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March 16, 2026

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

VIA EMAIL ONLY

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

Dear Planning Director Hull:

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"). As you know, the Conditions in the D&O submitted to the Planning Commission differed from those contained in the Director's Report as follows:

1. Condition 5 contained an added provision excluding the Kaawanui Substation (to be owned and operated by KIUC) from the decommissioning requirements.
2. Condition 6.a. contained an added provision allowing the Applicant to "replace or relocate" indigenous or native plant species impacted by the Project.
3. Condition 8 was 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.

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

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

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

In addition to the above changes, all of which were approved by the Planning Commission at its March 10, 2026, meeting, the Planning Commission further amended the Conditions as follows:

1. Condition 16 was amended by replacing the word "should" in the first sentence with "shall", and by replacing the word "recommended" in the last sentence with the word "required".

2. Condition 17 was amended by replacing the word "should" with the word "shall".

The enclosed Findings Of Fact, Conclusions Of Law, And Decision And Order is the final form of the document that was approved by the Planning Commission at its March 10, 2026, hearing on this matter. The enclosed redlined shows all of the changes to the original Conditions contained in the Director's Report which were approved by the Planning Commission.

Thank you very much.

Sincerely yours,

BELLES GRAHAM LLP

Max W. J. Graham, Jr.

MWJG:jgm
Enclosures

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