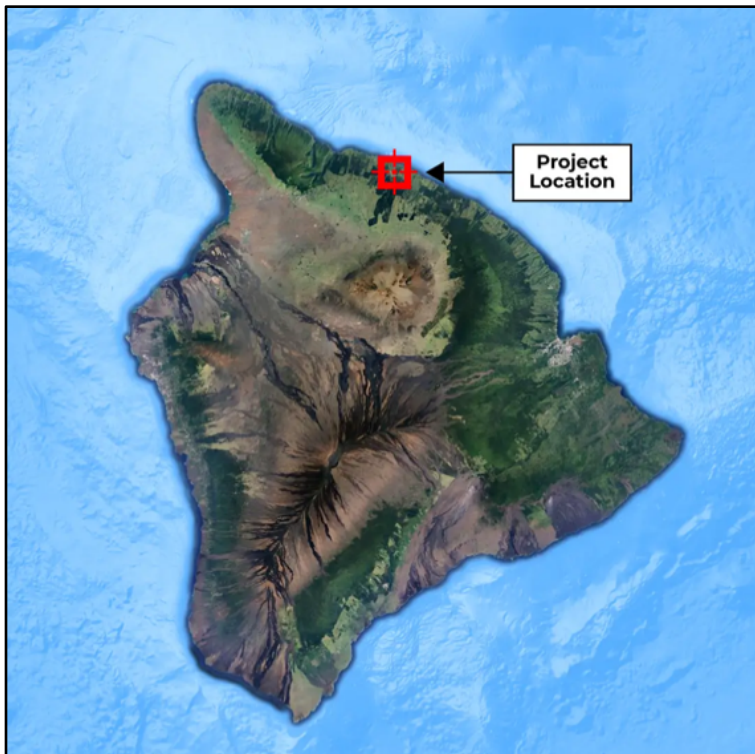




Land Use



Hamakua Energy's proposed renewable dispatchable generation project will be sited on the 6.6-acre facility site, TMK (3) 4-5-002-056 (Lot 2-A), of the existing Hamakua Energy operation that was constructed under Special Permit No. 939 issued by the County of Hawai'i in 1996 which permitted the construction and operation of a cogeneration power plant facility and released uses and improvements within Hawaii County's Agricultural zoned district.

Accordingly, no new land use permit will be required for improvements within the boundaries of the existing facility. The existing utilities electrical infrastructure (e.g., interconnection facilities, switchyard, and transmission facilities) on Parcel

TMK (3) 4-5-002-057 (Lot 3-A) are permissible uses for land of classified as "Agricultural" and County zoning of "General Industrial District." However, for construction and operation of the new BESS on a portion (i.e., approximately one acre) of Parcel TMK (3) 4-5-002-057 (Lot 3-A) a new Special Use Permit will be required from the County of Hawaii. HE will be preparing an application for a Special Use Permit for this particular parcel.