

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition of )  
OFFICE OF STATE PLANNING, )  
STATE OF HAWAII )  
To Amend the Land Use District )  
Boundary to Reclassify Approxi- )  
mately 969 Acres of Land From )  
The Agricultural District Into )  
The Urban District At Kaena, )  
Waialua, Oahu State of Hawaii, )  
Tax Map Key No.: 6-9-01: 02, Por. )  
04; 6-9-03: Por. 2, Por. 3; )  
6-9-04: 01, 02, 06, 07, 12, 13, )  
14, 15, 16, 17, Por. 19; and )  
6-9-05: 01, 02, 03, 04, 05, 06, )  
Por. 07 )  
\_\_\_\_\_ )

Docket No. BR93-691  
ORDER GRANTING  
PETITIONER'S MOTION TO  
WAIVE REQUIREMENT FOR  
METES AND BOUNDS  
DESCRIPTION

LAND USE COMMISSION  
STATE OF HAWAII  
APR 5 8 20 AM '94

ORDER GRANTING PETITIONER'S MOTION TO  
WAIVE REQUIREMENT FOR METES AND BOUNDS DESCRIPTION

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OF THE STATE OF HAWAII

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	)	WAIVE REQUIREMENT FOR
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_____	)	

ORDER GRANTING PETITIONER'S MOTION TO  
WAIVE REQUIREMENT FOR METES AND BOUNDS DESCRIPTION

On January 18, 1994, Petitioner Office of State Planning ("Petitioner") filed a Motion To Waive Requirement For Metes and Bounds Description ("Motion") pursuant to sections 15-15-34, 15-15-41, 15-15-50, and 15-15-70, Hawaii Administrative Rules ("HAR").

Said Motion requested waiver of section 15-15-50(c)(3), HAR, which requires submittal of a metes and bounds description and map if the subject property of a district boundary amendment petition involves portions of lots.

In support of the Motion, Petitioner provided the following: 1) various maps that provided a clear description of the boundaries of the petition area; 2) oral testimony

describing the boundaries of the petition area;

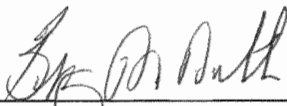
3) clarification that the intent of the petition was to reclassify only State-owned lands from the State Land Use Agricultural District to the State Land Use Conservation District and not to affect the classification of lands that were privately owned and abutting the petition area.

The Motion, having come on for hearing before the duly-appointed Hearings Officer on March 10, 1994 at the Land Use Commission's meeting in Honolulu, Oahu, and the Hearings Officer having reviewed the record in this docket and having heard the oral testimony of the Petitioner, and with no objections by the City and County of Honolulu Planning Department;

The Hearings Officer NOW HEREBY GRANTS Petitioner's Motion.

Dated: Honolulu, Hawaii, April 5, 1994.

LAND USE COMMISSION  
STATE OF HAWAII

By   
BENJAMIN M. MATSUBARA, ESQ.  
Hearings Officer

BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Petition of ) Docket No. BR93-691  
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OFFICE OF STATE PLANNING, ) CERTIFICATE OF SERVICE  
STATE OF HAWAII )  
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CERTIFICATE OF SERVICE


I hereby certify that a copy of the Order Granting Petitioner's Motion to Waive Requirement for Metes and Bounds Description was served upon the following by either hand delivery or depositing the same in the U. S. Postal Service by certified mail:

CERT. RICK EICHOR, ESQ., Attorney for Petitioner  
Deputy Attorney General  
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425 Queen Street  
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Office of State Planning  
P. O. Box 3540  
Honolulu, Hawaii 96811-3540

CERT. VIRGINIA GOLDSTEIN, Planning Director  
Planning Department, County of Hawaii  
25 Aupuni Street  
Hilo, Hawaii 96720

DATED: Honolulu, Hawaii, this 5th day of April 1994.

  
ESTHER UEDA  
Executive Officer