

MAUI PLANNING COMMISSION

COUNTY OF MAUI

MAY 5, 2009

REGULAR MEETING

Held at the Haiku Community Center, Hana Highway at  
Piliialoha, Haiku, Maui, Hawaii, commencing at 1:35 p.m.,  
on May 5, 2009.

Reported by: Tonya McDade  
Hawaii Certified Shorthand Reporter #447  
Registered Professional Reporter  
Certified Realtime Reporter  
Certified Broadcast Captioner

1 COMMISSION MEMBERS PRESENT:  
 2 Wayne Hedani, Chair  
 3 Bruce U'u, Vice Chair  
 4 Jonathan Starr, Commissioner  
 5 John Guard, IV, Commissioner  
 6 Kent Hiranaga, Commissioner  
 7 Ward Mardfin, Commissioner  
 8 Donna Domingo, Commissioner  
 9 Lori Sablas, Commissioner  
 10 Warren Shibuya, Commissioner  
 11 STAFF PRESENT:  
 12 Jeffrey Hunt, Planning Director  
 13 John Summers, Long Range Division Administrator  
 14 David Michaelson, Planner  
 15 Julia Staley, Planner  
 16 James Giroux, Deputy Corporation Counsel  
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1 MAY 5, 2009  
 2 TRANSCRIPT OF PROCEEDINGS  
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 4 CHAIR HEDANI: Planning Commission meeting of  
 5 Tuesday, May 5th will come to order. We would like to  
 6 welcome everyone to today's meeting, as part of the  
 7 Planning Commission's program of outreach on the  
 8 Community Plan or General Plan.  
 9 At this time we would like to open the floor  
 10 up to public testimony, to anyone who would like to  
 11 offer comments to the Commission. You can step right up  
 12 to the right of Jeff Hunt and state your name. And  
 13 you'll have three minutes at which point Julia is the  
 14 spear chucker and she will chuck you with a spear after  
 15 three minutes. Okay. Are there any members -- okay.  
 16 Let me go by the sign-up list that we have. The first  
 17 person that I'd like to call up for testimony is Mr. Jim  
 18 Smith.  
 19 MR. SMITH: Chairperson Starr, Members of the  
 20 Maui Planning Commission, my name is Jim Smith. And I  
 21 am a member, (inaudible) member of the Paia-Haiku  
 22 Community CAC. And I worked very hard on our plan. And  
 23 one of the important elements of that plan was -- was  
 24 regarding population. And in that -- and, specifically,  
 25 that would be Page 13 of the page -- of the plan. And

1 in it --  
 2 CHAIR HEDANI: Jim?  
 3 MR. SMITH: Yes.  
 4 CHAIR HEDANI: Can you please speak directly  
 5 into the microphone? Because they're having a hard time  
 6 picking it up on audio. It's being -- it's being taped  
 7 for Akaku.  
 8 MR. SMITH: That's scary.  
 9 In any event, if you can hear me, if the  
 10 Commission can hear me, I'll proceed.  
 11 So in our process, we recognized early that  
 12 population density is the issue. It goes to water, it  
 13 goes to schools, it goes to everything. So if you wanna  
 14 manage growth, you set in your plan a provision that  
 15 directs population density, as we did. And that's on  
 16 Page 13 where we said, shall guide decision-making,  
 17 projected population of approximately 9,902 to 10,379  
 18 needs -- needs -- to the year 2010. This is 2009.  
 19 You have before you a population estimate, on  
 20 Page 15, Volume II, March 2008 Draft Maui Island Plan.  
 21 And it shows that 2000, the population for Paia-Haiku,  
 22 is 11,866. There's a dysfunction here.  
 23 You shall guide your decision-making in order  
 24 to keep within our parameters, and it's ignored. And  
 25 now you are stepping forward with a General Plan, an

1 Island Plan that purports to give guidance. Okay. And  
 2 I think that's presumptuous.  
 3 And I think the Island Plan, as I read it,  
 4 contains in it a certain presumption, arrogance, some  
 5 things about it that tell me when, they say the County  
 6 will do this, the County will do that, they perceive  
 7 themselves as above the County. Well, I'm sorry, I'm  
 8 the County, and this should not be condoned by this  
 9 Commission as my ears and eyes.  
 10 Now, I would say, first of all, you should not  
 11 even be taking up the State -- this plan because it is  
 12 incomplete. Okay.  
 13 And here's another real problem: The laws we  
 14 have, from my perspective, are moral-driven. In other  
 15 words, there has to be something good in a law for it to  
 16 be adopted, because our legislature says this is good.  
 17 It's not market-driven. The problem is, the engine for  
 18 planning has been development, it has not been morality.  
 19 What we have now is ongoing planning which, in  
 20 effect, is supply and demand. And your statistics are  
 21 based upon supply, demand of housing and that is  
 22 market-driven. So you don't even have something to work  
 23 with.  
 24 They bring to you, in contempt, an incomplete  
 25 island plan and expect you to proceed for six months on

1 this thing. Send it back to them and send 'em a  
2 message, to the Council, that say you can't do your  
3 work. Proceed with the Director's 2008 Plan, and that's  
4 all you can do. Okay.

5 And you'll find that throughout the plan is  
6 don't blame me, it's not my fault, don't blame me,  
7 there's something wrong with our statutory scheme. And  
8 if you look at it, we had urban design, interim urban  
9 design, which is the same thing as urban boundaries.  
10 Okay. The big problem with this is it confuses us with  
11 community plans and general plans. So you have  
12 provisions that say our State plan -- our -- our -- I'm  
13 sorry. Am I over?

14 CHAIR HEDANI: Three minutes, Jim. Can you  
15 wrap up in 30 seconds?

16 MR. SMITH: Thank you. Perhaps I'll have  
17 another opportunity. Aloha.

18 CHAIR HEDANI: Thank you very much.

19 MR. SMITH: You're welcome.

20 CHAIR HEDANI: The next person I'd like to  
21 call up is Carol Reimann.

22 MS. REIMANN: Hello.

23 CHAIR HEDANI: Push it up.

24 MS. REIMANN: Good afternoon, everyone. My  
25 name is Carol Reimann, and I represent the Maui Hotel

1 and Lodging Association.

2 Our membership is comprised of approximately  
3 40 properties, consisting of hotels, condominiums and  
4 timeshares, and 80 allied businesses that include all  
5 major banks, utility companies and other various  
6 businesses, all who have an interest in the visitor  
7 industry.

8 While we commend GPAC for all of their hard  
9 work, we have some concerns in regard to the lack of  
10 representation of the visitor industry during the GPAC  
11 update review process, and would like to offer our  
12 services to the Planning Commission as you review the  
13 Maui Island Plan. Please know that we will be available  
14 to answer any questions in regard to the visitor  
15 industry during your review period, and would be more  
16 than happy to provide you with any information you need  
17 in drafting your recommendations.

18 Attached to my written testimony, you will  
19 find our comments to the Population section of the Maui  
20 Island Plan.

21 While we appreciate GPAC's efforts to manage  
22 the future growth of the visitor industry, we are  
23 concerned with some of the language. As you review the  
24 draft plan, we ask that you consider language that is  
25 friendly rather than black and white verbiage that will

1 hamper our ability to adapt to changing times in the  
2 future.

3 We need to be able to grow in a balanced  
4 sustainable manner. Tourism last year had just come off  
5 an unprecedented five-year growth spurt. Upon  
6 reflection of where we currently are, we have learned  
7 that this type of growth is unrealistic and cannot  
8 possibly be sustained. It will be a long time until we  
9 realize the numbers and expenditures that we're seeing  
10 from this unprecedented growth.

11 Moving forward, do we expect this same type of  
12 growth? No. This past growth was most likely a  
13 one-shot deal, and, looking ahead, we hope to see a slow  
14 gradual return of business once the economy stabilizes.

15 It is in our best interest to support  
16 sustainable growth. Sustainable in terms of what the  
17 island can handle and what the community desires. We  
18 agree that the community should be involved in the  
19 future growth of tourism, but we do not want to be  
20 hampered by restrictive language which will hinder our  
21 ability to remain viable and allow us to adapt to  
22 changing markets, trends and fluctuations in the  
23 economy.

24 It is a fact that the visitor industry is  
25 currently the economic engine of Maui. And, as such, it

1 is our responsibility to take care of it. The industry  
2 represents nearly 40 percent of all jobs on Maui.  
3 Tourism also contributes significantly to Maui's economy  
4 via the transient accommodation tax, fuel tax and real  
5 property taxes. We ask that you allow us flexibility to  
6 adapt to changing times by incorporating language that  
7 manages, rather than limits, our potential. Thank you  
8 for allowing me the opportunity to comment.

9 CHAIR HEDANI: Thank you, Carol.

10 The next person to testify is Rene Umberger.

11 VICE-CHAIRMAN GUARD: Question.

12 COMMISSIONER SABLAS: I have a question.

13 CHAIR HEDANI: As a Commission, do you folks  
14 want to take testimony first or open it up to questions?  
15 Take the questions.

16 Go ahead, Lori.

17 COMMISSIONER SABLAS: Real quick. Quick  
18 question, since I am in the visitor industry. You said  
19 that you would like to -- I mean, your organization  
20 would like to offer your services. Can you just kind of  
21 give us a little bit more of an idea of what the  
22 services would entail?

23 MS. REIMANN: Well, that would be like if you  
24 need information about like our occupancy rates, where,  
25 you know, we stand. And as we move forward, you know,

1 what the trends are. If you need statistics as far as  
2 visitor numbers in the past than what we project in the  
3 future, we can provide all of that information.

4 COMMISSIONER SABLAS: And you'll be in  
5 contact?

6 MS. REIMANN: Yes.

7 COMMISSIONER SABLAS: Okay. That's all I  
8 need. Thank you.

9 MS. REIMANN: Thank you.

10 CHAIR HEDANI: Thank you very much. Next  
11 person to testify is Rene Umberger.

12 MS. UMBERGER: Good afternoon. My name is  
13 Rene Umberger. Thank you for this opportunity to  
14 provide testimony. I'm a 28-year Maui resident and a  
15 professional diver with over 10,000 dives on Maui's  
16 reefs.

17 Not one shallow Maui reef has remained healthy  
18 and intact in the face of nearby development. Assaults  
19 on reef integrity have come from muddy construction  
20 runoff, urban storm runoff with pollution and  
21 fertilizers, and injection well effluent.

22 Sorry. Trying to coordinate. Here.

23 The results of these impacts on coral reefs  
24 are charted here for you to see. Honolua's coral  
25 coverage dropped by 33 percent after upslope home

1 We have evidence right here on Maui that laws,  
2 regulations, plans and monitoring cannot guarantee that  
3 reefs will be protected from construction and  
4 development runoff and siltation.

5 The Olowalu Reef fate is in your hands. The  
6 State of our reefs tells us that urban development there  
7 will virtually assure it's degradation and possibly even  
8 destroy it. Please don't sacrifice it. I urge you to  
9 please ensure the survival of the Olowalu Reef system  
10 and change Objective 3, Policy 4 to prohibit upslope  
11 actions that are known to impair Maui's reefs.

12 Thank you.

13 CHAIR HEDANI: Thank you very much, Rene.  
14 The next testifier is Mark Deakos.

15 MR. DEAKOS: Yeah. Thank you, Members of the  
16 Planning Commission. My name is Mark Deakos. I speak  
17 to you today as the Director of the Hawaii Association  
18 for Marine Education and Research, and as a member of  
19 the Maui Nui Marine Resource Council. I'm a marine  
20 biologist and a concerned Maui resident.

21 I'd first like to commend the GPAC committee  
22 and Heritage Resource Council for all their hard work  
23 and dedication. I'm particularly fond of their goals,  
24 objectives, policies and actions to improve and preserve  
25 our reefs, Maui's most valuable marine resource.

1 construction soil washed into the bay during the rainy  
2 season. Kahekili's coral cover has declined by 22  
3 percent since nearby development and increased injection  
4 well output has affected it. Maalaea's coral cover has  
5 been almost completely wiped out by the combination of  
6 construction sediment and injection well effluent,  
7 dropping by up to 67 percent since 1994 surveys.

8 In November of 1997, there was a 50-year rain  
9 event in Maalaea that caused hundreds of metric tons of  
10 muddy silt to pour into Maalaea bay. It was an  
11 environmental disaster according to State Land Board  
12 Chairman Michael Wilson. Fines were levied and the Oahu  
13 construction company went bankrupt. Post-event surveys  
14 showed a coral cover loss of 45 percent. Less than a  
15 decade later, and the area has suffered a total system  
16 collapse according to the Division of Aquatic Resources.

17 No amount of monitoring, fines, dredging, silt  
18 removal can restore dead or dying reef.

19 The Olowalu Reef is unique, it's deserving  
20 special protections. The Olowalu Reef is unique in  
21 several ways. It is Maui's largest and healthiest  
22 fringing reef. It contains micro atolls found nowhere  
23 else in the state. And one section is thought to be at  
24 least 500 years old. It also provides critical habitat  
25 for over 300 manta rays.

1 Some of these policies include improving reef  
2 health, coastal water quality and fish stocks, stated on  
3 Page 5. Ensuring that surrounding Land Use do not  
4 contribute to the degradation of the reef, also on Page  
5 5. Discourage development in critical watershed areas,  
6 Page 11. Implement the Pali to Puamana Plan to  
7 facilitate the restoration of shoreline and coastal  
8 resources, Page 8.

9 Now, given these clear objectives, I fail to  
10 understand how the recommendation provided by GPAC to  
11 urbanize Olowalu, a critical watershed area, directly  
12 adjacent to one of Maui's largest and only remaining  
13 healthy reefs, in any way fits these objectives. A plan  
14 to build 1,500 residential homes, including all these  
15 oceanfront properties, highlighted up here, laying down  
16 concrete throughout this watershed area, preventing the  
17 absorption of storm runoff -- not to mention the  
18 pollutants created by 3,000-plus residents, the  
19 sedimentation from development, et cetera, et cetera.  
20 Where is it all gonna go? It's all gonna go in the  
21 ocean. It's gonna cover the reef. The reef that's  
22 adjacent to this area. And suffocate that reef.

23 And how do we know this? Basically, because  
24 that's what -- that's the mistakes we did in West Maui,  
25 in Maalaea, as you just saw, North Kihei and Makena.

1 And a direct quote from a recent study done by  
 2 Department of Aquatic Resources -- and I quote -- they  
 3 state, "Anthropogenic impacts from shoreline development  
 4 and human use are likely the greatest impacts. If steps  
 5 are not taken to return conditions to those in which  
 6 corals can thrive, it is nearly certain that additional  
 7 reefs will reach the state of Maalaea which has been  
 8 reduced from 75 percent coral cover to currently only  
 9 eight percent?"

10 There's two important ingredients to try and  
 11 restore reefs. One is to eliminate the pressures  
 12 impacting the reefs, such as runoff, sedimentation and  
 13 pollution, the other one is allowing the reef to recruit  
 14 new coral spawns and fish from nearby healthy reefs.

15 And the Olowalu Reef is the mother source for  
 16 providing these coral spawns and fish recruitment to its  
 17 surrounding struggling reefs. If we kill her, we have  
 18 very little probability of replenishing what has been  
 19 degraded.

20 And lastly, my doctoral research at the  
 21 University of Hawaii is focused on manta ray populations  
 22 here in Maui. Manta rays are the largest marine  
 23 residents we have here, some with wing spans over 20  
 24 feet. And there's only a handful of places in the world  
 25 where you can reliably see and study manta rays in the

1 wild. One of those places happens to be Olowalu Reef,  
 2 which is utilized by a population of over 300 manta  
 3 rays, the largest population known in Hawaii. They  
 4 frequent the cleaning stations there to remove the  
 5 parasites and for reproductive purposes. It's truly a  
 6 unique habitat and just one more reason we need to take  
 7 extra special care of this reef.

8 So with all due respect to the people of  
 9 Olowalu, I trust the Maui Planning Commission to do what  
 10 is in the best interest of the entire Maui community,  
 11 and meet the goals and objectives to preserve and  
 12 restore our reefs, primarily our most valuable reef at  
 13 Olowalu, by not urbanizing Olowalu.

14 CHAIR HEDANI: Three minutes.

15 MR. DEAKOS: Thank you.

16 CHAIR HEDANI: Thank you very much.

17 COMMISSIONER STARR: Chair?

18 CHAIR HEDANI: Question from Mr. Starr.

19 COMMISSIONER STARR: Yes. Thank you for your  
 20 testimony. I've spent probably about 150 days  
 21 snorkeling on Olowalu and do appreciate the place.

22 I just returned from a planning conference.  
 23 And one of the presentations was on coral reef health.  
 24 And, you know, I knew about most of the problems  
 25 plaguing coral reefs from different types of loads based

1 on development, whether it's runoff, you know, and our  
 2 injection wells and so on.

3 One that I didn't know about was there are  
 4 certain -- there's a certain series of chemicals which  
 5 are prevalent, among other things, in suntan lotion and  
 6 sunscreen, which, apparently, very, very tiny amounts of  
 7 them set off a chemical process in the coral that is  
 8 being held responsible for a lot of the death of coral.  
 9 And, of course, more people, more sunscreen, more of  
 10 that. Do you know anything about that? I know National  
 11 Geographic did a long piece on this recently.

12 MR. DEAKOS: Yeah. I am familiar with, you  
 13 know, that as one of the impacts. And that's something  
 14 that -- there's a concern with the suntan lotions,  
 15 people snorkeling in the water. I don't know the  
 16 significance. I haven't seen the research to -- to --  
 17 to measure the significance of that impact. So I can't  
 18 --

19 CHAIR HEDANI: Thank you very much.  
 20 Next person to testify is Lucienne deNaie.

21 MS. deNAIE: Aloha. My name is Lucienne  
 22 deNaie. And I had the honor of serving on the GPAC.  
 23 And really appreciate you folks taking the ball and  
 24 running to the next stage of the field with it here.

25 I'm speaking today. I represented the

1 Haiku-Paia area on the GPAC. And it's where I've lived  
 2 for the past like 24 years. And I'm passing you out  
 3 today a map that includes one of the recommendations  
 4 that you're going to see on your Haiku-Paia maps. And  
 5 that is about our shoreline areas, Hookipa and the area  
 6 that's known as Baldwin Beach, various other -- Baby  
 7 Beach, Baldwin Beach, Baldwin Bay, and their connection  
 8 to history and our heritage.

9 And one of the reasons I thought it would be  
 10 important to come here and talk to this today is because  
 11 when you folks are looking at the maps of Haiku and  
 12 Paia, you know, you're gonna wonder, oh, how come these  
 13 parks are expanding here, we see Hookipa Park going on  
 14 the other side of the highway, we see a green area that  
 15 is mauka of the existing Baldwin Beach Park and some  
 16 proposed parklands that are along the ocean. And I felt  
 17 it would be helpful, when we're looking at the heritage  
 18 and the sense of place of this area, to understand just  
 19 a few of the place names and a little bit of the  
 20 heritage that is connected with this place.

21 This map is -- it's heritage light. Most of  
 22 the historic plantation village sites are left off this  
 23 map.

24 Where you see the little crosses, those are  
 25 cemeteries that are recorded on old maps. Now, whether

1 they still exist or not, I cannot personally verify, but  
2 they were historic cemeteries. And there are numerous  
3 historic plantation village sites throughout this  
4 planning region.

5 And there are also -- if you look at that blue  
6 line on your map, that is Kailua Gulch. It's the major  
7 drainage feature of the Central Maui area. And it has a  
8 number. When you look at old maps, like this one from  
9 the 1800s, there are all these pohakus or culturally  
10 significant points along that gulch. And they are named  
11 and they are named on a series of old maps. But only  
12 the -- only the Olapua site remains on our modern maps.

13 Uncle Renee Silva, who was born and raised in  
14 this area, used to like give me all these great -- you  
15 know, background information. And he told me that  
16 Kailua Gulch, when he was young, in the 1930s, actually  
17 had a punawai, actually had a spring that they could  
18 swim in. So it was fed by underground water. Now  
19 there's a series of wells here that probably disposed of  
20 some of that underground water and it's used for the  
21 sugarcane. But this area had people living in it.  
22 There's large burials, a whole cultural site in the  
23 State register in the sand dunes, just makai of the golf  
24 course.

25 And there are other cultural features, like by

1 CHAIR HEDANI: I'm sorry. Commissioner  
2 Mardfin.

3 COMMISSIONER MARDFIN: Mr. Chairman, I'd like  
4 to ask the testifier, one of the things -- one of the  
5 ways this has been done -- and we mentioned it a couple  
6 weeks ago -- is basically we started out with a  
7 comprehensive policy, County-Wide Policy Plan, and then  
8 we're going to this, and then we're gonna get to  
9 Community Plans. And I kinda have a problem with this,  
10 but if that's the process, that's the process.

11 We do have Community Plans for Haiku, Paia,  
12 from 20 years ago, whatever it is. Are the  
13 recommendations in that still generally valid, or would  
14 -- if you were to do it today, do you think that would  
15 come up with major differences?

16 MS. deNAIE: No. They are generally valid.  
17 And one of the reasons I'm bringing this map to you  
18 folks' attention is this spans two community planning  
19 districts. The blue line is the -- is a district  
20 boundary for the traditional moku of Hamakuapoko and  
21 Wailuku. And that's why it's also culturally  
22 significant, the heiau that's on that place.

23 But these things were not specifically  
24 recognized in the Community Plan, just the fact that  
25 there were historical significances and that they should

1 Mama's Fish House, along the beach, in between Hookipa  
2 and Mama's Fish House is a number of significant burial  
3 area.

4 So the idea here is look at something that  
5 will preserve the heritage and also meet some of the  
6 other objectives of our plan. And the concept is a  
7 heritage park and a greenway. And the greenway would  
8 connect the two parks. The expanded Baldwin Park, the  
9 expanded Hookipa Park.

10 We didn't put the greenway in on our maps.  
11 And I'm not sure if the Planning Commission is going to  
12 go to that level, but the concept really should be there  
13 because these two parks were always meant to be  
14 connected, if you read the language in the Haiku-Paia  
15 Community Plan, if you read other recommendations that  
16 have been summarized in --

17 CHAIR HEDANI: Three minutes.

18 MS. deNAIE: -- in this heritage corridor  
19 study. This is the plan. So please support this as you  
20 go forward. And I am available if anyone has any  
21 questions. This is one of my little pet things.

22 Aloha.

23 CHAIR HEDANI: Thank you very much. Next  
24 person to testify --

25 COMMISSIONER MARDFIN: Mr. Chair?

1 be preserved and cared for and interpreted or made  
2 available in terms of educational means. So more could  
3 be done in a new community plan, but this, since it  
4 spans two community planning districts, I think, is a  
5 valid thing to be discussed in the Maui Island Plan.

6 CHAIR HEDANI: Thank you very much.

7 Next person to testify is Mike Foley.

8 MR. FOLEY: My name is Mike Foley. Oh. My  
9 name's Mike Foley. I'm now a resident of Makawao. And  
10 I wanted to summarize my testimony, and then I'll hand  
11 out a more lengthy version.

12 The General Plan Advisory Committee, including  
13 Warren Shibuya, deserve great thanks for their hard work  
14 for two and-a-half years on the County-Wide Policy Plan  
15 and the Maui Island Plan. They recommended excellent  
16 Goals & Policies to the Commission and the Council. And  
17 as Lucienne just said, now the ball is in your court.  
18 Unfortunately, the General Plan Advisory Committee left  
19 itself only a couple weeks to debate the most important  
20 portion of the Maui Island Plan, the maps illustrating  
21 the Urban Growth Boundaries.

22 The County Planning Department, years ago,  
23 evaluated each of the new development projects proposed.  
24 We recognize that development must be located near  
25 existing or feasible new public services such as

1 schools, fire stations, water supply, highways, sewage  
2 treatment and, most important of all, jobs. Some of the  
3 boundaries recommended by the GPAC, unfortunately,  
4 strongly conflict with these excellent goals and  
5 policies drafted by the Planning Department and the GPAC  
6 itself.

7 The most serious mapping mistake on the --  
8 being submitted to the Planning Commission is the  
9 support of a new city at Olowalu. 1,500 residential  
10 units housing 4,300 people scored absolutely the lowest  
11 on the Planning Department's evaluation of projects. A  
12 city in this location would require at least one school,  
13 a fire station, sewer treatment plant, relocated  
14 highway, parks and water facilities.

15 If the developers built these facilities,  
16 there would be no money left for affordable housing.  
17 The most serious problem with building a city in Olowalu  
18 is that almost all of the workers would have to drive  
19 very slowly to work in Lahaina or drive through the Pali  
20 to Central or South Maui.

21 When a number of people lived in Olowalu, it  
22 was because they worked in Olowalu at the sugar mill.  
23 Some people have said that a plan for Olowalu supports  
24 the Hawaiian ahupua`a system. However, the most  
25 important feature of the ahupua`a system is that you

1 open mauka to makai view. Maui is running short on  
2 recreational areas that have that natural open view  
3 plane, the mauka to makai views.

4 Also, I'd like to point out that the natural  
5 area reserve is in close proximity to this land. And we  
6 must think to protect this precious resource and not add  
7 more stress.

8 Another point to make is the sea level rise  
9 that has been talked about. The Makena State Park lands  
10 are in the hazard area for one meter sea rise on your  
11 hazard map. This means parkland makai may be under  
12 water when my children or grandchildren want to visit  
13 the area. Therefore, a buffer would make sense, mauka  
14 of the park.

15 Last, but certainly not least, is the high  
16 count of archaeological sites in the area. The 100  
17 acres just mauka of the park happen to have some of the  
18 highest density of arc sites in the Wailea-Makena  
19 region. These sites should be further studied instead  
20 of bulldozed to give them the respect and further, you  
21 know, visitation that they deserve.

22 So I also wanted to note that the GPAC has not  
23 recommended taking of lands or anything like that; it  
24 has recommended a trading of development rights and  
25 moving any development to a more appropriate area.

1 live adjacent to where you work.

2 The proposed new city for Olowalu is a classic  
3 planning example of a pretty plan for a bad location.  
4 Building 1,500 houses at Olowalu would have serious  
5 impacts on the State Department of Education, County  
6 Fire Department and the Olowalu residents who would be  
7 stuck in traffic every day. Developing a city in  
8 Olowalu makes no more sense than urban development in  
9 Kipahulu or Kahakaloa.

10 Thank you.

11 CHAIR HEDANI: Thank you very much, Mike.

12 The next testifier that we have is Angie  
13 Hoffman.

14 MS. HOFFMAN: Aloha. My name is Angie  
15 Hoffman. I grew up in Kihei, now live here on the north  
16 shore. I know you're not talking about South Maui  
17 today, but I live close to here, so I thought I'd come  
18 talk to a place that's very dear to my heart, Makena  
19 area.

20 I'm here to support the recommendation  
21 approved by the GPAC to draw an Urban Growth Boundary in  
22 the Makena region that would limit growth mauka and  
23 south of Puu Olai in the Makena State Park. This would  
24 keep a buffer zone around the State Park which would  
25 afford users a -- sorry -- afford users of the park an

1 So just to wrap up, many reasons to place the  
2 Urban Growth Boundary there, where the GPAC recommended,  
3 the wild open mauka view plane, avoiding more stress on  
4 the natural area reserve, leaving the arc sites intact  
5 to preserve the opportunity to be further studied by  
6 future generations, and sea level rise, Makena State  
7 Park land being in the hazard area.

8 So mahalo.

9 CHAIR HEDANI: Thank you, Angie.

10 Next person to testify is Lesley Ann Bruce.

11 MS. BRUCE: Good afternoon. My name is Lesley  
12 Ann Bruce. Thank you for this opportunity to share with  
13 you today my manao.

14 I'm gonna address the Hana maps.

15 CHAIR HEDANI: Lesley, the microphone, I  
16 think, is directional. So you gotta speak really close.

17 MS. BRUCE: Is this better?

18 CHAIR HEDANI: Yes.

19 MS. BRUCE: My name is Lesley Ann Bruce.

20 Thank you for this opportunity to speak today.

21 The maps provided of the Hana District are  
22 incomplete and wrong. When you come to Hana for your  
23 outreach meeting -- please provide complete corrected  
24 maps before you come to the planning meeting in Hana. I  
25 think a simple U.S.G.S. quad map would show the area,

1 and it would be legible to the people who live in Hana.  
2 A U.S.G.S. map would show how large the Hana District  
3 is. It's the largest of your districts on Maui. It's  
4 145 or so thousand acres of land from east Makaiwa to  
5 Oahi (phonetic).

6 And I realize the Planning Department cannot  
7 print these because of the cost of printing, so the  
8 U.S.G.S. map would satisfy me.

9 The other thing I want to address is the Land  
10 Use and Directed Growth. If you noticed, the GPAC has  
11 Kula 200 with blue around it, Rural Residential.  
12 Perhaps you are familiar with Kula 200. I have been to  
13 only one house there. That's my only familiarity with  
14 that neighborhood. But I realized, in Hana, we have the  
15 same blue designation which is Rural Residential. And  
16 it's like not even comparing apples to oranges. It's  
17 apples to fleas.

18 A lot of the -- at least 1,000 of the people  
19 out here have no access to energy, there are no poles.  
20 People are off the grid. And there are no roads in a  
21 lot of these places. So it's not a comparable kind of  
22 designation for the people of Hana to have Rural  
23 Residential if indeed Kula 200 is Rural Residential.

24 Thank you.  
25 CHAIR HEDANI: Thank you very much, Lesley.

1 COMMISSIONER MARDFIN: Mr. Chairman?  
2 CHAIR HEDANI: Mr. Mardfin.  
3 COMMISSIONER MARDFIN: You were on the GPAC, I  
4 understand?

5 MS. BRUCE: Yes.  
6 COMMISSIONER MARDFIN: And in the G -- in the  
7 maps that we got, there are no maps for Keanae, no maps  
8 for Nahiku, no maps for Kipahulu, no maps for Kaupo, no  
9 maps for Kahikinui. How were you supposed to make  
10 recommendations for these areas if you didn't have maps?

11 MS. BRUCE: I understand our focus was Urban  
12 Growth Boundaries. And those are ag lands, as I  
13 understand it. I think Mr. Hunt can explain that  
14 completely. Because it's -- those facts have bothered  
15 me very much for two and-a-half years as a member of the  
16 GPAC. And I'm still troubled because the -- perhaps the  
17 most endangered lands are our agricultural lands.

18 CHAIR HEDANI: Thank you.  
19 The next person to testify is Dan Grantham.  
20 MR. GRANTHAM: Hi. My name is Dan Grantham.  
21 Thanks for coming out here so that we can see you in our  
22 own neighborhood.

23 We've had a lot of good plans created out here  
24 in this area between -- for parks and greenways, to  
25 protect the heritage resources of the Paia-Haiku region.

1 Now we need to move all this work forward from vision to  
2 reality in the 2030 Plan.

3 The 1999 North Shore Greenway Master Plan and  
4 the 2003 Upcountry Greenway Plans included in the 2006  
5 Hamakuapoki Heritage Open Space Corridor Report are good  
6 models for north shore parks to expand and be linked by  
7 greenways. If the lands makai of the future Paia bypass  
8 are limited from future development, not only would this  
9 protect the parks and their users, it helps set the  
10 stage for the kind of diversified tourism described in  
11 the GPAC's Tourism section of the Economic Development  
12 plan.

13 The ecotourism, cultural tourism,  
14 volunteerism, agritourism, health and wellness tourism,  
15 educational tourism and medical tourism mentioned in the  
16 GPAC seem to fit with what other parts of the world call  
17 community-based tourism. It's where visitors stay in  
18 local homes, they're attended by hosts who may offer  
19 home-cooked meals, education, instruction and guide  
20 services at far less cost than resort vacations, while a  
21 much higher percentage of the revenue generated goes  
22 directly to the hosts and their communities.

23 The GPAC recommendation to limit resort  
24 destinations to existing areas of South and West Maui,  
25 while encouraging limited numbers of small, low-impact

1 B&Bs, describe the kind of decentralized tourism that  
2 would favor opportunities for local families to  
3 supplement moderate incomes instead of creating a  
4 sprawling new industry of many hotels for wealthy  
5 investors to profit from low-paid workers. I urge you  
6 to make it clear that local working and farming families  
7 will have priority for the limited numbers of B&Bs  
8 allowed.

9 Thank you.  
10 CHAIR HEDANI: Thank you very much,  
11 Mr. Grantham.

12 The last person that I have that's signed up  
13 for public testimony is Robin Newbold.

14 MS. NEWBOLD: I'm not gonna use the slides.  
15 MR. MICHAELSON: Nine seconds, six.  
16 MS. NEWBOLD: Is it on?  
17 MR. MICHAELSON: It's on. It takes a few  
18 seconds to warm up. Three more seconds.  
19 MS. NEWBOLD: I don't -- I don't need that.

20 I'll just talk.  
21 MR. MICHAELSON: It's there.  
22 MS. NEWBOLD: I'm just gonna ignore the  
23 presentation I had. And Renee and Mark have already  
24 talked to you about the Olowalu Reef. And I just wanted  
25 to reiterate some of that.



1 I'm Robin Newbold. I'm a marine biologist. I  
 2 taught marine biology as a professor for 20 years. And  
 3 I've been working and doing research and education  
 4 around Maui since 1995. I spent -- I've been diving  
 5 around Maui since the seventies. And so I really am  
 6 fairly familiar, very familiar, actually, with Maui's  
 7 reefs. And I just want to share with you that they're  
 8 in dire straits.

9 It's -- it's difficult to imagine that the  
 10 reefs have -- have declined as much as they have. Reefs  
 11 like Maalaea, that Renee pointed out to you, have  
 12 declined down to maybe eight percent coral cover after  
 13 the sedimentation -- after all the development and  
 14 sedimentation that occurred during the building of the  
 15 Maui Ocean Center. And other areas like Honolua Bay,  
 16 which used to be thriving with fish, have very few fish  
 17 in them anymore. There's reefs that we dive on, maybe  
 18 down at Palauea Beach, for example, that are rich in  
 19 coral, yet there's no fish around. So the reefs of Maui  
 20 have really had a lot of degradation as a result of  
 21 human impacts.

22 Development is one of the major human impacts.  
 23 It just buries of the coral with sediment, as we've seen  
 24 from Maalaea.

25 And so I'm really pleased to see the goals and

1 policies and objectives that were set forth by the GPAC.  
 2 And I urge this Planning Commission to adhere to those  
 3 goals and to support them.

4 One, for example, says Maui will have an  
 5 intact and ecologically functional system of reefs. And  
 6 others are that they will avoid activities in  
 7 construction that compromise the integrity of the  
 8 shoreline, reduce the amount of impervious surface,  
 9 avoid actions that impair Maui's reef ecosystems and  
 10 prevent and remove identified stressors.

11 So they came up with these lofty goals, very  
 12 admirable goals, ones that we totally support, and, yet,  
 13 they recommended the development occur at Olowalu.

14 And as three speakers have already said, that  
 15 will destroy that reef. That reef is the only reef of  
 16 its kind in Hawaii. It's a very unusual reef. It's a  
 17 fringing reef. And it's still in relatively good shape.  
 18 It's our healthiest reef around the Island of Maui.

19 So it's very difficult for me to understand  
 20 why the GPAC would have these goals of protecting Maui's  
 21 reefs, which is absolutely critical because it protects  
 22 our culture, the reefs protect our shoreline from  
 23 storms, they certainly bring visitors to the island.  
 24 For many reasons, the reefs are critically important to  
 25 sustaining life as we know it on Maui.

1 And they're right at the tipping point, just  
 2 right at that tipping point where they could go over the  
 3 edge at any moment. And they will if we continue to  
 4 stress them.

5 So I urge you, as the Planning Commission, to  
 6 be sure to -- you know, go along with what the GPAC said  
 7 in terms of their goals and objectives, but certainly  
 8 don't go along with the recommendation to be building a  
 9 new town at Olowalu, right there on the reef where the  
 10 sediment will flow into the reef.

11 We know that happens. Monitoring doesn't  
 12 help. All monitoring does is tell us how much we've  
 13 damaged the reef, how many fewer fish we have. Right.  
 14 We monitor, we just know what went wrong, but we can't  
 15 do anything to then undo that.

16 So I thank you very much for giving me the  
 17 opportunity to speak and for doing everything you can to  
 18 protect the reefs and the watersheds of Maui.

19 CHAIR HEDANI: Thank you very much, Robin.

20 I overlooked -- I'm sorry. Did we have a  
 21 question? Commissioner Hiranaga.

22 COMMISSIONER HIRANAGA: Just one quick  
 23 question. Where exactly is the Olowalu Reef? How far  
 24 out, what landmark?

25 MS. NEWBOLD: Right by the Olowalu Store, it

1 goes in both directions, north and south, and it starts  
 2 right at the shore, which is unusual for reefs around  
 3 Maui.

4 The Kihei reef, for example, is a good  
 5 distance off-shore. And so it's -- when sediment flows  
 6 into the ocean there, that large reef that's off-shore  
 7 Kihei doesn't get affected. Of course, the coastal  
 8 areas do. Reefs like at Ulua Beach are affected.

9 But the Olowalu Reef spans -- it's the largest  
 10 reef on the island. And it spans a distance of north  
 11 and south of the Olowalu Store, right around Mile Marker  
 12 14. And it's because it's so close and there's a stream  
 13 there and the watershed area that would all be affected  
 14 by development in that area.

15 COMMISSIONER HIRANAGA: Nearshore is  
 16 approximately 20 feet off the shore from the road,  
 17 Olowalu Sugar Mill?

18 MS. NEWBOLD: Yes, I would say so.

19 COMMISSIONER HIRANAGA: Okay. Thank you.

20 CHAIR HEDANI: Thank you very much, Robin. I  
 21 overlooked one testifier who signed up as testifier  
 22 number five, Mr. Richard Lucas. My apologies for  
 23 overlooking.

24 MR. LUCAS: Thank you, Mr. Chairman. I take  
 25 no offense at being taken out of order.

1 My name is Richard Lucas. I live here in  
 2 Haiku. I wanted to thank the Members of the GPAC and  
 3 Members of the Planning Department for what has been,  
 4 even to a casual observer, an obviously monumental job.  
 5 And we very much appreciate all of the time and effort  
 6 that you've put into this.

7 I live here along the north shore. And so I  
 8 wanted to talk a little bit about north shore issues. I  
 9 know that Members of this Commission live in  
 10 neighborhoods from all over the island. And most of you  
 11 have probably heard it said, or maybe even said  
 12 yourself, "Oh, I could never live in Haiku, it rains all  
 13 the time." Well, you know one of the things that we  
 14 really love about Haiku is that it rains all the time.

15 We know that we can't take our kids and grand  
 16 kids out trick-or-treating from door to door because  
 17 it's just too far between houses. We get to know our  
 18 neighbors, we get to know our neighbors' dogs and their  
 19 cats because we don't have fences between our yards. We  
 20 don't have air conditioners and a lot of us still hang  
 21 our clothes out on lines to dry.

22 My point is just a simple one. And that is, I  
 23 know you've got a big task ahead of you, and that task  
 24 is to come up with a comprehensive plan that's uniform  
 25 for the entire Island of Maui. And certainly you've got

1 We are certainly very supportive of the  
 2 concept of North Shore Heritage Park that Lucienne  
 3 deNaie talked about. It's something that we think will  
 4 be a lynchpin for this area and for our community and  
 5 hope that you would strongly consider that.

6 We hope that when you look at development in  
 7 the Haiku area, that you consider the issue of  
 8 population density, as the first testifier mentioned.  
 9 That when we cluster homes -- and certainly that is a  
 10 good idea -- that we don't use the clustering of homes  
 11 as a back door way of increasing the density. That we  
 12 should maintain the same level of population density.  
 13 And when homes are clustered, the additional space  
 14 should go into open space, into community gardens, into  
 15 things that can benefit the entire community.

16 So please, when you think of Haiku, think of  
 17 the feeling that you get when you drive here, when you  
 18 talk to the people who live here, and give us an  
 19 opportunity to maintain that kind of ambience that makes  
 20 Haiku the special place that it is.

21 Again, thank you so much for your time today.  
 22 CHAIR HEDANI: Thanks very much, Richard.

23 The next person that we have to testify is  
 24 Kaniloa Kamaunu.

25 MR. KAMAUNU: Good afternoon. My name is

1 your work cut out for you. But I also wanted to remind  
 2 you that while you look for something that's uniform, it  
 3 doesn't necessarily mean that it has to be the same,  
 4 that it has to be identical to every other area. We all  
 5 know from living here that different parts of the  
 6 island, different neighborhoods, are very different in  
 7 terms of their climates, their population densities, the  
 8 way their neighborhoods have developed. And I just hope  
 9 that you'll bear that in mind when you're looking at  
 10 issues that involve the north shore because this is a  
 11 very distinct area.

12 Just in driving over here, I'm sure you've  
 13 noticed that virtually ever street you're prepared to  
 14 turn on has a sign that says "no outlet" because we  
 15 don't have a lot of streets that go from point A all the  
 16 way to point B. You've got to kind of work your way  
 17 around. We sort of like that. And it's something that  
 18 we'd like to preserve.

19 And we hope that you'll get that sense from  
 20 the people who live in this area who testify, that there  
 21 are a lot of things that maybe aren't consistent, that  
 22 don't fit into a nice cookie-cutter type of design, but  
 23 they are things that the people of this area like and  
 24 would like to be preserved. And we hope that you'll be  
 25 sensitive to those issues.

1 Kaniloa Kamaunu. I come from Waihee, actually. And the  
 2 reason that I'm here is we had an association meeting  
 3 last month and we were made aware that you were having  
 4 this --

5 CHAIR HEDANI: Hold the microphone closer to  
 6 your mouth.

7 MR. KAMAUNU: -- that you were having a  
 8 meeting this afternoon. And we wanted some things, I  
 9 guess, to be cleared up.

10 There was, I guess, someone that had said that  
 11 they represented the -- the people of Waihee through  
 12 their association and recommended that development for  
 13 our area was something the residents there wanted. So  
 14 the association president, (inaudible), decided to  
 15 answer that remark. And so because she couldn't be here  
 16 today, because of some other business she had to take  
 17 care of, she -- among those that attended the meeting  
 18 agreed to have me come and represent the Association of  
 19 Waihee. And, basically, where we really aren't excited  
 20 about development. We're actually -- the consensus  
 21 among the group there was to oppose the development.  
 22 We've already had some development surrounding us, which  
 23 has already impacted our small little town.

24 We're kind of like, I guess, basically, like  
 25 Haiku, Paia, you know. We are kind of the last small

1 towns left in the area. And, you know, we might be --  
2 sound closed-minded, but we kinda like it that way. You  
3 know, I mean, it's nice to grow up to know who you're  
4 around, what's going on in town, you know, that you know  
5 the beach is accessible, you know the areas that -- and  
6 in fact, if you look at our area, we are being impact  
7 with some development, you know.

8 If you look at the Waihee Trail that takes us  
9 up into the swinging bridges, we have people there say  
10 that they own of the easement and they're charging  
11 people to go to the swinging bridges. They blocked off  
12 the exit to -- actually, another exit and entrance to  
13 Waiehu Valley, so that they have purchased that from  
14 Wailuku Sugar.

15 Our resources as far as water is being imposed  
16 upon. To find out that we are helping other towns to  
17 give them water for their developments is something  
18 that's wearing on us, for us to have to have other means  
19 to bring water into our -- our area is upsetting.

20 And, also, if you haven't been there, when you  
21 come into Waihee, there's just one road. And barely can  
22 two cars fit on that road. And due to the development  
23 up in Maluhia, with the mansions that they have up  
24 there, and other developments that are coming along that  
25 beautiful mountainside, and with the development just

1 shortened, there was going to be a -- a community  
2 meeting for the Central Wailuku area. And when we  
3 truncated things, there was discussion about trying to  
4 find another date when we could really welcome in the  
5 Central Maui community and -- and, you know, have an  
6 opportunity in the Wailuku area for the community to  
7 come forward. I don't see it here on this schedule. Is  
8 there a way we can do that? And -- and when -- when  
9 with will he be opening up the maps and all -- all that  
10 for the Wailuku folks?

11 CHAIR HEDANI: Go ahead.

12 MR. SUMMERS: Thank you, Mr. Chairman.

13 We do -- we did add an additional meeting on  
14 June 30th. It's an evening meeting, in Wailuku. It is  
15 at the Planning Conference Room. We checked an  
16 alternative site and it was booked. But we did want to  
17 make sure we had an opportunity in Wailuku to have an  
18 evening meeting.

19 CHAIR HEDANI: Thank you, Mr. Summers.

20 MR. KAMAUNU: If I could make a suggestion.

21 COMMISSIONER STARR: Okay. So to clarify,  
22 then, June 30th, they're starting at 1:30 in the  
23 Planning Conference Room in Wailuku, would be the time  
24 for folks in Wailuku, Waihee, Kahului, all that to come  
25 out.

1 beyond our town has impacted the traffic tremendously.  
2 You can sit in traffic in the morning anywhere from 30  
3 minutes to almost an hour because it's -- it's all the  
4 way from the school, all the way out to Waihee Oku  
5 sometimes, depending. And it happens two times a day,  
6 for those that are dropping the children off, trying to  
7 get to work, and those that are picking their kids up  
8 and taking 'em home.

9 So, you know, we are impacted by these  
10 developments.

11 We have another development above us. I  
12 believe it's Malama O Maui -- Waihee. Excuse me. And  
13 they've taken our other little street that we have there  
14 and -- excuse me. And it's kind of impacting us over  
15 there.

16 But just to let you know that we really don't  
17 want. And we like to see if we can meet with you  
18 earlier than October.

19 Thank you.

20 CHAIR HEDANI: Question for Mr. Mr. Kamaunu?  
21 Commissioner Starr.

22 COMMISSIONER STARR: Thank you, Mr. Chair.  
23 And thank you for coming to testify.

24 I have a question for Mr. Summers. When we  
25 had originally laid out the schedule before it got

1 MR. KAMAUNU: Is it possible to make a  
2 suggestion? If we could have it at the elementary  
3 school in Waihee, would that be accommodating, if we  
4 could get that arranged?

5 CHAIR HEDANI: We can review the schedule at a  
6 later point.

7 Okay. The next person that we have to testify  
8 is -- I'm sorry. Do you have a question?

9 VICE-CHAIR U'U: No.

10 CHAIR HEDANI: No. Next person to testify is  
11 Marcial Basbas. I hope I didn't ruin your name.

12 MS. BASBAS: Thank you, Mr. Chairman.

13 And aloha to everyone. I'm Marcial Basbas.  
14 I'm a resident of Waihee. And I'm taking this time to  
15 come forward only because -- just want to, actually, get  
16 on the agenda for your next planning meeting. And I'd  
17 like to see that happen for our community. And I'm glad  
18 you're discussing it because I wasn't seeing it in the  
19 schedule here which you folks have. And I think it's  
20 important because we want to have the opportunity as  
21 Waihee community to be able to speak.

22 And, actually, I'm here for myself. And I  
23 just want to say that I do have a vested heritage  
24 interest in my community at Waihee. And we -- I can say  
25 that we have lived on our property -- family property

1 for over 153 years. And there is others that I think  
2 that can say the same thing in Waihee. And I think for  
3 the Island of Maui, there's not very many of us left  
4 that can actually make that claim. So I have a heritage  
5 invested interest, and not because I'm Hawaiian, but  
6 because of my heritage in Hawaii and knowing who my  
7 ancestors are.

8 So I want our community to be given the chance  
9 and an opportunity to make our proposals for our Waihee  
10 and what we foresee as a community.

11 And it seems that we have people like  
12 Mr. Betsill, Mr. Good -- and who is this Jocelyn? All  
13 of a sudden, I'm hearing this Jocelyn person, I don't  
14 even know who she is, and she dares to speak for us.  
15 And she's never attended any of our Waihee Community  
16 Association meetings. I've never seen her. So she says  
17 she speaks for us, and I'm saying, no, she's not.

18 And I'm here today to let you know that I  
19 don't want any more new growth in or around Waihee. I  
20 don't want any subdivisions being developed. We have  
21 enough of that. And no shopping complexes or  
22 condominiums.

23 As I told Mr. Betsill at one of our Waihee  
24 Community Association meetings, when he proposed a  
25 convenience store with the gas station and community

1 before he devoured Little Red Hiding Hood's grandmother.  
2 So, again, I want to have our Waihee community  
3 to be on your agenda. And I don't wanna wait until  
4 October because I know that's not happening. And we'd  
5 like to do it as soon as possible. And we want to have  
6 a chance to give our proposal and what we'd like to  
7 present to your Planning Commission.

8 I wanna thank you all for your time and  
9 dedication. Mahalo. Thank you.

10 CHAIR HEDANI: Thank you very much, Marcial.  
11 Next person to testify -- I'm sorry. Question from  
12 Commissioner Mardfin.

13 COMMISSIONER MARDFIN: I'm just curious, you  
14 passed -- I'm trying to figure out what got passed out.

15 MS. BASBAS: Just my letter, that's my own as  
16 a person.

17 COMMISSIONER MARDFIN: That is a Maui News  
18 article?

19 MS. BASBAS: Oh, that was my information.

20 COMMISSIONER MARDFIN: I'll return that to  
21 you. There's a definition.

22 MS. BASBAS: That's for me, too.

23 COMMISSIONER MARDFIN: Thank you.

24 CHAIR HEDANI: Next person to testify is  
25 Johanna Kamaunu.

1 center for Waihee, I said, no. And I know a number of  
2 members at our meeting said no.

3 And to Ms. Jocelyn, my answer is no to her  
4 proposals for us in Waihee, because she doesn't speak  
5 for us.

6 However, when I look at this map, which is  
7 very deceiving, Mr. -- Mr. Betsill had put together, I  
8 guess with a developer and whatever, I find it very  
9 deceiving. Even his proposed of a Waihee neighborhood  
10 center, I find it very deceiving, also. And one of the  
11 reason I find it deceiving is because this whole center  
12 looks like it wipes out our whole town right on Kahekili  
13 Highway. Now, of course it's not to the size of the  
14 map, but that's what it looks like to me. And it looks  
15 like they just wanna completely wipe our whole town out.  
16 And I can see that happening.

17 And I'm gonna tell you right now we've got  
18 over 100 kupunas that live in that area, and you're  
19 going to be displacing quite a number of them. And so  
20 that's one of my concerns.

21 Of course, they tell us, the developers tells  
22 us, oh, don't worry, we won't be bothering you at all.  
23 And the development won't hurt your current residents  
24 there, don't worry. And I just want to say to that, my  
25 response to that is, that's what the wolf said just

1 MS. KAMAUNU: Aloha. Woops, it's not on.  
2 Aloha.

3 I'm remembering an interview I found in some  
4 records back in the seventies. And it was with one of  
5 my kupuna. And in that interview, he was asked, "What  
6 was it like during the depression?" And he said, "Oh,  
7 we're from (inaudible), we're kalo farmers, growers, we  
8 grow kalo." And he says, "If that's not enough, then we  
9 go down to the sea and we get our fish and whatever else  
10 we want."

11 So in thinking about that, I can't help you  
12 imagine what Waihee was like. And what Waihee is still  
13 like, because our men still go fishing. Even though  
14 some of them are getting kind of old, but they still go  
15 fishing. There's very little fish, it takes a lot  
16 longer to find the fish that they want, but there's  
17 still fish. And passing that kind of legacy on to our  
18 children is not an easy thing when the ocean and the  
19 rivers and streams are impacted by development and  
20 agriculture. And that's what we have with our stream,  
21 the water bodies in our area.

22 I'm looking at a community that was  
23 self-sustaining. And if I'm not mistaken, GPAC made  
24 that an important point in their plan, of  
25 self-sustaining or sustainable community. But this

1 community, the Maui community, as a whole, seems more  
2 based on commerce rather than it is a man's ability to  
3 sustain his livelihood or sustain himself off the life  
4 of the land.

5 And just like I did at one GPAC meeting, I  
6 wanted to remind you of what the word "aina" means.  
7 Aina to most people today means land, but it's land that  
8 they feel they can barter off, sell, trade, for  
9 something of value. But aina doesn't mean land. Aina  
10 means -- comes from the root words "ai," which means to  
11 eat or feed, and "na" is the source from where that  
12 comes from.

13 Now, you look back at what that word means and  
14 those contexts, you're gonna have to realize that aina  
15 means that which feeds the people. Is our island doing  
16 that? I don't think so.

17 This GPAC plan, I understand what they're  
18 trying to do for the future, for Urban Growth, but Urban  
19 Growth is gonna go nowhere if there is no resource. If  
20 there are no people who know how to take care of the  
21 land. And that's what this type of development is  
22 doing. It's taking that all away. We're kind of  
23 butting heads with two different cultures and two  
24 different approaches on how to support the culture.

25 One is through commerce. And commerce works

1 food. Is this a good time to call it in? Priorities,  
2 you know.

3 CHAIR HEDANI: We have one more testifier at  
4 this point.

5 MS. STALEY: Okay.

6 CHAIR HEDANI: First things first, huh? Okay.  
7 Joyclynn Costa. Then we're gonna take a break for the  
8 stenographer.

9 MS. COSTA: Aloha. My name is Joyclynn Costa.  
10 It's nice to see you in Haiku.

11 I'd like all of you folks to take your pen and  
12 a piece of paper and write the word "sustainability."  
13 "Sustainability." And if you break the word off from  
14 the "T" and you break the word off from the "B," dead  
15 center, what's the word in that word "sustainability?"  
16 The word is "aina." That should say a lot for whatever  
17 you plan.

18 The Hawaiians been saying this and screaming  
19 at you guys about our aina for centuries. Now you come  
20 up with this new word and you try to hide the word  
21 "aina" in this new word called "sustainability."

22 How many of you have walked here in Haiku?  
23 How many of you knew this place before there was homes  
24 up there? Where there was a wooden structure here for  
25 our community center? When you could actually drive

1 best through development, it works best through tourism,  
2 all these kinds of things that have an exchange for  
3 money.

4 The ahupua`a system that I heard mentioned  
5 here is based on what the land produces and what people  
6 are able to trade and share with one another. In the  
7 latter system, there's more caring for your neighbor and  
8 your community besides the resources that support you.

9 And this other type of system -- what's the  
10 best word for it, or best phrase -- every man for  
11 himself.

12 CHAIR HEDANI: Three minutes.

13 MS. KAMAUNU: And it doesn't work. I was  
14 really hoping that GPAC would come up with a plan that  
15 would be a little more comprehensive of those ahupua`a  
16 ideals. We're dependent on it. We're hoping someday  
17 our children will be able to survive from this. But  
18 we're making it very difficult for them.

19 Thank you.

20 CHAIR HEDANI: Thank you very much, Johanna.

21 Next person to testify is Joy Lynn Costa --  
22 Joyclynn Costa.

23 COMMISSIONER STARR: Mr. Chair, I think staff  
24 was -- staff was going like this. I don't know. Staff?

25 MS. STALEY: I'm going to call an order for

1 down to the lighthouse because the road was still good?  
2 When you could actually walk these roads and not fear  
3 where your children were?

4 I lived those days over here.

5 And are these the elements that you put in  
6 place with the plan you're now considering? Not just  
7 the pretty homes and the affordable price tags for  
8 whomever can afford it, because that is yet to be  
9 defined. I find there's a lot of missing definitions  
10 within this process. Lots of words, but, without the  
11 definition, we really don't know the intent.

12 There's hidden agendas. There's loopholes.  
13 And then we gotta go and maneuver our way through this  
14 whole channel which, by the time we get through,  
15 probably you guys not even gonna be on the board and  
16 there's gonna be a whole new bunch of people that gonna  
17 start it all over again, all because of words.

18 So if you take away all the garbage, you find  
19 what truly is in the words, sustainability is all about  
20 our aina.

21 When we talk about farming, I not talking  
22 about pineapple fields and cane.

23 I told this to the County Council one day. I  
24 said, "What is the problem with walking backwards?"

25 Everybody so scared, we cannot go backwards, we have to

1 go forward, we have to -- we have to, you know, plan for  
2 the future. But we seem to be always at a crossroad of  
3 compromise.

4 Let me tell you -- take you back just a little  
5 bit in my past. In my past, my father worked  
6 construction. And he did a decent amount of wage, but  
7 it wasn't gouging like it is today. So he could provide  
8 his family with a home, education. I graduated from  
9 Kamehameha School, on a scholarship because, although he  
10 was in construction, he couldn't put two children  
11 through Kamehameha School. And when times got hard --  
12 and I know some of you will know this -- when you buy  
13 the corn beef or the tuna and you mix it with either the  
14 cabbage or the onion, and that's your dinner, and you  
15 stretch 'em, yeah. In the days when he couldn't even  
16 buy the corned beef or he couldn't even buy the canned  
17 tuna, the past is what sustained us. He went down to  
18 the ocean. And that night, we feasted on lobster, moi,  
19 opae, all the goodness that was free.

20 But we seem to put ourselves in a direction of  
21 monetary value. What about the self worth of a man?

22 CHAIR HEDANI: Three minutes, Joyclynn.

23 MS. COSTA: So when we look at this plan, I  
24 hope you put the important elements, not just the  
25 profitability, or a matter of bringing more people in.

1 reconvene, 10 minutes.

2 COMMISSIONER STARR: Thank you.

3 (Recess, 2:47 p.m. to 3:00 p.m.)

4 CHAIR HEDANI: Planning Commission meeting of  
5 May 5th is back in session. At this point we're gonna  
6 go ahead and take the staff presentation of the Draft  
7 Maui Island Plan's proposed ground boundaries for the  
8 Haiku Community Plan Region and the Heritage Resources  
9 element.

10 MR. MICHAELSON: Thank you, Mr. Chairman.

11 CHAIR HEDANI: Who is on?

12 MR. MICHAELSON: I am.

13 First of all, I want to thank everyone for  
14 coming. Happy Cinco de Mayo.

15 My name is Dave Michaelson. I'm with Long  
16 Range Planning.

17 One of the purposes of these meetings, going  
18 into the outreach, is to talk about these boundaries.  
19 And it's heartfelt to hear people talking about the  
20 boundaries, because it's probably one of the most  
21 important parts of the plan. And it's what really sets  
22 it -- it sets itself in a different mode than planning  
23 that we've done in the past. So what I'd like to do is,  
24 for both the benefit of the Planning Commission and  
25 public, give you sort of a very quick overall

1 We're an island. Walk the island so you guys understand  
2 what you guys doing.

3 CHAIR HEDANI: Thank you.

4 Are there any other members of the public that  
5 would like to offer testimony at this time? Okay.  
6 We're going to go ahead and take a 10-minute break at  
7 this point. Thank you.

8 COMMISSIONER MARDFIN: Mr. Chair, and then  
9 what we're gonna do after that, in the evening, we're  
10 gonna come back to the specific development maps for  
11 this area, is that correct?

12 CHAIR HEDANI: We're gonna be going over the  
13 Population and the Heritage, Cultural Resources portion  
14 of the plan itself, after the presentation from staff.

15 COMMISSIONER MARDFIN: And then we're not  
16 gonna do the development for this area?

17 CHAIR HEDANI: Mr. Summers.

18 MR. SUMMERS: Thank you, Mr. Chairman.  
19 under Item C, we do have --

20 COMMISSIONER STARR: Mr. Chair, point of  
21 order, please. You called a recess.

22 COMMISSIONER MARDFIN: I'm sorry.

23 COMMISSIONER STARR: You called a recess, now  
24 we're doing business while we're on recess, please.

25 CHAIR HEDANI: We'll take it up when we

1 description of how these boundaries were formed, what  
2 they do, what their intent are. And you're gonna hear a  
3 lot of reoccurring themes that you just heard from the  
4 testifiers, which is good, because that means that we're  
5 on the same page and we're listening.

6 So the first, let's talk a little bit briefly  
7 about some of the underlying themes.

8 One of the themes that reoccurs through the  
9 whole plan, you'll see it in all the elements, is  
10 something you also heard from the -- from two  
11 testifiers. And that's the idea of who are we planning  
12 for. And there's a couple themes about that.

13 One of it is we're planning for our children.  
14 Right. You should be thinking about what kind of Maui  
15 they're gonna see.

16 And I described -- I've gone into the high  
17 schools several times, I really like working with high  
18 school kids. And I've heard them tell me about what  
19 kind of Maui they wanna see. And we've tried to  
20 incorporate that in our plans.

21 There are several sort of guiding principles  
22 that sort of weaved its way through the whole plan.

23 The first is that it should be bold. All  
24 right. The stakes are incredibly high on Maui.

25 I've worked in resorts pretty much my whole

1 career. And if the plan's not bold, it tends to be  
2 watered down, it tends to not do anything. And just as  
3 another testifier said, you end up having to do it  
4 again. All right.

5 Secondly, it should be based on real stuff,  
6 population projections. All these maps that are along  
7 the wall, this was all the input that we used when we  
8 did these boundaries. There's cultural mapping, there's  
9 environmental mapping, there's natural hazards mapping,  
10 the coral reef mapping is back on the wall,  
11 infrastructure. All those came into play. And I'll  
12 walk you through very briefly how all that stuff sort of  
13 found it's way in to defining these maps.

14 And, finally, you got to respect the process.  
15 We've spent three and-a-half years working on this.  
16 We've heard an incredible amount of public testimony.  
17 And that's got to find its way in. I think, for the  
18 most part, it has.

19 This gives you a sense of just the overall  
20 approach that the plan took.

21 We did a really rigorous public participation  
22 program, and it was called Focus Maui Nui, which I  
23 believe was in 2006. We also did a whole lot of  
24 analyses of the island, if you will. And it just wasn't  
25 just environmental. You'll see agricultural mapping on

1 We have a set of guiding principles. These  
2 are also on the website. I'm not gonna read these to  
3 you, I'll just take 'em through.

4 But the idea of lifestyle and culture -- and  
5 culture, I think, is the one really interesting  
6 component.

7 And later this afternoon, you'll hear the  
8 Planning Commission discuss the cultural and heritage  
9 element.

10 It found its way into almost every part of the  
11 plan. And, in fact, the policies related to culture --  
12 and when I say "culture," I mean a lot of different  
13 things. It's not just archaeological; it's social and,  
14 in some cases, it's socioeconomic, who can stay here and  
15 who can't.

16 And Julia will give a presentation right after  
17 me regarding what the recommendations are.

18 We heard about sustainable planning. And in  
19 fact, a really poetic way of looking at that. I wish I  
20 would have thought of that. That's -- we'll talk a  
21 little bit about that as well.

22 But one of the things that -- that kept coming  
23 up was the idea of two things. One, when we worked with  
24 the high school kids, we heard over and over, keep  
25 country country. That was a theme that just kept coming

1 the back wall. You'll see existing population. I'm  
2 gonna take you back about 50 years in the Paia-Haiku  
3 region. So we looked at sort of historical information  
4 to help us.

5 All these studies are on the website and  
6 they're also in our office. And we can provide you CDs  
7 as well.

8 From there, we started looking at, well, how  
9 big could Maui get, all right, worst case scenario, in  
10 the -- in the window of the plan, which is 2030. That's  
11 a long way out. And we'll talk -- I'll talk just  
12 briefly how that sort of manifested itself in the  
13 boundaries.

14 A lot of people, when we talk about directed  
15 growth, they want to know why, why. We've never  
16 directed it in the past, right? It's really been driven  
17 by the free market for the most part. But in the  
18 enabling legislation, it required us to do urban  
19 boundaries and rural boundaries.

20 Now, what's interesting -- and I'll take you  
21 on a little tour of this -- that doesn't really work.  
22 That strict definition of boundaries doesn't work on  
23 Maui, because Maui has a lot of different places. And  
24 we'll talk a little bit about, one, what makes them  
25 special, and what makes doing this a little complicated.

1 up, kept coming up. And that suggests hard edges. That  
2 suggests sort of anti-sprawl approach. And that's in  
3 the map.

4 The agricultural issues were always there, but  
5 I think they even have gone up a notch in the last six  
6 to eight months.

7 You'll hear a term that 80 percent of our  
8 resources come from off island. Well, when we start  
9 consuming large portions of prime ag land, the chances  
10 of turning that around diminish. So there's a strong  
11 agricultural protection component.

12 I don't have to tell you how environmentally  
13 sensitive Maui is. I think we know it. I think we've  
14 done our best to try to channel development.

15 You've heard a lot of testimony this morning  
16 about nearshore water development patterns. And that  
17 will be a topic of discussion when -- when the Planning  
18 Commission actually gets into the nuts and bolts of the  
19 -- of the Directed Growth strategy.

20 There's also this concept of equity. We  
21 talked a lot about facts like who we're planning for,  
22 are we planning for the off-shore market, are we  
23 planning for people who live on Maui, or people who  
24 aren't even born on Maui yet. And that's a bit of a  
25 gearshift, I think, for how we do business.

1 Infrastructure also was a component. And  
 2 there is a couple infrastructure maps, I believe, on the  
 3 wall. Essentially, the idea is that if -- when you hear  
 4 smart growth, I think it's also efficient growth, you  
 5 put development in places where you can serve it with  
 6 public services, water, sewer, roads, parks, schools.  
 7 That's a component of the strategy.

8 There's also a regional framework that I think  
 9 you'll see in some of the Community Plans, but I don't  
 10 think we've really looked at it from the Maui Island  
 11 Plan until now. The idea is that -- when we went and  
 12 did the charrettes -- we did four charrettes, I believe,  
 13 different portion of the island, let people draw on maps  
 14 saying where development should and should not go.  
 15 There was a consensus that we were gonna limit  
 16 development in North, West and East Maui. That the  
 17 agricultural resources had to be a component of these  
 18 boundaries when they were developed. That we should  
 19 direct growth as close as we can to employment areas.  
 20 And that certainly manifests itself in a plan.

21 And, finally, that the way we look at site  
 22 planning has to change. It has to change. I think that  
 23 there was a consistent theme about single homogenous  
 24 subdivisions are not what Maui -- where Maui should be  
 25 going. And we got to create new places where people can

1 When you look at the document, you can see those  
 2 assumptions. And they weren't based on just our sort of  
 3 gut reaction. We looked at what -- what they called  
 4 smart growth or new urbanism projects not -- not only on  
 5 Maui, we've had -- we have two sort of new towns that  
 6 have been kicked around. And we looked at those and  
 7 then we compared it with supply and demand. And,  
 8 hopefully, we balanced that.

9 But the one thing about these boundaries, you  
 10 have to be very careful that you neither constrain the  
 11 market, right, to the point where you can't afford to  
 12 live here, and the other way around can be just as  
 13 damaging.

14 This was the criteria that we looked at. I'm  
 15 not gonna -- I won't take you through all of these.  
 16 These are -- these came out of Focus Maui Nui, they came  
 17 out of a lot of public testimony, they come out of just  
 18 sort of basic sort of traditional and neo traditional  
 19 planning concepts. Again, hard edge, affordable  
 20 housing, agricultural impacts, those will all come into  
 21 play.

22 Here's the thing about Maui that's different.  
 23 And we had to reflect this when we did our boundaries.  
 24 And I'm gonna take you on a little road trip to some  
 25 portions of the island. But there are urban town

1 live.

2 This was the process that we did internally  
 3 when we did this the first -- the first thing we did is  
 4 mapped all these resources. And these are probably half  
 5 of the datasets, frankly, that came into play in the  
 6 map. We projected the future land use needs. And I  
 7 made a presentation, I think, two weeks ago on the  
 8 population projections, where they came from. We did an  
 9 analysis of all infrastructure and public facility  
 10 constraints on the island. There's a technical memo on  
 11 the web as well.

12 The community value process was probably key.  
 13 And, in fact, some of those are actually illuminated on  
 14 this poster back here on the wall which are core values  
 15 which we established very early in the process. And we  
 16 went through with the Planning Commission last week and  
 17 fine-tuned them just a little bit.

18 Then we said, well, based on all of this and  
 19 all the community value work, what places naturally pop  
 20 up that make sense for development and what don't. And  
 21 there was a lot of heated discussion, both at the staff  
 22 level as well as with GPAC. And I'm sure it will take  
 23 place as well with the Planning Commission.

24 We started looking at densities that are, in  
 25 fact, higher than what you traditionally see on Maui.

1 boundaries, those are the ones that are currently around  
 2 the most urbanized areas of the island, Wailuku,  
 3 Kahului, Kihei, West Maui, but then there's this other  
 4 kind of town out there, right. And most of them -- most  
 5 of them are very emotional for people, country towns.  
 6 Paia has a country town boundary. Makawao, Paia, those  
 7 all have country town boundaries. And then we got into  
 8 this really interesting sort of mix. And I think  
 9 Keokea, Waiakoa are the two best examples of these rural  
 10 service centers, these places that essentially popped  
 11 up, for the most part, in a lot of cases just serving  
 12 agricultural communities nearby, but you can't treat  
 13 them like you treat a city. You don't want urban  
 14 infrastructure, right, in Paia, for example.

15 And then there was a rural residential that  
 16 are on these maps on the back wall, you can take a look  
 17 at 'em, that kind of represent -- Kula 200 popped up,  
 18 someone -- I think it was Lucienne mentioned Kula 200.  
 19 Those areas that really don't have any support services  
 20 other than large lot residential and some isolated  
 21 agricultural uses.

22 There's four ways to grow on this island. And  
 23 what's gonna happen, I believe, is that all four will  
 24 come into play. But the key is they come into play  
 25 where they make sense.



1 The first one is just classic urban infill.  
 2 And we accounted for that assumption in our Urban Growth  
 3 Boundaries. We made assumptions of, in the next 25  
 4 years, there will be development in -- in both --  
 5 Kahului is a great example, Kihei is another good  
 6 example, where we don't have to grow the boundary to  
 7 support a certain amount of growth. It will occur on  
 8 its own.

9 Then there's urban expansion areas. And if  
 10 you look at Central Maui, you've created sort of a  
 11 buffer, if you will, that would allow some urban  
 12 expansion outside of existing urban core, but close  
 13 enough to be served by distant services.

14 Then there's the new towns. And the two that  
 15 you're probably most familiar with are Olowalu and  
 16 Haliimaile. Those have -- there's positives, there's  
 17 negatives. We debated them at length with GPAC. And  
 18 I'm sure you can expect to have a very healthy debate on  
 19 that sort of growth pattern as well. They certainly  
 20 have their place.

21 And then each of these places are so  
 22 different. And I'm gonna take -- I'll give you some  
 23 examples of why that is.

24 So the boundaries are not all the same.  
 25 They're not just containment. All right. They -- in

1 organic development pattern. It just kind of happened.  
 2 It developed along a transportation spine, single spine,  
 3 not like an intersection like Baldwin and Olinda.

4 And we heard this by several testifiers. And  
 5 this is a -- this is the way my brain is kind of wired.  
 6 This idea of are we a community or a commodity. I would  
 7 suggest that we better be a community. I think that's  
 8 what the community is telling us. So when you look at  
 9 these boundaries, you have to -- you have to sort of  
 10 dissect these places and make sure that -- the  
 11 one-size-fits-all boundary doesn't work on Maui. It  
 12 won't. And I think what you'll end up getting is  
 13 something you don't want. It's sort of like the  
 14 Southern California model.

15 We also looked backwards. We did an analysis.  
 16 We did this for the entire island. I just brought the  
 17 one for this CP area. But we started looking at these  
 18 development patterns. And some of it was driven by a  
 19 different economic model, but there is precedence for  
 20 these places outside existing urban areas. Just pick a  
 21 place on here. I think I took you through some of these  
 22 last week, but just pick a place. That's '33. These  
 23 are done off U.S.G.S. quads. '55, you see Paia really  
 24 changes. And, in fact, our boundaries in some cases  
 25 draw back on Paia's history. And you can see that on

1 some cases, they allow orderly expansion based on like  
 2 some of those infrastructure issues, trying to balance  
 3 supply and demand on the island. And, in some cases,  
 4 there's a sort of strategic land use promotion where we  
 5 identified areas where it made sense to grow, the  
 6 infrastructure was there and it fit the model, if you  
 7 will.

8 Here's an example of what I mean of how  
 9 different these places are. And it's -- if you don't  
 10 understand that, and you don't respect it, I think we're  
 11 gonna compromise, to a certain extent, what we're gonna  
 12 look like in 2030.

13 And here's an example of Makawao. Very  
 14 diverse lot sizes. It's not like -- if you look at  
 15 Haliimaile, I'll show you a lotting pattern of  
 16 Haliimaile. Those lots are all within about one percent  
 17 of each other in lot size. Makawao is not like that.  
 18 Makawao has a very diverse housing mix. Right? It's  
 19 just different. And we have to respect that.

20 Here's Haliimaile. Like I said, those lots,  
 21 it was laid out as a plantation camp. Right? It's got  
 22 a very unique feel to it. And so when we started  
 23 looking at Haliimaile, we -- we kind of went back to  
 24 sort of some of these.

25 Here's Keokea, one of my favorite places, very

1 the maps in the back.

2 So there's two directed growth maps on the  
 3 wall that represent this Community Plan area. These are  
 4 a little hard to read. But essentially what we did was  
 5 in the cases of like Haiku, for example, we're showing  
 6 very limited expansion opportunities in Haiku. In other  
 7 places, there are gaps. And the -- the maps on the wall  
 8 are probably the best way to see it because that's  
 9 digital imagery, so you can see underneath the  
 10 boundaries and you can see what the existing land use  
 11 patterns are. But those are what we want some comments  
 12 on. And -- and you can snag me any time during the  
 13 meeting and we can talk about what these maps show.

14 This is a little farther Upcountry, Makawao,  
 15 Pukalani. The strategy here was really to not let the  
 16 two communities merge. All right. And it's almost  
 17 happened. It's very close. And you'll see a greenbelt  
 18 right up here, right -- right along the highway.

19 We showed -- the GPAC map showed some  
 20 expansion opportunities for Makawao. Same thing with  
 21 Pukalani. There's two pieces. Again, you can see this  
 22 on the imagery. There's one right up here. One right  
 23 up here.

24 So that's sort of the -- I hope that gives you  
 25 a sense of how we did what we did, why we did it.

1 The differences between the GPAC maps and  
 2 Department maps are remarkably similar. The only  
 3 difference is, and you heard Olowalu, Olowalu is not on  
 4 the Directed Growth map, it is on the GPAC map.  
 5 There is one exception here, very close to the  
 6 Old Maui High School site. We had shown expansion on, I  
 7 guess, the east side. GPAC flipped it to the west side.  
 8 But that's really the only changes, I think.  
 9 And I think there is one nuance in Paia, if I  
 10 remember. There was a Project District at the school  
 11 that I believe GPAC -- and, Warren, you might remember  
 12 this better than I do. I think GPAC put that on their  
 13 boundary and I believe we excluded it.  
 14 So that gives you a sense of how this thing is  
 15 put together.  
 16 You're gonna get a lot of questions. Every  
 17 time we go in the community, just like you had heard  
 18 today, people want to talk about that, which is good,  
 19 because it's the most important part of the plan.  
 20 So, with that -- also, all the maps are on the  
 21 web. There's two sets. When you go to the Maui County  
 22 website, you'll see a GPAC version and a Director's  
 23 version.  
 24 What we've done with these maps is we've  
 25 combined them. So you can -- it's transparent. You can

1 MR. MICHAELSON: I didn't bring the GIS data  
 2 with me. I should have. But I think that the mapping  
 3 in the back, particularly the two up on top, give you a  
 4 very good sense, I think, of what we're thinking about  
 5 up here and what GPAC was thinking about.  
 6 Like I said, it's -- it's a relatively tight  
 7 containment strategy. In other words, it doesn't  
 8 represent any radical changes in the existing land use  
 9 pattern with the exception of some expansion opportunity  
 10 around the cannery. You know the little piece of  
 11 property by the reservoir? That is in both boundaries,  
 12 both the Director's boundary and the GPAC boundary.  
 13 Upcountry, I think, as I said before, there's  
 14 -- there's two -- and we'll have data summary sheets for  
 15 you when we get to the Directed Growth that shows you  
 16 how many acres are included in Pukalani and Makawao, but  
 17 that's also very similar to Haiku.  
 18 Paia expansion is really at sort of a natural  
 19 progression as you come up Baldwin, but -- but we  
 20 contained it. I think -- in fact, I think we shrank it  
 21 quite a bit. Didn't we, Warren, from where we  
 22 originally were?  
 23 COMMISSIONER SHIBUYA: Yeah.  
 24 MR. MICHAELSON: I believe we did. And that  
 25 was in reference to both the supply and demand sort of

1 absolutely see the differences, and it's transparent.  
 2 In addition, I believe the majority of all  
 3 these background maps now are also on the web. They're  
 4 in PDF. You can print 'em, you can zoom in on 'em. But  
 5 that was the basis for what we did, all this data that  
 6 you see on the wall here.  
 7 But that's it for this, Mr. Chairman.  
 8 CHAIR HEDANI: Director.  
 9 PLANNING DIRECTOR HUNT: This would be an  
 10 opportunity for the Commission to ask staff any  
 11 questions or clarifications over the presentation that  
 12 Dave just went over. It's not intended to be a  
 13 decision-making exercise at this point. We will be  
 14 coming back for the Directed Growth later on in your  
 15 schedule.  
 16 CHAIR HEDANI: Do you want to go into Section  
 17 E at this time?  
 18 PLANNING DIRECTOR HUNT: If there's no  
 19 questions from you folks, it's up to you.  
 20 CHAIR HEDANI: Commissioner Starr.  
 21 COMMISSIONER STARR: Yes. Mr. Michaelson,  
 22 would it be possible to -- for you to give us a tour of  
 23 the Haiku District? Just kind of zoom in and talk about  
 24 both the built environment and where -- where we're  
 25 heading in this Community Plan District?

1 equation that was going on. As well as I think there  
 2 were some site issues that -- and there was some  
 3 cultural sites that we knew were out there. And it sort  
 4 of naturally bubbled in. We did not want to see  
 5 significant expansion -- or we didn't want to see  
 6 Makawao sort of slowly bleed down Baldwin. We thought  
 7 that the existing relatively low density residential use  
 8 was appropriate and it does in fact create that hard  
 9 edge for Makawao. We thought that was important.  
 10 And same thing with Paia, the idea was that  
 11 the last thing we didn't want to see is what -- what  
 12 you've seen a lot on the mainland, that sprawl along a  
 13 major highway corridor.  
 14 Is that pretty close, you guys?  
 15 PLANNING DIRECTOR HUNT: I guess --  
 16 CHAIR HEDANI: Jeff.  
 17 PLANNING DIRECTOR HUNT: -- I'd sum it up as  
 18 saying we respected the existing growth in the area and  
 19 put -- or suggested, and GPAC -- again, we're consistent  
 20 with GPAC except for that one area by the old high  
 21 school. But generally speaking, we have urban growth in  
 22 the Paia area and a little bit in Haiku, and then the  
 23 rest it is just rural growth. And those rural growth  
 24 areas are around existing rural growth nodes. And  
 25 there's not really a lot of proposal to interject or --

1 or have a lot of new rural growth beyond the existing  
2 zoning. There's a little bit, but not much.  
3 Essentially, we're recognizing the existing zoning  
4 patterns that are out there today.

5 CHAIR HEDANI: Okay. We have a couple of  
6 requests from people in the audience that were not able  
7 to -- that were not able to testify earlier. And we'll  
8 go through a discussion of whether or not we want to  
9 reopen public testimony.

10 Commissioner Mardfin.

11 COMMISSIONER MARDFIN: I just wanted to  
12 verify, on Page 15 of the recommendations, in our  
13 packet, it shows Paia-Haiku going from roughly 12,000 to  
14 roughly 14,000. So that's about a 16 percent increase  
15 over --

16 MR. MICHAELSON: Okay.

17 COMMISSIONER MARDFIN: -- 20 years. Is  
18 that --

19 MR. MICHAELSON: That's accurate.

20 COMMISSIONER MARDFIN: -- what you figured?  
21 Thank you.

22 CHAIR HEDANI: Commissioner Starr.

23 COMMISSIONER STARR: Yeah. I have a couple of  
24 questions. But before I do, I wanted to comment on --  
25 on your query before, which is, you know, I do think at

1 that they have to go to in addition to this meeting and  
2 they won't be able to stay until that time. So we can  
3 open if up at 4:00, if you like, we can open it up  
4 again. If the whole purpose of coming out here was to  
5 do an outreach to the community, then let's do it.

6 Any additional questions for staff at this  
7 point?

8 Commissioner Starr.

9 COMMISSIONER STARR: Yeah. Regarding the  
10 Paia-Haiku Community Plan, could you give us the -- the  
11 numbers as far as the population centers, you know, the  
12 -- as built --

13 MR. MICHAELSON: Right.

14 COMMISSIONER STARR: Built environment,  
15 projected, and, also, you know, what -- what  
16 infrastructure we don't have that we're looking through.

17 MR. MICHAELSON: In your document, there's a  
18 -- there's two accompanying spreadsheets in the G -- in  
19 the very -- is it in the back or the front? I believe  
20 it's in the back of the mapping packets. And it  
21 summarizes by unit count and by density what we're  
22 suggesting would be included within those growth  
23 boundaries to 2030.

24 The Infrastructure section, which you'll also  
25 launch off to in your schedule, that would probably be

1 some point we should reopen testimony. Perhaps we could  
2 set a time to reopen it. And that way -- because I  
3 think more people will be gathering, you know, when they  
4 get free of work. So it may make sense.

5 CHAIR HEDANI: Okay. The people that have  
6 indicated that they would like to testify would like to  
7 do so at around 4:00, if that's acceptable. That's  
8 about half an hour. Okay.

9 Commissioner Guard.

10 VICE-CHAIRMAN GUARD: Are you gonna reopen it  
11 again? I think 8:00 to 4:00 seems to be a standards  
12 work shift that I thought people might be getting here  
13 later in the day as well. That might be something we  
14 ought to look at, if this is the first of six of these  
15 in the community meetings.

16 CHAIR HEDANI: Whatever is your pleasure.  
17 What do you guys want to do?

18 Commissioner Starr.

19 COMMISSIONER STARR: Yeah. My suggestion is  
20 we take a break at 5:00, and then, when we come back  
21 from that break, reopen testimony. And that way, people  
22 who have been working would have that opportunity. You  
23 know, that way we kind of make that our standard for  
24 beginning of the day and then after dinner break.

25 CHAIR HEDANI: Several people have meetings

1 the most appropriate time to talk about the specific  
2 infrastructure issues associated with each CP area.

3 But, again, that was a very important  
4 component, both within the GPAC discussions as well as  
5 the staff discussions when we developed both of those  
6 sets of boundaries.

7 COMMISSIONER STARR: Can you help us figure  
8 out which -- what we're talking about?

9 MR. MICHAELSON: The spreadsheets, I think you  
10 got it. Is that right --

11 COMMISSIONER STARR: No. This is just the  
12 density, the unit count.

13 MR. MICHAELSON: Right. And in the land use  
14 forecast, there's data provided that talks about  
15 existing as well as forecast population by CP area. I  
16 think Ward's numbers was really close, the 14,000 to  
17 16,000 in 30 -- 22 years.

18 CHAIR HEDANI: Mr. Summers.

19 MR. SUMMERS: Thank you, Mr. Chairman.

20 The spreadsheets that Dave is talking about,  
21 we've got two of them, one is -- and they're each behind  
22 the maps. You've got maps that reflect the GPAC's  
23 recommendations. In the back of that, you've got a  
24 spreadsheet that quantifies, with both density and total  
25 unit count, the impact of the projects that are

1 proposed. You have a similar spreadsheet in the back of  
2 the Director's maps.

3 COMMISSIONER STARR: Uh-huh.

4 MR. SUMMERS: In terms of taking in existing  
5 communities, when we get to the Land Use Directed Growth  
6 mapping exercise, we can bring some census data that  
7 would illuminate existing population for our communities  
8 in the various Community Plan regions. That's fairly  
9 easy to do. And in terms of some of the infrastructure,  
10 definitely go back and look at the public facility  
11 assessment and the infrastructure assessment updates.  
12 They have good background data on existing  
13 infrastructure inadequacies and proposed improvements.

14 CHAIR HEDANI: Any further questions for  
15 staff? Okay. Do you want to move on?  
16 Director.

17 PLANNING DIRECTOR HUNT: The next agenda item  
18 involves your discussion of, and including potential  
19 recommendations, relating to the Maui Island Plan's  
20 Population and Heritage Resources elements. I believe  
21 Julia is going to take the lead on this.

22 MS. STALEY: She is.

23 CHAIR HEDANI: Julia.

24 MS. STALEY: Okay. I don't want to be too  
25 loud. My name is Julia, I'm a Planner with the

1 gone, they are gone for us, for the following  
2 generations and potentially from the planet.

3 So the sub-elements, there are five of them  
4 within the Heritage Resources element -- oh, come on,  
5 thing. There. Cultural resources; shoreline reefs and  
6 nearshore waters; watersheds, streams and wetlands --  
7 brevity was a virtue in this, so there's a lot of  
8 truncated statements -- wildlife and natural areas;  
9 scenic resources. And at one time during a draft there  
10 was a hazards element. That has since, with the  
11 recommendation of the GPAC, gone to its own chapter and  
12 its own element. So no more.

13 Okay. So those are our five sub-elements that  
14 we've got to get through.

15 How did we come about what we have within the  
16 narrative element, the goals, policies and objectives  
17 that you have in front of you? How did we get to them?  
18 It was definitely a collaboration of efforts. We had a  
19 number of technical studies, we had public input, which  
20 has definitely shaped both -- well, it's shaped all of  
21 it because it, in turn, is given to the GPAC, is taken  
22 into the independent -- excuse me -- the Investigative  
23 Review Committee, crack team of experts, and  
24 stakeholders, scientists that we had all give us input.  
25 And that's where we get our entire chapter.

1 Division. I've met most of you before.

2 John and Dave don't usually ask me to do a  
3 Powerpoint or speak in public, so this is a new one for  
4 me.

5 And I recognize that you guys are all very  
6 warm and are waiting for dinner, so I'm gonna try and go  
7 through this quickly. And then, of course, once I'm  
8 finished, if you have questions regarding this element,  
9 you're certainly free to ask them.

10 You should have a copy of this Powerpoint,  
11 with someone's beautiful pictures, and it's in your  
12 packet from today. Then, of course, you have the  
13 three-column matrix that has all of the goals,  
14 objectives, policies and actions that we're going to be  
15 reviewing.

16 We got a lot to do today, folks.

17 And so this is the Heritage Resources  
18 sub-element -- or element, also referred to as a  
19 chapter. This is Chapter 2. Chapter 1 being  
20 Population, for its obvious implications.

21 And while infrastructure and health care and  
22 everything else is very important, it's my own personal  
23 opinion that the Heritage Resources element is the most  
24 important. It's what makes Maui unique, spectacularly  
25 beautiful. And some of these resources, once they're

1 Come on.

2 Okay. So the first sub-element is Cultural  
3 Resources.

4 And, okay, it's no mystery, let's just clear  
5 this up right now, I'm not born or raised here. So when  
6 we're talking about this diverse community, the input  
7 that I receive to write this all comes from outside  
8 sources. I don't make this stuff up.

9 We have a very important cultural resources  
10 chapter that includes the artifacts, the folk lore, lot  
11 of buildings and structures, traditions, languages,  
12 lifestyles. You name it, we got it. And there's a  
13 bunch of pictures I got, yeah.

14 Okay. Now I'm nervous. I wasn't before, now  
15 I'm nervous.

16 So this is how this is going to go. What I'm  
17 going to do is I'm going to -- well, it doesn't matter  
18 because you can't see it. There's a goal up there. And  
19 that's the goal of the sub-element. That is the goal  
20 for the Cultural Resources sub-element. You can read  
21 along, you can look at it. I'm not going to read it out  
22 loud. This one, brevity was not a virtue. But it does  
23 talk about a community rich in cultural and historical  
24 and archaeological resources.

25 Then when you get talking about the goal, we

1 start addressing issues that might come up to formulate  
2 the objectives. So we have three key issues here. You  
3 can read along.

4 One of them has to do with the perpetuation of  
5 the Hawaiian language and the cultural practices,  
6 strengthening management, and the lack of the  
7 island-wide inventory. So in order to address these  
8 issues, we've created what will be an objective, the  
9 policies, and the actions subsequent.

10 So what I did -- if I can do it -- ah --  
11 there's the issue. And a couple of the -- maybe the  
12 policy or the action language that we put up -- kidding.  
13 Some of the things that we decided to put in here, you  
14 may -- I'm not sure if you know this, but the document,  
15 the policies, everything has evolved a great deal over  
16 the last couple of years -- whatever -- however long  
17 I've been working here. And so we've definitely gotten  
18 more thorough, more rigorous with our policies and our  
19 actions. Some of them are controversial, but,  
20 nonetheless, they are the way they are. And you guys  
21 are going to weigh in on whether you feel that they are  
22 sufficient. We think that they're very thorough.

23 So those are some of the policies and actions  
24 that we have. I'm not gonna read 'em.

25 This Issue 2 is strengthening management

1 CHAIR HEDANI: Julia, can you kind of point  
2 out to me where we are in this --

3 MS. STALEY: Point out to you where we are in?

4 COMMISSIONER MARDFIN: Page 3.

5 COMMISSIONER SHIBUYA: Page 3, top.

6 MS. STALEY: Okay. So there's a Powerpoint,  
7 and then there's also the policies. So let's --

8 COMMISSIONER STARR: Yeah. As you were  
9 reading them, they didn't track what -- the objectives  
10 we have before us on cultural resources.

11 MS. STALEY: Okay. So in my effort to really  
12 kind of go through this hitting just the high points, I  
13 did cut a lot. So what I have done is I have pulled the  
14 issues, and the issue speaks to each objective in order.  
15 So if you want me --

16 CHAIR HEDANI: Let me back up a little bit  
17 just because I'm a simple person and I look at things in  
18 a really simple way. We're not gonna go through the  
19 Heritage Resources line by line that we have distributed  
20 to us?

21 MS. STALEY: That's a question, correct?

22 CHAIR HEDANI: Right.

23 MS. STALEY: No, we are not because you --  
24 well, no. I am not going to go through that. You --  
25 this is why I'm trying to kind of move things along,

1 programs to protect archaeological and historic  
2 resources. So what we're saying in this one is  
3 requiring within development -- require  
4 development/developers within culturally sensitive  
5 areas -- and I know that we've taken a shot at making  
6 several maps for said culturally sensitive areas -- we  
7 would require them to have -- just like you would have  
8 an environmental impact, you would have an  
9 archaeological impact survey, a cultural impact  
10 assessment, ethnographic inventories and monitoring --  
11 and monitoring during all the phases of development. So  
12 we thought that was pretty important.

13 Of course, ensuring that construction doesn't  
14 destroy cultural sites, and incorporating the  
15 recommendations of the Aha Moku Council. And we can  
16 talk more about that because it will come up as a theme  
17 several times, Act 212.

18 And then the lack of inventory. So it's  
19 basically prepare and continually update a heritage and  
20 cultural resources plan, an inventory.

21 What do we have here? A lot of policies,  
22 that's what we have there. All right. Moving on.

23 Next: Shoreline reefs and nearshore waters,  
24 this is a sub-element number two. Very dear to all of  
25 us because --

1 because you guys have a lot of work ahead of you, to  
2 look at that three-column matrix that you all have in  
3 front of you -- if you don't, I have it. We all --

4 CHAIR HEDANI: I thought that's what we were  
5 doing.

6 MS. STALEY: Okay. You're going to. All I'm  
7 doing is pointing out some of the high points that we  
8 are --

9 CHAIR HEDANI: Fine.

10 MS. STALEY: Because we have a lot of  
11 additional policies.

12 CHAIR HEDANI: Okay.

13 MS. STALEY: Because you can't really follow  
14 along. And I will sitting here and diligently typing  
15 your every word and wish.

16 CHAIR HEDANI: Okay. Because if we're going  
17 to get through 37 pages of cultural resources, we need  
18 to get moving.

19 MS. STALEY: If you want me to stop talking, I  
20 am happy to oblige.

21 CHAIR HEDANI: Commissioner Hiranaga.

22 COMMISSIONER HIRANAGA: I believe staff is now  
23 in Agenda Item C? That's what you're doing right now,  
24 right, agenda Item C?

25 MS. STALEY: It's entirely possible.

1 COMMISSIONER HIRANAGA: When she's complete,  
 2 we will enter Agenda Item D. So I'm not sure how long  
 3 Agenda Item C is, but that's what she's doing.  
 4 MS. STALEY: I can go faster, but you might  
 5 not be able to understand me.  
 6 COMMISSIONER STARR: No.  
 7 CHAIR HEDANI: Mr. Summers.  
 8 MR. SUMMERS: Thank you, Chairman.  
 9 Commissioner Hiranaga is correct. We're on Agenda Item  
 10 C. So this is just a background summary presentation of  
 11 the Heritage Resources element.  
 12 CHAIR HEDANI: My apologies.  
 13 MR. SUMMERS: Once we're complete with the  
 14 Powerpoint, we'll go into the actual review of the  
 15 Population and Heritage policies.  
 16 CHAIR HEDANI: Oh. Thank you.  
 17 MS. STALEY: So does the group desire to keep  
 18 going, move along?  
 19 CHAIR HEDANI: Please continue.  
 20 COMMISSIONER MARDFIN: Mr. Chairman?  
 21 CHAIR HEDANI: Commissioner Mardfin.  
 22 COMMISSIONER MARDFIN: I have a question. The  
 23 items -- if we're on Item C, it says staff presentation  
 24 on the Draft Maui Island Plan's proposed growth  
 25 boundaries for the Haiku Community Plan. Is what we --

1 testimony on earlier for. But we're not today in the  
 2 process of reviewing and approving the maps for Haiku.  
 3 COMMISSIONER MARDFIN: I know we're not  
 4 reviewing and approving, but I thought we'd be  
 5 discussing. And it looks like we didn't have -- we're  
 6 not having discussing of the maps.  
 7 CHAIR HEDANI: Director.  
 8 PLANNING DIRECTOR HUNT: The schedule that the  
 9 Commission agreed to was we would go through a logical  
 10 order in reviewing the elements of the Maui Island Plan.  
 11 Once we decided to go out to the regions and do a  
 12 regional meeting, it was thought we should at least  
 13 bring up the maps and allow the public to view them, the  
 14 public to testify, and that -- the Commission to discuss  
 15 them. We asked if there was any more questions, and  
 16 there wasn't any, so we went to the next agenda item.  
 17 COMMISSIONER MARDFIN: Oh.  
 18 PLANNING DIRECTOR HUNT: You can certainly go  
 19 back on your agenda. It's up to the Commission.  
 20 CHAIR HEDANI: Commissioner Starr.  
 21 COMMISSIONER STARR: Yeah. I -- I think it  
 22 will be a little difficult today, but I'd like to  
 23 request that the next time we do this that they bring  
 24 the actual GIS and kind of fly us through -- fly us  
 25 through that community area, you know, and just kind of

1 is that what we did with Dave and we're not actually  
 2 gonna look at the maps? That's what we're doing? So  
 3 that's been done, we're not looking at the maps?  
 4 MR. SUMMERS: That's correct. This was an  
 5 overview of the maps for the Paia-Haiku area. When we  
 6 actually get into the Directed Growth element, we have  
 7 several meetings dedicated to that. We will make policy  
 8 decisions on that particular component of the Island  
 9 Plan.  
 10 COMMISSIONER MARDFIN: When we don't have the  
 11 Haiku community here to speak on it?  
 12 CHAIR HEDANI: Okay. I think, basically, what  
 13 we decided, when we decided to come out to Haiku, was we  
 14 were gonna -- we were gonna tackle the items that were  
 15 in the General Plan, but because we wanted to do an  
 16 outreach, we were gonna be in the Haiku area, and  
 17 because we're gonna be in the Haiku area, we wanted all  
 18 of the maps related to Haiku present for the people to  
 19 review.  
 20 COMMISSIONER MARDFIN: I understand that,  
 21 Mr. Chairman. But we're not looking at the maps and  
 22 having the Haiku people say, well, I like this and I  
 23 don't like that. Is that it? That's what it sounds  
 24 like.  
 25 CHAIR HEDANI: That's what we had public

1 go over -- go over highlights. And -- and then we can  
 2 have that discussion. I think it would be very  
 3 difficult at this point to have it with the -- with the  
 4 small maps here, you know, and -- and walking around the  
 5 room. But I think maybe, for next time, that might be a  
 6 good way to do it.  
 7 PLANNING DIRECTOR HUNT: This is the first  
 8 regional meeting and it's a new system. And we'll iron  
 9 out the wrinkles as we go. So whatever the will of the  
 10 commission is, we -- we can -- we're here to help you.  
 11 COMMISSIONER MARDFIN: Mr. Chairman?  
 12 CHAIR HEDANI: Commissioner Mardfin.  
 13 COMMISSIONER MARDFIN: I don't know if we need  
 14 to go back now, but -- because we're into one of the  
 15 elements, Population and -- and Cultural Resources. I'm  
 16 fine going ahead with that. But sometime before we  
 17 adjourn tonight, I would like to go back and ask some  
 18 specific -- since we're in this area, go back to -- and  
 19 we have people from this area, go back and -- go up to  
 20 the maps and ask specific questions. I'm looking in my  
 21 binder, and I have the GPAC product and I have the  
 22 Director's product. And I haven't checked them all, but  
 23 there seems Hamakuapoko seems to be very different.  
 24 There may be others. That's just one I flashed on. And  
 25 I'd like to ask some questions of either people in the

1 community or the planners, or whoever, so I can  
2 understand what the differences are and why there are  
3 differences. I'm not trying to make decision-making;  
4 I'm just trying to understand. And if we do that -- I'm  
5 perfectly willing to go ahead now, but I'd like to come  
6 back at the end of this to -- to have that kind of  
7 discussion.

8 CHAIR HEDANI: Why don't -- why don't we go  
9 through it right now? Do you want to cover it now?  
10 Commissioner Hiranaga.

11 COMMISSIONER HIRANAGA: It was not placed on  
12 the agenda. And I'm not prepared for that type of a  
13 discussion at this time. If you're going to change the  
14 agenda, we'll do it for next meeting, but let's not hop  
15 around. Because I did not look at the Urban Growth  
16 Boundary maps for Haiku, so I'm not prepared to start  
17 discussing it at this time.

18 CHAIR HEDANI: Okay. Thank you. Point  
19 well-taken. Okay. Let's press forward, then, at this  
20 point.

21 Julia.

22 MS. STALEY: Okay. So we'll kind of cruise  
23 through. So you guys understand what I'm doing here?  
24 We're doing a colorful pretty overview of kind of the  
25 hits, and then we're gonna go through and take action.

1 So as you guys heard from three of the  
2 scientists that spoke to you today, there's -- there are  
3 some problems with the reefs. There's algae. There's  
4 this -- you can't see it, but it's a map that keeps  
5 coming up and it's from the DAR study, located -- it  
6 points out locations of the algae, where there's  
7 particularly high levels of blooms. And they are  
8 actually pointing to upland activities that are added to  
9 this. We can go into that more later if you want.

10 There is a picture of a reef that is being  
11 smothered by algae. And there's a picture of a  
12 shoreline armory, since it is addressed in this  
13 particular issue, which is deteriorate of reef health.

14 So we have some potential solutions, which is  
15 requiring xeriscaping buffers. We can -- any  
16 definitions you guys want we can go over later.  
17 Prohibiting shoreline armory with pretty minimal  
18 exceptions. And then identifying -- and this is a  
19 little off, but I wanted to add it in there because I  
20 think it's important, identifying ancient fishponds and  
21 developing a management plan for the protection, repair  
22 and restoration and use.

23 This is something I pulled off of NOAA. This  
24 is just an illustrative example that ties in with what  
25 we've been talking about several times today, that this

1 Good? Okay.

2 So this is the shoreline and reef section.  
3 We'll just get lots of pictures. So, obviously, the  
4 shoreline and reefs are important. I was gonna give  
5 several reasons, but you all know why they're important.  
6 There's a lot of really nice pictures that explain so.

7 Here's the goal for -- the goal for the  
8 shoreline section. And it does actually discuss Act 212  
9 in it, which is the formation of the Aha Moku Council.  
10 And I think you guys may want to visit that, because it  
11 -- it's a recurring theme throughout the Heritage  
12 Resources Section. I won't start on it now.

13 Issues in the shoreline section: Lack of an  
14 integrated management program. Clearly, as we heard  
15 from public testimony, deteriorating reef health, fish  
16 stocks and compromised ecosystems overall, poor water  
17 quality due to uplands activities, point source  
18 pollution, nonpoint source pollution, and limited access  
19 or public beach access, which is important for everyone.

20 Here is the first issue, and some of the  
21 policy/action statements that we used. One of them is  
22 supporting the establishment of an MMA and encouraging a  
23 management system that protects the reef ecosystems  
24 identified on a map.

25 And Dave can tell you where that map is.

1 is -- this is actually from the NOAA website. And they  
2 used Maui as an example. And this is from agriculture,  
3 exposed soil during heavy rain can have a -- there's  
4 sediment plumes and it all flows down into the ocean.

5 So point being that our issue is the upland  
6 activities, the point and nonpoint source pollution, and  
7 some of the solutions. One OF them being that we ensure  
8 the County upholds its affirmative duty under the CWA.  
9 Because if the County's letting that slide, they are --  
10 they have strict liability for that. So we can talk  
11 about that.

12 Limited access. It talkies about revising,  
13 maybe, the subdivision and development regulations to  
14 provide more access.

15 Okay. Watersheds and streams section,  
16 sub-element. Nice picture. Good job. I tried to find  
17 a good picture of a watershed to illustrate.

18 This is a cartoon. You'll notice there's a  
19 bear in it. So just as a -- you know, it's not Hawaii,  
20 okay, but I thought it represents nicely because it does  
21 appear to be sort of the shape of what our ahupua`a  
22 system would be. And it illustrates through cartoons  
23 the downward trickle effect of watersheds and all the  
24 elements that are affected.

25 I know, it's juvenile, but look who you're

1 dealing with.  
 2 All right. There's the goal of our watershed  
 3 section.  
 4 And the issues at hand, there are five in this  
 5 one. The watershed section was very intensive when we  
 6 dealt with the IRC and all of our scientists because it  
 7 seemed that the watershed management program is not  
 8 integrated. And we kept getting back to please refer to  
 9 the ahupua`a model to understand how we should manage  
 10 our watersheds, and, therefore, manage how we deal with  
 11 our shoreline, they're interconnected.  
 12 So we have -- you'll see the policies and  
 13 goals in here -- or the policies and actions.  
 14 One of the more significant actions is to  
 15 develop a Special Area Management Program. I know it  
 16 sounds like the SMA, which is the Special Management  
 17 Area, but this is a program that would be designed that  
 18 is not in place. And this is pretty -- this is -- this  
 19 would be fairly revolutionary for our watershed  
 20 management to develop that sample.  
 21 Point and nonpoint source pollution,  
 22 impervious surfaces, runoff, all these different things.  
 23 We had some -- we had two -- is it -- yeah, we have a  
 24 policy and action that are very, very rigorous and went  
 25 through a lot of discussion on grading. If it's more

1 theme. I guess we want to help our management programs  
 2 everywhere.  
 3 I relied heavily when writing this section on  
 4 Hawaii's Comprehensive Wildlife Conservation Strategy.  
 5 It is a giant document. You may want to take a look at  
 6 it for a resource; you may not. I thought it was great.  
 7 And a lot of what we did is based on this. And, in  
 8 fact, some of our policy comes directly out of this.  
 9 And we support the implementation of the key  
 10 recommendations in that document, in fact.  
 11 Oh, loss of natural habitat. What do we have?  
 12 We can keep going.  
 13 Okay. Let's just pause here. I know that no  
 14 one liked the coqui, but look at that face. Okay. That  
 15 was my -- that was my statement. So this is about  
 16 invasive species, that being the coqui that everyone --  
 17 isn't it cute? I know, they're bad. They are. They  
 18 are invasive species. And we talk about policies to  
 19 eliminate and help stop the introduction of invasive  
 20 species in the harbors and the airports, even though  
 21 they may be attractive.  
 22 Okay. And our scenic resources. This was  
 23 actually another part that was brought to our attention  
 24 during the public testimony. Buildings, inappropriate  
 25 building sitings and inappropriate development that

1 than 5,000 square feet, we have some -- you'll see in  
 2 there, it's -- it's very extensive, the policies and  
 3 actions are very extensive with regard to development in  
 4 watershed -- sensitive watershed and riparian  
 5 environments, pretty extensive. Lots of biodiversity,  
 6 the riparian diversity, a lot of endemic and native  
 7 species in this. And if they're wiped out by poor  
 8 watershed management, they're gone.  
 9 Keep moving.  
 10 And then another issue that is particularly  
 11 sensitive here on Maui, stream diversion, damming, and  
 12 alteration. And I'm sure we can hear plenty on that.  
 13 And this gets back into a Native Hawaiian land and water  
 14 rights issue.  
 15 So wildlife and natural areas is kind of a  
 16 generic way of saying everything else that's out there.  
 17 It covers everything pretty much. It was a tough one to  
 18 name. We're talking about national park, talking about  
 19 private lands, talking about open lands, talking about  
 20 ag lands, talking about the species that exist in them.  
 21 Tonya, am I going too fast?  
 22 The goal and the -- okay. The goal and the  
 23 issues -- there they are. Okay. We have invasive  
 24 species, a loss of habitat. And once again, as you see,  
 25 the integrated management program which is a recurring

1 obscures the views for the whole entire -- that the  
 2 whole entire public appreciate and use. Ocean views,  
 3 pastoral landscapes, historic towns, mountain peaks.  
 4 Big long goal.  
 5 It's suspenseful, I know. Okay. Here they  
 6 go.  
 7 So there are four issues in this section that  
 8 we tried to address. There they are. One of them being  
 9 loss of agricultural and open lands, which is a big one  
 10 because that is a part of the attraction. The ag land  
 11 serves a purpose and it is a scenic landscape.  
 12 So degradation and limited access. We have  
 13 some solutions. Protecting the night sky resources.  
 14 Nice picture. Wonder who took that?  
 15 Agricultural and open lands. We have  
 16 developing and adopting certain standards, and  
 17 protecting view planes. And, of course, the  
 18 inappropriate building massing and landscape design. A  
 19 lot of time we -- a lot of times we see wall heights  
 20 that are too high, buildings that are in inappropriate  
 21 places that limit the general public's ability to  
 22 appreciate views and access resources.  
 23 So there's some other things.  
 24 Okay. The end. That was it.  
 25 And if we have any questions, I'm happy to



1 answer them, or maybe Dave can.  
 2 CHAIR HEDANI: Okay. Questions for staff?  
 3 Commissioner Starr.  
 4 COMMISSIONER STARR: Yeah. First of all,  
 5 great presentation, Julia. Thank you.  
 6 MS. STALEY: Thank you.  
 7 COMMISSIONER STARR: Just one thing that kind  
 8 of went by. And I think that I might have misread it or  
 9 something. There was something about limited public  
 10 access or limit public access. Could you go back and  
 11 explain? Because I thought the public access to  
 12 shoreline was supposed to be very complete.  
 13 MS. STALEY: Yes, we did not write that we  
 14 would like to limit public access.  
 15 Dave, can you help me get the projector back  
 16 up, please? It's hot.  
 17 Yeah. One of -- so in several of sections --  
 18 one of them being the shoreline section -- we talk about  
 19 limited -- one of the issues is limited and further  
 20 limiting public access due to a number of things,  
 21 private land, new development, any number of -- a lot of  
 22 different things. So --  
 23 COMMISSIONER STARR: So those are -- they're  
 24 problems, they're not things we're aspiring to?  
 25 MS. STALEY: Correct. So we also talked about

1 average person. As you are wading through it, you can  
 2 see what I mean. Effort should be made to create  
 3 checklists, separate technical details information,  
 4 produce a document that consolidates and compresses the  
 5 information into a clear concise format that is easily  
 6 understood.  
 7 Policy conflicts with mapping in certain  
 8 areas. Clarify which policies or action statements will  
 9 be considered or interpreted as new regulations. New --  
 10 new actions resulting from policies will need  
 11 clarification as to the appropriate jurisdiction to  
 12 handle these issues, unless, of course, you expect to  
 13 grow the bureaucracy and hire a whole bunch of other  
 14 government employees.  
 15 A lot of this section relating -- is relating  
 16 to the visitor more than the resident. The population  
 17 goals and objectives should be incorporated with the  
 18 Economic Development, Housing and Directed Growth  
 19 sections, which go together, to help determine how to  
 20 handle growth.  
 21 The actions should address policies. And it  
 22 is not always done so in this section of Population.  
 23 Goal Number 1, the policies and objectives  
 24 should be written to support the retention and the  
 25 upward mobility of the existing workforce and their

1 use of transfer of development rights to acquire  
 2 shoreline, to acquire different views, for access to not  
 3 only shoreline, but, also, scenic resources. Yes.  
 4 We're not gonna try and limit that.  
 5 CHAIR HEDANI: Okay. Any other questions for  
 6 Julia?  
 7 If not, it's 4:00, and I'd like to open up  
 8 testimony for two individuals that have signed up, if  
 9 they're still in the audience. We're gonna reopen  
 10 public testimony for Mr. Lance Holter -- he's gone --  
 11 and Jocelyn Perreira. Jocelyn.  
 12 MS. PERRIERA: Hi, everybody.  
 13 Thank you so much for making this opportunity.  
 14 Kind of hard to be in two places at once.  
 15 My name is Jocelyn Perreira. I'm the  
 16 Executive Director Tri-Isle Main Street, Program  
 17 Coordinator for the Wailuku Main Street Association  
 18 Inc./Tri-Isle Main Street Resource Center advocating for  
 19 seven towns in Maui County. I also happen to live in  
 20 Haiku, so I know this area very well.  
 21 The first thing I wanna make everybody known  
 22 is the size of this plan. I know a lot of hard work  
 23 went in it because I -- I tracked it for three years,  
 24 alongside of the GPAC. However, the plan needs to be  
 25 more user friendly. It's awful intimidating for your

1 families. We concur that the focus seems to be on the  
 2 visitor industry rather than supporting island families  
 3 and the island lifestyle.  
 4 Objective 1 needs more clarity. For instance,  
 5 what retention baseline of resident numbers are you  
 6 targeting? Is it seniors, youth, neighbor islanders, so  
 7 on and so forth?  
 8 Policies 1 through 3 define improvements from  
 9 the baseline numbers. How do you compare it to what is  
 10 being done currently? How does Policy 2 relate to the  
 11 Directed Growth maps? Which is a big -- ever --  
 12 everything you're gonna look at is how do they relate to  
 13 the Directed Growth maps. Concerns for fair  
 14 distribution are needed to be looked at seriously  
 15 island-wide.  
 16 And I really seriously don't like you guys to  
 17 just fly through the air on a GIS. Because very often  
 18 flying through the air has not too much to do when you  
 19 walking on the ground and you see the topography and the  
 20 lay of the land and you look at the -- and understand  
 21 the issues of the lands that are involved, the lay of  
 22 the land, the natural land use patterns that, from the  
 23 air, looks like one thing, and, on the ground, can be  
 24 something totally different.  
 25 Need to make a connection with the Directed

1 Growth plan policy. How do you define the islander or  
2 the local resident?

3 Actions item requires additional funding and  
4 would definitely, as I said, grow the economy.

5 CHAIR HEDANI: Three minutes, Jocelyn.

6 MS. PERRIERA: I will conclude.

7 Objective 2 is mostly about tourists. And  
8 that should be in the Economic Development section.

9 I will be following you, hopefully, throughout  
10 this process and giving you little bits of information  
11 here and there that is -- I cannot take credit solely  
12 for myself, but they are definitely coming from a  
13 community-based process. All of our towns are looking  
14 at this and giving information and they're following it  
15 through me.

16 And I thank you very much for your time,  
17 effort and the opportunity and your consideration. I  
18 have a Makawao meeting tonight.

19 CHAIR HEDANI: Thank you very much.

20 At this time we're going to go ahead and take  
21 a 10-minute break and we'll reconvene at 4:10.

22 (Recess, 4:01 p.m. to 4:13 p.m.)

23 CHAIR HEDANI: Okay. Before we begin, I just  
24 wanted to express our appreciation to Commissioner U'u  
25 who provided the refreshments for today and, also, to

1 suggesting is both those maps are the same, but they  
2 depict both GPAC and the Director's on the same map. If  
3 you notice on the legend up -- I'll show you when we get  
4 a break.

5 VICE-CHAIRMAN GUARD: Right.

6 MR. MICHAELSON: But the only change is the  
7 one by the high school.

8 CHAIR HEDANI: Commissioner Hiranaga.

9 COMMISSIONER HIRANAGA: Follow-up question on  
10 those maps. Earlier, I had requested that the current  
11 plan be also superimposed on those maps so you can see  
12 what's been added and what's been deleted. Are you  
13 going to be providing that to us?

14 MR. SUMMERS: Thank you, Mr. Chairman.

15 The current plan, were you referencing the  
16 April 2008 draft?

17 COMMISSIONER HIRANAGA: No. The plan -- the  
18 plan that's in effect currently.

19 MR. SUMMERS: Absolutely. We can do that for  
20 you.

21 COMMISSIONER HIRANAGA: Great. Thank you.

22 CHAIR HEDANI: Any other questions for staff?  
23 Okay.

24 If not, we're gonna go on with the next agenda  
25 item, which is Item D. Any great words of wisdom from

1 our court reporter who actually provided for the  
2 sanitation of both restrooms, with soap, in her effort  
3 to cure H1N1.

4 Okay. We're back in session. Is there any  
5 other -- are there any further questions for staff on  
6 our Agenda Item C at this point? Commissioner Guard.

7 VICE-CHAIRMAN GUARD: Thank you.

8 I was looking at the larger maps in the back.  
9 And you referenced the GPAC map and the Planning  
10 Department map.

11 MR. MICHAELSON: Yes.

12 VICE-CHAIRMAN GUARD: But those two maps are  
13 the exact same.

14 MR. MICHAELSON: Actually -- I'm sorry -- they  
15 are the same maps.

16 CHAIR HEDANI: You got to use the mike.

17 MR. MICHAELSON: I'm sorry. They are the same  
18 maps. I put two of them, figuring people could stand  
19 next to each other. But what's depicted on those maps  
20 which is different than what's in your binder, are both  
21 the GPAC and the Director's recommendations on the map.  
22 So you can see the changes.

23 VICE-CHAIRMAN GUARD: Oh. So the general  
24 public can't see the general -- the GPAC map?

25 MR. MICHAELSON: No. What I'm -- what I'm

1 our Director at this point?

2 PLANNING DIRECTOR HUNT: Just a little bit on  
3 the process. What we're trying to do is we try and give  
4 you a staff presentation, and then if there's any  
5 questions on that, then once we -- all the questions are  
6 lined up, then we'll go into the specific elements  
7 themselves. What Julia was trying to do was to give you  
8 a brief overview of the key issues of that Heritage  
9 section. So that way, when you go through the Heritage  
10 section, you should feel comfortable with it. And we're  
11 trying to focus on just concepts and big issues rather  
12 than going line by line.

13 Again, the direction from you folks was let's  
14 get through this early -- get through the early elements  
15 quickly so that we have more time for the Directed  
16 Growth. So you're not gonna be able to go line by line  
17 on Heritage and still get to the extra time for the  
18 Directed Growth. We went through -- I believe we went  
19 through Population last time, so -- I'm getting a no?

20 COMMISSIONER MARDFIN: You -- you --

21 MR. MICHAELSON: Not the element. We  
22 presented it.

23 PLANNING DIRECTOR HUNT: That's what I meant.

24 MR. SUMMERS: Thank you, Mr. Chairman.

25 We had a presentation on Population. We still

1 need to go through the goals, objectives and policies.  
 2 CHAIR HEDANI: I was under the impression that  
 3 we actually voted on that, that we made the changes in  
 4 language.  
 5 PLANNING DIRECTOR HUNT: I believe you did the  
 6 mission -- or the Vision and the Core Values.  
 7 CHAIR HEDANI: Okay. In that case, then,  
 8 we're gonna have to start at the first page on  
 9 Population.  
 10 COMMISSIONER HIRANAGA: Mr. Chair, just --  
 11 CHAIR HEDANI: Commissioner Hiranaga.  
 12 COMMISSIONER HIRANAGA: So we've got this and  
 13 we've got this. This we throw away now or what? Just  
 14 to --  
 15 MR. SUMMERS: Thank you, Mr. Chairman.  
 16 The matrix that you have before you, this  
 17 separate matrix with three columns, is the matrix that's  
 18 being projected on the wall. No, you do not want to  
 19 throw away what's in your binders. But we wanted you to  
 20 have the exact information that's being projected. We  
 21 wanted to add that third column so that you would be  
 22 able to make your recommendations live.  
 23 Staff did go through it very quickly before  
 24 the meeting. Some of the goals, objectives and policies  
 25 were a little rough from a grammatical perspective. So

1 sections -- separate sentences that will be easier to  
 2 digest and understand.  
 3 CHAIR HEDANI: Okay. Does the Commission have  
 4 any comments or questions on Page 1? Population,  
 5 "Maui's people, values and lifestyle will thrive through  
 6 stong, healthy, and vibrant island communities."  
 7 Objectives, "Greater retention of the island  
 8 residents by providing viable work, educational, and  
 9 lifestyle options."  
 10 Policies, there are three policies, "Improve  
 11 current programs to provide additional options for  
 12 accommodating the employment, housing, and social  
 13 service needs of youth and young adults."  
 14 "Expand housing, transportation, employment,  
 15 and social opportunities to ensure all residents are  
 16 able to comfortably age within their communities."  
 17 "Measure and improve community satisfaction  
 18 through appropriate monitoring/tracking strategies."  
 19 We have a revised Director's recommendation,  
 20 "Measure and improve community satisfaction through  
 21 appropriate monitoring/tracking approaches."  
 22 Director, do you want to comment on the  
 23 change?  
 24 PLANNING DIRECTOR HUNT: This is just a  
 25 suggestion for you folks to consider, is perhaps you

1 we tried to clean a little bit of that up before the  
 2 meeting today, so that we wouldn't get bogged down on  
 3 some of that grammar.  
 4 As Jeff indicated, the most effective way to  
 5 get through this is to focus on major pukas or major  
 6 flaws in -- in the basic fundamental analysis. If there  
 7 are ambiguities, if the language isn't clear, if there  
 8 are perceived redundancies, that can be pointed out, and  
 9 staff can go back to the office and clean some of that  
 10 up rather than us trying to do it here at the meeting.  
 11 CHAIR HEDANI: Okay. With that said, the  
 12 first page, Page 1 --  
 13 COMMISSIONER STARR: Mr. Chair.  
 14 CHAIR HEDANI: -- is Population.  
 15 Commissioner Starr.  
 16 COMMISSIONER STARR: Thank you, Mr. Chair.  
 17 I have one suggestion, which is something  
 18 that's a global suggestion rather than, you know,  
 19 pointing it out all throughout the process. I think  
 20 that a lot of goals, objectives and policies and actions  
 21 would be a lot more easier to digest if the sentences  
 22 were broken down shorter, you know, and take away the  
 23 "ands" and just put a period. This is not something we  
 24 need to do here, but, you know, if it's okay as a  
 25 suggestion to try to break 'em down into separate

1 could read the goal and the objective and say, "and the  
 2 policies and actions that follow." If you read every  
 3 one, it's going to take a long time. It's up to you  
 4 folks.  
 5 CHAIR HEDANI: Okay.  
 6 VICE-CHAIR U'U: I agree with that.  
 7 COMMISSIONER MARDFIN: Mr. Chairman?  
 8 CHAIR HEDANI: Can we go ahead and do that, or  
 9 is that by consensus?  
 10 COMMISSIONER MARDFIN: I think that's a good  
 11 idea. I'd also like in -- in most cases, where the  
 12 Director has a separate recommendation, I'd like to  
 13 focus on the ones where he does and not focus on the  
 14 ones where he doesn't unless we have something to add.  
 15 CHAIR HEDANI: Okay. Director, do you want to  
 16 touch on your change?  
 17 MR. SUMMERS: Thank you, Mr. Chairman.  
 18 The third policy was really -- we felt the  
 19 term "approach" was more effective than the term  
 20 "strategy" in this case. Action Number 1a, we did add,  
 21 "or strengthen an existing agency," so that we wouldn't  
 22 preclude that option which can oftentimes be more cost  
 23 effective.  
 24 CHAIR HEDANI: Any other comments from the  
 25 Commission?

1 Commissioner Mardfin.  
 2 COMMISSIONER MARDFIN: Can you explain why you  
 3 deleted item 1b and 1c?  
 4 MR. SUMMERS: Thank you, Mr. Chairman.  
 5 No. We would not be recommending that we  
 6 delete 1b and 1c. The only change we had was the 1a.  
 7 So that's why it's in bold on the column on the right.  
 8 COMMISSIONER MARDFIN: Okay. So b and c are  
 9 still in, then.  
 10 MR. SUMMERS: That's correct.  
 11 CHAIR HEDANI: Commissioner Shibuya.  
 12 COMMISSIONER SHIBUYA: Before we run away from  
 13 Policy Number 2, it makes a distinction between all  
 14 residents versus residents. I thought this document  
 15 took care of all residents. So it is implied that it's  
 16 all residents rather than even stating that it is  
 17 residents -- all residents. Can we just say ensure  
 18 residents are able to comfortably age within their  
 19 communities?  
 20 CHAIR HEDANI: Okay. Let's -- any other  
 21 comments, questions, corrections, suggestions,  
 22 recommendations?  
 23 One comment that I had was on Action Items 1a,  
 24 b and c, do we really need another County agency? What  
 25 about -- you know, what about non-youth populations,

1 COMMISSIONER STARR: Yeah, I prefer  
 2 Director's.  
 3 CHAIR HEDANI: Is that by consensus? Okay.  
 4 Action Items a, b and c? Mr. Summers.  
 5 MR. SUMMERS: Thank you, Mr. Chairman.  
 6 Just -- just clarity for the record. If we do  
 7 have concurrence with the Director's recommendation, or  
 8 perhaps it's the GPAC recommendation, we'll just copy  
 9 that over to the right-hand column so we're clear. We  
 10 don't want to lose that for the record.  
 11 CHAIR HEDANI: Okay. Commissioner Guard.  
 12 VICE-CHAIRMAN GUARD: Thank you.  
 13 It looks like 1a and 1b on the next page, is  
 14 that d and e? What does 1a 1 and 1b go to? Because  
 15 it's part of Objective 1 and it's not an action on its  
 16 own. I'm just -- I'm -- I'm curious because it also  
 17 discusses what the Chairman asked about elderly needs,  
 18 et cetera, under 1a. It looks like it should be d, is  
 19 all I'm asking.  
 20 CHAIR HEDANI: Okay. So that should be  
 21 relabeled 1d and e.  
 22 COMMISSIONER MARDFIN: I'm sorry. What --  
 23 CHAIR HEDANI: We're running under the  
 24 assumption that this plan is perfect when it came to us,  
 25 you know.

1 aging baby boomers and elderly? You know, where this is  
 2 only focusing -- I don't know that I would necessarily  
 3 want to advocate the addition of County agencies for  
 4 specific items. That's up to you.  
 5 Comments?  
 6 VICE-CHAIR U'U: I agree. I agree with you.  
 7 CHAIR HEDANI: Any other comments on Page 1?  
 8 Commissioner Starr.  
 9 COMMISSIONER STARR: Yeah. I'm a little  
 10 confused about what our practice is going to be to  
 11 accept these. Like here, we have two choices, we have  
 12 the GPAC and the Director's. How --  
 13 CHAIR HEDANI: We have --  
 14 COMMISSIONER STARR: What will be our process?  
 15 CHAIR HEDANI: Right. We have the goal -- the  
 16 Goal and Objective Number 1, where there is no comments  
 17 from the Director's. So if there's no comments from the  
 18 Commission on Goal 1, Objective 1, Policy 1 and 2, we'll  
 19 move on to Policy Number 3.  
 20 (Silence.)  
 21 CHAIR HEDANI: Okay. There was one correction  
 22 from Commissioner Shibuya on Policy Number 2.  
 23 COMMISSIONER SHIBUYA: It's there.  
 24 CHAIR HEDANI: Okay. Any preference on Item  
 25 3? Commissioner Starr.

1 MR. SUMMERS: You're going to be very  
 2 disappointed. Let's let Julia catch up a little bit.  
 3 So we had a concurrence with Policy Number 3  
 4 with the Director's recommendation. So she'll move that  
 5 over to the right.  
 6 And on the actions below, we had some  
 7 discussion about opening up this action 1a to include  
 8 the option of having a non-governmental agency play this  
 9 role or some other body, something other than the County  
 10 agency.  
 11 CHAIR HEDANI: My perspective was that you  
 12 don't necessarily have to create a new County agency in  
 13 order to do this, if there is already one that should be  
 14 doing it.  
 15 Commissioner Starr.  
 16 COMMISSIONER STARR: Yeah. I believe that the  
 17 Director's recommendation for 1a takes that into account  
 18 and allows some existing agency to handle this chore.  
 19 So my preference would be to go with the Director's.  
 20 CHAIR HEDANI: Okay. Any further discussion?  
 21 Commissioner Hiranaga.  
 22 COMMISSIONER HIRANAGA: My suggestion is to  
 23 just start with "facilitate," I would delete "create a  
 24 County agency, or strengthen an existing agency."  
 25 CHAIR HEDANI: Mr. Summers.

1 MR. SUMMERS: Thank you, Mr. Chairman.  
 2 The one thing that does, when you start with a  
 3 verb like "facilitate," it takes the action and converts  
 4 it into a policy. So that's why we have "create a  
 5 County agency" or "utilize an existing agency." Or it  
 6 could be "develop a program." But if we start with the  
 7 term "facilitate," we have -- we have an issue with the  
 8 location of it as an action item.

9 CHAIR HEDANI: Okay. Any other discussion?  
 10 "Facilitate youth/young adult-related employment,  
 11 housing, social services and other programs that retain  
 12 young adults on Maui." You have a recommendation? You  
 13 want to create an agency?

14 MR. SUMMERS: Or utilize an existing agency.  
 15 That would always be the preference, generally.

16 CHAIR HEDANI: Gentlemen, what's your  
 17 pleasure? We need to move on this.

18 Commissioner Hiranaga.

19 COMMISSIONER HIRANAGA: "Utilize an existing  
 20 agency." I don't wanna create the impression we want to  
 21 expand government's bureaucracy. This money spent  
 22 creating an agency could be used for the purposes  
 23 commissioned to do, so --

24 CHAIR HEDANI: Where did it go?

25 MR. SUMMERS: Where are we at? Okay. So what

1 with you. It's only that with yours there, it looks  
 2 like it substitutes for 1a and 1b and 1c. And so that's  
 3 why I want -- if 1b and 1c are intended to be there, I  
 4 want them to be there.

5 CHAIR HEDANI: That was the comment that they  
 6 made.

7 Additional comments? Commissioner Shibuya.

8 COMMISSIONER SHIBUYA: I would like to  
 9 simplify that 1a. Instead of using the word "utilize,"  
 10 just say "use" an existing agency, or "employ" an  
 11 existing agency. Keep it simple.

12 CHAIR HEDANI: I don't think we need to  
 13 wordsmith it exactly. What we want, basically, is your  
 14 general intent. And then you guys -- keep in mind that  
 15 they have the trump card on this. They can take our  
 16 recommendations and stick it somewhere where the sun  
 17 doesn't shine. So -- Commissioner Starr.

18 COMMISSIONER STARR: Yeah. My preference is  
 19 still to stick to the Director's recommendation rather  
 20 than try to micromanage how it's done. This leaves, you  
 21 know, all options open.

22 CHAIR HEDANI: Okay. Are we good with what we  
 23 have so far? Let's go on to Page 2.

24 COMMISSIONER MARDFIN: Wait.

25 COMMISSIONER STARR: No. Wait a second. No,

1 we could do, then, is take -- Julia, the language in the  
 2 middle, copy it over, and just start the sentence with  
 3 "utilize." "Utilize an existing agency."

4 CHAIR HEDANI: Any other changes?  
 5 Commissioner Mardfin.

6 COMMISSIONER MARDFIN: I think she ought to  
 7 copy 1b and 1c over there for --

8 CHAIR HEDANI: Right.

9 COMMISSIONER MARDFIN: To keep it for the  
 10 record.

11 CHAIR HEDANI: Can we just pick up the items  
 12 that we disagree with and only include the changes that  
 13 were recommending so that we don't have to copy  
 14 everything over for everything? Director.

15 PLANNING DIRECTOR HUNT: Yeah, I agree. I  
 16 think what we need to do is, working from the furthest  
 17 column to the right, if you agree with it, so if it's  
 18 GPAC and there's no Director's, we'll just assume  
 19 there's no change, if it's the Director's and there's no  
 20 change. If you disagree with the Director and wanna go  
 21 back to GPAC, then we'll carry it over. Or if you want  
 22 to come up with your own, we'll create a new one.

23 Does that sound good?

24 CHAIR HEDANI: Commissioner Mardfin.

25 COMMISSIONER MARDFIN: I'm not disagreeing

1 we're not good.

2 CHAIR HEDANI: We're not good? Okay.

3 COMMISSIONER STARR: No.

4 COMMISSIONER MARDFIN: We have two  
 5 possibilities.

6 CHAIR HEDANI: Okay. What do you want to do?

7 COMMISSIONER STARR: We have two suggestions.  
 8 If there are no other suggestions, why don't we vote on  
 9 that?

10 CHAIR HEDANI: Somebody make a motion.  
 11 Commissioner Starr.

12 COMMISSIONER STARR: Okay. I move that we  
 13 retain the Director's recommendation for 1b.

14 CHAIR HEDANI: Is there a second?

15 VICE-CHAIR U'U: Second.

16 CHAIR HEDANI: Seconded by Commissioner U'u.  
 17 Discussion?

18 (Silence.)

19 CHAIR HEDANI: All those in favor, signify by  
 20 saying "aye."

21 COMMISSION MEMBERS: Aye.

22 CHAIR HEDANI: Opposed, "nay?"

23 COMMISSION MEMBERS: Nay.

24 CHAIR HEDANI: All those in favor, raise your  
 25 right hand. One, two, three, four.

1 Those opposed, same sign. One, two, three,  
 2 four, five.  
 3 Any other motions -- the motion is lost.  
 4 Any other motion on the floor? Commissioner  
 5 Hiranaga.  
 6 COMMISSIONER HIRANAGA: Revert that to the  
 7 previous language which excluded County agency.  
 8 CHAIR HEDANI: "Use an existing agency," is  
 9 that it? "Use an existing agency that will facilitate  
 10 youth/young adult-oriented employment, housing, social  
 11 services, and other programs that retain young adults on  
 12 Maui."  
 13 COMMISSIONER HIRANAGA: Close enough.  
 14 CHAIR HEDANI: Close enough. Is there a  
 15 second?  
 16 VICE-CHAIRMAN GUARD: Second.  
 17 CHAIR HEDANI: Seconded by Commissioner  
 18 Shibuya.  
 19 Discussion?  
 20 (Silence.)  
 21 CHAIR HEDANI: All those in favor, signify by  
 22 saying "aye."  
 23 COMMISSION MEMBERS: Aye.  
 24 CHAIR HEDANI: Opposed, "nay."  
 25 COMMISSION MEMBERS: Nay.

1 CHAIR HEDANI: Carried. Thank you.  
 2 Page 2.  
 3 COMMISSIONER MARDFIN: Mr. Chairman?  
 4 CHAIR HEDANI: Commissioner Mardfin.  
 5 COMMISSIONER MARDFIN: I believe 1a should be  
 6 labeled 2 to be consistent with what we received  
 7 earlier, and 1b should be numbered 3 to be consistent  
 8 with what we had earlier.  
 9 CHAIR HEDANI: Right. Staff will note that.  
 10 Any other comments? Commissioner Guard.  
 11 VICE-CHAIRMAN GUARD: I thought we discussed  
 12 this. It was 1d and 1e on Page 2 --  
 13 CHAIR HEDANI: Right. We're on Page 2.  
 14 COMMISSIONER GUARD: -- to move along to  
 15 Objective 2.  
 16 COMMISSIONER MARDFIN: I'm going by what -- I  
 17 compared what we received recently with what we received  
 18 originally. And action -- there was an Action 2. And  
 19 it was exactly the -- the wording for 1a. And what is  
 20 labeled 1b on the next page, in the horizontal one, was  
 21 labeled 3 on the --  
 22 CHAIR HEDANI: Okay. So you're saying instead  
 23 of 1d and e, it should be, actually, numbers 2 and 3?  
 24 COMMISSIONER MARDFIN: That's how it  
 25 originally came out.

1 CHAIR HEDANI: Okay. Staff can handle that.  
 2 Any -- any substantive changes on Page 2?  
 3 Okay.  
 4 VICE-CHAIR U'U: Question.  
 5 CHAIR HEDANI: I have no comments on what is  
 6 labeled 1a and 1b, nor on Objective 2. Did anyone have  
 7 any suggested changes for Page 2? Commissioner U'u.  
 8 VICE-CHAIR U'U: Question. Policy 2, how do  
 9 we not exceed a visitor count of 33 percent and who  
 10 keeps track of that?  
 11 VICE-CHAIRMAN GUARD: Wait. Wait. Wait.  
 12 Wait. Wait. I'm sorry.  
 13 CHAIR HEDANI: Okay. The question is on  
 14 Policy 2, Objective 2, Policy 2. We're covering all of  
 15 Page 2.  
 16 VICE-CHAIRMAN GUARD: You don't want to go  
 17 objective like objective like we did last week?  
 18 Motion to move to approve Objective 1 under  
 19 Population as -- as the Planning Commission  
 20 recommendation.  
 21 CHAIR HEDANI: Okay. Is there a second?  
 22 COMMISSIONER STARR: Second.  
 23 CHAIR HEDANI: Seconded by Commissioner Starr.  
 24 All in favor, signify by saying "aye."  
 25 (A chorus of ayes.)

1 CHAIR HEDANI: Opposed, "nay."  
 2 (Silence.)  
 3 CHAIR HEDANI: Carried, thank you.  
 4 Objective 2, Policies 1, 2 and 3, Action 1, 2  
 5 and 3 and 4. Actually, it's Pages 2 and 3.  
 6 VICE-CHAIR U'U: Yeah. Back to that question.  
 7 How do you -- are you considering hiring somebody or  
 8 creating an agency? I'm being realistic. And if it's  
 9 not realistic, why add it in?  
 10 CHAIR HEDANI: Staff.  
 11 MR. SUMMERS: Thank you, Mr. Chairman.  
 12 This would primarily be achieved through  
 13 monitoring and managing the total supply of hotel units  
 14 and other types of visitor accommodations units on the  
 15 island. It can be done island-wide. It can be dealing  
 16 with community specific.  
 17 CHAIR HEDANI: Commissioner U'u.  
 18 VICE-CHAIR U'U: So you are saying you can  
 19 track that we not exceed 33 percent?  
 20 MR. SUMMERS: Well, we can monitor it. We can  
 21 track over time this ratio. It's easy to track over  
 22 time. In terms of implementing it, the most effective  
 23 way to do that would be through land use.  
 24 CHAIR HEDANI: So what you're saying is that  
 25 future projects wouldn't be approved if it's out of

1 bounds?  
 2 PLANNING DIRECTOR HUNT: Right now, we -- we  
 3 have statistics that show, on any given day, we have an  
 4 average of 42,000 nonresidents on our island. And when  
 5 you compare that to our island resident rate, we can do  
 6 a statistical analysis showing there's a percentage.  
 7 The way you can control it, then, is to say, well, how  
 8 many bedrooms or hotel rooms and units do we have. So  
 9 that would be the implementation. So this -- this kind  
 10 of gives general direction.  
 11 VICE-CHAIR U'U: My answer would be, I like  
 12 'em all come and I like 'em all go home, I don't care if  
 13 it's 40 percent or 50 percent. You want to stimulate  
 14 the economy? We depend on tourists. And we setting one  
 15 limit to tourists.  
 16 And we could all appreciate 33 percent right  
 17 now. Yet, you limit it, or you scaring off, or you  
 18 putting words like this, that would factor in, if you  
 19 had 34 percent, you should go home. I'm not saying  
 20 that --  
 21 PLANNING DIRECTOR HUNT: We're not gonna send  
 22 someone home. What we would do is implement this policy  
 23 by --  
 24 VICE-CHAIR U'U: So why put it in wording,  
 25 then? I'm just curious, why you put it in wording. I

1 CHAIR HEDANI: Mr. Summers.  
 2 MR. SUMMERS: Thank you, Mr. Chairman.  
 3 From a historical perspective, what the charts  
 4 indicate is, over the last 30 years, we've gone from, on  
 5 any given day, having one visitor for every 20 residents  
 6 to having one visitor to roughly three residents. So  
 7 that the -- the trend has been significant over that  
 8 planning period.  
 9 What this is intended to do is both protect  
 10 the character of our existing communities, but, also, to  
 11 protect the visitor experience.  
 12 CHAIR HEDANI: Commissioner Starr.  
 13 COMMISSIONER STARR: Yeah. I -- I happen to  
 14 think this is a really good objective because if we get  
 15 too full of too many visitors, you know, say we got to  
 16 50 percent, and then we have a problem with the airlines  
 17 or then we have a dip, we become more and more subject  
 18 to sudden -- sudden effects of it. It puts all our eggs  
 19 in one basket, so to speak.  
 20 And, also, the places start being like  
 21 Disneyland where it's not where -- our built environment  
 22 and our culture are not made for the people who live  
 23 here, but they're made for, you know, the people who  
 24 come here on vacation.  
 25 I happen to think that 33 percent is too high,

1 don't -- I don't get it.  
 2 PLANNING DIRECTOR HUNT: And to be honest with  
 3 you, this is probably one of the most -- more important  
 4 or perhaps controversial policies in the plan. So you  
 5 guys should discuss it. And the idea being, the  
 6 background is we -- we've got statistics that show that  
 7 at one point visitors were very small. Remember the  
 8 graph that Dave gave you? The visitors were very small  
 9 and the residents were this big. And now it's more like  
 10 a quarter. I think the 33 percent is actually wrong.  
 11 It's 25 percent.  
 12 VICE-CHAIR U'U: And when was that, the  
 13 difference?  
 14 PLANNING DIRECTOR HUNT: From the seventies to  
 15 today.  
 16 VICE-CHAIR U'U: When agriculture was booming?  
 17 CHAIR HEDANI: Commissioner Shibuya.  
 18 COMMISSIONER SHIBUYA: I just wanted to  
 19 clarify some things here.  
 20 That percentage could be monitored by the  
 21 developments proposed by nonresident versus resident  
 22 developers. And the developers could be proposing  
 23 development that is a percentage to the actual  
 24 development going to local residents. So that's how you  
 25 can probably manage something like this.

1 but I'm not -- you know, I'm -- I understand the basis  
 2 of it and I -- I'm willing to go along with that. But  
 3 to remove that really is saying that we're ready to turn  
 4 it into Disneyland and, you know, take a big gamble that  
 5 it's not gonna have downturns like the one we're seeing  
 6 now which will put us in a real rut.  
 7 CHAIR HEDANI: Any other discussion?  
 8 Commissioner Mardfin.  
 9 COMMISSIONER MARDFIN: I'd like to reiterate  
 10 what I said, it was either two weeks ago or four weeks  
 11 ago, when we looked at the statistics. Based on the  
 12 projections that are made in the Population statistics,  
 13 we are currently at 35 percent, not 33 percent. So  
 14 we're already over by two percent, if we weighted to  
 15 that number. The projections to 2030 brought us up to  
 16 37 percent, just on the projections that we have.  
 17 I have a problem. I understand Jonathan's  
 18 point of view. And I philosophically agree with him,  
 19 but I also don't like putting things in a plan that we  
 20 -- that at least we're projecting are gonna be false.  
 21 If the projections are 35 percent and 37 percent, then  
 22 we ought to have a number like 40 percent in there, I  
 23 think, unless we're prepared to start chopping things  
 24 down now.  
 25 CHAIR HEDANI: Any other discussion?

1 Commissioner Sablas.  
 2 COMMISSIONER SABLAS: Again, we had testimony  
 3 from someone, Carol Reimann, and she addressed that.  
 4 And she represents a lot of the hoteliers who understand  
 5 the business.

6 And I would have to agree that if we put a  
 7 limit to the visitors who's going to be here, how do you  
 8 enforce it, number one, but I think it's more -- it's --  
 9 the number of units that are available for visitors, be  
 10 it B&B or condominiums, that's how it's gonna be  
 11 controlled, not by putting a limit.

12 I work in the visitor industry. I'm thinking  
 13 how would you -- how would you enforce something like  
 14 this. How do we say, okay, from here on, hotels, you  
 15 should have only X number percentage of occupancy. I'm  
 16 not clear on what objective is.

17 CHAIR HEDANI: Okay. I think the objective  
 18 was -- I think the general objective was to maintain a  
 19 balance between the residents. That was the overall  
 20 objective. And I think we're kind of getting hung up on  
 21 the 33 versus 37 percent or whatever. I think we should  
 22 take the number out. That's just a suggestion.

23 Director.  
 24 PLANNING DIRECTOR HUNT: It -- it's a policy.  
 25 It's intended to be a policy. It's not a regulation

1 effectively modify those trends, if, as a community,  
 2 we're not happy with those trends. And it's important  
 3 to look at the historical accuracy of those trends. So  
 4 just -- just a point of consideration.

5 CHAIR HEDANI: Commissioner Guard.

6 VICE-CHAIRMAN GUARD: I don't really care  
 7 about the number, but I think it's important to address  
 8 the issue. Because I think what some people see as Maui  
 9 being only a resort, that we don't want to turn into  
 10 other resort towns where schools start closing because  
 11 there's no families living there and B&B permits take  
 12 over to the point that families move out, there's  
 13 nowhere to rent and -- I mean, people come here -- and  
 14 I've talked to people that -- I mean, they all think  
 15 it's a valid concern for residents to have over here.  
 16 That it would be easy to be priced out. Or if everyone  
 17 had a B&B permit, all of a sudden, Paia School could  
 18 close because there's not enough students to go there.  
 19 So I don't know. I didn't do the statistics on the  
 20 number, but I think it is a pretty important policy to  
 21 look at the objective to maximize residents' benefit.  
 22 So we don't turn 'em all into visitor accommodations.

23 CHAIR HEDANI: Any other discussion?  
 24 Commissioner Hiranaga.

25 COMMISSIONER HIRANAGA: Based upon

1 where somebody with a badge would be standing at the  
 2 tarmac and turning people back. It's a policy that  
 3 gives the County direction. And from that, we would  
 4 implement it through things like how much land do we  
 5 devote to hotels, how many B&Bs and TVRs do we allow,  
 6 that kind of issue. So -- so don't look at it as a law  
 7 itself. It's just whether you agree with it as future  
 8 policy direction.

9 COMMISSIONER SABLAS: I think -- when you  
 10 opened it up, I think he said "bold." I think this is  
 11 what I -- I see the direction going is that we need to  
 12 make bold statements if we wanna make a difference. I  
 13 just needed to understand the policy. And I think I  
 14 have a better understanding.

15 CHAIR HEDANI: Mr. Summers.

16 MR. SUMMERS: Thank you, Mr. Chairman.

17 Just one point, because it'll be an important  
 18 consideration throughout this document. The  
 19 socioeconomic forecast is just that, it's a -- it's a  
 20 forecast. It's not County policy. It shouldn't be  
 21 perceived as County policy. And we have to be careful  
 22 that we don't make it a self-fulfilling prophecy if  
 23 there are components within it that we don't agree it.

24 So it's important to consider the trends.  
 25 It's important to consider whether or not we can

1 Commissioner Mardfin's testimony or comments, I feel  
 2 that we shouldn't really put a number there. I think  
 3 it's more of an intent. So I'm having a problem with  
 4 that 33 percent number. I don't know what the language  
 5 should be, but if we're already -- already exceeding it,  
 6 simply you're telling us to regress backwards.

7 CHAIR HEDANI: Director.

8 PLANNING DIRECTOR HUNT: From my analysis,  
 9 we're at 25 percent. These are some rough figures. We  
 10 have, on any given day, an average of 42,000 visitors on  
 11 our island. We have a resident population of  
 12 approximately 135,000. So if you do the math -- and  
 13 those are rough figures, so you got to give it a little  
 14 bit of leeway in your math. But I came out with  
 15 approximately 25 percent.

16 So the first thing you need to do is, if you  
 17 do want to change it to reflect today, so that we're not  
 18 going beyond today, it should say 25 percent. One to  
 19 three is 25 percent, one out of four. So that's the  
 20 first thing.

21 Now, if this body doesn't want a figure, we  
 22 can help you with that. But let's -- let's just be  
 23 accurate in our discussion.

24 CHAIR HEDANI: So what's the right answer, is  
 25 it 25 percent or 33 percent?



1 PLANNING DIRECTOR HUNT: 25 percent is what's  
2 today. If you want to limit it at today as a guideline,  
3 you would put 25 percent on it. If you don't want to  
4 put a number in there, staff can work with you. If you  
5 don't put a number, it makes it a little more difficult.  
6 It's not quite as -- you're not providing as much  
7 guidance.

8 CHAIR HEDANI: From my perspective, is that,  
9 from the standpoint of planning, if you don't control  
10 population to some degree, you don't really control  
11 anything. Everything else follows from population  
12 guidelines. So this is an important item, too.

13 And from my perspective, I thought that it  
14 wasn't enforceable. Something like this could never be  
15 enforced. But what you're saying is that you can  
16 enforce it through land use policies, approving new  
17 facilities or not approving new facilities, or  
18 recommending that they not be approved.

19 Additional discussion? Mr. Shibuya.

20 COMMISSIONER SHIBUYA: I like this with the  
21 percentage because it adds a quantifiable, at least a  
22 measurable, means in which we can have a benchmark to  
23 work towards and create more policies or action plans in  
24 terms of how we can accommodate this. It's not  
25 something that -- I don't see our population exceeding

1 facto population, perhaps, which is resident and  
2 nonresident.

3 CHAIR HEDANI: Combined population?  
4 PLANNING DIRECTOR HUNT: Uh-huh.

5 CHAIR HEDANI: Do we know what we're doing,  
6 Ladies and Gentlemen? Commissioner Mardfin.

7 COMMISSIONER MARDFIN: I propose that we go  
8 through -- don't vote on this today, we can come back to  
9 it at a later time when we have our numbers all in  
10 order. I was doing -- using numbers from the  
11 publication we got earlier. This is a -- this is a  
12 quantitative thing that can -- that facts can help us  
13 figure this out. Let's not deal with it today because  
14 we don't have the facts. We have dispute about facts.

15 CHAIR HEDANI: It's a -- it's a semantic  
16 question that we're dealing with, anyway. We have a  
17 motion on the floor to accept what's -- what's  
18 presented, what's presented is 33 percent of the  
19 resident population. That's what is on the floor right  
20 now.

21 Any additional discussion? Ready for the  
22 vote? Commissioner Starr.

23 COMMISSIONER STARR: Yeah. I'd just like to  
24 clear up, once and for all, about the percentage and  
25 numbers. Is there any doubt? I mean, is this something

1 this 20 -- 33 percent right now, visitors.

2 So I'm siding with the Long Range Planning  
3 people and their statistics. I do feel that, yes, the  
4 number is needed and it's a good benchmark.

5 Thank you.

6 CHAIR HEDANI: Commissioner Starr.

7 COMMISSIONER STARR: Yeah. I'd like to make a  
8 motion, if that's in order.

9 CHAIR HEDANI: Proceed.

10 COMMISSIONER STARR: The motion is to accept  
11 Objective 2 with the policies and actions as set forth  
12 in the recommendation.

13 CHAIR HEDANI: Is there a second? Seconded by  
14 Commissioner Shibuya.

15 Discussion?

16 Director, you would stay with 33 percent as  
17 written? You would adjust it to 25?

18 PLANNING DIRECTOR HUNT: If you have one  
19 visitor to three residents, that's one out of four,  
20 that's 25 percent.

21 CHAIR HEDANI: Right. So the statement should  
22 actually read 25 percent of the population, not the  
23 resident population. It's correct, if it's resident  
24 population.

25 PLANNING DIRECTOR HUNT: 25 percent of the de

1 that we're gonna learn more from or is it gonna change?  
2 You know, if not, let's deal with it now. If there is  
3 doubt to it, then we could put it off.

4 PLANNING DIRECTOR HUNT: In talking to John,  
5 the clarification from the Chair is helpful. The 33  
6 percent is of the resident population. So we have a  
7 resident population of perhaps 135,000 right now. So a  
8 third of that would be approximately what we have in our  
9 nonresident population.

10 So I was looking at it from a different  
11 mathematical perspective. Sorry to confuse you, but I  
12 do think this is one of your most important policies and  
13 it's worthy of a lot of discussion.

14 CHAIR HEDANI: Commissioner Hiranaga.

15 COMMISSIONER HIRANAGA: So what is the ratio  
16 currently?

17 PLANNING DIRECTOR HUNT: I don't want to go  
18 back into ratios because I'll make the same mistake.

19 COMMISSIONER HIRANAGA: No. Do we have 45,000  
20 visitors on the island at this time?

21 PLANNING DIRECTOR HUNT: I think it's a little  
22 less than that. I think 42, in my mind, with 135.

23 COMMISSIONER HIRANAGA: So we're already at  
24 33. So what you're saying is no additional increase in  
25 visitor population, is what you're saying?

1 PLANNING DIRECTOR HUNT: That's how it would  
2 read.

3 COMMISSIONER HIRANAGA: Okay. Thank you.

4 CHAIR HEDANI: Gonna have to encourage the  
5 residents to have more babies in order to attract more  
6 visitors? Okay. That's our policy.

7 Additional discussion? Commissioner Sablas.

8 COMMISSIONER SABLAS: I think I agree -- I  
9 mean, I think I understand what this is, but I don't  
10 know if it's the way it's written that the general  
11 public will understand it. And I just caution that, you  
12 know, if the message -- the wrong message doesn't go out  
13 to the visitor industry who has tried very hard to  
14 survive, that the plan is intending to limit the number  
15 of people coming to the islands. And I understand, you  
16 know, what you explained, but, just reading it, without  
17 your explanation, might trigger something like what is  
18 -- what is this all about? Is that something that --  
19 the direction they don't want to go to be a welcoming  
20 area where we want to encourage the visitor industry,  
21 which has been the economic engine for -- for Maui?

22 CHAIR HEDANI: Director.

23 PLANNING DIRECTOR HUNT: I think it's  
24 important that we not send the wrong message to the  
25 visitors. We have to read into this that you can still

1 already leaving.

2 So how do we take that and combine the two and  
3 say, hey, you know, no more opportunities right now for  
4 you, son, because we had one 33 percent, nobody hiring,  
5 and you no can open no business, even a eco friendly  
6 tourist business? So what are we saying to business?  
7 And what opportunities you give my kids, taking away  
8 this or setting one cap or one limit? Me, my kids, my  
9 nephews, what you doing?

10 CHAIR HEDANI: Director.

11 PLANNING DIRECTOR HUNT: A really good  
12 comment. It's difficult to look at these policies  
13 individually. You need to realize we're gonna go over  
14 the Economic Development section. And when you read  
15 that, there will be talk about diversifying the economy,  
16 strengthening different sectors rather than just  
17 depending on tourism.

18 The concern when we heard from the citizens  
19 and when we drafted the plan is our economy is too  
20 dependent on tourism. And a classic example is Las  
21 Vegas. They're 100 percent tourism. When tourism goes  
22 down, they really suffer. So that the plan when you  
23 read the whole plan, it's not just okay, we're -- we  
24 want to limit tourism. We want to also facilitate the  
25 non-tourism sector, agriculture, technology, alternative

1 expand the visitor industry because it's a percentage of  
2 the resident -- it's based on a percentage of the  
3 resident population. So as long as our resident  
4 population keeps growing, the visitor population can  
5 grow. It's just that we don't want it to get out of  
6 bounds, which is what the public has -- has said.

7 CHAIR HEDANI: Any other discussion? Are you  
8 ready for the question?

9 VICE-CHAIR U'U: Discussion.

10 CHAIR HEDANI: Commissioner U'u.

11 VICE-CHAIR U'U: You know, at times, our kids  
12 looking for work when they get old and they go into the  
13 visitor industry, and some leave. So how do we balance  
14 that? We should be looking at opportunities for our  
15 grown-up children to be employed in Maui, but, at the  
16 same time, we balancing the difference between the  
17 visitor population and the residents. But when you take  
18 away the visitor, you take away opportunities for  
19 business people. So how do you balance the two?  
20 Because you're saying we gonna keep 'em to one certain  
21 extent, so it caps there. And -- and -- and Wayne,  
22 jokingly, but had a great point, he is saying that we  
23 gotta make more children. The problem is some of 'em  
24 are leaving because of opportunity. But if we leave  
25 that cap, this lessen the opportunities to our kids who

1 energy. And so keep that in mind when you're reviewing  
2 it.

3 You know, you could adopt this policy and keep  
4 in the back of your mind, and, as we go through Economic  
5 Development, you could revisit it, if there is still  
6 concerns.

7 CHAIR HEDANI: Commissioner U'u.

8 VICE-CHAIR U'U: Great -- great comment.  
9 Great point. So why we set a cap now? Why don't we  
10 wait until we get the other viable economic engine to  
11 help ensure that our kids have a place to go? Why we  
12 doing it now when it's in the process, when, right now,  
13 it's not? It is tourism.

14 So you saying you have things in the future to  
15 go out and branch out away from tourism, that's what you  
16 saying, but when is it gonna take place, when it's  
17 happening, and when it's gonna be a reality, and what is  
18 it. And, granted, we not there, but I'm not sure if  
19 it's a good time now. Maybe I'm missing the point, but  
20 maybe I'm not.

21 CHAIR HEDANI: Commissioner.

22 COMMISSIONER SHIBUYA: I just wanted to  
23 support this percentage at this point because we're  
24 talking about population. We're not talking underlying  
25 factors. But there are infrastructure costs that the

1 County needs to step up as well as get some State and  
2 Federal funds support, too. The greater the population,  
3 the greater need for services, also, from County, State  
4 and Federal agencies. These are all job opportunities.

5 Also, we have invasive species. We're gonna  
6 come up with goals to maintain the aina. We wanna  
7 maintain the shorelines and endangered species. All of  
8 this needs manpower. All of this manpower translates  
9 into new jobs. We need renewable energy, new jobs  
10 again.

11 So these are opportunities that we need to  
12 look away not only tourism, but we need -- as the  
13 Director has mentioned, that we have to take a broader  
14 view. And this is just a broad line in the sand, if you  
15 will. We're saying approximately 33 percent of the  
16 people on the island at any one day would be visitors.  
17 And that would be a good mechanism we can use.

18 Thank you.

19 VICE-CHAIR U'U: Question. I -- I agree with  
20 you, to some degree. But our parks fees, our -- sadly,  
21 our parks fees, our affordable homes, which is not so  
22 affordable, our water, that we getting right now which  
23 coming from developers, the property taxes we  
24 generate -- on Maui, 60 percent, come from property  
25 taxes. And hotel pays the highest. So, granted, we

1 Terryl Vencel time and time again say that it -- you  
2 know, there should be a limit. It's not about building  
3 a lot more facilities, but it's about maximizing those  
4 facilities to be able to provide the best -- the best  
5 service and the best visitor experience. That if we  
6 built too much of it, we're just going to get much more  
7 sensitized to -- to its change and much more dependent  
8 on it being strong at all points. Where I really feel  
9 that what we hear from the visitor industry is not to  
10 make a lot of it, but to maximize and optimize and then  
11 slowly, you know, as our population grows, add a little  
12 bit more, but make sure that it's healthy and strong.  
13 Whereas if we build too much of it, it's not gonna be  
14 healthy, it's not gonna be strong, it will all be in the  
15 kind of competition for diminishing dollars that we see  
16 in many other places.

17 CHAIR HEDANI: Additional discussion?  
18 Commissioner Sablas.

19 COMMISSIONER SABLAS: I agree with -- I agree  
20 with -- I agree with Commissioner Starr in his remarks,  
21 but maybe I have a question for staff. I don't know if  
22 you can answer this. Do we -- I mean, maybe I should,  
23 but I don't know the answer. What is the -- how many --  
24 what is the number of rooms or visitor accommodations we  
25 have? And at what point presently that we have on Maui,

1 need all this, you know, what you say, gonna create work  
2 with infrastructure work, but we depended, sadly, on  
3 developers at times, also. So we cannot shut the door.  
4 And I'm not saying we open the door, though. I not  
5 saying it open the door. I'm saying we depended -- and  
6 I don't believe the State or the County is actually  
7 gonna keep up, because it's not at the current time. So  
8 how do we miraculously do it overnight? So I disagree  
9 with you on that part.

10 It's a good vision. I like that. But I  
11 really doubt it that it's real. When was the last time  
12 we had affordable homes done by the County that could  
13 fill in the masses and not just seven. We depended on  
14 the developers to give that by giving -- by setting the  
15 ordinance by the County, Workforce Housing Ordinance,  
16 but, in fact, it's not the County.

17 CHAIR HEDANI: Commissioner Starr.

18 COMMISSIONER STARR: Yeah. We had testimony  
19 earlier from Maui Hotel and Lodging Association. And  
20 that testimony, in part, stated that the -- we need to  
21 be able to grow in a balanced, sustainable manner. And  
22 tourism here has come off an unprecedented growth spurt.  
23 On a reflection of where we are, we've learned that this  
24 type of growth is unrealistic and cannot possibly be  
25 sustained, and so on. You know, I -- I know I've heard

1 all visitor accommodations. And at what point we would  
2 be -- would we be at this percentage? And I'm just  
3 saying, is it ideally -- with the present number of  
4 rooms we have on Maui that's open for visitors, is it  
5 ideally that they would run at an 80 percent, 75  
6 percent, or 95 percent occupancy? Do you understand  
7 what I'm trying to get to?

8 MR. MICHAELSON: Yeah.

9 PLANNING DIRECTOR HUNT: We -- we can come  
10 back with a -- with a good more -- a more solid  
11 analysis. At this point, off the top of my head, I  
12 would say it reflects the existing conditions that were  
13 prevalent before the current recession. So given the  
14 occupancy rate and the number of visitors on the island,  
15 I think that's what it's based on. I think it's  
16 basically no more, but we're okay with where we are at.

17 COMMISSIONER SABLAS: So this 33 percent that  
18 you're proposing, then what would the occupancy be for  
19 the island? If we were to have a limit of 33 percent,  
20 when would what would that occupancy be based on our  
21 present inventory of rooms?

22 CHAIR HEDANI: Mr. Summers.

23 MR. SUMMERS: Thank you, Mr. Chairman.

24 We -- we could create those numbers for you.  
25 But we do have some existing stock supply, land supply,

1 for future resort residential development, resort units,  
 2 in our existing inventory. So that would provide sort  
 3 of a transition phase. I mean, in the short run, the  
 4 long-standing policy has been to generate more revenue  
 5 per existing room rather than creating a lot more rooms.  
 6 And that way, you can get the same economic impact while  
 7 maintaining visitor levels at some of your existing  
 8 counts.

9 Longer term goal would be -- and it's clearly  
 10 articulated in the Economic Development element -- to  
 11 transition or diversify the economy. So it's -- it's a  
 12 short-term strategy to get more revenue per room, some  
 13 cushion with our existing land supply, there is some  
 14 land in the County for future resort development, and  
 15 long-term major emphasis on investment and  
 16 diversification.

17 CHAIR HEDANI: Commissioner Guard.

18 VICE-CHAIRMAN GUARD: Yes. Thank you.

19 In the handout we got, they brought up the  
 20 term manage, that MHLA for -- in lieu of the 33 percent,  
 21 unless someone else wants to bring in a different  
 22 number -- I mean, if you want to go one for one, but  
 23 maybe people from the visitor industry understand that's  
 24 why people like coming to Maui, is for the culture and  
 25 the people from Maui versus going to the Bahamas

1 you pass this, because that's where the future is.

2 COMMISSIONER SABLAS: And I understand that  
 3 the policy, now the direction, but I just needed to have  
 4 it clarified because it could be read the wrong way.

5 CHAIR HEDANI: Right. Any additional  
 6 discussion? Ready for the question? All those in favor  
 7 signify by saying "aye."

8 COMMISSION MEMBERS: Aye.

9 CHAIR HEDANI: Opposed, "nay."

10 COMMISSION MEMBERS: Nay.

11 CHAIR HEDANI: Two nays. Motion is carried.

12 Any other changes on Pages 2 or 3?

13 Commissioner Hiranaga.

14 COMMISSIONER HIRANAGA: Objective 2, Policy 1,  
 15 when it's the definition of resort development, near an  
 16 asterisk there, I'm not sure what that means. Is that  
 17 to replace the word "resort development?"

18 MR. MICHAELSON: That's the definition.

19 COMMISSIONER HIRANAGA: That's the definition?

20 MR. MICHAELSON: Yes.

21 CHAIR HEDANI: Mr. Summers.

22 MR. SUMMERS: Thank you, Mr. Chairman.

23 That -- that's the definition of resort

24 development.

25 CHAIR HEDANI: Commissioner Hiranaga.

1 where -- there's probably on certain islands -- I don't  
 2 know, I've never been -- and probably never need to --  
 3 people like it because there's so -- it's all visitors  
 4 there. And that's why they choose to come to Maui. I  
 5 mean, that's why I like to go to Molokai. I'm one of  
 6 very few visitors when I go over there. It's all people  
 7 with roots over there.

8 So I don't care what the number is. If you  
 9 want to go one for one, one for two, but I think we do  
 10 need to manage it so we don't turn into a Disneyland or  
 11 Fantasy Island, if you will. I think that's what I'm  
 12 assuming was kind of the goal of basing it on  
 13 population. And I'm sure Commissioner Sablas or  
 14 Commissioner Domingo would have good input on that side,  
 15 on people like to come to Hawaii and Maui and these  
 16 other islands for -- for that reason, for the culture.  
 17 And that's based on the people.

18 CHAIR HEDANI: Okay. Have we beat this one to  
 19 death?

20 COMMISSIONER SABLAS: Well, we should. This  
 21 is a very important topic.

22 CHAIR HEDANI: Do you understand the existing  
 23 hotels would love to have a moratorium on future hotel  
 24 developing? There's a lot of people with TVRs and B&Bs  
 25 that are going to be coming in out of the woodworks when

1 COMMISSIONER HIRANAGA: Just a question. The  
 2 word "prohibit" resort development, so there's no chance  
 3 of that being applied to B&Bs?

4 MR. SUMMERS: That's correct.

5 CHAIR HEDANI: Let me ask a very specific  
 6 question to the staff. "Prohibit resort development  
 7 outside of these boundaries." We had recently an  
 8 application by the Maui Lu, which was approved. Would  
 9 that be suddenly nonconforming, this approval? It's  
 10 outside of Makena, Wailea, Kaanapali, Kapalua.

11 COMMISSIONER DOMINGO: Question.

12 CHAIR HEDANI: Director.

13 PLANNING DIRECTOR HUNT: I think you raise a  
 14 good point. We need to look into that, because it is  
 15 outside of the boundaries of Wailea or Makena.

16 CHAIR HEDANI: Yeah. I get a little nervous  
 17 every time we use words like prohibit and end up  
 18 shooting ourselves in the foot.

19 Commissioner Mardfin.

20 COMMISSIONER MARDFIN: I -- I concur with your  
 21 concern, that it's -- it would seem that if the Hotel  
 22 Hana Maui were to burn down, they wouldn't be allowed to  
 23 rebuild, too. And that I think would provide a hardship  
 24 for the community.

25 CHAIR HEDANI: Commissioner Hiranaga.

1 COMMISSIONER HIRANAGA: I suggest replacing  
 2 the word "prohibit" with "discourage."  
 3 CHAIR HEDANI: Okay. Staff.  
 4 MR. SUMMERS: Thank you, Mr. Chairman.  
 5 Looking at the definition, it's -- it's very  
 6 broad for its use in this particular application. I --  
 7 I would suggest that we make the -- we revise the  
 8 definition, staff can take a crack at it back at the  
 9 office to -- to really articulate that it would be an  
 10 integrated environment with a certain array of  
 11 facilities to prevent the kind of issue that  
 12 Commissioner Hiranaga has brought up.  
 13 CHAIR HEDANI: Okay. I'm sorry. I must have  
 14 lost it. The Director's recommendation is totally  
 15 different language from that paragraph in the second  
 16 paragraph.  
 17 Commissioner Mardfin.  
 18 COMMISSIONER MARDFIN: One way to deal with  
 19 this might be to "prohibit new resort development." I  
 20 don't think they heard me. "Prohibit new resort  
 21 development" might -- might handle some of this.  
 22 PLANNING DIRECTOR HUNT: Yeah, I was thinking  
 23 the same thing. But I think -- I think we need to take  
 24 a good look at it, and staff should come back on this  
 25 one. I mean, there's some examples that come to mind,

1 Objective 2.  
 2 MS. STALEY: I'm just making sure that I'm  
 3 getting the stuff right for the record.  
 4 CHAIR HEDANI: Okay. So that's subject to  
 5 staff analysis of the language in that particular  
 6 paragraph.  
 7 COMMISSIONER STARR: Mr. Chair, I don't --  
 8 CHAIR HEDANI: Commissioner Starr.  
 9 COMMISSIONER STARR: Yeah. We just had a  
 10 motion which we voted on and passed. The motion that  
 11 passed isn't subject to anything. I mean, I'm willing  
 12 to look at it again later and reconsider or add some  
 13 words, but there's a motion that passed. It's not  
 14 subject to anything.  
 15 CHAIR HEDANI: Okay. Any other suggested  
 16 changes on Pages 2 or 3? Commissioner Hiranaga.  
 17 COMMISSIONER HIRANAGA: Just for the record, I  
 18 guess I thought the motion was regarding Policy 2 and  
 19 did not realize it was for Objective 2. Just for the  
 20 record, that was my position or understanding.  
 21 CHAIR HEDANI: Okay. The question is, was the  
 22 motion for Objective 2 and the policies, or was it for  
 23 Policy Number 2?  
 24 COMMISSIONER STARR: Mr. Chair, first of all,  
 25 this is why Robert's Rules says that the motion should

1 Kihei, Lahaina, Hana. Perhaps we want to manage or  
 2 discourage, perhaps we want to change the -- the  
 3 destination areas and describe them more. I think we  
 4 need some more work on it.  
 5 COMMISSIONER STARR: I do, too.  
 6 CHAIR HEDANI: Was the Director's  
 7 recommendation to substitute the words "creation of  
 8 department," that paragraph?  
 9 PLANNING DIRECTOR HUNT: No.  
 10 CHAIR HEDANI: That's a -- that's a sub to the  
 11 asterisk?  
 12 PLANNING DIRECTOR HUNT: Revision.  
 13 CHAIR HEDANI: Okay. Commissioner Mardfin.  
 14 Wait. Hold it. Hold it.  
 15 Julia.  
 16 MS. STALEY: I need a little bit of  
 17 clarification. My impression was that Mr. Starr's  
 18 motion was to accept all of Objective 2, and it was  
 19 seconded, and then you guys were voting on the entire  
 20 section of the Objective 2. Is that -- that's what I'm  
 21 understanding.  
 22 COMMISSIONER STARR: Yes. That motion passed.  
 23 MS. STALEY: Okay. So we're still discussing  
 24 Objective 2?  
 25 CHAIR HEDANI: Yeah. We had a question on

1 be read back by the Chair or by whoever the Chair has  
 2 read it back on their behalf, and then written down so  
 3 that it is understood. But the motion was for -- for 2  
 4 and everything underneath 2. And that was a motion that  
 5 was passed.  
 6 CHAIR HEDANI: Okay. Can we verify that?  
 7 MS. STALEY: "The motion is to accept  
 8 Objective 2 with the policies and actions as set forth  
 9 in the recommendation. Is there a second? Seconded by  
 10 Commissioner Shibuya. Discussion."  
 11 CHAIR HEDANI: Okay. Thank you. We've passed  
 12 Objective 2 and all of the policies that are attached  
 13 with that.  
 14 COMMISSIONER STARR: Mr. Chair?  
 15 CHAIR HEDANI: Commissioner Starr.  
 16 COMMISSIONER STARR: Having done that, you  
 17 know, if there's a desire to -- to do some minor  
 18 modification recommended by the Department, I'd be -- as  
 19 the maker of that motion, I'd be willing to do it later.  
 20 I just want to be sure that we're clear about how we do  
 21 it.  
 22 CHAIR HEDANI: Okay. Let's move on.  
 23 COMMISSIONER MARDFIN: I --  
 24 CHAIR HEDANI: Commissioner Mardfin.  
 25 COMMISSIONER MARDFIN: I would also like them

1 to take a look at the numbers portion of Policy 2.  
 2 CHAIR HEDANI: Okay. We can do that and clean  
 3 up, maybe.  
 4 MR. MICHAELSON: Yeah.  
 5 CHAIR HEDANI: Okay. Shall we move on to  
 6 Pages 4 and 5? The goal, any concerns with the goal?  
 7 Seeing none, any concerns with Objective Number 1?  
 8 I had one question on Objective Number 1, is  
 9 "complying with Hawaii State Constitution, Article 12,  
 10 Section 7, HRS 7-1." What the heck is that? Does  
 11 anybody know? Julia.  
 12 MS. STALEY: Okay. So we're not going to get  
 13 into the whole Constitution, but this -- this wording,  
 14 "traditions complying with," particularly this article  
 15 here was suggested by a GPAC member because -- and I  
 16 need -- I'd have to bring the language to you since I  
 17 haven't memorized the Hawaii State Constitution.  
 18 Jerome, do you have that on file? Good.  
 19 MR. GIROUX: Right here.  
 20 MS. STALEY: No, it was not Hinano. I'm  
 21 sorry, but I can bring that language to you. That's not  
 22 a difficulty. I just know that it was suggested that we  
 23 have that in there as emphasis.  
 24 CHAIR HEDANI: Okay. I -- I don't have a  
 25 problem with it since we got to comply with the

1 conservation efforts and the mountains as well as the  
 2 streams as well as even the shorelines.  
 3 That's my comment.  
 4 CHAIR HEDANI: Any other discussion?  
 5 Commissioner Hiranaga?  
 6 COMMISSIONER HIRANAGA: Here on Action --  
 7 you're on policies? I'll wait.  
 8 CHAIR HEDANI: Right. Commissioner Mardfin.  
 9 COMMISSIONER MARDFIN: Can somebody explain to  
 10 me the difference between a policy and an action? And  
 11 let me tell you in the context of Policy 1. "Foster the  
 12 spirit of aloha by celebrating the host Hawaiian culture  
 13 and other ethnic cultures." That's the policy to me.  
 14 "By supporting educational programs, festivals,  
 15 celebrations and folklore." That, to me, sounds like an  
 16 action, but maybe there's some other concerns here.  
 17 The second thing I would add for Policy 2, you  
 18 have blending of cultures. And I prefer a word like  
 19 "intermixing." I view this as a fruit salad, not a  
 20 melting pot or a stew.  
 21 CHAIR HEDANI: Any other discussion?  
 22 COMMISSIONER MARDFIN: Can I get an answer to  
 23 my question?  
 24 CHAIR HEDANI: Staff.  
 25 MR. SUMMERS: Thank you, Mr. Chairman.

1 Constitution with everything, anyway, but I just didn't  
 2 know what it was and what we're talking about. So --  
 3 MR. GIROUX: I believe this has to do with the  
 4 PASH and the Paako cases which said that the -- the  
 5 County agencies have an affirmative duty to protect  
 6 Native Hawaiian cultural practices and resources.  
 7 CHAIR HEDANI: Okay. Any other questions on  
 8 Objective 1? Commissioner Mardfin.  
 9 COMMISSIONER MARDFIN: Just a grammatical one.  
 10 I don't think you have -- you put "with" and then an  
 11 open parenthesis. You know, maybe the open parenthesis  
 12 goes after -- before Article 12. But the way it is, it  
 13 doesn't make sense grammatically.  
 14 CHAIR HEDANI: Staff will note that.  
 15 Any questions on Policies 1, 2 or 3?  
 16 Commissioner Shibuya.  
 17 COMMISSIONER SHIBUYA: I just have a broad  
 18 concern here, and then I'm just going to air it, not for  
 19 debate but just to air it.  
 20 This one deals with the island style and/or  
 21 diverse cultural identities and traditions. Perhaps  
 22 even the host culture gathering rights versus our need  
 23 to conserve as well as maintain the ecosystems of the  
 24 mountains as well as the shorelines. If you have  
 25 gathering rights, then that could jeopardize our

1 Typically, when the word "by" is used in the  
 2 context of a policy statement, the justification for  
 3 that would be that it helps to clarify the intent of the  
 4 initial part of the sentence. If -- we should be  
 5 judicious in our use of that. So typically, when we  
 6 have "by," oftentimes if it's not needed to clarify,  
 7 then it starts to bleed into action.  
 8 So I would keep that in mind because we'd like  
 9 -- we like succinct policies that are clear and  
 10 specific. In this case, I think the thought was that  
 11 this language was helpful in -- in clarifying the intent  
 12 of a policy.  
 13 CHAIR HEDANI: Any additional discussion?  
 14 Director.  
 15 PLANNING DIRECTOR HUNT: Just -- just a  
 16 follow-up. Policies are usually broader in their  
 17 language and provide general guidance. And so we look  
 18 for verbs that -- we look for the wording that kind of  
 19 provides that broad language. Actions are more  
 20 specific. And sometimes there's not a bright line  
 21 between the two, granted. But a good example of an  
 22 action is "establish an office of cultural," et cetera.  
 23 That's giving you a very specific thing to do as opposed  
 24 to fostering a spirit.  
 25 COMMISSIONER MARDFIN: But -- but then, under

1 the actions, there's nothing that refers to -- I could  
2 be wrong, but check me, I -- I -- I was looking for  
3 actions that support educational programs, festivals  
4 celebrations and folklore, then I didn't see it. So you  
5 have a policy without a -- without a supporting action.  
6 I would have put it under Action Number 2, but I don't  
7 know.

8 CHAIR HEDANI: Mr. Summers.

9 MR. SUMMERS: Yeah, I think -- I think the  
10 point is definitely well-taken. And whenever we see the  
11 term "by," I would, as a Committee, suggest -- suggest  
12 that the Committee give it a good test to see if it's  
13 really needed, and that it is good practice to go back  
14 and look at the policies and see whether or not an  
15 action is needed in the context of that policy.

16 CHAIR HEDANI: Okay. Any questions on Item 3?  
17 Are you okay where the Director's recommendations?  
18 Commissioner Starr.

19 COMMISSIONER STARR: Yeah. The -- yeah.  
20 Policy 3, I don't like the Director's recommendation. I  
21 like the GPAC recommendation. The Director's  
22 recommendation limits this to Native Hawaiian access  
23 rights. However, the intent of the GPAC was to ensure  
24 traditional access, and that may or may not, you know,  
25 encompass Native Hawaiian rights. In other words, not

1 other actions that are under this.

2 COMMISSIONER SABLAS: Yeah.

3 COMMISSIONER MARDFIN: Unlike on the last one  
4 where we approved an objective and everything else goes,  
5 I want to discuss 3, 4 and 5 before we go on.

6 CHAIR HEDANI: All right. We have no motion  
7 on the floor right now.

8 Commissioner Sablas.

9 COMMISSIONER SABLAS: Oh, I was just wanting  
10 to discuss an action.

11 COMMISSIONER STARR: Let me withdraw my motion  
12 until it's timely.

13 CHAIR HEDANI: Commissioner Sablas.

14 COMMISSIONER SABLAS: Okay. Well, Item 2  
15 provide additional staffing and funding to support, I  
16 would like to just add "and enforce," if that's -- you  
17 know, because I -- in my experience, there's a lot of  
18 things that are not enforced. So --

19 CHAIR HEDANI: Are you talking about Action  
20 Item 2?

21 COMMISSIONER SABLAS: Action Item 2, if you  
22 could just add "and enforce."

23 CHAIR HEDANI: Any other discussion?

24 COMMISSIONER SABLAS: Then the other thing, as  
25 an suggested action, is because of the goal, again, you

1 just PASH, but it means fishermen have been using a spot  
2 for a long, long time, and they're not Native Hawaiian  
3 by blood, then this would protect their right as well as  
4 those PASH rights which are limited to Native Hawaiian  
5 descendants.

6 CHAIR HEDANI: Okay. Any additional  
7 discussion?

8 VICE-CHAIR U'U: Second.

9 COMMISSIONER MARDFIN: Is that a motion?

10 CHAIR HEDANI: Was that a motion?

11 COMMISSIONER SABLAS: Are we taking one by  
12 one? Are we taking -- what are we doing? Should we  
13 make a motion on what he suggested?

14 COMMISSIONER STARR: Yeah. I -- I would move  
15 that we accept all of Objective 1 with the GPAC  
16 recommendation for Policy 3 and the Director's  
17 recommendation for Action 4. I believe those are the  
18 only two contested items.

19 COMMISSIONER MARDFIN: Point of --

20 CHAIR HEDANI: Do we have a second?

21 VICE-CHAIRMAN GUARD: Do we have a second?

22 COMMISSIONER MARDFIN: I have a point of --

23 CHAIR HEDANI: Commissioner Mardfin.

24 COMMISSIONER MARDFIN: I don't know what my  
25 point is. I don't think we've had a chance to discuss

1 know, to -- that Maui will be a community rich in  
2 cultural, et cetera. Well, you know, we are all  
3 stewards of our aina, our island here, in Planning  
4 Commission and those of us who serve on the boards. I  
5 would like to have an action that -- staff can word it,  
6 but my thought is that you have some kind of an action  
7 to conduct workshops on the host Hawaiian culture for  
8 all Planning staff members and applicable -- applicable  
9 boards and commissions. Because, oftentimes, we are  
10 making decisions, but do we really understand the host  
11 Hawaiian culture? And this is just a suggestion to add  
12 on the action that if we are to be stewards, then I  
13 would like something put in there that all of -- those  
14 of us who are charged with making decisions that we go  
15 through a session to learn from the native practitioners  
16 about the host Hawaiian culture.

17 CHAIR HEDANI: Additional discussion?  
18 Commissioner Hiranaga.

19 COMMISSIONER HIRANAGA: First question, Act  
20 212, Aha Moku Council, I'm not familiar with that.

21 CHAIR HEDANI: Anybody want to answer? Is  
22 that the same act?

23 MS. STALEY: No. If I --

24 CHAIR HEDANI: Okay. Just a general comment  
25 is that whenever you cite an act, somewhere there should

1 be a reference so that some way you can make sense out  
2 of it.

3 MS. STALEY: Okay. So Act 212 is not the same  
4 as the article in the State Constitution that we were  
5 just discussing. This is something different. This is  
6 going to be a recurring theme throughout the Heritage  
7 Resources Section.

8 Act 212 was created a couple years ago. And,  
9 basically, what it did, it set the framework to have an  
10 Aha Moku Council that would advise State -- and, I  
11 believe, all local municipalities, but it was definitely  
12 -- it was for resources. It was to advise on resources.  
13 And I actually have something here on it if you would  
14 like to look at it. It's -- the Council will serve in  
15 an advisory capacity on all matters regarding management  
16 of resources.

17 CHAIR HEDANI: This is some legislative  
18 council that was established by the State Legislature?

19 MS. STALEY: Senate Bill. The legislature  
20 passed Senate Bill --

21 CHAIR HEDANI: So the answer is yes?

22 MS. STALEY: -- 353. Yes.

23 CHAIR HEDANI: Discussion?

24 COMMISSIONER HIRANAGA: State funded?

25 CHAIR HEDANI: Right.

1 what you guys would like me to write in here, it would  
2 be a lot better than using telepathy.

3 CHAIR HEDANI: Right. What's your pleasure?  
4 Commissioner Starr.

5 COMMISSIONER STARR: Yeah. I would like to  
6 remake my motion, which is to accept objective --  
7 huh-oh. Yeah. Objective 1 and -- I'm sorry. The Goal  
8 and Objective 1, including the GPAC recommendation for  
9 Policy 3, Action 4, per the Director's recommendation,  
10 and on Action 2, "and enforce" after the word "support."

11 CHAIR HEDANI: Okay. Is there a second?  
12 (Silence.)

13 CHAIR HEDANI: What's your pleasure? Any  
14 other motions? Commissioner Mardfin.

15 COMMISSIONER MARDFIN: I'd like to deal with  
16 these one at a time. I'm actually okay with the whole  
17 thing, but I think I -- I don't like these broad motions  
18 and then nitpick changing the language. I think we  
19 ought to deal with them one at a time.

20 CHAIR HEDANI: Okay. Let me just go through  
21 something really quick and then see if we get hung up.  
22 Nobody has a problem with the goal? Yeah.

23 Objective, anybody have a problem with the  
24 objective?

25 VICE-CHAIRMAN GUARD: Wait. Wait. Wait.

1 MR. MICHAELSON: Yes.

2 CHAIR HEDANI: Additional discussion?  
3 Commissioner Hiranaga.

4 COMMISSIONER HIRANAGA: Now that I know that,  
5 I -- I'm never in favor of action items establishing an  
6 office, because you are just creating bureaucracy,  
7 operating expense. And I'm not convinced that just  
8 because you establish an office you're gonna accomplish  
9 the policy or the objective or the goal. So I hate to  
10 mandate the establishment of an office, then you got a  
11 director, a secretary, a staff. It's sort of like  
12 Department of Environmental Services, when that was  
13 mandated, you had to duplicate Public Works, basically,  
14 director, deputy director, Director's secretary, deputy  
15 Director's secretary. I mean, in order to accomplish  
16 what we wanted to do. So I'm always a little leery  
17 about -- whenever there's a mandate to establish an  
18 office.

19 CHAIR HEDANI: I had the same comment for Item  
20 1 as well as Item 5. My comments were, explain clarify,  
21 simplify, another County agency, and on Item 5, another  
22 agency. So we got a State agency being created and two  
23 County agencies to be added on top of that for good  
24 measure.

25 MS. STALEY: So if I can get some direction on

1 Wait.

2 CHAIR HEDANI: Commissioner Guard.

3 VICE-CHAIRMAN GUARD: Two weeks ago, we -- if  
4 there was a problem on, say, Policy 2, where  
5 Commissioner Mardfin had wanted "intermixing," based on  
6 fruit salad over smoothy, we could -- we could get Goal  
7 Objective 1 and Item 1 and then hit the ones that we had  
8 issues on individually, and then take 'em by big blocks  
9 after that.

10 So I would make a motion to approve the Goal,  
11 Objective 1, and Policy 1 of the Heritage Resources.

12 CHAIR HEDANI: Is there a second?

13 VICE-CHAIR U'U: Second.

14 CHAIR HEDANI: Seconded by Commissioner U'u.  
15 Discussion?

16 COMMISSIONER HIRANAGA: What was the motion?

17 CHAIR HEDANI: Motion was to approve the Goal,  
18 Objective 1 and Policies.

19 VICE-CHAIRMAN GUARD: Policy 1 and Objective.

20 CHAIR HEDANI: Policy 1.

21 VICE-CHAIRMAN GUARD: And I guess even  
22 replacing "intermixing" with "blending" for Policy 2.

23 And -- and Policy 3 of the GPAC recommendation.

24 CHAIR HEDANI: Okay. You're changing your  
25 motion, John. You're driving Julia crazy here.



1 VICE-CHAIRMAN GUARD: Okay. Sorry.  
 2 CHAIR HEDANI: Let's take a look up on the  
 3 board. "Perpetuate a respect for diversity and  
 4 recognize the broad intermixing of cultures and  
 5 ethnicities as vital to the quality of life on Maui  
 6 Island."  
 7 VICE-CHAIRMAN GUARD: Correct.  
 8 CHAIR HEDANI: Okay. That was the motion.  
 9 And it was seconded, right?  
 10 VICE-CHAIR U'U: Right.  
 11 CHAIR HEDANI: Discussion? Seconded by  
 12 Commissioner U'u. So the motion is to approve the Goal,  
 13 Objective Number 1, and Policies 1, 2 and 3 as displayed  
 14 on the screen under PC recommendation. Discussion?  
 15 (Silence.)  
 16 CHAIR HEDANI: All those in favor, signify by  
 17 saying "aye."  
 18 (A chorus of ayes.)  
 19 CHAIR HEDANI: Opposed, "nay." Carried.  
 20 Thank you.  
 21 Action Items, 1, 2, 3, 4 and 5. My comment  
 22 was is there a way to simplify items 1a through c, and  
 23 do you want to create another County agency.  
 24 Commissioner Hiranaga.  
 25 COMMISSIONER HIRANAGA: My suggestion would be

1 CHAIR HEDANI: Additional discussion?  
 2 Commissioner Starr.  
 3 COMMISSIONER STARR: Yeah. It's my  
 4 understanding that these Aha Moku Councils are mandated  
 5 under the State under the State law and that this is  
 6 creating consistency with what the legislature passed.  
 7 CHAIR HEDANI: Counsel, is that correct?  
 8 COMMISSIONER SHIBUYA: I -- Chair?  
 9 MR. GIROUX: I would have to look at the bill.  
 10 But I would assume that if they're gonna create this  
 11 council, and they haven't called it a "department of" or  
 12 something that they probably be an advisory board much  
 13 like the Cultural Resource Commission. A lot of times,  
 14 it needs to go through the board. However, then the --  
 15 the actual decision-making agency is another agency  
 16 either in the County or the State. So, you know, the  
 17 conflict of science versus practitionership, I -- I  
 18 don't -- I guess you'll just have more information for  
 19 the decision. It's like having an EIS, you know,  
 20 there's just more information to deal with, but the  
 21 decision maker will have it.  
 22 CHAIR HEDANI: Commissioner Shibuya.  
 23 COMMISSIONER SHIBUYA: My concern is, yes, if  
 24 it is an advisory group, then I have no objections to  
 25 it. The issue here is that you're gonna have several

1 to delete Action Item 1 because I think the other -- the  
 2 issues besides establishing an office is already  
 3 duplicated below.  
 4 CHAIR HEDANI: Is that a motion?  
 5 COMMISSIONER HIRANAGA: Motion to delete  
 6 Action Item 1.  
 7 CHAIR HEDANI: Is there a second? Is there a  
 8 second?  
 9 (Silence.)  
 10 CHAIR HEDANI: Okay. Any other discussion?  
 11 Commissioner Shibuya.  
 12 COMMISSIONER SHIBUYA: Was there a second?  
 13 CHAIR HEDANI: There's no second.  
 14 COMMISSIONER SHIBUYA: I'll second it for  
 15 discussion.  
 16 CHAIR HEDANI: Okay. Discussion?  
 17 COMMISSIONER SHIBUYA: Okay, now in  
 18 discussion. I have a concern here. When we do have the  
 19 implementation of this Aha Moku Council -- I'm not  
 20 against it -- it's just a matter that who makes up this  
 21 Council is probably gonna be Native Hawaiians. Then you  
 22 have the scientists who have ideas on how to run the --  
 23 the shoreline. That's for example. And if they come up  
 24 with different views, what happens next? How do we  
 25 resolve these issues?

1 Aha Mokus all over Maui and they may not be  
 2 representative of the people. They are geographical, I  
 3 guess, representation of what Maui is. The other side  
 4 is each member, each moku is headed up by konohiki.  
 5 That konohiki is like a land manager, land resource  
 6 manager. What powers does that individual have or what  
 7 powers does that group have in terms of with the  
 8 Director of Planning, with the Council Members? My  
 9 concern is if we have too many of these things and we  
 10 don't know what the pecking order is in terms of how we  
 11 arrive at a decision, we could be creating chaos here.  
 12 CHAIR HEDANI: Discussion? Commissioner  
 13 Guard.  
 14 VICE-CHAIRMAN GUARD: Thank you. If Act 212  
 15 was a State item, wouldn't the State be opening up the  
 16 office or establishing the office instead of the County?  
 17 So I'm going along with deleting Item 1. Would it allow  
 18 the State to go along with the Aha Moku Council Office?  
 19 I don't know enough about it.  
 20 CHAIR HEDANI: Julia.  
 21 MS. STALEY: My crystal ball told me this  
 22 might become an issue. So I have all this information  
 23 here on Act 212, how it is set up, and just the basic  
 24 framework.  
 25 We have two things we can do. I can either

1 tell you guys about this right now, or for the next --  
2 it's your preference, or I can print something out that  
3 will outline what you guys want. I don't want to launch  
4 into an explanation of what this is without you guys  
5 saying, "Hey, yeah, talk a lot."

6 CHAIR HEDANI: Just in 10 words or less, can  
7 you explain?

8 COMMISSIONER STARR: Mr. Chair?

9 CHAIR HEDANI: Commissioner Starr.

10 COMMISSIONER STARR: Can I suggest that you  
11 share that with our Corp Counsel and then the Corp  
12 Counsel can give us a precise, based on what he reads.

13 MR. GIROUX: She's holding out on me.

14 COMMISSIONER STARR: Come on. We got to get  
15 him to earn his pay.

16 CHAIR HEDANI: Is there any other discussion  
17 while that's going on? Commissioner Mardfin.

18 COMMISSIONER MARDFIN: I would like to move to  
19 add an Action Number 6.

20 CHAIR HEDANI: We have a motion on the floor  
21 to delete Item Number --

22 COMMISSIONER MARDFIN: Then I'm out of order.

23 CHAIR HEDANI: -- 1 that was seconded.

24 Commissioner Hiranaga.

25 COMMISSIONER HIRANAGA: Just to further

1 Director.

2 PLANNING DIRECTOR HUNT: As I understand it,  
3 the motion is to delete Action Item 1, is that correct?

4 CHAIR HEDANI: Right.

5 PLANNING DIRECTOR HUNT: Not to advocate, but,  
6 just so you're aware, during the GPAC, there was a lot  
7 of support and testimony from the Native Hawaiians that  
8 this is an important act. And it was emotional  
9 testimony. And there was not much dissent -- correct me  
10 if I'm wrong Warren, or staff, but I don't believe there  
11 was much dissent at all about creating the Aha Moku  
12 Council, just to inform you folks.

13 CHAIR HEDANI: Commissioner U'u.

14 VICE-CHAIR U'U: Yeah. And just for  
15 information, I think JB brought up something. And I  
16 think, to coordinate with JB's question, we creating an  
17 agency. That was one of the questions. And he wanted  
18 to know if it was State funded, or County funded. And  
19 that was part of JB's question. So --

20 MS. STALEY: Information on the funding is --

21 VICE-CHAIR U'U: James, get off your phone.

22 CHAIR HEDANI: Mr. Jerome.

23 MS. STALEY: It shouldn't take that long.

24 MR. GIROUX: What was the question? Oh, you  
25 want a summary already?

1 clarify. I think Item Number 5 is almost a duplication  
2 of Item Number 1. So delete 1 and just re-number 5 to  
3 1, maybe it will be a more logical progression. It  
4 seems you're creating two entities when you only need --  
5 for one task and you really only need one entity for --  
6 for the --

7 CHAIR HEDANI: And you already have the  
8 Cultural Resources Commission on top of that. So any  
9 other discussion?

10 Mr. Summers.

11 MR. SUMMERS: Thank you, Mr. Chairman.

12 One comment related to Number 5 is we do have  
13 an existing Cultural Resources Commission. We could  
14 simply look at expanding their scope to make sure they  
15 -- they take in these types of issues and practices that  
16 are -- that are highlighted in Item Number 5. And  
17 relating to Action Number 2 and 3 are almost, as  
18 Mr. Hiranaga noted, direct duplicates of 1c and d.  
19 During our interaction with the GPAC and with the  
20 community, generally they preferred to have the  
21 sub-elements listed under an action in a list rather  
22 than having separate actions. I guess the  
23 recommendation would be to eliminate Action Item Numbers  
24 2 and 3 and leave 1c and d as they are.

25 CHAIR HEDANI: Okay. Now I'm really confused.

1 VICE-CHAIR U'U: You can get back to us. We  
2 can get back to him. I'm not saying we need it now, but  
3 I think that's an excellent question.

4 CHAIR HEDANI: Commissioner Hiranaga.

5 COMMISSIONER HIRANAGA: My point is it appears  
6 you're creating two entities to do one task. And I  
7 think we can eliminate one of those entities. And I  
8 prefer that whenever we use office, it means you're  
9 creating some -- a job for a bunch of people, you know.  
10 Do we need to create more jobs in the County hierarchy,  
11 I don't know the answer. So whether it's a CRC -- I'm  
12 not opposed to Act 212, Aha Moku Council. I'm opposed  
13 to establishing an Office of Cultural and Heritage  
14 Resources. So if that can be covered by a different  
15 entity, why create a new entity?

16 CHAIR HEDANI: Additional discussion?

17 Mr. Guard? Come on, guys. We're still stuck on Page 5.

18 VICE-CHAIRMAN GUARD: The Aha Moku Council and  
19 Act 212 come up for a few more pages, so I don't know if  
20 there's a way to either hammer this one out here.

21 As part of 212, do we have to establish this  
22 office? Is that part of it, or is it just doing the Aha  
23 Moku Council?

24 It almost looks like we could take up Item E,  
25 scratch just Number 1, and make those an action item.

1 If that's -- I think everything else is pretty good.  
 2 It's just Item 1a, deleting that, a, b, c, d, and e.  
 3 And I don't know grammatically or making it go together  
 4 with 2, 3, 4 and 5, if there's a way we can do that. It  
 5 seems to work. Or did all the people that came to  
 6 testify, they really wanted that office, or did they  
 7 want the Council? That would be for the Director.

8 CHAIR HEDANI: James, do you have some  
 9 comments?

10 MR. GIROUX: I would have to see the actual  
 11 act, but the summary I'm looking at kind of gives a  
 12 little bullet point about the -- the purpose and the  
 13 history. But the point about it being advisory, that's  
 14 pretty clear. It's an advisory capacity that -- and it  
 15 looks like initially the Governor would appoint some  
 16 people to have like an advisory committee and then that  
 17 advisory committee would then go and try to set up a  
 18 council system. They would go out and look for people  
 19 to be on that council.

20 But with the State funding as always an issue,  
 21 and it looks like this act may not -- it may be funded  
 22 only to 2009. So, I mean, it's something that we, in  
 23 the -- in the County would have to be looking, you know,  
 24 every year at the State budget to see if it's a line  
 25 item. So if that was the issue of whether or not it's

1 COMMISSION MEMBERS: Nay.  
 2 CHAIR HEDANI: Okay. Motion is lost.  
 3 VICE-CHAIRMAN GUARD: Okay. I'd like to make  
 4 a motion.

5 CHAIR HEDANI: Commissioner Guard.

6 VICE-CHAIRMAN GUARD: For Action Item Number  
 7 1, delete the first sentence of Number 1, and, for now  
 8 just move up Item e, wherever that's a sub-element, this  
 9 is where -- the grammar side, and that would be created  
 10 as the new Number 1, a, b, c and d would remain.

11 CHAIR HEDANI: Okay. So we have it up on the  
 12 board. "Utilize the generational knowledge of Act 212  
 13 Aha Moku Council," a, b, c, d.

14 VICE-CHAIR U'U: Second.

15 CHAIR HEDANI: Is there a second, Commissioner  
 16 U'u?

17 VICE-CHAIR U'U: Second.

18 CHAIR HEDANI: Discussion? Commissioner  
 19 Hiranaga.

20 COMMISSIONER HIRANAGA: Within that motion,  
 21 should there not be an entity such as an advisory  
 22 cultural heritage resource committee? I mean, what's  
 23 gonna serve as a liaison? What's gonna assist staff?  
 24 It's not the Aha Moku Council.

25 CHAIR HEDANI: Discussion, Commissioner

1 permanent or not, that -- that's the -- that's the big  
 2 question mark right now.

3 VICE-CHAIRMAN GUARD: Got it.

4 CHAIR HEDANI: Commissioner Guard.

5 VICE-CHAIRMAN GUARD: I know we have a motion  
 6 on the floor, but if that motion doesn't get through, I  
 7 would think if we took Item e and replaced that as  
 8 Number 1, and still keep a, b, c and d under there,  
 9 under that new Number 1, that that might alleviate the  
 10 concern of establishing the office while still keeping  
 11 the usefulness of Act 212 and using the Aha Moku  
 12 Council's ideas. but there is a motion on the floor.

13 CHAIR HEDANI: Okay. Let's dispose of the  
 14 motion on the floor.

15 Is there any further discussion? Commissioner  
 16 Hiranaga.

17 COMMISSIONER HIRANAGA: Can Commissioner Guard  
 18 propose an amendment to my motion?

19 CHAIR HEDANI: No. No. The motion is to  
 20 delete Item 1. Any further discussion?

21 (Silence.)

22 CHAIR HEDANI: All those in favor, signify by  
 23 saying "aye."

24 (Silence.)

25 CHAIR HEDANI: Opposed, "nay."

1 Mardfin.

2 COMMISSIONER MARDFIN: I'm gonna vote against  
 3 this motion. I like the way it's currently written.

4 The Aha Moku Council exists. They have been to Hana.  
 5 They've had orientation meetings. I happened to go to  
 6 one of them. It's for Hawaiians. They are excited  
 7 because it's a way of taking some -- some ownership of  
 8 -- I don't mean that in the legal sense of ownership,  
 9 but some -- some responsibility for the way things are  
 10 going. They have expertise. It's -- I -- I can  
 11 understand Commissioner Hiranaga's concerned about  
 12 establishing another office, but what they're trying to  
 13 do is -- is have input into decisions that are being  
 14 made. So I -- I'm gonna vote for it the way it is. And  
 15 anything that changes, I will probably vote against.

16 CHAIR HEDANI: Additional discussion?  
 17 Commissioner U'u.

18 VICE-CHAIR U'U: Yeah. I'm not against it,  
 19 definitely, by seconding his motion. But Wayne is  
 20 saying we against that. What I -- my meaning would be  
 21 is you don't have to establish an office to create it.  
 22 It gives it more flexibility. I mean, if you want to go  
 23 out, we can still create an office with the wording that  
 24 Commissioner Guard want up, or you cannot necessarily --  
 25 more freedom to play. I guess, we don't know the makeup

1 of the Aha Moku. I don't know it, anyway. But I'm not  
2 saying I'm against creating an office. It's -- it's the  
3 wording.

4 CHAIR HEDANI: Commissioner Starr.

5 COMMISSIONER STARR: I'll be voting against  
6 the motion. I know that many hours and many meetings  
7 have been held within the Hawaiian community, many of  
8 the kupuna felt very strongly that this is needed as a  
9 measure of empowerment for the Hawaiian community. And  
10 frankly, you know, I -- I think over 10 minutes  
11 discussion, I hate to change the wording that has come  
12 down from the Native Hawaiian community about this. I  
13 -- I, frankly, trust that they got what they wanted  
14 through the GPAC. And I respect that.

15 CHAIR HEDANI: Commissioner Guard.

16 VICE-CHAIRMAN GUARD: Okay. I asked a  
17 question early on and I don't -- I'm not going against  
18 the creation of the Aha Moku Council. I don't think  
19 they needed to have an office to go along with the Aha  
20 Moku Council. So don't -- don't change around what  
21 we're trying to do. I don't think we need to have a  
22 County agency to allow for a separate entity going on.  
23 And I was just trying to get it through. But I just  
24 want to be very clear. And I don't think Bruce went  
25 along with the seconded that we were trying to take away

1 know, growing up in the islands, we know that you learn  
2 this is your area you fish, you don't (Hawaiian) and go  
3 fish somebody else's place. That's the island style.  
4 So how do we keep these kind of tradition? And I think  
5 -- I think this is what was -- it's been addressed  
6 and -- and -- and why the emotions were there.

7 CHAIR HEDANI: Commissioner U'u.

8 VICE-CHAIRMAN U'U: No. And I agree to -- to  
9 what you saying. But advisory committee, I guess you're  
10 coming from different areas in the region. But, for  
11 one, this body is made up of people throughout the  
12 island. And so we pretty much -- we know where Ward  
13 Mardfin is coming from every meeting, Hana. But, you  
14 know, I guess you -- when you taking that, then you --  
15 you adding to it. And I totally agree. But I know you  
16 also have OHA, and the Island Burial Council. And I'm  
17 all for the Aha Moku. But even on some of this  
18 committees, we get people within that area or that  
19 specific region, not -- not saying that we don't have it  
20 here, because we do. But I understand your point. And  
21 also part what's presently stated right now, after we go  
22 after JB's motion.

23 CHAIR HEDANI: Additional discussion?  
24 Additional discussion? Are you ready for the question?  
25 Okay. The motion is up on the board, to approve Action

1 the Aha Moku Council. And it seems that will be the way  
2 that Commissioner Mardfin and Commissioner Starr are  
3 going with that motion.

4 We're just trying to get something to take the  
5 Aha Moku Council and to use their resources and their  
6 findings, right, that's what -- their knowledge, to help  
7 with all of the a, b, c and d. If there's better  
8 wording -- but to be very clear for the record, that was  
9 not why we made the motion.

10 CHAIR HEDANI: Additional discussion?  
11 Commissioner Sablas.

12 COMMISSIONER SABLAS: All through this, I  
13 don't see the role of the Cultural Resources Commission.  
14 They're already there. Is there any way that they can  
15 handle some of this recommendation, number one? But,  
16 also, my understanding of Aha Moku is more as an  
17 individualized by moku, by district. And I can  
18 understand the rationale of having generations of  
19 people, kupuna with the traditional knowledge of that  
20 area.

21 In Hawaiian tradition, it's very, very, very  
22 important to get the manao of those who had generations  
23 passing in that one area. And if my understanding is  
24 correct, this is what this is all about.

25 And so sometimes to do it overlapping, you

1 Item 1 as restated on the PC recommendation. All those  
2 in favor, signify by saying "aye."

3 COMMISSION MEMBERS: Aye.

4 CHAIR HEDANI: Opposed, "nay."

5 COMMISSION MEMBERS: Nay.

6 CHAIR HEDANI: Motion is carried.

7 COMMISSIONER MARDFIN: Huh? Carried?

8 CHAIR HEDANI: All those in favor of the  
9 recommendation, raise your right hand. One, two, three,  
10 four, five.

11 Opposed, same sign. One, two, three, four.

12 It passes.

13 Okay. We're going to have to take a break  
14 very soon. Do you want to finish Page 5 at this point?

15 COMMISSIONER MARDFIN: I want to add one more  
16 action item.

17 CHAIR HEDANI: You want to finish Page 5, and  
18 then we'll take a break for dinner?

19 VICE-CHAIRMAN GUARD: That's going to be on  
20 that.

21 COMMISSIONER MARDFIN: It's a continuation of  
22 this page.

23 CHAIR HEDANI: We also have five additional  
24 testifiers that have showed up that want to testify.

25 COMMISSIONER MARDFIN: Make I make a motion?

1 CHAIR HEDANI: Commissioner Mardfin.  
 2 COMMISSIONER MARDFIN: I move that we add an  
 3 additional action policy. I think it would probably be  
 4 Number 6 -- or it's probably not the right order. And  
 5 it's basically taking Policy 1 and putting it into an  
 6 action. So the action would be "To support educational  
 7 programs, festivals, celebrations and folklore that  
 8 foster the spirit of aloha."  
 9 CHAIR HEDANI: Slow down. Can you restate  
 10 that, please?  
 11 COMMISSIONER MARDFIN: Yes. "To support  
 12 educational programs, festivals, celebrations, and  
 13 folklore that foster the spirit of aloha." It's just  
 14 rewording the Policy 1 into an action item.  
 15 CHAIR HEDANI: Is there a second? Seconded by  
 16 Commissioner Starr. Discussion? Ready for the  
 17 question?  
 18 Staff.  
 19 COMMISSIONER HIRANAGA: Can we see the motion?  
 20 CHAIR HEDANI: Mr. Summers.  
 21 COMMISSIONER HIRANAGA: Where's the motion?  
 22 COMMISSIONER SHIBUYA: What is the motion?  
 23 CHAIR HEDANI: The motion is to add an Action  
 24 Item Number 6, "Support educational programs, festivals,  
 25 celebrations and folklore."

1 It's just I think support is what we want. And develop  
 2 and expand is something more than just support. How  
 3 about develop -- how about "develop, expand and  
 4 support?"  
 5 CHAIR HEDANI: Any sign of a second? Develop,  
 6 expand and support educational programs, festivals,  
 7 celebrations and folklore and foster the aloha -- spirit  
 8 of aloha.  
 9 COMMISSIONER STARR: Does that work in  
 10 planning speak?  
 11 CHAIR HEDANI: It's a recommendation from the  
 12 Commission. They can take it or leave it.  
 13 COMMISSIONER MARDFIN: That's true.  
 14 MR. SUMMERS: Yeah. We just tweak it.  
 15 CHAIR HEDANI: Okay. All those in favor,  
 16 signify by saying "aye."  
 17 (A chorus of ayes.)  
 18 CHAIR HEDANI: Opposed, "nay."  
 19 (Silence.)  
 20 CHAIR HEDANI: Carried. Thank you.  
 21 COMMISSIONER SHIBUYA: Just a question on  
 22 number 5.  
 23 CHAIR HEDANI: Commissioner Shibuya.  
 24 COMMISSIONER SHIBUYA: Are we planning to  
 25 reword that from "establish" to "integrate" that

1 COMMISSIONER MARDFIN: "That foster the spirit  
 2 of aloha."  
 3 VICE-CHAIRMAN GUARD: Got it.  
 4 CHAIR HEDANI: Discussion?  
 5 Mr. Summers.  
 6 MR. SUMMERS: Thank you, Mr. Chairman.  
 7 The Department supports the intent of this  
 8 action item, but feels that, as it's currently worded,  
 9 it is a policy. To make it an action, we would suggest  
 10 the term like "develop educational programs" or  
 11 something along those lines.  
 12 CHAIR HEDANI: Maker of the motion?  
 13 COMMISSIONER MARDFIN: I don't have a real  
 14 problem with that except a lot of these things already  
 15 exist, like the East Maui Taro Festival and so forth.  
 16 So you don't have to develop them, they exist. You just  
 17 need to support them.  
 18 MR. SUMMERS: Right. That's true. If -- if  
 19 that was the intent, then it would be a useful policy  
 20 and could be added to the group policies above. If we  
 21 would like to expand, we could say "develop and expand,"  
 22 or "expand per" --  
 23 VICE-CHAIRMAN GUARD: Expand and support.  
 24 CHAIR HEDANI: Maker of the motion?  
 25 COMMISSIONER MARDFIN: I can live with it.

1 function or mission into the current cultural and  
 2 heritage commission.  
 3 CHAIR HEDANI: I'm sorry. Can you restate  
 4 that?  
 5 COMMISSIONER SHIBUYA: On Number 5, it has the  
 6 word "establish." Are we planning to integrate these  
 7 responsibilities or additional functions into the  
 8 current -- current and historical commission, CRC?  
 9 COMMISSIONER HIRANAGA: Cultural Resource.  
 10 COMMISSIONER SHIBUYA: Cultural Resources.  
 11 I'm corrected.  
 12 CHAIR HEDANI: Mr. Summers.  
 13 MR. SUMMERS: That -- that may be more cost  
 14 effective. That would be the existing Cultural  
 15 Resources Commission.  
 16 CHAIR HEDANI: Commissioner Shibuya.  
 17 COMMISSIONER SHIBUYA: I move that we  
 18 integrate that, change that word to say "integrate the  
 19 cultural" -- "integrate the responsibilities into  
 20 cultural and resources committee, CRC Commission."  
 21 COMMISSIONER MARDFIN: Second.  
 22 CHAIR HEDANI: So the motion is to integrate  
 23 the following into the Cultural Resources Commission?  
 24 COMMISSIONER MARDFIN: Right.  
 25 CHAIR HEDANI: Commission? You want to

1 restate that again, Warren?  
 2 COMMISSIONER SHIBUYA: That's good.  
 3 CHAIR HEDANI: Integrate the following into  
 4 the CRC, one, two, and three.  
 5 COMMISSIONER SHIBUYA: You can see "integrate  
 6 the following functions?"  
 7 CHAIR HEDANI: Integrate the following  
 8 functions into the CRC. That would be a, b, c, I guess.  
 9 A, b, c and d.  
 10 MR. SUMMERS: I think what they're trying to  
 11 get to is the expertise on the committee. So it would  
 12 be something like ensure or incorporate the following  
 13 areas of expertise onto the -- into the County's  
 14 Cultural Resource Commission.  
 15 COMMISSIONER SHIBUYA: I agree. That's the  
 16 intent.  
 17 CHAIR HEDANI: Julia, have you got that?  
 18 MS. STALEY: Right on that.  
 19 CHAIR HEDANI: So the suggestion, John, is to  
 20 reword it to read --  
 21 MR. SUMMERS: Incorporate the -- the following  
 22 areas of expertise into the County's Cultural Resources  
 23 Commission. And we can play around with language a  
 24 little bit, but --  
 25 CHAIR HEDANI: Okay. Is that okay with the

1 COMMISSION MEMBERS: Nay.  
 2 CHAIR HEDANI: Motion is carried.  
 3 Our food just arrived, our stenographer has a  
 4 cramp, and we need to take a break.  
 5 COMMISSIONER STARR: Mr. Chair -- oh, okay.  
 6 CHAIR HEDANI: We have 1, 2, 3, 4.  
 7 VICE-CHAIRMAN GUARD: Can I make a motion and  
 8 just finish the page?  
 9 CHAIR HEDANI: There's five additional people  
 10 that have asked to speak. What's your pleasure?  
 11 VICE-CHAIRMAN GUARD: I'd like to make a  
 12 motion to approve Action Items 2 through 6 on the  
 13 Cultural Resources.  
 14 CHAIR HEDANI: Is there a second?  
 15 COMMISSIONER MARDFIN: Second.  
 16 CHAIR HEDANI: Moved by Commissioner Guard,  
 17 seconded by Commissioner Mardfin to approve Items 2  
 18 through 6. Discussion?  
 19 (Silence.)  
 20 CHAIR HEDANI: All those in favor, signify by  
 21 saying "aye."  
 22 (A chorus of ayes.)  
 23 CHAIR HEDANI: Opposed, "nay."  
 24 COMMISSION MEMBERS: Nay.  
 25 CHAIR HEDANI: Carried. Thank you.

1 maker of the motion and the second?  
 2 COMMISSIONER SHIBUYA: Yes.  
 3 CHAIR HEDANI: Perfect. Who was the seconder?  
 4 COMMISSIONER MARDFIN: I was the seconder.  
 5 CHAIR HEDANI: Commissioner Mardfin.  
 6 COMMISSIONER MARDFIN: If they're going to  
 7 tweak it around, think about -- one of the things you  
 8 might think about when you tweak it is whether it goes  
 9 through the CRC or whether it goes through the Aha Moku  
 10 Council. And I'm not sure which is -- which these would  
 11 be better under. And maybe it should be split,  
 12 depending on where the expertise is. But I think --  
 13 we're not gonna do it at this meeting, but I think we  
 14 ought to think about how the Cultural Resource  
 15 Commission and the Aha Moku Council will interact. So  
 16 that's my general position. And I don't want to put a  
 17 motion in. I want you guys to think about it.  
 18 CHAIR HEDANI: Any other discussion?  
 19 (Silence.)  
 20 CHAIR HEDANI: Ready for the question? All  
 21 those in favor of the motion as it reads under PC  
 22 recommendation for Item Number 5, signify by saying  
 23 "aye."  
 24 COMMISSION MEMBERS: Aye.  
 25 CHAIR HEDANI: Opposed, "nay."

1 You want to take testimony or you want to take  
 2 a break?  
 3 COMMISSIONER HIRANAGA: Take a break.  
 4 CHAIR HEDANI: Let's take a break. If you  
 5 want -- do you want to take a half an hour break for  
 6 lunch and come back in half an hour?  
 7 COMMISSIONER MARDFIN: Mr. Chairman, if we're  
 8 gonna take a half an hour, maybe we should let them  
 9 speak first.  
 10 COMMISSIONER HIRANAGA: 15 minutes. Five  
 11 more, it will take 15 minutes.  
 12 COMMISSIONER GUARD: And more people are going  
 13 to show.  
 14 CHAIR HEDANI: Let's take a break for half an  
 15 hour, we'll have lunch, and reconvene at 6:30.  
 16 (Recess, 6:00 p.m. to 6:30 p.m.)  
 17 CHAIR HEDANI: We have four people that have  
 18 signed up to testify. The first one is Mr. Lance  
 19 Holter. We had one individual that was not able to  
 20 stay, Kathy McDuff. I've distributed to all of you a  
 21 copy of her testimony.  
 22 Mr. Holter.  
 23 MR. HOLTER: Good evening, Planning  
 24 Commission, Chair, Vice-Chair. I'm very much  
 25 appreciative of these late hours that you are putting

1 into this. And Maui County will benefit greatly from  
2 this.

3 I wanted to comment about the Heritage  
4 Resources, two issues. One was the transit corridor,  
5 the old Sunny Side-Kala-Hamakuapoko-Holomua Road is a  
6 historical road that dates back to the 1870s maps.  
7 Comments, old historical comments, talk about taking  
8 horses from Kahului up through Sunny Side-Kala up into  
9 Makawao and then down, and walking, taking the horses  
10 along the coastline of what we call Baldwin Beach,  
11 finding ancient bones, huge bones, giants, bones of  
12 giants that were the bones from the wars of the sons of  
13 Kekaulike that fought for years. So there's a great  
14 history there.

15 And this road, the Sunny  
16 Side-Kala-Hamakuapoko-Holomua Road, I notice not on your  
17 maps. And I think this is a transit corridor that is  
18 actually owned by us under the old Government Roads Act.  
19 And I'd like it to possibly please be re-included in the  
20 map system as a heritage resource.

21 Further, on the other map, it talks about  
22 original wetlands mauka of Baldwin Park and the parks  
23 actually mauka of the sand dunes. During wet periods  
24 these areas become inundated with water and prior to the  
25 cultivation were wetlands. And I'd like them to be

1 supporting the same.

2 Other groups around the State, including the  
3 Conservation Council of Hawaii -- Hawaii -- sorry, not  
4 "Ha-wai-ya" -- and also Kahia. I was gonna say Kahia --  
5 Hawaii -- so excuse me for that. But one of the  
6 articles that they wrote about saving Maui's North Shore  
7 was written, a commentary in the 2007 issue.

8 Also, biologists, forest and --

9 CHAIR HEDANI: Three minutes.

10 MR. HOLTER: -- have done studies of native  
11 species there. And any of you have gone to that  
12 shore -- I know Bruce has lived in Paia for a long time.  
13 And I know that JB's lived there for a long time --  
14 knows the value of the North Shore heritage resources.  
15 Thank you very much.

16 CHAIR HEDANI: Thank you very much.

17 COMMISSIONER MARDFIN: Mr. Chairman, may I ask  
18 a quick question?

19 CHAIR HEDANI: Commissioner Mardfin.

20 COMMISSIONER MARDFIN: Mr. Holter, the GPAC  
21 recommendations for the mapping and the Director's are  
22 identical with one exception, and that's Hamakuapoko  
23 area. They have the center in common, but one has at  
24 mauka part and the other has the makai part. Do you  
25 have any preferences on those?

1 included as wetlands in your maps.

2 And I think that this meets the -- all the  
3 policy goals of protecting our coastal resources, our  
4 corals and fishing resources and so forth.

5 This is everything Kahului side of Paia and  
6 mauka of Hana Highway. Especially if you look on the  
7 flood zone maps, you'll see the flood zone there as  
8 flood area.

9 Now, I gave a handout which was a -- a op ed  
10 that I wrote for The Maui News and, also, the Honolulu  
11 paper about a bill in Congress. It's called the Patsy  
12 Mink North Shore Heritage Park. And it's a commentary  
13 on the heritage resources of the park.

14 Also, the Democratic Party of Hawaii passed by  
15 resolution, January 28th, 2008, to support the concept  
16 of the North Shore Heritage Park, a bill in the State  
17 Legislature, the 25th Legislature, was submitted to have  
18 a study done of the North Shore Heritage Park, it's 130  
19 acres, as legacy lands.

20 Also, the Maui Coastal Land Trust has made a  
21 priority of the North Shore Heritage Park as a study as  
22 for legacy lands.

23 I've submitted the Democratic Party  
24 resolutions to Mayor Charmaine Tavares, Chair Danny  
25 Mateo for -- in hopes of getting a County resolution

1 MR. HOLTER: Well, when -- when you cross  
2 Baldwin Avenue, it turns into Hamakuapoko Road. The old  
3 government roadmap show Hamakuapoko to Holomua. And  
4 it's a preexisting government road. It would be a good  
5 border for extending the north shore boundaries of open  
6 space. I think that would make a good border.

7 I do note that on the 1990's Community Plan,  
8 development was to take place at Ham -- up at Paia  
9 School. And I notice that's been changed. And in turn,  
10 in a small area in the 1990 map was going to be the Old  
11 Maui High site. And I notice now that's been switched.  
12 Old Maui High is a larger area and the lands up by Paia  
13 high school -- Paia School is now a smaller development.

14 I prefer using the existing old government  
15 roads as a Heritage Resource. I think it's cheaper and  
16 we could implement the action immediately.

17 CHAIR HEDANI: Any other questions?  
18 Commissioner Starr.

19 COMMISSIONER STARR: Yeah. This is actually  
20 for Long Range staff. Is it possible to research about  
21 the route that Mr. Holter had mentioned?

22 CHAIR HEDANI: Any other questions?

23 MR. SUMMERS: Thank you, Mr. Chairman.

24 Yes, we can do that. And I do believe we have  
25 that corridor on our transportation map.

1 MR. HOLTER: It's not on that one.  
 2 MR. SUMMERS: But we'll double-check the map.  
 3 CHAIR HEDANI: Okay. The next person we have  
 4 to testify is Lesley Bruce.  
 5 MS. BRUCE: Good evening. My name is -- my  
 6 name is Lesley Ann Bruce. I'm testifying as an  
 7 individual this evening regarding the Regional  
 8 Transportation Network Map, April 29th, 2009, Island of  
 9 Maui, that's up on the wall.  
 10 CHAIR HEDANI: Lesley, can you speak a little  
 11 louder into the microphone, please?  
 12 MS. BRUCE: Yes. I'm testifying on the  
 13 Regional Transportation Network Map, Island of Maui,  
 14 that is posted on the wall. It's dated April 29th,  
 15 2009.  
 16 Please restore the transit corridor to go east  
 17 as far as Haiku. We need a transit corridor from the  
 18 Puunene hub to the mauka side of Paia Mill below Skill  
 19 Village and the fish farm where Emily Garcia's house  
 20 used to be, to the center of Haiku, just mauka of the  
 21 old Shishito Cannery. Because of the population density  
 22 in Haiku and East Maui, we need this rail track  
 23 restored. Acquiring the railroad in transit, which  
 24 might be a maglev or an elevated train of another  
 25 variety, and these corridors, is important now because

1 just want to be sure that there's some option for  
 2 getting out that way at some date.  
 3 MR. SUMMERS: I certainly think it would be  
 4 worthwhile looking into it. And, obviously, the  
 5 corridors are the main thing that should be addressed  
 6 and not so much the mode of transport, whether it's bus,  
 7 rail, et cetera.  
 8 CHAIR HEDANI: Commissioner Shibuya.  
 9 COMMISSIONER SHIBUYA: The GPAC actually  
 10 approved the study for the identification of the mass  
 11 transit corridors. And it's not only to Haiku, Makawao,  
 12 Upcountry area, Keokea, but it also goes to West Maui,  
 13 which includes Lahaina, Kaanapali, and even -- it slips  
 14 my mind right now.  
 15 MS. BRUCE: Kapalua.  
 16 COMMISSIONER SHIBUYA: Kapalua. Kapalua.  
 17 Excuse me. Thank you. And the hub is within the  
 18 Central area of Maui, and it can either be Puunene or  
 19 Maalaea. And so these are considerations. It also  
 20 serves all the way down to Makena, too. So that --  
 21 those are the proposals for the mass transit corridors.  
 22 CHAIR HEDANI: Thank you, Lesley.  
 23 Next person to testify is Ann Fielding.  
 24 MS. BRUCE: She had to leave.  
 25 CHAIR HEDANI: She had to leave.

1 the lands will never get cheaper.  
 2 Thank you.  
 3 CHAIR HEDANI: Thank you very much. Any  
 4 questions? Commissioner Starr.  
 5 COMMISSIONER STARR: Once again for staff, is  
 6 this something that's on our maps and is that -- is it  
 7 possible to look at that?  
 8 CHAIR HEDANI: Mr. Summers.  
 9 MR. SUMMERS: Thank you, Mr. Chairman.  
 10 We have two different maps in the binder. One  
 11 is a map, a GPAC transit corridor map that, I believe,  
 12 includes the corridor that -- that Lesley mentioned. We  
 13 have an alternative map that -- where the corridors, for  
 14 the most part, dovetail and run parallel to existing  
 15 highways.  
 16 COMMISSIONER STARR: But in either case, they  
 17 both go out to Haiku?  
 18 MR. SUMMERS: Well, I do not believe in the  
 19 Director's version we're utilizing a separate corridor  
 20 that runs through to Haiku. We're utilizing existing  
 21 roadways.  
 22 COMMISSIONER STARR: Is there a possibility in  
 23 a future date to -- to put a -- some kind of transit,  
 24 you know, some light rail or whatever, along the  
 25 existing roadway? So -- I have no problem with it, I

1 Kathy McDuff also had to leave. Her testimony  
 2 has been distributed.  
 3 Mr. Greg Ball.  
 4 MR. BALL: Hi. Good evening. I live in  
 5 Haiku. The map I just saw for the first time --  
 6 CHAIR HEDANI: Can you use the microphone.  
 7 MR. BALL: The map that I just saw for the  
 8 first time is a form of nostalgia and wishful thinking.  
 9 It shows some of the gulches as being bright green as if  
 10 they are lush places. They are not.  
 11 If you hike the gulch behind my house,  
 12 especially last year --  
 13 CHAIR HEDANI: Can you use the microphone  
 14 please?  
 15 MR. BALL: Beg your pardon? Closer? Yeah.  
 16 If you hike the gulch behind my house,  
 17 especially last year, you'll find that it is a dry  
 18 tinderbox. Two reasons.  
 19 Number one: It's mostly eucalyptus trees  
 20 which are very stingy trees. They're not a normal tree  
 21 that is a water pump that transpires water into the air  
 22 all day. They're very stingy. They soak up water and  
 23 they keep it. And that's why their limbs are rotten.  
 24 But their limbs are also full of the very volatile  
 25 substance that, in a brush fire, would literally



1 explode. It's almost as bad as gasoline.  
 2 We have way too many eucalyptus trees, way too  
 3 many alien species.  
 4 And compounding that, Haiku is getting dryer  
 5 by the year. I know that because I idiotically planted  
 6 fruit trees to become sort of a farmer, and I didn't put  
 7 in irrigation. And so I counted the number of months I  
 8 have been dragging hoses around to keep my trees alive.  
 9 Last year was 10 months, from late February until  
 10 Christmas, I was dragging hoses around. I know how dry  
 11 it is.  
 12 And so anybody doing Long Range Planning for  
 13 Maui, I would please encourage and inspire you to try  
 14 and figure out what you can do, what your jurisdiction  
 15 might do. Because I know you're not State Forestry  
 16 Service, but you have a lot of gulches in your  
 17 jurisdiction. Try and find what you can do to pinpoint  
 18 what -- which ones are healthy and give them a special  
 19 status of some kind as foresters.  
 20 And then if you can jurisdictionally encourage  
 21 people to get rid of eucalyptus trees. I don't know  
 22 whether -- you couldn't pay a bounty, but maybe if you  
 23 gave -- encourage the administration to do a tax credit  
 24 or anything that would encourage bringing in chippers,  
 25 bringing in the crew, and getting rid of the bad trees

1 map, in other words, in a Community Plan or something of  
 2 that nature, or may we make recommendations based on our  
 3 knowledge that we glean through this process. Because a  
 4 lot of our Community Plans are 10 years old, 15 years  
 5 old, 10, 12 years old. And some new information may be  
 6 available at this present time.  
 7 And we got a very interesting answer. And  
 8 what I've distributed to you is just for you to have in  
 9 your possession. It's the minutes from our December  
 10 13th meeting, 2008. And Mr. Moto assured us -- he went  
 11 through a whole kind of a justification, but he assured  
 12 us, he said, this is on Page 16, Page 60, represented,  
 13 he says, "I would encourage you not to allow fear on  
 14 such issues to necessarily control or limit your  
 15 actions." We asked like could the County be sued for  
 16 takings if we decided that some area would be better  
 17 left undeveloped or should be preserved in some way, or  
 18 development rights should be transferred, you know,  
 19 using these other tools that we were discussing. And he  
 20 just said, you know, really base your decisions on what  
 21 you think is best for this community.  
 22 So I leave you with that thought. You may  
 23 read his opinion and you may want to ask him yourself to  
 24 give you an opinion. But this was, I think, a very  
 25 important thing for us to know as we move forward.

1 and then replanting good trees. Then I could think you  
 2 could rationally discuss a long-range vision for  
 3 Upcountry Maui.  
 4 But, right now, long range, it's drying out  
 5 and it's drying out in the wrong places for the wrong  
 6 reasons. Because it's scary. If we ever -- if -- last  
 7 year, by September, if there had been a fire get loose,  
 8 it would have been a disaster, it would have been like  
 9 California, it was so dry.  
 10 That's my encouragement. Thank you.  
 11 CHAIR HEDANI: Thank you very much.  
 12 Next person to testify is Lucienne deNaie.  
 13 That's the last person that I have signed up at this  
 14 point.  
 15 MS. deNAIE: Aloha again. Lucienne deNaie.  
 16 I would like to bring to your attention a  
 17 policy matter here that faced us on the GPAC early on.  
 18 The question was raised what do we do if we hear from  
 19 the public and if many of us have knowledge about areas  
 20 that may have some entitlements, but that really have  
 21 cultural resources or natural resources that really are  
 22 exceptional. And we asked Corp Counsel, do we need, as  
 23 an advisory body -- and you are an advisory body, just  
 24 like the appointed GPAC -- do we need to actually follow  
 25 all of the land use guidelines that are already on the

1 Because like you, we felt we're representing the  
 2 public's interest, not necessarily, you know, one -- one  
 3 view or another, but what we hear from the public.  
 4 And I think that it's important to know that  
 5 you have the legal mandate as an advisory body to follow  
 6 your hearts and no one is gonna get sued. A little  
 7 different than the SMA.  
 8 Thank you.  
 9 CHAIR HEDANI: Are there any other members of  
 10 the public that would like to offer testimony at this  
 11 time?  
 12 (Silence.)  
 13 CHAIR HEDANI: Seeing none, public testimony  
 14 is closed.  
 15 Commissioner Members, we're on Page 6,  
 16 Cultural Resources.  
 17 Any comments on Page 6? Commissioner  
 18 Hiranaga.  
 19 COMMISSIONER HIRANAGA: Policy Number 4, what  
 20 is a heritage area?  
 21 CHAIR HEDANI: Staff. Mr. Summers.  
 22 MR. SUMMERS: Thank you, Mr. Chairman.  
 23 A heritage area would be a specific area  
 24 that's designated as a special and unique landscape that  
 25 possesses a combination of cultural, historical,

1 environmental and other attributes that is worthy of  
 2 special protection.  
 3 CHAIR HEDANI: Any other questions?  
 4 Commissioner Hiranaga.  
 5 COMMISSIONER HIRANAGA: Follow-up question.  
 6 Who determines where these heritage areas will be?  
 7 CHAIR HEDANI: Mr. Summers.  
 8 MR. SUMMERS: Thank you, Mr. Chairman.  
 9 It can be done through a planning process such  
 10 as this, it can be done through the Community Plan  
 11 process or through a separate special planning project.  
 12 And it would be implemented through the adoption of an  
 13 ordinance.  
 14 CHAIR HEDANI: Additional questions?  
 15 Commissioner Mardfin.  
 16 COMMISSIONER MARDFIN: On Policy 1, it says,  
 17 "Ensure that the County has a rich and up-to-date  
 18 inventory of historic and archaeological resources and  
 19 their cultural significance." You may remember many  
 20 months ago --  
 21 CHAIR HEDANI: You got to slow down for the  
 22 stenographer.  
 23 COMMISSIONER MARDFIN: Sorry. I keep doing  
 24 that. I'll slow down. You might remember that several  
 25 months ago, when Commissioner Pawsat was on and we were

1 were on Objective Number 2. The Director's  
 2 recommendation states, "A more effective planning and  
 3 review process." And I just thought that you're  
 4 supposed to have a verb in there or something like  
 5 develop a more effective planning process or something  
 6 along those lines.  
 7 And the only other comments that I had was on  
 8 Policy Number 3, "Ensure development plans avoid  
 9 destruction of cultural sites." I thought insertion of  
 10 the word "significant cultural sites" would be  
 11 important. Or, alternatively, define what a cultural  
 12 site is. So a cattle wall that was put up at one point  
 13 in order to pin in cattle doesn't qualify as a cultural  
 14 site for preservation.  
 15 And my last comment was that Items 1, 2 and 3  
 16 on the Action plans all talk about an inventory system.  
 17 And I thought they were kind of like -- could be  
 18 consolidated. Are there any other comments?  
 19 Commissioner Starr.  
 20 COMMISSIONER STARR: Ready for a motion?  
 21 CHAIR HEDANI: Ready for a motion.  
 22 COMMISSIONER STARR: Okay. I move to approve  
 23 Objective 2 with underlying Policies and Actions 1  
 24 through 4 with the Director's recommendations and the  
 25 wording for Policy 1 as amended and on the screen.

1 dealing with the Makena area and Kihei area, we  
 2 basically tried to get people to contribute -- our  
 3 concern was that the archaeological resources and  
 4 cultural significant were being funded by the developer  
 5 and, therefore, might not be as independent as we could  
 6 hope.  
 7 Also, they were focusing on a narrowly defined  
 8 area as opposed to a wider area. And I would hope -- I  
 9 don't have any wording for this, but I would hope that  
 10 that Policy 1 would be to encourage the development of  
 11 independent large scale inventories, much like the one  
 12 on the project Kao that was done.  
 13 And I under -- I spoke with Mr. Summers about,  
 14 there was also one done for Keanae and Wailua Nui. And  
 15 that sort of thing where it's broad based and intensive  
 16 and independent of a particular developer would be very  
 17 useful to have.  
 18 CHAIR HEDANI: Any other comments?  
 19 Commissioner Hiranaga.  
 20 COMMISSIONER HIRANAGA: Are we still on  
 21 policies?  
 22 CHAIR HEDANI: Anything on Page 6?  
 23 COMMISSIONER HIRANAGA: Okay. I'm on Page 7.  
 24 Sorry.  
 25 CHAIR HEDANI: The only comments that I had

1 COMMISSIONER HIRANAGA: Point of order. I  
 2 thought you were limiting discussion to Page 6. And the  
 3 motion encompasses Page 7.  
 4 CHAIR HEDANI: Right.  
 5 COMMISSIONER STARR: If you want to do it by  
 6 page rather than by objective, it -- I guess we can do  
 7 it that way. So my motion is for Objective 2, Policies  
 8 1 through 4, and Actions 1 through 3, with the change in  
 9 wording on Policy 1 and the Director's recommendation on  
 10 the objective.  
 11 CHAIR HEDANI: Changing wording on Policy 1 as  
 12 stated up on the board?  
 13 COMMISSIONER MARDFIN: Yes, sir.  
 14 CHAIR HEDANI: And the Director's  
 15 recommendation on Objective 2? Is there a second?  
 16 VICE-CHAIRMAN GUARD: Second.  
 17 CHAIR HEDANI: Seconded by Commissioner Guard.  
 18 Discussion? Commissioner Hiranaga.  
 19 COMMISSIONER HIRANAGA: Just trying to  
 20 understand independent large scale, independent small  
 21 scale, mid scale. I'm not sure why we need the "large  
 22 scale" in there or "independent." If someone could  
 23 explain that to me.  
 24 CHAIR HEDANI: Commissioner Mardfin.  
 25 COMMISSIONER MARDFIN: I think that's coming

1 from my suggestions which I didn't actually expect to be  
2 put into a wording. But independent large scale --  
3 okay. Geographical areas -- larger geographical areas  
4 rather than a project by project, land plot by land plot  
5 is my intent.

6 CHAIR HEDANI: Discussion? Commissioner  
7 Starr.

8 COMMISSIONER STARR: Yeah. This does come  
9 from discussions we've had over and over about -- both  
10 regarding, say, at Makena where we had the Kalani heiau  
11 was spread out into several different archaeological and  
12 cultural assessments that didn't agree with each other.  
13 You know, we had on Maui Lani that was similar. We've  
14 seen the same in West Maui where, you know, you have  
15 adjacent properties have a inventory and cultural  
16 studies. And they will kind of minimize the impact on  
17 the particular piece that they were hired to provide.  
18 But when the next one over would do one that would  
19 maximize the one next door and minimize the one on that  
20 property.

21 So the intent, which, you know, was something  
22 that I remember Commissioner Pawsat felt strongly about,  
23 as did a number of other of us, was that when these are  
24 done in a significant area, that they should take the  
25 area into account and do a larger -- a larger study.

1 COMMISSIONER HIRANAGA: I guess my question is  
2 independent from who?

3 CHAIR HEDANI: Commissioner Mardfin --

4 COMMISSIONER MARDFIN: From the development.

5 CHAIR HEDANI: Commissioner Mardfin, can you  
6 take a look at what's up on the board and ensure that  
7 that reflects what you're intending?

8 VICE-CHAIRMAN GUARD: How about "objective?"

9 COMMISSIONER MARDFIN: Take out "large scale"  
10 and put in "comprehensive regional."

11 CHAIR HEDANI: Are we all on the same page?  
12 Is that acceptable to the maker of the motion and the  
13 second?

14 COMMISSIONER MARDFIN: Yes.

15 VICE-CHAIRMAN GUARD: It's acceptable. I was  
16 just wondering if "objective" would be better than  
17 "independent." No? Okay.

18 CHAIR HEDANI: Commissioner Starr.

19 COMMISSIONER STARR: Yeah. I would like to  
20 suggest we remove the word "independent" and insert  
21 "arm's length." Is that one R or two Rs?

22 CHAIR HEDANI: If it's --

23 COMMISSIONER STARR: (Inaudible) could be 8.

24 CHAIR HEDANI: Is that okay with the maker of  
25 the motion, "arm's length?" And the seconder?

1 Because that's the only way you can really understand  
2 the alignments, you can understand what's really there.

3 So I do support this wording. I think it's  
4 the right way to go.

5 CHAIR HEDANI: I think the second was  
6 Commissioner Guard.

7 Further discussion? Commissioner Sablas.

8 COMMISSIONER SABLAS: As a member -- well,  
9 former member of the Cultural Resource Commission, I  
10 also would support the direction that the Commissioners  
11 Mardfin and Starr had suggested. It's really important  
12 to look at the large scale survey as opposed to just  
13 pocket.

14 CHAIR HEDANI: Commissioner Hiranaga.

15 COMMISSIONER HIRANAGA: I'd like to suggest  
16 the words "comprehensive regional" versus "independent  
17 large scale."

18 COMMISSIONER MARDFIN: I don't have a --

19 CHAIR HEDANI: Commissioner Mardfin.

20 COMMISSIONER MARDFIN: Your wording was? I  
21 like "comprehensive" and I like "regional."

22 COMMISSIONER HIRANAGA: Regional.

23 COMMISSIONER MARDFIN: But I would like  
24 "independent" to stay in there. But I can change "large  
25 scale" to "comprehensive regional."

1 Discussion? Commissioner Hiranaga.

2 COMMISSIONER HIRANAGA: I believe you have to  
3 make the assumption that the County is performing its  
4 governmental responsibilities and providing the best  
5 effort to perform their governmental responsibilities.  
6 So when you say "arm's length" or "independent," we're  
7 kind of inferring they're not. And when you say  
8 "comprehensive," it's all encompassing. It's a complete  
9 inventory, leave nothing out. Just having a problem  
10 with the verbiage.

11 CHAIR HEDANI: Commissioner Mardfin.

12 COMMISSIONER MARDFIN: I can live with "arm's  
13 length," I can live with "independent." It doesn't  
14 really make a lot of difference to me. The purpose is  
15 not to have a person with a vested -- we -- what we did  
16 in the instance we referred to is we got the developer  
17 to kick in the money for this, but it would be  
18 contracted out by the County. So the person doing the  
19 study would not have a -- have a vested interest in  
20 coming up with a result any particular developer wanted.

21 So I think "arm's length" is a good word,  
22 "independent" is a good word. I can live with any of  
23 them. It's not that I suspect that the County of having  
24 mixed motives, but I think developers can have mixed  
25 motives.

1 CHAIR HEDANI: Further discussion? Are you  
 2 ready for the question?  
 3 Question is to approve Objective Number 2 with  
 4 the Director's recommendation and Policies 1, 2, 3, with  
 5 the change on Item Number 1, as displayed. All those in  
 6 favor, signify by saying "aye."  
 7 COMMISSION MEMBERS: Aye.  
 8 CHAIR HEDANI: Opposed, "nay."  
 9 COMMISSION MEMBERS: Nay.  
 10 CHAIR HEDANI: All those in favor, signify by  
 11 raising your right hand. Opposed, same sign. Four to  
 12 four. Chair votes opposed. Motion is lost.  
 13 What's your pleasure, Mr. Shibuya?  
 14 COMMISSIONER SHIBUYA: I'd accept the  
 15 replacement of the words "arm's length" with  
 16 "independent," and then I can agree with the whole  
 17 measure.  
 18 CHAIR HEDANI: So same motion, changed from  
 19 "arm's length" to --  
 20 VICE-CHAIRMAN GUARD: Motion died.  
 21 COMMISSIONER STARR: Mr. Chair?  
 22 CHAIR HEDANI: Commissioner Shibuya, same  
 23 motion with the change to the word independent?  
 24 COMMISSIONER SHIBUYA: Yes. Exactly same  
 25 motion.

1 MR. SUMMERS: Thank you, Mr. Chairman.  
 2 Cultural landscape report is actually very  
 3 similar to what was done in Keanae where they analyzed  
 4 the specific area, assessed all of the -- the physical  
 5 cultural as well as living cultural aspects in the  
 6 region, develop a report and recommendations to ensure  
 7 the perpetuation of those cultural features.  
 8 CHAIR HEDANI: Any other comments?  
 9 Commissioner Mardfin.  
 10 COMMISSIONER MARDFIN: I've -- what I'm gonna  
 11 comment on I've seen all throughout this. I was looking  
 12 at these things, cultural policies resource manual. I  
 13 looked all through here looking for the word, and I  
 14 didn't quite find it. What I found was cultural  
 15 resources overlay/scenic corridor protection map. I'm  
 16 assuming those are the same things, but I would suggest  
 17 that we get the title on the map consistent with the  
 18 title in the objective. I mean, that's just the  
 19 administrative thing. But it's very unclear to me what  
 20 was -- I think I figured it out in most cases, but it  
 21 wasn't clear.  
 22 CHAIR HEDANI: Additional comments?  
 23 My comment was that on Item d, 4d, we're  
 24 requiring the formation of another council or agency.  
 25 Commissioner Shibuya.

1 CHAIR HEDANI: Second? Is there a second?  
 2 COMMISSIONER STARR: Second.  
 3 CHAIR HEDANI: Seconded by Commissioner Starr.  
 4 Discussion?  
 5 (Silence.)  
 6 CHAIR HEDANI: All those in favor, signify by  
 7 saying "aye."  
 8 COMMISSION MEMBERS: Aye.  
 9 CHAIR HEDANI: Opposed, "nay."  
 10 COMMISSION MEMBERS: Nay.  
 11 CHAIR HEDANI: Carried. Thank you.  
 12 Page 7. Director.  
 13 PLANNING DIRECTOR HUNT: Just to keep things  
 14 clear, it would be best to, in this instance, deal with  
 15 Action Item 4. In the future, it's up to you guys, we  
 16 would recommend you go by objective, policies, actions  
 17 for the whole thing rather than pages.  
 18 VICE-CHAIR U'U: Okay.  
 19 CHAIR HEDANI: Okay. Action Item Number 4,  
 20 any recommended changes?  
 21 COMMISSIONER HIRANAGA: Question.  
 22 CHAIR HEDANI: Commissioner Hiranaga.  
 23 COMMISSIONER HIRANAGA: What is a cultural  
 24 landscape report?  
 25 CHAIR HEDANI: Mr. Summers.

1 COMMISSIONER SHIBUYA: I was just gonna say, I  
 2 would like to strike the 4d Action, delta, because you  
 3 already have, on Number 1 -- let's see. What objective?  
 4 This is on Page 5. You've established a generational  
 5 knowledge of Act 212 Aha Moku Council, if that's the  
 6 same thing.  
 7 CHAIR HEDANI: Any further comments? Is there  
 8 a motion?  
 9 COMMISSIONER HIRANAGA: Did you ask your  
 10 question?  
 11 CHAIR HEDANI: Everybody is tired, I know.  
 12 Commissioner Mardfin.  
 13 COMMISSIONER MARDFIN: In terms of comments, I  
 14 don't exactly want to delete the formation of a moku  
 15 council because that already exists. But I think the  
 16 moku -- Aha Moku Council should be working on this with  
 17 whatever other agencies are involved in it. I mean,  
 18 it's asking for the development of a heritage area  
 19 management program. And I would think the Aha Moku  
 20 Council might either do it themselves or they might take  
 21 input. But I agree that d is the wrong thing to have in  
 22 there at this point.  
 23 CHAIR HEDANI: Commissioner Shibuya.  
 24 COMMISSIONER SHIBUYA: Yes. I was just asking  
 25 the question, is moku council the same thing as the Aha

1 Moku Council? Because we've already established it.  
 2 We're going to utilize the generational knowledge of Act  
 3 212 in this council. We've already done that.  
 4 CHAIR HEDANI: Commissioner Guard.  
 5 VICE-CHAIRMAN GUARD: Would we want to reuse  
 6 utilize the generational knowledge of Act 212, Aha Moku  
 7 Council? If I understand, Commission Shibuya, we're  
 8 gonna keep bringing up the same council, and on Heritage  
 9 Resources, when it's a major theme. If we put it into  
 10 every Action Item for every policy and every objective  
 11 on the next 40 pages. I think we understand what its  
 12 goal is, to use that council. And, hopefully, the  
 13 Director and Planning Department do as well.  
 14 CHAIR HEDANI: Okay. Are we ready for a  
 15 motion? Staff, do you have comments?  
 16 MR. SUMMERS: Thank you, Mr. Chairman.  
 17 I think we can clarify language if we  
 18 indicated "consultation with the Aha Moku Council or  
 19 similar advisory body."  
 20 CHAIR HEDANI: Is there some way we can avoid  
 21 crossing this bridge every single time?  
 22 MR. SUMMERS: Yeah. I think it could be a  
 23 global statement.  
 24 VICE-CHAIRMAN GUARD: It's every few pages.  
 25 MR. SUMMERS: Staff -- staff would concur with

1 the Aha Moku Council or similar advisory body," every  
 2 place it occurs.  
 3 CHAIR HEDANI: Do you have a motion on Item  
 4 Number 4?  
 5 COMMISSIONER SABLAS: Second.  
 6 COMMISSIONER MARDFIN: I want to do them one  
 7 at a time. My motion was to make that change.  
 8 CHAIR HEDANI: I'm sorry. Can you --  
 9 COMMISSIONER MARDFIN: My motion is to change,  
 10 in this instance, Action Item 4d to read -- instead of  
 11 "Formation of a moku Council," it will be, "In  
 12 consultation with the Aha Moku Council."  
 13 CHAIR HEDANI: Is there a second? Seconded by  
 14 Commissioner Sablas.  
 15 Discussion?  
 16 You're talking universally through the  
 17 language, throughout the plan, in this particular  
 18 instance, on Item Number 4?  
 19 COMMISSIONER MARDFIN: In general throughout.  
 20 CHAIR HEDANI: Throughout the document.  
 21 Staff, by agreement? Okay.  
 22 Do we know what we're doing here? We're  
 23 changing any references from "Moku Council" to "Aha Moku  
 24 Council" and the words "consultation." All those in  
 25 favor, signify by saying "aye."

1 that approach.  
 2 CHAIR HEDANI: Julia.  
 3 MS. STALEY: Two things. One, I need  
 4 clarification on what we are doing on this, Number 4.  
 5 And, two, the Act 212 is gonna come up in every single  
 6 sub-element because Kaipō Kekona came to us, came to the  
 7 GPAC, and asked for this specific language. So it's  
 8 going to be in every single sub-element.  
 9 CHAIR HEDANI: Is it productive for the  
 10 document to be repetitive?  
 11 MS. STALEY: This document is for you to  
 12 decide how you want to go forward with it.  
 13 COMMISSIONER MARDFIN: Mr. Chairman?  
 14 CHAIR HEDANI: Commissioner Mardfin.  
 15 COMMISSIONER MARDFIN: If Item d -- instead of  
 16 formation of the Moku Council, if it said "in  
 17 consultation with the Aha Moku Council," I could make  
 18 this a global statement of the word exists, and I will  
 19 make that motion.  
 20 CHAIR HEDANI: Restate the motion.  
 21 COMMISSIONER MARDFIN: Where's it says,  
 22 "Formation of a Moku Council or similar advisory body,"  
 23 it say --  
 24 VICE-CHAIRMAN GUARD: Consultation.  
 25 COMMISSIONER MARDFIN: -- "consultation with

1 (A chorus of ayes.)  
 2 CHAIR HEDANI: Opposed, "nay."  
 3 (Silence.)  
 4 CHAIR HEDANI: Carried. Thank you.  
 5 Action on Item Number 4. Commissioner  
 6 Mardfin.  
 7 COMMISSIONER MARDFIN: I move the adoption of  
 8 Action Number 4 as amended.  
 9 CHAIR HEDANI: Is there a second?  
 10 VICE-CHAIRMAN GUARD: Second.  
 11 CHAIR HEDANI: Seconded by Commissioner Guard.  
 12 Discussion?  
 13 (Silence.)  
 14 CHAIR HEDANI: All those in favor, signify by  
 15 saying "aye."  
 16 (A chorus of ayes.)  
 17 CHAIR HEDANI: Opposed, "nay."  
 18 (Silence.)  
 19 CHAIR HEDANI: Carried. Thank you.  
 20 Objective Number 3, Policies 3 through 9 and  
 21 Action Items 1 through 5 -- 1 through 13, on Pages 7, 8,  
 22 9, 10 and 11. Comments?  
 23 COMMISSIONER HIRANAGA: Mr. Chair?  
 24 CHAIR HEDANI: Commissioner Hiranaga.  
 25 COMMISSIONER HIRANAGA: I'm sorry, but I don't

1 know what an archaeological impact survey is,  
 2 ethnographic inventories or the cultural impact  
 3 assessment.  
 4 CHAIR HEDANI: What reference is that, Kent?  
 5 COMMISSIONER HIRANAGA: Policy Number 3.  
 6 CHAIR HEDANI: Policy Number 3. Staff? EIS,  
 7 OHA, SHPD, alphabet soup.  
 8 MR. SUMMERS: Thank you, Mr. Chairman.  
 9 I'm not an expert on this area. This language  
 10 actually came from Hinano Rodrigues, who was a GPAC  
 11 member and who is the Maui SHPD officer. The AIA, as I  
 12 do understand it, an archaeological impact survey, is  
 13 essentially the work that's -- that's done prior to and  
 14 during the development project to ensure that  
 15 underground archaeological artifacts are not damaged.  
 16 Cultural impact assessment is broader in its application  
 17 in that it also addresses cultural issues in addition to  
 18 archaeological impacts. And an ethnographic inventory,  
 19 as I understand it -- my knowledge of this is quite  
 20 limited -- deals more with the social implications of  
 21 development, particularly as it relates to -- to  
 22 previous cultures on a specific site or in a region.  
 23 CHAIR HEDANI: Additional questions?  
 24 COMMISSIONER HIRANAGA: Just a --  
 25 CHAIR HEDANI: Commissioner Hiranaga.

1 CHAIR HEDANI: Commissioner Hiranaga.  
 2 COMMISSIONER HIRANAGA: Follow-up to  
 3 Commissioner Mardfin's question. Can someone who is  
 4 currently -- I guess it doesn't say on the Board of OHA.  
 5 It's just OHA representative. So it could be an  
 6 employee of OHA? Because if you're on the Board of OHA,  
 7 can you also serve on another board? I need that  
 8 clarification.  
 9 CHAIR HEDANI: Additional questions, comments?  
 10 COMMISSIONER HIRANAGA: Can I have an answer  
 11 from staff to my question?  
 12 CHAIR HEDANI: Director.  
 13 PLANNING DIRECTOR HUNT: I think we need to  
 14 remember that this is a policy. And policies get broad  
 15 general guidance. And you shouldn't be worried about  
 16 the specific implementation in detail. That's not what  
 17 it's intended to do. It's supposed to be broad  
 18 guidance, and then the County will, as a policy, try and  
 19 implement it. And that's when you start getting into  
 20 details and the specifics.  
 21 CHAIR HEDANI: Additional discussion?  
 22 Commissioner Mardfin.  
 23 COMMISSIONER MARDFIN: The exact same wording  
 24 is on action Item Number 7. Maybe not. Maybe not. I'm  
 25 sorry. I'm not reading carefully.

1 COMMISSIONER HIRANAGA: -- follow-up. So  
 2 there are standards for these reports? We're not making  
 3 these up, they're already established?  
 4 MR. SUMMERS: That's correct.  
 5 COMMISSIONER HIRANAGA: Thank you.  
 6 CHAIR HEDANI: Commissioner Mardfin.  
 7 COMMISSIONER MARDFIN: Could I ask a question  
 8 about Policy Number 7? It says, "Encourage OHA  
 9 representation and other Native Hawaiian organizations  
 10 on the CRC, Planning Commission, and the Board of Water  
 11 Supply." Does that mean we're changing the composition  
 12 of the Planning Commission and Board of Water Supply and  
 13 the CRC?  
 14 MR. SUMMERS: Thank you, Mr. Chairman.  
 15 "Encourage" is just that, encourage. So it's not --  
 16 it's not a mandate. But it would certainly encourage  
 17 the Council during the selection process to consider  
 18 these qualifications.  
 19 CHAIR HEDANI: Commissioner Mardfin.  
 20 COMMISSIONER MARDFIN: Could it also entail  
 21 having a non-voting advisory member on the commissions?  
 22 CHAIR HEDANI: Mr. Summers -- Director.  
 23 PLANNING DIRECTOR HUNT: I think it's  
 24 conceivable it could include that. I don't think that's  
 25 what -- what it was aimed at.

1 CHAIR HEDANI: Okay. Additional discussion?  
 2 Commissioner Hiranaga.  
 3 COMMISSIONER HIRANAGA: Let's see. Policy  
 4 Number 3, after all those studies are reviewed and  
 5 accepted by OHA, what happens if OHA does not accept  
 6 these studies? You're requiring that these studies be  
 7 accepted by OHA.  
 8 CHAIR HEDANI: So you're saying the acceptance  
 9 is being required?  
 10 COMMISSIONER HIRANAGA: I'm just wanting to  
 11 understand what they're trying to do here. So if OHA  
 12 doesn't accept these studies, they're gonna try it  
 13 again?  
 14 CHAIR HEDANI: Mr. Summers.  
 15 MR. SUMMERS: Thank you, Mr. Chairman.  
 16 That would be my interpretation.  
 17 CHAIR HEDANI: Discussion? Commissioner  
 18 Starr.  
 19 COMMISSIONER STARR: Are we ready for a  
 20 motion?  
 21 CHAIR HEDANI: Further discussion or comments  
 22 on the section.  
 23 Commissioner Hiranaga.  
 24 COMMISSIONER HIRANAGA: On Item 5, do you  
 25 really want property -- private property owners to

1 maintain and improve historic and archaeological sites?  
 2 You may want them to contribute funds towards  
 3 maintaining and improving, but I'm not sure you want  
 4 hands on. They're property owners.  
 5 CHAIR HEDANI: Further discussion?  
 6 Commissioner Sablas.  
 7 COMMISSIONER SABLAS: I would like -- I would  
 8 like --  
 9 COMMISSIONER STARR: The power is off. No.  
 10 The power is off.  
 11 COMMISSIONER MARDFIN: We spoke too much. We  
 12 wore it out.  
 13 CHAIR HEDANI: Can you recess since you can't  
 14 hear this? Let's take a five-minute recess. Hold that  
 15 thought, Lori.  
 16 (Off the record.)  
 17 CHAIR HEDANI: Okay. We're back in session.  
 18 COMMISSIONER SABLAS: There's several  
 19 references to Native Hawaiian organizations. And I  
 20 wanted clarification on what that meant. I am a member  
 21 of Maui, Hawaii agencies and organizations and that's  
 22 like 30 organizations involved. So what -- how do you  
 23 define Native Hawaiian organization? Staff?  
 24 CHAIR HEDANI: Staff. Mr. Summers.  
 25 MR. SUMMERS: Thank you, Mr. Chairman.

1 While this is obviously a very broad  
 2 statement, so I think the -- the intent here is -- is  
 3 just to encourage during the formation of these  
 4 important committees, that Native Hawaiian interests,  
 5 both through OHA and some selection from other  
 6 organizations, that -- that membership include Native  
 7 Hawaiian interests. So it's -- it's -- I think it was  
 8 intentionally left broad, just so as not to limit the  
 9 Council's ability during the selection process.  
 10 CHAIR HEDANI: Additional comments? Julia?  
 11 MS. STALEY: If you'll --  
 12 COMMISSIONER SABLAS: I'm sorry. I guess I'm  
 13 reading Number 12, it says, "Establish and maintain a  
 14 list of Native Hawaiian organization for County agencies  
 15 to consult during the planning and development review  
 16 process." So, actually, that answers the --  
 17 MR. SUMMERS: May I, Mr. Chairman? I was  
 18 looking at Number 7.  
 19 CHAIR HEDANI: Go ahead, Mr. Summers.  
 20 MR. SUMMERS: Thank you.  
 21 So for Item Number 12, this would essentially,  
 22 require the Planning Department, as well as other County  
 23 agencies, to develop a list of Hawaiian organizations,  
 24 and during -- we oftentimes submit project applications  
 25 out for review and comment, and that would become a

1 standard practice for us.  
 2 COMMISSIONER SABLAS: Okay. That's good.  
 3 CHAIR HEDANI: Additional comments?  
 4 Commissioner Guard.  
 5 VICE-CHAIRMAN GUARD: Thank you.  
 6 I like Mr. Summers' wording on a lot of that,  
 7 putting it out for review and comments, versus review  
 8 and approval. Because I know like KCA or Haiku  
 9 Community Association, they might have comments, but  
 10 that doesn't necessarily stop the whole -- stop  
 11 someone's entire project or ability to build a house if  
 12 one group doesn't like something. I mean, you have OHA,  
 13 you have Native Hawaiian Chamber of Commerce. I mean, I  
 14 don't know how many other many organizations there are.  
 15 I think GPAC had a pretty broad spectrum of groups,  
 16 either on the GPAC -- Planning Commission has a few  
 17 here, so it -- it -- Item 7 sounded like you wanted to  
 18 have more spots on the Planning Commission open for each  
 19 of these bodies to have representation. And we'd need a  
 20 few more seats in here. The conference room is too  
 21 small.  
 22 CHAIR HEDANI: Additional discussion?  
 23 Commissioner Hiranaga.  
 24 COMMISSIONER HIRANAGA: Action Item Number 7,  
 25 again, do you want to encourage landowners to restore

1 archaeological cultural and historic structures?  
 2 VICE-CHAIRMAN GUARD: Make a motion.  
 3 COMMISSIONER HIRANAGA: I just have a problem  
 4 with landowners trying to restore archaeological sites.  
 5 CHAIR HEDANI: They could restore it with  
 6 covering it by landscaping.  
 7 Discussion?  
 8 The only comments that I had on this section  
 9 was for almost every section on item -- Objective 3,  
 10 Policies 1 through 9, and Action Items 1 through 13, it  
 11 seems like it was redundant with something that we've  
 12 already covered. And I don't know if there's the  
 13 possibility of consolidating comments where it's being  
 14 repetitive.  
 15 Director.  
 16 PLANNING DIRECTOR HUNT: The staff shares that  
 17 concern. We didn't want to take the liberty of doing  
 18 that on our own without some kind of direction from this  
 19 body. Again, it is a -- a legitimate complaint from our  
 20 -- or concern from our perspective. We would ask that  
 21 you keep that in mind as you go through the entire  
 22 document, actually. And if we get direction from you  
 23 folks, we will try and consolidate.  
 24 CHAIR HEDANI: Commissioner Shibuya.  
 25 COMMISSIONER SHIBUYA: Thank you, Chair.

1 I just have a concern on Number 8 on the  
 2 policies. On Page 8, bottom one. It says, "Move  
 3 towards the resolution of land title questions relating  
 4 to Land Commission Awards and Royal patents." I don't  
 5 think we have that jurisdiction here, but I would say,  
 6 where possible, "move towards the resolution" or  
 7 "encourage -- "where possible, encourage the resolution  
 8 of land title questions relating to Land Commission  
 9 Awards, LCA, and Royal patents."  
 10 CHAIR HEDANI: Okay. I have the same comment.  
 11 I had a question mark and my note was, "not County's  
 12 kuleana." What's your pleasure? Mr. Guard.  
 13 VICE-CHAIRMAN GUARD: Move to approve  
 14 Objective 3 and Policy 1 on Page 7.  
 15 CHAIR HEDANI: Policy 1?  
 16 VICE-CHAIRMAN GUARD: I'll just start with 1,  
 17 just to get going in the right direction.  
 18 CHAIR HEDANI: Is there a second?  
 19 COMMISSIONER SHIBUYA: Second.  
 20 CHAIR HEDANI: Seconded by Commissioner  
 21 Shibuya. The motion is to approve Objective 3, Policy  
 22 1.  
 23 Discussion?  
 24 (Silence.)  
 25 CHAIR HEDANI: Ready for the question? All

1 CHAIR HEDANI: Hold it, Kent, until we can --  
 2 we have to speak --  
 3 MS. STALEY: I need to know what word you  
 4 wanted to replace in Policy 3. I'm sorry.  
 5 CHAIR HEDANI: Policy 3. Oh, from "accepted"  
 6 to "commented."  
 7 COMMISSIONER HIRANAGA: Right.  
 8 CHAIR HEDANI: And Policy 5.  
 9 COMMISSIONER HIRANAGA: 5, replace the word  
 10 "encouraged" to "require." And delete the words  
 11 "maintain and improve."  
 12 Also, on action point -- I will just stop with  
 13 the policies for now. I will just put this up for  
 14 discussion, to --  
 15 VICE-CHAIRMAN GUARD: Finish the motion.  
 16 COMMISSIONER HIRANAGA: Well, Number 8, I'm  
 17 having a problem because we don't have jurisdiction over  
 18 title questions. I guess I would say "encourage the  
 19 resolution" versus "move towards."  
 20 COMMISSIONER SHIBUYA: Can we say, "where  
 21 possible, encourage?" Okay.  
 22 CHAIR HEDANI: Is there a second?  
 23 VICE-CHAIR U'U: Second.  
 24 CHAIR HEDANI: Seconded by Commissioner U'u.  
 25 Discussion? Commissioner Sablas.

1 those in favor, signify by saying "aye."  
 2 (A chorus of ayes.)  
 3 CHAIR HEDANI: Opposed, "nay."  
 4 (Silence.)  
 5 CHAIR HEDANI: Carried.  
 6 Commissioner Hiranaga.  
 7 COMMISSIONER HIRANAGA: I make a motion to  
 8 amend Policy 3, fourth sentence, "accepted," "reviewed  
 9 and commented by OHA."  
 10 CHAIR HEDANI: Okay. This is for objective --  
 11 I'm sorry. Policy Number 3.  
 12 COMMISSIONER HIRANAGA: Yeah. Fourth line,  
 13 the word "accepted" replaced with "commented."  
 14 CHAIR HEDANI: "Reviewed and commented."  
 15 COMMISSIONER HIRANAGA: And then Policy Number  
 16 5.  
 17 MS. STALEY: Excuse me. I need to interrupt.  
 18 Would you like me to cut the language from the  
 19 Director's or from the GPAC?  
 20 COMMISSIONER HIRANAGA: From the Director's, I  
 21 guess.  
 22 MS. STALEY: Thank you.  
 23 COMMISSIONER HIRANAGA: Number 5, replace the  
 24 word "encourage" with "require" and strike the word  
 25 "maintain and improve."

1 COMMISSIONER SABLAS: I would -- I would  
 2 really like to keep the word "maintain." I have had  
 3 experiences in serving on the CRC where a property owner  
 4 deliberately let historic site go to pot because they  
 5 really wanted to develop it. So I would think that it's  
 6 very important that if they're registered historical  
 7 that they be required to maintain it. That's my -- my  
 8 recommendation is to leave the word "maintain" in it.  
 9 CHAIR HEDANI: Kent.  
 10 COMMISSIONER HIRANAGA: I don't want to place  
 11 a unsustainable financial burden on someone. So if  
 12 you're gonna put the word "maintained," then I would say  
 13 "encourage property owners." I don't want to require  
 14 them to maintain something that they're not economically  
 15 capable of sustaining.  
 16 CHAIR HEDANI: Consent from the second?  
 17 VICE-CHAIR U'U: Yeah.  
 18 CHAIR HEDANI: Discussion? Commissioner  
 19 Starr.  
 20 COMMISSIONER STARR: Yeah. I -- if we're  
 21 going stick with "encourage," I would prefer to stick  
 22 with the original wording. I'm all right with the other  
 23 two changes, but I -- I think we should go back to the  
 24 original wording on this one.  
 25 CHAIR HEDANI: Additional discussion?



1 (Silence.)  
 2 CHAIR HEDANI: Ready for the question?  
 3 COMMISSIONER MARDFIN: Mr. --  
 4 CHAIR HEDANI: Okay. The motion is --  
 5 Commissioner Mardfin.  
 6 COMMISSIONER MARDFIN: No. I wanted to find  
 7 out what the motion was because he made two changes and  
 8 we're only probably gonna move on one.  
 9 COMMISSIONER STARR: He made three.  
 10 MS. STALEY: What's the motion?  
 11 CHAIR HEDANI: We have nothing behind --  
 12 MS. STALEY: Commissioner Hiranaga, I don't  
 13 know when you started your motion if you made a  
 14 complete -- you know, if you gave numbers, but I didn't  
 15 get that. So if there was a specific amount of policies  
 16 and actions you wanted to approve, I don't have that.  
 17 COMMISSIONER HIRANAGA: I -- I -- my motion  
 18 was to change Policy 3, which is the word "commented,"  
 19 and Policy 5. I guess you can correct me, can I amend  
 20 it to say "register and maintain?" Asking the Chair.  
 21 COMMISSIONER MARDFIN: Mr. Chairman.  
 22 COMMISSIONER HIRANAGA: I still have the  
 23 floor.  
 24 CHAIR HEDANI: Kent, can you repeat your  
 25 question?

1 COMMISSIONER HIRANAGA: Through Policy 9.  
 2 CHAIR HEDANI: Through Policy Number 9.  
 3 COMMISSIONER MARDFIN: Point of parliamentary  
 4 procedure.  
 5 CHAIR HEDANI: Commissioner Mardfin.  
 6 COMMISSIONER MARDFIN: I move for division of  
 7 the question.  
 8 CHAIR HEDANI: You move division of the  
 9 question?  
 10 COMMISSIONER MARDFIN: You're dealing with  
 11 three things at the same time. I want to deal with --  
 12 I'm willing to deal with all three of them sequentially.  
 13 VICE-CHAIRMAN GUARD: We have a motion.  
 14 COMMISSIONER MARDFIN: And parliamentary  
 15 procedure, I ask for division of the question.  
 16 CHAIR HEDANI: Where's your good attorney when  
 17 you need one?  
 18 COMMISSIONER STARR: And I second that.  
 19 CHAIR HEDANI: Okay. There's been a motion to  
 20 divide the question into three sections. It's not  
 21 debatable, and it's open for debate. Is there any  
 22 discussion?  
 23 COMMISSIONER HIRANAGA: Well, as the person  
 24 who made the motion, I have no objection.  
 25 CHAIR HEDANI: Okay. Hold on.

1 COMMISSIONER HIRANAGA: My original motion was  
 2 to just include the word "register." Is it allowable  
 3 for me to add the word "maintain" in my motion, because  
 4 it's already been seconded.  
 5 CHAIR HEDANI: It should be made as an  
 6 amendment if you want to do it, technically.  
 7 COMMISSIONER SHIBUYA: Friendly amendment.  
 8 CHAIR HEDANI: What do you want to do?  
 9 COMMISSIONER HIRANAGA: Friendly amendment.  
 10 CHAIR HEDANI: So the motion would read to  
 11 approve Policy Number 3 as displayed, and amend Section  
 12 5 -- I mean Policy Number 5, to read as displayed. Are  
 13 we all on the same page?  
 14 COMMISSIONER HIRANAGA: And there was another  
 15 one, Number 8.  
 16 CHAIR HEDANI: And amend --  
 17 COMMISSIONER HIRANAGA: Policy 8.  
 18 CHAIR HEDANI: -- policy Number 8 to read,  
 19 "Encourage the resolution."  
 20 COMMISSIONER SHIBUYA: Right. Okay.  
 21 CHAIR HEDANI: Okay? So that would take it  
 22 through --  
 23 COMMISSIONER MARDFIN: Mr. Chairman.  
 24 CHAIR HEDANI: Kent, your motion would take it  
 25 through what number?

1 COMMISSIONER MARDFIN: Mr. Chairman, if he has  
 2 no objection, we can go right to it, then we'll just  
 3 deal with it in three separate motions.  
 4 CHAIR HEDANI: Okay. Let's deal with the  
 5 question in three parts. The first question is  
 6 amendment of Policy Number 3 as displayed.  
 7 Discussion. Commissioner Starr.  
 8 COMMISSIONER STARR: I think we need to add  
 9 another word, "comment upon," perhaps. I can -- as it  
 10 stands, it doesn't make sense.  
 11 CHAIR HEDANI: Kent.  
 12 COMMISSIONER HIRANAGA: Uh-huh.  
 13 CHAIR HEDANI: Is there further discussion?  
 14 (Silence.)  
 15 CHAIR HEDANI: We divided it into thirds.  
 16 We're covering Policy Number 3.  
 17 All those in favor, signify by saying "aye."  
 18 (A chorus of ayes.)  
 19 CHAIR HEDANI: Opposed, "nay."  
 20 (Silence.)  
 21 CHAIR HEDANI: Carried. Thank you.  
 22 Policy Number 5, amended to read as displayed.  
 23 Discussion?  
 24 (Silence.)  
 25 CHAIR HEDANI: All those in favor of the

1 motion, signify by saying "aye."  
 2 COMMISSION MEMBERS: Aye.  
 3 CHAIR HEDANI: Opposed, "nay."  
 4 COMMISSION MEMBERS: Nay.  
 5 CHAIR HEDANI: All those in favor, signify by  
 6 raising your hands. Opposed, same sign. Motion's  
 7 carried.  
 8 I have Number 8, "Encourage resolution of the  
 9 land title questions." All those in favor, signify by  
 10 saying "aye."  
 11 (A chorus of ayes.)  
 12 CHAIR HEDANI: Opposed, "nay."  
 13 (Silence.)  
 14 CHAIR HEDANI: Carried.  
 15 Any further amendments?  
 16 (Silence.)  
 17 CHAIR HEDANI: Do you folks want to keep the  
 18 redundancy throughout this document? It's up to you.  
 19 Commissioner Hiranaga.  
 20 COMMISSIONER HIRANAGA: Action Item Number  
 21 8 -- Number 7, I'd like to -- I'm having a problem with  
 22 the word "restore." I don't want the landowner to  
 23 restore archaeological, cultural or historic structures,  
 24 but he can contribute to a program to restore  
 25 structures.

1 whole -- the whole objective, policies and actions at  
 2 the end.  
 3 CHAIR HEDANI: Commissioner Hiranaga.  
 4 COMMISSIONER HIRANAGA: My recollection is  
 5 Commissioner Guard made a motion which was approved for  
 6 Objective 3 and Policies 1 and 2.  
 7 VICE-CHAIRMAN GUARD: 1.  
 8 COMMISSIONER HIRANAGA: Just 1, okay. Then I  
 9 made a motion to approve 3 to 9. So I guess we skipped  
 10 2.  
 11 COMMISSIONER GUARD: No.  
 12 CHAIR HEDANI: Okay. We've covered policy --  
 13 Objective 3, Policies 1, 3, 5 and 8. What's your  
 14 pleasure? Commissioner U'u.  
 15 VICE-CHAIR U'U: Make a motion to adopt --  
 16 accept Policies 1 through 8. I mean, the ones we didn't  
 17 cover, which would be 2, 4, 6.  
 18 COMMISSIONER SHIBUYA: 7.  
 19 VICE-CHAIR U'U: And 7.  
 20 COMMISSIONER HIRANAGA: 9.  
 21 VICE-CHAIR U'U: I got a question on 9.  
 22 CHAIR HEDANI: Is there a second?  
 23 COMMISSIONER SABLAS: Second.  
 24 CHAIR HEDANI: Seconded by Commissioner  
 25 Sablas.

1 CHAIR HEDANI: I'm sorry, Kent. You're on  
 2 Number 7, under Action -- action items?  
 3 COMMISSIONER HIRANAGA: Page 10, "Develop and  
 4 establish incentive programs to encourage landowners to  
 5 restore archaeological, cultural and historic  
 6 structures." Maybe I'm nitpicking.  
 7 VICE-CHAIR U'U: It a different page.  
 8 COMMISSIONER GUARD: Chair?  
 9 CHAIR HEDANI: Mr. Guard.  
 10 VICE-CHAIRMAN GUARD: We seem to move along  
 11 better if we kind of get through each page or each  
 12 objective at a time. And we're -- we've skipped over a  
 13 few of the last ones. If we want to go in sequence and  
 14 maybe get some momentum going in one direction.  
 15 CHAIR HEDANI: Staff, have we skipped over  
 16 Policies 4, 6 and 7?  
 17 MS. STALEY: 2.  
 18 CHAIR HEDANI: Okay. We've skipped Sections  
 19 2, 4, 6 and 7.  
 20 Mr. Summers.  
 21 MR. SUMMERS: Thank you, Mr. Chairman.  
 22 If there are no proposed amendments to those,  
 23 then we could go through the policies and actions under  
 24 this objective, make whatever specific changes policy --  
 25 or action by action and then go back and approve the

1 Discussion? Motion to approve items 2, 4, 6  
 2 and 7, discussion? Commissioner Mardfin.  
 3 COMMISSIONER MARDFIN: I'm a little lost. Do  
 4 any of those that you mentioned have a difference  
 5 between the GPAC and the Director recommendations? And  
 6 if they do, we ought to specify which group we're going  
 7 with.  
 8 CHAIR HEDANI: Item Number 6 has the  
 9 Director's recommendation. Item Number 2 has the  
 10 Director's recommendation.  
 11 CHAIR HEDANI: Which would you prefer?  
 12 VICE-CHAIR U'U: I would prefer to approve,  
 13 period.  
 14 CHAIR HEDANI: Bruce prefers to approve,  
 15 period.  
 16 VICE-CHAIR U'U: I guess we can take up,  
 17 'cause -- since we had no recommendations, yes.  
 18 CHAIR HEDANI: From the Director's  
 19 recommendation. Discussion?  
 20 (Silence.)  
 21 CHAIR HEDANI: All those in favor, signify by  
 22 saying "aye."  
 23 (A chorus of ayes.)  
 24 CHAIR HEDANI: Opposed, "nay."  
 25 (Silence.)

1 CHAIR HEDANI: Carried. Thank you.  
 2 Item 9, Commissioner U'u.  
 3 VICE-CHAIR U'U: Not a problem, but where it  
 4 says, discourage demolition of properties that are  
 5 determined to be eligible for listing, so have you, I  
 6 like -- I guess it's just wording. I like "discourage,"  
 7 but at times we face -- some of the buildings we -- we  
 8 dealt with has asbestos, lead paint. So some of the  
 9 buildings need to be demolished. So I guess it's good  
 10 enough for me, but, at times, we run into the problems.  
 11 I get MCC, you have it coming up where it's  
 12 asbestos. So instead of encouraging or -- I know you  
 13 discouraging the demolition, but at times we need to.  
 14 And so what factor does this come up, how does it play  
 15 in place when you have buildings like that?  
 16 CHAIR HEDANI: Staff? Director.  
 17 PLANNING DIRECTOR HUNT: Again, it's a -- it's  
 18 policy. So it's intended to give guidance. We should  
 19 be trying to preserve these buildings.  
 20 It doesn't -- it doesn't have mandated  
 21 language. So there will be instances where we can't do  
 22 it. Or it could also lead to regulations where you  
 23 actually set up a program of standards in which you  
 24 would determine your instances in which you would  
 25 demolish and when you wouldn't. As it's written right

1 COMMISSIONER MARDFIN: Mr. Chair?  
 2 CHAIR HEDANI: Commissioner Mardfin.  
 3 COMMISSIONER MARDFIN: I support your -- in  
 4 general, I support your idea of avoiding the redundancy.  
 5 What I think we ought to be doing over the next several  
 6 months is figuring out how we basically want it to read.  
 7 I think perhaps the Planning Department, together with  
 8 you, who seem most equipped to deal with redundancy, get  
 9 together, figure out what is redundant and, at the end  
 10 of this process, come back with recommendations for  
 11 combining, separating, et cetera, to avoid the  
 12 redundancy. But I don't think we should do it meeting  
 13 by meeting. I think it's gonna be a waste of time. But  
 14 I think it would make it a better document, I agree with  
 15 you on that.  
 16 CHAIR HEDANI: I think what you can do is you  
 17 can suggest that as a motion, for the staff to consider  
 18 elimination of redundancy and duplication in the plan in  
 19 general and then take up any recommended changes in the  
 20 final cleanup, come back to us with a consolidated  
 21 version.  
 22 COMMISSIONER MARDFIN: And I -- and I would  
 23 also add that I think there's some confusion sometimes,  
 24 at least in my own mind, between an action policy -- a  
 25 policy and an action. And I think that can get cleaned

1 now, it's not an absolute.  
 2 VICE-CHAIR U'U: Okay. Having said that, I  
 3 make a motion to approve Policy Number 9.  
 4 COMMISSIONER MARDFIN: Which version?  
 5 CHAIR HEDANI: Is there a second?  
 6 VICE-CHAIR U'U: The Director's version. I'm  
 7 sorry.  
 8 COMMISSIONER SABLAS: Second.  
 9 CHAIR HEDANI: Seconded by Commissioner  
 10 Sablas.  
 11 Discussion?  
 12 (Silence.)  
 13 CHAIR HEDANI: All those in favor, signify by  
 14 saying "aye."  
 15 (A chorus of ayes.)  
 16 CHAIR HEDANI: Opposed, "nay."  
 17 (Silence.)  
 18 CHAIR HEDANI: Carried. Thank you.  
 19 Action Items 1 through 13. Director's  
 20 recommendation on Item 13 is to remove as well as for  
 21 Item 8 as a duplication.  
 22 Discussion?  
 23 My recommendation would be to delete all of  
 24 them as a redundancy. But nobody is in the mood for  
 25 that, so what do you wanna do?

1 up. And it's not the sort of thing a committee should  
 2 be doing. It's something an individual or two should  
 3 put together, then come with us to kind of rubber stamp  
 4 it. As long as the idea is I'm voting on ideas today  
 5 and for the next several months, not on word order  
 6 particularly. But -- so that's my suggestion.  
 7 CHAIR HEDANI: Staff will take that into  
 8 consideration.  
 9 Commissioner Shibuya.  
 10 COMMISSIONER SHIBUYA: No. I was gonna  
 11 express the same sympathies or the expressions here that  
 12 the entire Heritage Resources is redundant. We seem to  
 13 go over and over the same items. And so I'd like for  
 14 them to scrub it down, not eliminate thoughts, but to  
 15 consolidate them. And -- and so that we can at least  
 16 look, instead of 20 something pages, perhaps maybe an  
 17 easier more friendlier document.  
 18 CHAIR HEDANI: Director.  
 19 PLANNING DIRECTOR HUNT: Again, we share this  
 20 concern. Staff -- you can be assured staff is not going  
 21 to be eager to go too far because we don't want to get  
 22 skewered by the GPAC or the public. But I -- I think it  
 23 would be helpful -- well, let me put it another way. Is  
 24 there any objection to that idea? We don't hear any  
 25 objection, we'll start implementing it.

1 CHAIR HEDANI: If you put it in the form of a  
 2 motion, if you like. Commissioner Shibuya.  
 3 COMMISSIONER SHIBUYA: I move that we allow  
 4 the staff members to review the Heritage Resources  
 5 Section and to consolidate the thoughts and present them  
 6 to the Maui Planning Commission in a more organized and  
 7 less redundant manner.  
 8 CHAIR HEDANI: Is there a second?  
 9 COMMISSIONER MARDFIN: Second.  
 10 CHAIR HEDANI: Seconded by Commissioner  
 11 Mardfin.  
 12 Discussion?  
 13 COMMISSIONER MARDFIN: I would like to add to  
 14 that. It would be brought -- to clarify, it would be  
 15 brought back to us -- it would be given to us in  
 16 advance, we could go home, check it against our own  
 17 notes, and then we could vote on it as a final adoption.  
 18 CHAIR HEDANI: Commissioner Hiranaga.  
 19 COMMISSIONER HIRANAGA: If this motion is  
 20 adopted or approved, are we suspending comments in the  
 21 balance of this --  
 22 COMMISSIONER MARDFIN: No.  
 23 COMMISSIONER HIRANAGA: -- section?  
 24 CHAIR HEDANI: No. It's just a general  
 25 comment to see and review for redundancy and possible

1 consolidation we can without varying too far from GPAC  
 2 intent to avoid that kind of issue occurring at the end  
 3 of the process.  
 4 CHAIR HEDANI: Okay. Additional discussion?  
 5 Commissioner Starr.  
 6 COMMISSIONER STARR: Yeah. And just -- I'd  
 7 like to ask staff to research something. I think  
 8 something just popped in my memory on -- on one of the  
 9 items we just voted at. But when something does get  
 10 sent to OHA that I believe, under State law, it has to  
 11 be accepted by them. And it keeps getting sent until it  
 12 is. And it's not something that we can just send to  
 13 them for a -- to comment on in this case. So I'd just  
 14 like staff to -- to see what the -- what the correct  
 15 obligation is on that.  
 16 CHAIR HEDANI: Okay. Are you folks ready for  
 17 the question? The motion on the floor is to review the  
 18 document for redundancies and possible consolidations  
 19 and bring recommended changes back to the Commission.  
 20 All those in favor, signify by saying "aye."  
 21 (A chorus of ayes.)  
 22 CHAIR HEDANI: Opposed, "nay."  
 23 (Silence.)  
 24 CHAIR HEDANI: Carried. Thank you.  
 25 Action Items 1 through 13.

1 consolidations.  
 2 Commissioner Starr.  
 3 COMMISSIONER STARR: Yeah. If we're going to  
 4 stray so far from the GPAC's work, I would want to go  
 5 through it segment by segment.  
 6 I have no problem with the Department coming  
 7 back with recommendations where things can be combined,  
 8 and so on, but I would not want to deal with it as a --  
 9 at a block at that time. Nor do I think the Department  
 10 would want us to. I think they would want us to have --  
 11 VICE-CHAIR U'U: I agree.  
 12 COMMISSIONER STARR: -- a stamp as well as  
 13 GPAC.  
 14 CHAIR HEDANI: Mr. Summers.  
 15 MR. SUMMERS: Thank you, Mr. Chairman.  
 16 What we can do, prior to the cleanup meetings,  
 17 towards the end of the process, is ferret out the  
 18 obvious redundancies and bring those to your attention.  
 19 It's important that we have -- as we move  
 20 forward through each element, that we have some  
 21 certainty in -- in the sense that we've wrapped up some  
 22 work. So that when we get to the end, we don't want to  
 23 have a huge issue at that point. So we'll really focus  
 24 on those policies that are clearly redundant and try to  
 25 do streamlining in those areas, do whatever

1 COMMISSIONER HIRANAGA: Mr. Chair?  
 2 CHAIR HEDANI: Commissioner Hiranaga.  
 3 COMMISSIONER HIRANAGA: I make a motion to  
 4 approve the Action Items 1 through 13 as amended by the  
 5 Director's recommendations.  
 6 CHAIR HEDANI: Is there a second?  
 7 VICE-CHAIRMAN GUARD: Second.  
 8 CHAIR HEDANI: Seconded by Commissioner Guard.  
 9 Discussion?  
 10 (Silence.)  
 11 CHAIR HEDANI: All those in favor, signify by  
 12 saying "aye."  
 13 (A chorus of ayes.)  
 14 CHAIR HEDANI: Opposed, "nay."  
 15 (Silence.)  
 16 CHAIR HEDANI: Carried. Thank you.  
 17 COMMISSIONER HIRANAGA: All right.  
 18 CHAIR HEDANI: We've reached Page 12. Can we  
 19 take a 10-minute break, Commissioner Sablas.  
 20 COMMISSIONER SABLAS: Sorry. Before we move  
 21 to the next section, is there any objective or policy  
 22 that's gonna be addressing recycling, because --  
 23 MS. STALEY: Yes.  
 24 COMMISSIONER SABLAS: There is going to be in  
 25 another --

1 MS. STALEY: Oh, yeah.  
 2 CHAIR HEDANI: Go ahead and take a 10-minutes  
 3 break.  
 4 COMMISSIONER STARR: Mr. Chair, before we do  
 5 that, I would like to know what time we intend to  
 6 adjourn this, because I believe the Department had set  
 7 this meeting to end at 8:00.  
 8 CHAIR HEDANI: Is it 8:00 or 9:00?  
 9 MR. SUMMERS: 8:00.  
 10 CHAIR HEDANI: 8:00? Okay. We have two  
 11 meetings that are scheduled for the Heritage Resources  
 12 Section, so although we're on Page 12 out of 40, we have  
 13 another meeting to tackle this.  
 14 Commissioner Guard.  
 15 VICE-CHAIRMAN GUARD: Should we get the  
 16 presentation on the next resource and just, I guess,  
 17 recess the Heritage Resources, and get the Natural  
 18 Hazard presentation and then adjourn?  
 19 CHAIR HEDANI: Staff?  
 20 VICE-CHAIRMAN GUARD: No? Okay.  
 21 CHAIR HEDANI: Director?  
 22 PLANNING DIRECTOR HUNT: We need one minute to  
 23 talk about it.  
 24 CHAIR HEDANI: Okay. They need to huddle.  
 25 We'll take a five-minute recess.

1 worked for the Pacific Disaster Center for 10 years  
 2 prior to my employment here at the County. I was also  
 3 just recently Plants and Operations Officer for Maui  
 4 County Civil Defense for about four months, but health  
 5 problems kind of put me back in the Planning Department.  
 6 So, anyway, this equation here, E minus P  
 7 equals D is kind of the whole breadth of my  
 8 presentation.  
 9 I'm sorry.  
 10 I will begin talking about Hawaii hazards.  
 11 Natural Hazards we have here in the islands, of course,  
 12 tsunami, tropical cyclones, flooding, earthquakes,  
 13 volcanic activity, severe storms, fires, drought, and  
 14 epidemics of infectious diseases, Swine Flu is kind of a  
 15 prime example, high surf and winds. We also have  
 16 man-made disasters, which I won't go into, but we do  
 17 have these here and they are to be considered.  
 18 Basically, what we want to talk about is  
 19 resilient communities. Since we're so isolated here in  
 20 Maui, we don't have the luxury, in a catastrophic  
 21 disaster, of having support possibly come from Oahu or  
 22 the mainland very quickly. So my presentation kind of  
 23 revolves around this concept of being resilient.  
 24 Sheltering in place is one example. You learn  
 25 from experience, such as Hilo, where they did some

1 (Recess, 7:49 p.m. to 7:58 p.m.)  
 2 CHAIR HEDANI: Okay. Why don't we go ahead  
 3 and -- if there's no objection, what we'd like to do at  
 4 this point is stop our review of the balance of the  
 5 Heritage Resources Section and go through -- the staff  
 6 has a presentation for you on the Natural Hazards and  
 7 Economic Development Elements -- I'm sorry -- Natural  
 8 Hazards Element. So if there's no objection, we'll go  
 9 ahead and have the staff do that presentation to us.  
 10 And then we're gonna kind of like critique tonight, see  
 11 if we can do things quicker, faster, quicker, smarter.  
 12 VICE-CHAIRMAN GUARD: Stronger.  
 13 CHAIR HEDANI: Staff. Man March thank you,  
 14 Chair.  
 15 MR. NAPIER: Good evening. My name's Mike  
 16 Napier. I'm a GIS analyst here with the Planning  
 17 Department.  
 18 This microphone is kind of strange.  
 19 I don't know if this will be all that quick,  
 20 Chair. I didn't know quite what to expect. This is my  
 21 first presentation to the Planning Commission.  
 22 CHAIR HEDANI: If you could just delete every  
 23 other word.  
 24 MR. NAPIER: Yes, sir.  
 25 But, anyway, a little bit on my background. I

1 mitigation around the harbor, to create tsunami free  
 2 zones, and things like that. Self-sufficiency, I guess,  
 3 is the bottom line.  
 4 In the Maui Island Plan, we have these  
 5 elements that we're going to be discussing in some  
 6 detail before I get to the policies. Tsunamis,  
 7 flooding, earthquake and volcanic activity, fires,  
 8 drought and sea level rise.  
 9 Our main concern here, in my opinion, is  
 10 tsunamis. And I have experience on the ground with  
 11 tsunamis. I've been deployed on eight major disasters.  
 12 The two being the most -- the biggest in the century was  
 13 Katrina and Banda Ache. So I -- it's right here in my  
 14 heart to protect Maui County from tsunami.  
 15 We have a big problem. We have a lot of  
 16 ingress and regress out of some of our communities if we  
 17 do get a tsunami, evacuation and things like that.  
 18 Can it happen here? Yes, absolutely.  
 19 We've had over 100 events since 1812. Not all  
 20 of these have been mega tsunamis, obviously, but,  
 21 generally, these 100 events have been one meter or  
 22 greater and caused damage. We've had 26 in the past,  
 23 since 1812, that have been what we would call very  
 24 damaging tsunamis. And one of them, for instance, had a  
 25 33-foot wave at Hakuhee, north shore of Maui. So 33

1 feet, 10 meters, we're talking -- basically, that's what  
2 hit Banda Ache in Indonesia. And that's where I was on  
3 the ground and I saw that. So it can happen here.

4 So to create a little model, using historical  
5 data -- you can see up here in the top map is the  
6 historical point data. Then I've turned that  
7 basically -- as the GIS analyst geek, so turned this  
8 into a model, you can see this thing turning around  
9 here. It's a 3D model. You'll notice the inundation  
10 zone will flash on and off.

11 Now, if you noticed, Kihei is going to be cut  
12 off, Lahaina is gonna be cut off, if you saw -- if you  
13 can see Olowalu, you're gonna have a lot of inundation  
14 here in Kahului. This is actually -- I did some ground  
15 checks here. This does go up to the Church of Christ.  
16 I heard some historical reports that the tsunami did go  
17 all the way up near -- the 1946 tsunami, I believe,  
18 something like that.

19 So, anyway, then you have the problem with the  
20 traffic and evacuating people. And that's a normal day.  
21 So if we have a tsunami -- for instance, you know, just  
22 a brush fire in Kihei. I was you know, I live in Kihei,  
23 lived there 20 years. This recent one-acre brush fire  
24 caused me two hours of sitting in traffic. So you can  
25 imagine if we have a catastrophic localized tsunami,

1 photos of what I saw down there, and why this is very  
2 important to me.

3 This is a mass gravesite of 30,000 people. I  
4 stood on that. And it -- again, it's just very close to  
5 my heart because this could happen here very easily.

6 The other thing is -- so just basically some  
7 bullet points on, you know, how to risk your -- or  
8 minimize risks in tsunami inundation zones and not to  
9 build. I mean, that's the main -- main thing you get  
10 out of it, is if you're gonna build, you're gonna build  
11 structures that are super strong, but I would encourage  
12 not to build.

13 The other hazard we have here in Hawaii is  
14 tropical cyclones. These are actually wind speeds for  
15 tropical depression at less than 39 miles an hour.  
16 Tropical storm is 39 to 73 miles. Hurricane, 73-plus.  
17 Then we have the Saffir-Simpson Scale of a hurricane.  
18 And 155 miles an hour-plus is a Category 5. We had --  
19 Iniki was a Category 4 that hit Kauai.

20 So the Maui myth. And this is something I  
21 want to show the -- I guess the people that live here.  
22 They think that we can't have a hurricane on Maui  
23 because the Big Island blocks it. That's baloney. If  
24 you zoomed out on this map, this maybe two, I don't  
25 know, three times the state, size of the state here, it

1 which we may have maybe 10 minutes before we get  
2 warning, so -- or before the wave comes, actually.

3 This photo right here shows actually flying  
4 into Banda Ache, Indonesia. It shows the inundation  
5 from the tsunami. It basically just wiped out  
6 everything 2.4 kilometers inland, wiped it out. The  
7 only thing that was standing still in the inundation  
8 zones -- and you can't really see it in this picture  
9 right here -- are the mosques. The reason the mosques  
10 were still standing was the walls are three feet thick.  
11 They're huge. So that's a consideration for building.

12 Now, being a "third world country," Indonesia,  
13 just looking at the infrastructure, this wasn't a poor  
14 city. There were marble tiled floors. And you can look  
15 at some of the structures, yes, you see a lot of metal  
16 here, but, in the back, some of these structures are  
17 very well built. So it just goes to show you the power  
18 of this thing coming through.

19 All right. They were still extracting about  
20 1,000 bodies out of the rubble when we were down there  
21 on the ground.

22 Again, the frequency of tsunamis here is about  
23 one every seven years. And we're way behind. The last  
24 one was 1975. So we're -- we're a good 30 years behind.

25 This -- actually, I'm going to show you a few

1 would look like spaghetti. It's just -- it's a crap  
2 shoot. And it's not a matter of when or if, it's when  
3 we're gonna get hit. And we will at some point.

4 In fact, in 1861 -- this is an expert from a  
5 newspaper -- you can see right here, it says, "Branches  
6 of trees and whole trees might be seen pirouetting and  
7 galloping down one street and up another." That was  
8 in Lahaina. So National Weather Service, they think  
9 that was probably a Cat 4 storm that hit just by the  
10 information they got from newspapers.

11 Again, here's Hurricane Iniki. There's no  
12 reason that we couldn't have one turn as this one did  
13 right up into Maui. It's just a matter of what steering  
14 systems, weather systems up here are steering the storm.  
15 And if -- if a low pressure would come down here a  
16 little further, it may have sent it right up into Maui.

17 Hazards associated with hurricanes or winds,  
18 wind-blown debris, obviously, rainfall, tornadoes. And  
19 that's a biggy. During Hurricane Katrina, that was one  
20 of the things we did, was we went into the residential  
21 neighborhoods and looked at houses that had been  
22 affected by the tornadoes that were spawning and we  
23 mapped those.

24 Other kind of storms that we have that aren't  
25 tropical in nature are just what we call Kona storms or

1 frontal activity. And this is from the December 2007  
2 flooding. I did -- actually, did the damage assessment  
3 in Kula up in the helicopter. There's some pictures  
4 that show exactly what went on. This is actually the  
5 storm going through with the radar imagery. And you can  
6 see that this big red spot right there was actually in  
7 the cell that got -- that stuck right over Kula.

8 And we had multiple hazards with this event.  
9 We had wildfires. We had the Polipoli fire, actually.  
10 What happened was, this was three months before the  
11 storm, or so, it created a hydroscopic surface from the  
12 trees burning and the sap in the trees hitting the  
13 ground, kind of made a paint covering all over, if you  
14 will, paint all over the -- the floor of the forest.

15 And Julia is back there laughing.

16 But, anyway, so what happened was the water  
17 went over that burned area, caught the logs and went  
18 down and did a lot of damage. And you'll see in some  
19 maps that I have.

20 Quickly -- I'm just gonna go through this  
21 really quickly. Sorry about that. Okay. Right here is  
22 the -- this is the actual fire trace. And this is the  
23 hydrophobic surface that was caused by it. We had dense  
24 coniferous forest below that, the vegetation map. We  
25 had the stormwater go over. And you can see this

1 wells, our drinking wells or aquifers.

2 Drought. There's a lot of things that can  
3 happen with droughts. The bottom one here is probably  
4 closest to my kuleana, where, in 2001, I was also on the  
5 Dengue Fever outbreak. And it turns out that the -- we  
6 had an El Nino year and we had some drought at that time  
7 and it actually caused the mosquito populations to -- to  
8 grow and -- and cause the outbreak.

9 Obviously, earthquakes. We are here in 2B,  
10 which is -- there's four seismic zones. And we're in a  
11 pretty good one here in Maui. So that's another  
12 consideration.

13 Sea level rise. This, actually, is erosion  
14 maps. This is just natural seashore erosion, if you  
15 will. And that's due to a lot of factors. But when you  
16 factor that in with sea level rise due to global  
17 warming, it will compound what's gonna happen.

18 We don't want be like Tuvalu right here which  
19 is having huge problems right now. And this is an  
20 actual picture.

21 If you go on the net, you can find out a lot  
22 on Tuvalu right now.

23 We also have volcanos. And the latest  
24 eruption, I believe, was this one right here, 200 years  
25 ago or somewhere around there. They're not extinct here

1 polygon right by the arrow, the red polygon, which is, I  
2 believe, Keokea, and this is actually a photo taken from  
3 the helicopter. I was up doing damage surveys. This is  
4 a house that got washed off -- you can see the  
5 foundation up by the bridge. And then I took that  
6 information back and overlaid it on Quick Bird Imagery,  
7 so you can actually see how far that house went from its  
8 foundation, which is about 118 meters.

9 Thank you very much. And let's see if I can  
10 find the laser here. Oh, well. Forget it.

11 The other problem we have was flooding in  
12 Kihei with this storm. And this storm was actually very  
13 similar to the 2000 flooding in Hilo. I know this is  
14 not Maui -- thank you, John -- and you can see this is  
15 the actual radar image of the -- of the -- basically,  
16 the same thing the Kona storm. And you can see some of  
17 the damage that -- that happened in Hilo. And I was on  
18 this mission as well.

19 It can happen again very easily.

20 The other thing is fires. We have wildfires  
21 here. This is the Maalaea fire. The effects,  
22 obviously, are loss of life and property, but there's  
23 also other -- other destruction of soil which,  
24 basically, leads to reef degradation, and we also have  
25 watershed damage, we can have infiltration into our

1 on Maui, that's the thing, so it could happen. Even on  
2 Oahu, for that matter.

3 So the issues: We have developing a disaster  
4 resilient community; adequate funding and supporting  
5 hazard mitigation efforts; implement policies to hold  
6 these efforts -- uphold these efforts. And I'm not  
7 gonna to go ahead -- I don't think I'll go ahead and  
8 read all these bullet points because everybody is really  
9 tired. I am, too, so -- but these are all in the Maui  
10 Island Plan.

11 And this gets quite lengthy here because I've  
12 just basically grabbed all the Maui Island Plan stuff.

13 Will we be prepared? That's the -- that's the  
14 big question. Most of the points in the Maui Island  
15 Plan, the objectives and policies, are based -- or  
16 actually point to the County Hazard Mitigation Plan  
17 which is being updated right now. And once we get that,  
18 I think that that will -- we want that to be the guiding  
19 document. We want that to -- to really -- to be the --  
20 the push, I guess, on -- on what we do here at the  
21 County.

22 Life and property, this goes on for quite a  
23 bit.

24 There is going to be a new emergency  
25 management center built in Central Maui. So I think

1 that will help with a lot of these -- these policies and  
 2 actions.  
 3 And questions?  
 4 This is -- this, actually, would -- a lot of  
 5 this will go on in the emergency operations center.  
 6 Again, we're building inland, out of the  
 7 inundation and flood zones.  
 8 Evacuation routes, as I stated earlier, very  
 9 important.  
 10 And public education, actually, you know, like  
 11 I've asked a lot of people after I've given my -- my  
 12 real tsunami presentation, what do you do when -- when  
 13 there's a tsunami. What do you do?  
 14 CHAIR HEDANI: Go mauka.  
 15 MR. NAPIER: How? On your feet, yeah.  
 16 When I first -- four years ago or five years  
 17 ago, whenever I gave -- after I got back from Banda  
 18 Ache, I've asked people that. And they would give me a  
 19 blank stare. I said, "You don't get in your car because  
 20 you're going to get caught in the gridlock. You got to  
 21 get on your feet and go."  
 22 And most people -- it's surprising, but a lot  
 23 of people didn't understand that. So public education,  
 24 just simple things.  
 25 The other thing was, after I was giving this

1 harbor, and we have about 90 percent of power from  
 2 there, as well as our food, what would you do, harden  
 3 it, or would you start planning on a second harbor?  
 4 MR. NAPIER: Well, there's -- that question  
 5 has been asked several times, obviously. Hana is -- is  
 6 a consideration because it's, actually, a pretty strong  
 7 natural harbor. But, then again, you've got the  
 8 geographic isolation.  
 9 To answer your question, yes, harden the  
 10 Kahului Harbor would be the ideal situation, or because,  
 11 you know, the -- the bigger freighters aren't gonna be  
 12 able to get into Maalaea, from what I understand, and  
 13 things like that, it's not deep enough, deep enough  
 14 water. So, yeah, I would say harden Kahului Harbor.  
 15 The other thing is to look at alternative  
 16 airports, landing strips, Piilani Highway, you know, the  
 17 new Mokulele Highway. And I believe (inaudible) did a  
 18 lot of studies -- or wanted to do some studies to see if  
 19 planes could actually land -- their wingspan could  
 20 actually clear the lights on the side of the road. And  
 21 if the actual -- the -- the ground could handle the  
 22 load, the pavement could, of a C-130 coming in and  
 23 landing.  
 24 CHAIR HEDANI: Commissioner Mardfin.  
 25 COMMISSIONER MARDFIN: I just -- I want to say

1 presentation -- again, probably looking at 40 times --  
 2 not this one, this is pretty bad. But I have a video  
 3 embedded in this presentation. And I finally noticed  
 4 that there was a guy in a palm tree right in the  
 5 foreground of this presentation. And that's another  
 6 thing, is vertical evacuation. And on the ground, I  
 7 looked in Banda Ache, if you looked at some of those  
 8 pictures, you saw all that was standing was palm trees.  
 9 So, you know, it could save your life. You know,  
 10 vertical evacuation in buildings or, you know, if you  
 11 can't get anything else, grab a palm tree. So, anyway,  
 12 just things like that.  
 13 Again, public education.  
 14 CHAIR HEDANI: Marshall Islands, too.  
 15 MR. NAPIER: And Maldives, too, same thing,  
 16 yeah.  
 17 So, anyway, that's the end of my show. I just  
 18 want to thank you for having me here. And I'm sorry  
 19 this was so rough. I know we were all tired. But, you  
 20 know, maybe we can discuss it in further detail at the  
 21 next meeting.  
 22 CHAIR HEDANI: Thank you very much.  
 23 Any questions? Commissioner Shibuya.  
 24 COMMISSIONER SHIBUYA: Mike, because of  
 25 limited funds, and the harbor that we have is the only

1 a couple of things. One, in 1946, we lost 11 people in  
 2 East Maui, two in Keanae, nine in Hamoa.  
 3 Secondly, I've looked at a lot of the disaster  
 4 things in my own mind for there. And you need very,  
 5 very community specific kinds of evacuation plans. And  
 6 it would differ depending on what the emergency is.  
 7 Right now, Hana School has a lot of FEMA emergency  
 8 stuff, but if -- if Kalaupapa Bridge goes, they're not  
 9 going to be able to get there. So you really need it on  
 10 a very micro level, almost every 100 yards, figuring out  
 11 where people are going to go under what circumstances.  
 12 If it's not earthquakes and the roads still work, then  
 13 Hana School is fine. But you really need a good  
 14 development, a good emergency evacuation plan and  
 15 disaster preparedness and -- but it needs to be very,  
 16 very specific.  
 17 MR. NAPIER: Right. And I'm, by no means, any  
 18 expert. I've been on, like I said, eight disasters.  
 19 I'll tell you one thing, every one is  
 20 different. There's not -- no -- but, yes, you're right.  
 21 You do have to plan community-wise. And that's --  
 22 that's being looked at with the hazard mitigation plans  
 23 really carefully right now, actually.  
 24 CHAIR HEDANI: Thank you very much.  
 25 Any other questions?



1 (Silence.)  
 2 CHAIR HEDANI: If not, we'll go ahead with our  
 3 Planning Director. You have a report?  
 4 PLANNING DIRECTOR HUNT: A couple items.  
 5 First off is on the Hana meeting. We believe we need to  
 6 put on the agenda the site visit that we've been talking  
 7 about. So we'll work with Ward and our legal attorney  
 8 and see what we can come up with, just to let you know.  
 9 The concern is that the public needs to be able to tag  
 10 along if they want and -- and know where we're going,  
 11 because you'll be meeting quorum at that point. So just  
 12 to keep your heap up on -- heads up on that. Sorry,  
 13 it's getting late.  
 14 The other item that we wanted to talk about  
 15 was just tonight, just kind of give a recap, tonight was  
 16 the first night you've actually gone through the  
 17 policies. You got through about 10 pages out of 40. So  
 18 perhaps a third or a quarter of the work. And it took  
 19 -- to keep on schedule, we would only review Heritage  
 20 Resources at one more meeting. At that second meeting,  
 21 we would also review Natural Hazards and start on  
 22 Economic Development. So somehow you folks need to --  
 23 if you want to keep with an abbreviated schedule, to  
 24 make sure you have the Directed Growth, we have lots of  
 25 time at the end of the schedule, I'd suggest you think

1 CHAIR HEDANI: Just a suggestion. What I did  
 2 in -- with my report was I just -- when I was reviewing  
 3 it, I just put a checkmark on things where I was in  
 4 concurrence with the Director's recommendation, or if it  
 5 was okay with no changes, and only noted the items where  
 6 I had a conflict or a problem. And then maybe we can  
 7 have a less -- maybe a less formal way of going through  
 8 each -- each section.  
 9 COMMISSIONER MARDFIN: That would be useful.  
 10 CHAIR HEDANI: Then move faster through  
 11 consensus. Okay.  
 12 Any other comments for the good of the order?  
 13 Commissioner Shibuya.  
 14 COMMISSIONER SHIBUYA: On the Population -- I  
 15 mean, let's see, the Cultural Heritage Resources, can we  
 16 just go ahead and table that and then let the staff  
 17 summarize it for us and the next meeting start in with  
 18 the -- oh, let's see, what was that -- hazards?  
 19 CHAIR HEDANI: That really screws up our  
 20 notification system with public notices.  
 21 COMMISSIONER SHIBUYA: Okay. Okay. Thanks.  
 22 COMMISSIONER HIRANAGA: We got two weeks.  
 23 COMMISSIONER SHIBUYA: They can do it faster.  
 24 CHAIR HEDANI: And staff will have all the  
 25 recommended consolidations completed before the next

1 about ways to speed it up. We can help you come up with  
 2 that. And we don't want to get into an us versus them  
 3 situation, but we can offer some constructive comments  
 4 at the next meeting.  
 5 CHAIR HEDANI: Commissioner Hiranaga.  
 6 COMMISSIONER HIRANAGA: One suggestion might  
 7 be to condense the staff presentations. Because it  
 8 seemed like they zipped through it all. Rather than  
 9 zipping through it, you make it less lengthy so you can  
 10 spend time with the important things and not repeat  
 11 what's already in our packets.  
 12 CHAIR HEDANI: Commissioner Mardfin.  
 13 COMMISSIONER MARDFIN: I would also suggest  
 14 that we not make compound motions, that we -- I would  
 15 handle it by going through systematically, particularly  
 16 where the Director and the GPAC differed. And -- but  
 17 other things can be raised, too, and just indicate the  
 18 areas where we have concerns. Deal with that sort of  
 19 with straw votes and then have a vote by -- maybe by  
 20 objective and -- but we were going back and forth. And  
 21 I'm working with two sets of stuff. I'm making my notes  
 22 on the original stuff from the plan, then we got the  
 23 revised one, and I'm trying to coordinate back and  
 24 forth. And it's confusing for me. I can imagine what  
 25 it's like for the audience.

1 meeting, so -- Commissioner Starr.  
 2 COMMISSIONER STARR: Yeah. I think for  
 3 subsequent meetings, I think we should stick to our time  
 4 to adjourn. If we say 8:00, we should adjourn at 8:00  
 5 because it tends to inconvenience people not in this  
 6 room.  
 7 CHAIR HEDANI: Okay. I am definitely in  
 8 concurrence with that.  
 9 Any other discussion?  
 10 (Silence.)  
 11 CHAIR HEDANI: If not, thank you. Meeting's  
 12 adjourned.  
 13 (Meeting adjourned at 8:26 p.m.)  
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I, TONYA MCDADE, a Court Reporter of the State of Hawaii, do hereby certify that the proceedings contained herein were taken by me in machine shorthand and thereafter was reduced to print by means of computer-aided transcription; that the foregoing represents, to the best of my ability, a true and accurate transcript of the proceedings had in the foregoing matter.

I further certify that I am not an attorney for any of the parties hereto, nor in any way concerned with the cause.

DATED this 3rd day of June, 2009.

  
Tonya McDade, RPR, RCR, CBC  
Certified Shorthand Reporter #447  
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