Use District for Approximately)	FINANCIAL STATEMENTS
9,350 Square Feet of Land at)	
Halekou Place, Kane'ohe, O'ahu,)	
Hawai'i, TMK 4-5-69: por. 1)	
)	

ORDER GRANTING PETITIONERS' MOTION FOR ORDER WAIVING
REQUIREMENT OF HAR \$15-15-50(c)(8) FOR FINANCIAL STATEMENTS

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ORDER GRANTING PETITIONERS' MOTION FOR ORDER WAIVING
REQUIREMENT OF HAR \$15-15-50(c)(8) FOR FINANCIAL STATEMENTS

On March 5, 1999, Beverly S. Ashford and Clinton R. Ashford ("Petitioners") filed a Motion For Order Waiving Requirement Of HAR \$15-15-50(c)(8) For Financial Statements ("Motion"), pursuant to sections 15-15-34 and 15-15-70, Hawaii Administrative Rules ("HAR"). Section 15-15-50(c)(8), HAR, requires the submittal of a statement describing the financial condition together with a current balance sheet and income statement, and a clear description of the manner in which Petitioners propose to finance the proposed use or development.

On March 15, 1999, the Office of Planning ("OP") filed an Office Of Planning Memorandum In Support Of Petitioner's Motion For Order Waiving Requirement Of HAR \$15-15-50(c)(8) For Financial Statements.

The Motion came on for hearing before the Land Use Commission ("Commission") on March 18, 1999, in Waikapu, Maui, Hawaii. Clinton R. Ashford, Esq., appeared on behalf of

Petitioners. Ann Ogata-Deal, Esq., appeared on behalf of the OP. The City and County of Honolulu Department of Planning and Permitting was served with a copy of the Motion and did not submit any written response to the Motion nor did it appear at the hearing on this matter.

This Commission, having duly considered Petitioners' Motion and the arguments presented by the parties present in the proceeding, and good cause existing therefrom,

IT IS HEREBY ORDERED that Petitioners' Motion be GRANTED. _____

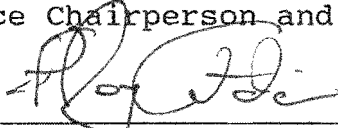



Done at Honolulu, Hawai'i, this 11th day of May 1999,
per motions on March 18, 1999 and April 22, 1999.

LAND USE COMMISSION
STATE OF HAWAI'I


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

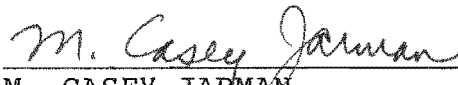
By (absent)
LAWRENCE N.C. ING
Vice Chairperson and Commissioner

By 
P. ROY CATALANI
Commissioner

By 
RUPERT K. CHUN
Commissioner


By (absent)
PRAVIN DESAI
Commissioner

By 
ISAAC FIESTA, JR.
Commissioner

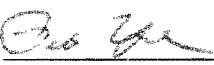
By 
M. CASEY JARMAN
Commissioner

Filed and effective on
May 11, 1999

Certified by:


Executive Officer

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

By 
PETER YUKIMURA
Commissioner

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of)	DOCKET NO. A99-727
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JOAN BEVERLY S. ASHFORD AND)	CERTIFICATE OF SERVICE
CLINTON R. ASHFORD)	
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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 Granting Petitioners' Motion for Order Waiving Requirement of HAR §15-15-50(c)(8) for Financial Statements 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. 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