



**BELLES GRAHAM LLP**  
ATTORNEYS AT LAW

JONATHAN J. CHUN  
IAN K. JUNG

DYNASTY PROFESSIONAL BUILDING  
3135 AKAHI STREET, SUITE A  
LIHUE, KAUAI, HAWAII 96766-1191

OF COUNSEL

MAX W.J. GRAHAM, JR.  
MICHAEL J. BELLES  
DAVID W. PROUDFOOT

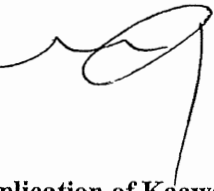
Federal ID No. 99-0317663

TELEPHONE NO: (808) 245-4705  
FACSIMILE NO: (808) 245-3277  
E-MAIL: mail@kauai-law.com

**M E M O R A N D U M**

TO: Mr. Ka'āina S. Hull  
Director of Planning  
Planning Department  
4444 Rice Street, Suite A473  
Lihue, Kauai, Hawaii 96766

**VIA EMAIL ONLY**

FROM: Max W. J. Graham, Jr. 

DATE: March 9, 2026

RE: **In the Matter of the Application of Kaawanui Solar, LLC for Use Permit U-2026-9, Class IV Zoning Permit Z-IV-2026-12, and Special Permit SP-2026-4**

**Applicant:** Kaawanui Solar, LLC,  
a Delaware limited liability company  
**Project:** Kaawanui Solar Project (269.195 acres)  
**Property:** Parcel 10 (158.75 acres)  
Makaweli, Kauai, Hawaii  
Kauai TMK No. (4) 1-7-006:010 (por.)  
Parcel 6 (4,847.99 acres)  
Makaweli, Kauai, Hawaii  
Kauai TMK No. (4) 1-7-006:006 (por.)  
**Property Owner:** Robinson Family Partners

I have enclosed a final, revised version in Word format (clean and redlined) of the Findings Of Fact, Conclusions Of Law, And Decision And Order ("D&O"). In order to reduce the changes to the wording of the Conditions in the D&O (as compared to the Conditions as written in the Director's Report), I have limited the revisions to the following:

1. Condition 5 contains an added provision excluding the Kaawanui Substation (to be owned and operated by KIUC) from the decommissioning requirements.

Memo to Mr. Ka'āina S. Hull  
March 9, 2026  
Page 2

2. Condition 6.a. contains an added provisions allowing the Applicant to "replace or relocate" an indigenous or native plant species impacted by the Project.

3. Condition 8 has been amended to provide that Applicant shall have four (4) years from the date of the Land Use Commission's Decision And Order to begin commercial operations of the Project, and thirty-five (35) years after the start of commercial operations to operate the Project.

4. Condition 18 contains an added provision requiring Applicant to comply with all requirements and recommendations of SHPD or the Kaua'i Island Burial Council.

5. Condition 19 is corrected by changing the word "subdivision" to "Project".

6. Condition 24 is a new Condition which excludes the Kaawanui Substation (to be owned and operated by KIUC and which is not subject to the Special Permit) from the Conditions only applicable to the Special Permit.

Thank you very much.

MWJG:jgm

Enclosures

cc: Mr. Kenneth A. Estes, w/encls. (via email only)