

**CULTURAL RESOURCES COMMISSION  
REGULAR MEETING  
JUNE 5, 2014**

*\*\* All documents, including written testimony, that was submitted for or at this meeting are filed in the minutes file and are available for public viewing at the Maui County Department of Planning, One Main Plaza, 2200 Main Street, Suite 315, Wailuku, Maui, Hawaii'. \*\**

**A. CALL TO ORDER**

The regular meeting of the Cultural Resources Commission (Commission) was called to order by Chairperson Warren Osako, at approximately 10:37 a.m., Thursday, June 5, 2014, in the Planning Department Conference Room, first floor, Kalana Pakui Building, 250 South High Street, Wailuku, Island of Maui.

A quorum of the Commission was present (see Record of Attendance).

Chair Warren Osako: I call the meeting of the Maui County Cultural Resources Commission to order.

**B. INTRODUCTION OF NEW MEMBER – ARLEEN RICARDE-GARCIA**

Chair Osako: Would you like to tell us a little bit about yourself? There's a mike right in front of you.

Ms. Arleen Ricalde-Garcia: Sure. Again, my name is Arleen Ricalde-Garcia. I am an internist at Maui Medical Group. And I was born in Guam. I lived all over the world because my dad was in the Navy; lived in Ewa Beach since high school; went to U.H., and went to John Burns Medical School. After that, my husband and I moved here to Maui in 1999 for work, but now this is our home, and we love it. We have a lot of family on Maui from Waikapu, the Bals, Pelligrinos, the -- just a lot, especially in Wailuku, so that's why I was interested in becoming a member of this Commission because I feel like, with my two boys, I feel like the future is here for them and I want to make sure it's preserved, intact, and so that we can move forward with our culture. Thank you. Thank you for welcoming here.

**C. PUBLIC TESTIMONY**

**D. APPROVAL OF MINUTES OF THE FEBRUARY 6, 2014 (previously circulated - Commissioners: please bring your copies), and MARCH 6, 2014 MEETINGS**

Chair Osako: Okay, at this time, if there's anyone in the audience that would like to testify on an agenda item, you may do so at this time, however, when the item comes up, then you have already given your testimony so you won't be able to do it again. So is there

anyone that wants to testify at this time on any agenda item? No? If not, we'll move on. Item D, approval of minutes of the February 6 meeting and also the March 6 meetings. Is there any discussion or comments?

Mr. Bruce U`u: Motion to accept.

Mr. Gaylord Kubota: Second.

Chair Osako: It has been moved and seconded to accept the minutes.

There being no discussion, the motion was put to a vote.

***It has been moved by Commissioner U`u, seconded by Commission Kubota, then unanimously***

***VOTED: to accept the minutes of the February 6, 2014 and March 6, 2014 meetings.***

Chair Osako: Motion passes. Okay, item E., New Business.

*Chair Osako read the following agenda item into the record:*

## **E. NEW BUSINESS**

- 1. MR. WILLIAM MCKEON, on behalf of the MASARU YOKOUCHI TRUST, requesting approval of the proposed demolition of a fire-damaged plantation home within the Lāhainā National Historic Landmark district, 233 Lahainaluna Road, Lāhainā, Hawai'i, TMK (2) 4-5-006:008, SMX 20140229, HDC 20140001, BT 20140557 (A. Kehler)**

***The Commission may approve or deny the proposed demolition.***

Chair Osako: Presentation?

Ms. Annalise Kehler: Okay, the house, according to real property tax records, was built in 1911, and this map here is a Sandborn Map from 1914 that shows the house, and that photo of the house is from 2010. Here's a Pioneer Mill map from 1936 that shows the same house. Here it is in the Pioneer Mill field books and it's identified as "The house of the head carpenter" or the "carpenter luna." And here it is again in 1946. And there it is in relation to the National Historic Landmark district. So here's some photos of it in 2008 before the trees were cut down. And this is 2010. And this is today. So I did a little bit of

research on the house and I figured out that the head carpenter from about 1915 to 1940 was a man named Thomas Hussey, he was part Hawaiian, and he married -- he had married two different women, both Hawaiian, and he had lots of children. And the house, at one time, was, you know, before it was burned, it was a really nice house, it had these really beautiful built-ins, and it had an L-plan, which was really common at one point, and before it had burned, it was the only L-plan left in the NHL. And the department is recommending approval of this demolition because of the safety concerns, also, there was a letter issued by DSA saying that the house has to come down, so we're recommending approval with the condition that mitigation is performed in the form of HABS Level 3 with photographs, floor plan, and history. And now I'll turn it over to the applicant, Bill McKeon.

Mr. Bill McKeon: Hi. My name is Bill McKeon, and I'm here on behalf of Mrs. Yokouchi, Pundy's wife, as the trustee of the Masaru Yokouchi Trust, Pundy's trust, which owns this property over in Lahaina. What I'd like to do, if it's okay, is turn it over to our consultant, Michelle Cockett, who can speak to the specifics of our request so -- and I'll be happy to answer any questions anyone has.

Ms. Michelle Cockett: Hi, Members of the Commission. It's so nice to be here this morning. I'm here to -- we're here to actually request your approval to demolish the entire structure, and the reason why is because of its extensive damage. This damage was -- the fire was in December of 2012, as stated in the report, and it did go through a series of investigations, and we finally got to this point where we could put in a building permit to demolish it, and then we received a notification from DSA building inspectors that basically said you needed to remove it by May 31<sup>st</sup> of this year. Now, interestingly, we submitted for our building permit in April of this year, and as part of the request was to deem it as condemned, we had a building inspector go out there, it was requested to do so, and then they turn around and ...(inaudible)... us. So based on that, we are technically in violation and need to remove the structure. It is a health and safety hazard. We have boarded it up. It is prepared to be demolished. We have the contractor waiting. All of their agencies have signed off and approved the building permit. So at this time, the request is for the documentation that we could have the field reports done and then actually raise it because, otherwise, it could be another 30 days to actually remove the structure, which gets us into some more actual fines, and even though we were trying to be diligent, we didn't expect to have a fine or violation associated with this, that is the methodology by which this occurred. So at this point, we're hoping that if it doesn't get pass the 30 days, we can remove it within 30 days. We hope to not have to have that violation, however, if we do, then we're going to go through David - no, I'm kidding. But at this point, we're needing to remove the structure, but no doubt, it is in disrepair and it needs to be removed before someone does get hurt based on where it's located. So our request at this time is to be able, once those field reports are done, to be able to remove it like immediately.

Chair Osako: Members, is there -- does anyone have any questions or any discussion? Yes?

Ms. Owana Salazar: I have a question. Yes, I have a question. Is there any plan or inkling of what will happen after?

Ms. Cockett: The property will remain vacant. The perimeter wall that is on the property, there's a small stone wall, that will remain. However, as far as my understanding is, Mrs. Yokouchi does not want to do anything with this property.

Chair Osako: Anyone else questions or discussion?

Mr. U`u: Question. So when did the -- when was the actual fire?

Ms. Cockett: December of 2012.

Mr. U`u: 2012. So after the fire and you put through all your applications, what is the time did it take to come before the CRC?

Ms. Cockett: Actually, interestingly, and Bill can --

Mr. U`u: Just for curious -- I'm curious.

Mr. McKeon: Sure. So the fire was in December of 2012. Then the Fire Department did an investigation and my understanding is is that the Fire Department, despite, you know, a long investigation, they could determine where the fire started but they couldn't determine the exact cause of the fire, whether it was arson or an accident; then there was an insurance company investigation, they denied initially that there was any insurance coverage, so that investigation then ensued, and once that was all done, then we were able to, on behalf of, you know, the Yokouchis, go ahead and retain an architect, and the architect had to do, you know, his investigation and prepare his report, and that's how we got to where we're at.

Dr. Janet Six: Was the building occupied by Lahaina Galleries when the fire started, or was it empty?

Mr. McKeon: There was no one occupying it at that point in time. If I could just clarify one point. Our request today is this: We understand, you know, the recommendation is to these conditions to document, obviously, you know, it's going to cost us over \$5,000 to document, if that is going to be the decision, what we would specifically request is, because of the pending notice of violation, if once the actual field work is done by the people that need to do the documentation, in other words, get the photographs, you know,

get the plans done, that, you know, it could take 30 days to prepare the report is what we've been told, we were provided with some names, we've already contacted people, we've already got the quotes, what we're asking is is that if you could approve the permit so that as soon as they actually do the actual field investigation, before they've actually completed the report, if we could start the demolition process, you know, for safety reasons we could start, and then they can complete the reports, and then it can come back to you. Again, we're using people that were recommended, so we think they're reliable people that you're aware of, and they'll -- thank you.

Chair Osako: Customarily, you know, mitigation is done before demolition. What is the department's opinion on letting it go before the --

Ms. Kehler: I think what he said about doing the field work would be sufficient, especially in this case, because we have a safety concern and there's also a letter from DSA that they're in violation, so doing the field work, meaning getting the photography done and getting the measurements of the building, would be sufficient for it to go ahead and get demolished, and then the report can come after.

Chair Osako: And is there some sort of guarantee that the complete HABS report will be done?

Mr. McKeon: One way we can address that -- well, couple of ways. We can present to Planning signed contracts to show that the work has actually been engaged, and we can provide to Planning confirmation directly from the people that are going to do the work in the field that it's been done so that they're not relying just on me or us, so Planning can independently verify that there are, you know, contracts in place to complete the work, they can talk to the consultants and confirm that they're going to go ahead, and that they've in fact completed the field investigation portion of their work.

Ms. Michele McLean: There isn't any absolute guarantee that the mitigation work will be completed. I think what was proposed is reasonable for us to see or to hear from the contractor that the field work has been completed; that would be enough for us to feel comfortable proceeding with the demolition. At that point, it is up to the applicant and the contractor to complete the mitigation. If that isn't performed, then we could consider that a violation of the Title 19 because this in the historic district, we could consider that a violation of Title 19 and just enforce it through general Planning Department enforcement, which would be warning, violations, fines, and so forth. I don't see that it would come to that, but if for some reason the reports aren't produced in a reasonable amount of time, then we could pursue a violation.

Chair Osako: Okay, is there any further discussion or questions?

Ms. Ricalde-Garcia: What's a reasonable amount of time that you're referring to?

Ms. McLean: I'd get some direction from Annalise on how long the reports and the research would typically take after the field work is completed.

Ms. Kehler: I think that Bill said -- he was quoted 30 days on -- approximately 30 days on the report. I mean that HABS 3 is short form report, it's not as detailed, but you still get a little bit of the building history and the occupant history. So 30 days sounds reasonable, and for photographs, that doesn't take more than a day, and field measurements, that doesn't take more than a day.

Ms. Cockett: Due to the nature of that RFS and the violation that's associated with this, obviously, getting the building permit is really important. Would you be willing to accept the contracts and verification of the contracts as a method by which to approve this on the building permit?

Dr. Six: Not building permit, demolition permit.

Ms. Cockett: Yeah. It's a building permit to demolish a structure.

Dr. Six: Oh, okay. Sorry. Sorry. Okay. I just think that it's, because it's a unique building, because it was the master carpenter's or it has these unique things, as long as there's detailed drawings and photos, I would feel comfortable with, personally, the contracts, as Michele advised, we'd have some action if they violate them because I do understand where it is and that it's obviously a attractive nuisance and a dangerous -- but I love the integrity of the building that was there before the fire so it would be nice to see that documented.

Ms. McLean: I don't know if there are any other agencies pending sign off on the building permit, so once we get verification from the contractor that the field work is performed, I think it's fine for us to sign off on the building permit.

Ms. Cockett: Thank you.

Chair Osako: Anything else? Do I hear a motion?

Dr. Six: I move that we approve the building demolition permit for this structure pending a HABS 3, they'll do the field work prior to the demolition, and then demolish while we wait for the report within about 30 days.

Ms. Salazar: Second.

Chair Osako: It has been moved and seconded that we approve the permit with conditions.

There being no further discussion, the motion has been put to a vote.

***It has been moved by Commissioner Six, seconded by Commissioner Salazar, then unanimously***

***VOTED: to approve the building demolition permit for this structure pending a HABS Level 3, field work to be done prior to the demolition, and then demolish while report is being completed within about 30 days.***

Chair Osako: Motion passes.

*Chair Osako read the following agenda item into the record:*

- 2. MR. DAVID C. GOODE, DIRECTOR OF PUBLIC WORKS, requesting approval of the proposed replacement of two wood boardwalks along Front Street with concrete sidewalks similar to those adjoining the boardwalks, within Maui County Historic District No. 2 and the Lāhainā National Historic Landmark district, 800 Block of Front Street, Lāhainā, Hawai'i (A. Kehler)**

***The Commission may approve or deny the proposed replacement.***

Chair Osako: I believe we were just handed some information here. You're going to be giving a presentation?

Ms. Kehler: So these boardwalks are sort of maintenance issue. They don't last very long, and they don't withhold the foot traffic that goes on in that area of Front Street. Additionally, they have problems with complying with ADA guidelines because of the wear and tear, and just there's a little bit of history background on wood boardwalks in Lahaina. It was listed as one of the recommended sidewalk materials in a document that was titled "Design Guidelines for Front Street Improvements," and while it is true, as you can see in this photo, that we did have wood boardwalks on Front Street at one time, they really existed in the late 19<sup>th</sup> or early 20<sup>th</sup> century along with mostly all wood buildings that are all gone now, they've either burned or been demolished, so we don't have anymore of the buildings that these boardwalks were associated with anymore on Front Street, and you can see it in there. As early as 1920, we have these more permanent structures up along Front Street. These buildings are still there today and we have concrete sidewalks, so the

concrete sidewalks that we have now are associated with the buildings that we have now, so really concrete is an appropriate choice for Front Street. And you see, in 1930, there's concrete; in 1940, concrete; 1940 again, we have concrete. And then these photos show that this is where the boardwalks are today that they want to replace, and there's a photo above, that's 1970, and you can see where those arrows are that there is concrete there, and then in '72, they took out the concrete, and they changed one of the building, and they put the wood planks, so these particular wood boardwalks are not historic. What's that?

Ms. Salazar: Oh, it took me a while to find the arrows.

Ms. Kehler: Oh, sorry.

Ms. Salazar: Sorry. Thank you.

Ms. Kehler: Yeah. It's kind of -- sorry, it's kind of hard to see. But the boardwalks that are proposed to be replaced are not historic, they're built about 1972, so they don't have any historic value.

Dr. Six: In four more years they'll be. They'll be historic ...(inaudible)...

Ms. Salazar: If they last.

Dr. Six: No, I'm just kidding.

Ms. Kehler: And even though they were built in '72, the planks are not. They're from probably yesterday.

Dr. Six: I just want to speak to this because with all the work at Moku`ula, I did a lot of research, and it used to all be boardwalks because it was so muddy, and then they did the comprehensive filling and draining of the swamps in 1918 and 1920, well ...(inaudible)... and Mokuhunia, so the idea of the boardwalk, you know, it harkens back to a time when Lahaina was a wetlands.

Ms. Kehler: Right.

Dr. Six: And so it really isn't appropriate. And I love the fact that it's from 1972, so that makes me feel more comfortable, without saying, that it's likely, in my opinion, it would be okay to replace these with something that wheelchairs could go over --

Ms. Kehler: Right.

Dr. Six: Or people's high heels don't get stuck in them, I know that they can be a nuisance to drunk people trying to walk down from Kimo's happy hour, but I, personally, would support that given the fact that they were concrete and then put in to probably harken back to like the whaling time or whatever. So that's my two cents on it.

Ms. Kehler: So, yeah, that's why the department's recommendation is to go ahead and replace with concrete.

Chair Osako: Anymore discussion?

Ms. Ricalde-Garcia: Well, why did they put -- why did they change it from concrete to wood in 1972? I'm sorry.

Chair Osako: Was that the property owner or the county that did that, or do we know?

Mr. David Goode: Thank you, Annalise. Mr. Chair, I'm David Goode. I'm the Director of the Department of Public Works. We're not sure on some of this, to be quite honest, but it appears that, in both cases, the boardwalk is fronting directly one property, so say when they redid that property, they put in the boardwalk, and they must have had carpenters that sold them a lot of wood with the idea to put the back in, but as I mentioned in our letter to you, if you read the letter, it's a real maintenance nightmare for us. We spend a thousand times more per square foot there than we do on the rest of Front Street sidewalks. And, recently, we've had a trip and fall claim that we had to go to the council and they paid off, and if we have to go council, that means it was a big ticket item, it's not meeting ADA, not to mention the high heels and the stumbling out of Kimo's affect, so we thought it made sense maybe to replace this and that's when we talked to Ms. McLean and Annalise, and then Annalise did those great research and really helped to enlighten us that this probably does make a lot of sense. So if I could just wrap up real quickly, I just want to mention I do have here also Brian Hashiro, who's a highways division chief, and actually makes sure we have monies to fix these things; Eric Yamashige, who's our superintendent of highways, who helps to oversee this work; Mike Tihada, who actually has done the work over the years and is our Lahaina district overseer, and finally, I have Shayne Agawa, from our engineering division, who will help engineer the final solution, if indeed you folks approve it. So they're here because it's important to us, and I'm here because it's important to us, and it appears that this boardwalk wasn't that important historically.

Dr. Six: Maybe the engineers that can speak to this, if not, David, so there's no reason for it to be a boardwalk. There's no impending reason why this particular section, other than just aesthetics, that it would need to be a boardwalk?

Mr. Goode: That's correct. I don't know if Mr. Agawa wants to chime in, but he's indicated that they can put in a concrete sidewalk.

Dr. Six: Thank you.

Ms. Salazar: I can certainly see the major concern, especially over possible litigation. I, myself, have walked it and my first thought was: Oh my gosh. If a tourist should fall on one of these, they'd be hitting the county, so I really -- I hear you loud and clear there, and I think I don't have any problem with it. When the -- if, you know, I'm sure you want to move along with this, but is it going to kind of match the other concrete around it that it looks a little aged to make it look a little older? I'm really impressed that all of you have come today. Can you stick around so we can keep talking about Lahaina after this one and what's happening over there? But anyway, so thank you for that because even in my rubber slippers, it was a little risky.

Mr. Goode: Yeah, we're going to match the concrete on either side. The Lahaina guys are pretty good masons.

Ms. Salazar: I'm sure.

Mr. Goode: Actually really good masons. Really good, Mike. So they've indicated they could match the finish.

Ms. Salazar: Excellent.

Ms. Ricalde-Garcia: Just a comment. I agree with everybody. I think the consensus is it's sensible. But I'm wondering, it's been over 40-something years. Why did it take so long for common sense to say, hey, it's time now? It's 40-plus years. That's a long time to kinda tolerate this -- the boardwalk that's kind of a hazard. So was there a particular reason? Just curiosity. I mean it's not going to change my --

Mr. U`u: Probably the lawsuit.

Ms. Salazar: The lawsuit. The lawsuit was the instigator for sure. That was the motivator.

Mr. Goode: Well, my understanding too is that the, the poor guys, is that underneath the boardwalk is also wood, the structure it sits on, so like more like beams, and so after 40 years, in Lahaina, that's about the age where you'd expect it's going to start to really crumble. And actually, I think the trip and fall that we had, and there's actually another one more recently as I imagine we may get served on, was due to the flexion, so that structure underneath is just finally failing, so, you know, for a good portion of it's initial life, it was probably okay, structurally, but now it's bad.

Dr. Six: And if I would ever ...(inaudible)...

Ms. Ricalde-Garcia: We gotta get rid of that.

Dr. Six: I would guess they probably wanted to make it look like the whole whaling days and the '70s, they probably wanted to go back to that time because it seems to be an individual owner with one specific chunk, so I would think that's probably why they did it, and it's charming, but like you said, the maintenance and the fact that you do it flex when you walk on it. So I don't like to see things taken out from 1972 but at the same token, if it's going to continue to be hazardous to -- and forget the lawsuit, just people hurting themselves on it. They shouldn't be walking on Front Street getting hurt, you know.

Ms. Salazar: Or breaking their heels.

Ms. Ricalde-Garcia: Well, it's also a violation of the disability --

Dr. Six: Exactly.

Ms. Salazar: Especially that. That's a big one.

Chair Osako: Okay, any other discussion? Do I hear a motion?

Mr. U`u: Motion to approve as recommended.

Ms. Salazar: I'll second that.

Chair Osako: It's been moved and seconded to approve.

There being no further discussion, the motion was put to a vote.

***It has been moved by Commissioner U`u, seconded by Commissioner Salazar, then unanimously***

***VOTED: to approve the Planning Department's recommendation.***

Chair Osako: The motion carries. Okay, to item F, Director's Report.

Ms. Salazar: Thank you, Gentlemen.

## **F. DIRECTOR'S REPORT**

- 2. Update on Lāhainā historic districts site visit agenda** *(proposed agenda previously circulated - Commissioners: please bring your copies).*

Ms. Kehler: Okay, we have no. 1 as an update from the sign design guidelines committee, I want to move that one down, if possible, for -- because I want to wait until Erin comes, so we'll go ahead and go over the proposed Lahaina Historic Districts site visit agenda. That was a request from the Commission a while back, and I'm going to go over it, and then get your folks' comments about what -- if this looks good or if there's something else that you would like to see.

So, let's see, there was a request to see an example of a HABS Level 3 documentation. This house is the Kugoyama house, and it's on Prison Street but it's up across Honoapiilani. This mitigation was recommended in 2009, I think, and the house is actually still standing today, but this we can walk by it if you guys are interested. These are the HABS photos. These HABS floor plans. And then there was also a request to see new construction in a historic district and what it looks like. So on Hale Street, there's three houses in a row that are new, I don't have the third photo, but that's -- you know, you can see the difference. And then there was a request to see some restoration projects, and 450 Front Street is a huge example of a restoration project. This is what it looked like before. This is the Kaluakini house. And actually our former Cultural Resources Planner, Stanley Solamillo, he prepared the national register nomination for this house, and it's a really -- I mean this is an amazing example of restoration.

Ms. Salazar: I should say.

Ms. Kehler: It shows you anything is possible with restoration.

Dr. Six: No kidding. Yeah.

Ms. Salazar: Oh, beautiful.

Dr. Six: Yeah, like this is what people don't get. The value in restoring. Who wouldn't want to stay there?

Ms. Kehler: It's actually -- it's in between two houses on -- it's on the south side of Front Street but makai, yeah. Or no, I'm sorry, mauka. Mauka.

Dr. Six: Mauka. You can go right by it, yeah.

Ms. Kehler: This is the inside, and this is, you know, the contractor/owner who did the work on it, they said they weren't into the single-wall so they did double-wall, which is fine. You can do anything you want on the inside of a house when you do restoration, and this is a great example of that. And there it is.

Ms. Salazar: Very nice. Wow.

Ms. Kehler: I mean the -- it's just an incredible example.

Ms. Ricalde-Garcia: Can you show us how it was before?

Ms. Kehler: Yeah.

Ms. Ricalde-Garcia: The dilapidation stage?

Ms. Salazar: Look at that.

Ms. Ricalde-Garcia: Well, before that.

Ms. Salazar: That's even worse than the ones we saw on Lana`i.

Ms. Ricalde-Garcia: So was the architect kept through the -- or some of the architecture kept from the previous?

Ms. Kehler: Yeah, when you do a restoration, according to the Secretary of Interior Standards, they recommend to repair as much as possible, to retain original materials, and then when you replace, you do what's called "replacing in-kind," so you take out -- so splice pieces of wood and you splice in the new wood that was exactly like the old wood; to the extent possible, you will try to make it look exactly the same. But on the interior, it doesn't matter. You could do whatever you wanted. And the second example of a restoration on Front Street, you'll see the interior is quite different. So this is 417 Front Street, and this is on the ocean side, and it was pretty rundown, but not quite as bad, and the restoration here, it wasn't as -- it didn't require as much work, but they went a little bit more modern inside, which is fine. That's all personal taste. So I'll turn it over to you guys to see how that agenda looks to you.

Dr. Six: Were we going to look at any trees of cultural importance? Was that this trip or no?

Ms. Kehler: We can.

Dr. Six: Well, remember we talked about, you know, how do we define a tree with that 36-inch diameter, it doesn't really work for some trees grow at different rates. I wasn't sure if there was -- obviously, the banyan tree is one that is pretty straightforward, but the ulu trees maybe on Luakini that are still intact, there's a few, like I was thinking about getting an idea, because I know David, he's gone, but they wanted to take trees out and we talked

about looking at that kind of -- kind of coming up with somehow to identify trees that fit that criteria of cultural importance, like the common mango --

Ms. Salazar: Yeah, the mango.

Dr. Six: As opposed to the Hayden, and some of those kinds of things. So I don't if that could be something you could add because we're there.

Ms. Kehler: Yeah. You want to look specifically at trees of importance?

Dr. Six: Well, I just remember we talked about that tree ...(inaudible)...

Ms. Salazar: We were talking about inventorying the trees.

Dr. Six: Because of the sidewalk and then we tried to define like when does a tree become a culturally -- and then we kind of looked at the national standards, I believe you brought them, and it said like -- or someone did, with the arborist, 36-inch diameter, but that doesn't really fit where some trees grow much more rapid ...(inaudible)... and some trees, like you know, thinking like 'ohia, it would be forever to get a 36-inch trunk on an 'ohia, not that they're in Lahaina --

Ms. Kehler: Yeah.

Dr. Six: But I know that -- so maybe we could just visit known trees of historical -- and we could -- so that when we -- I know we're going to revisit that coming up with an inventory so that when people buy a property, they know, I've got a tree of historical importance, I can't just cut it down.

Ms. Kehler: Okay. I can --

Dr. Six: I mean I just remember. Does anyone else remember ...(inaudible)...

Ms. Salazar: It's in our approved minutes of March 6, right?

Ms. Kehler: Right. I wasn't at that meeting.

Ms. Salazar: We had a long discussion.

Dr. Six: Okay, sorry.

Ms. Salazar: Just to let you know.

Ms. Kehler: But I did look at the meeting minutes so I can go ahead and go back and look at them. I, personally, don't know much about trees, but I can do some research, and look around, and figure out some trees that you might be interested in looking at.

Dr. Six: Trees associated with, you know, important cultural things, so obviously the ulu is one of the important --

Ms. Salazar: Malu`ulu`olele.

Dr. Six: Yeah. Exactly. And then, obviously, the banyan tree just because of its age, it's invasive, but we also talked about the common mango being very important to plantation workers and often not revered as the Hayden 'cause we like the Hayden but that the common has more associated with a particular cultural group, and I think what came out of it is like that building we saw that caught fire, they cleared all the trees around it, these buildings become stripped of their kind of -- and this idea of letting people know when they buy a property or if they have a property when they might not be able to just cut every single thing down, you know, if there's something of importance. So that was just something -- we're in Lahaina because I know the ulu trees right behind the Baldwin House on Luakini are considered important trees.

Ms. Kehler: There's some ulu trees around the Kuboyama home.

Dr. Six: Yeah, I saw those. Yeah. Exactly.

Ms. Salazar: There are on Luakini and ...(inaudible)...

Dr. Six: But Luakini was a ceremonial pathway for processional after the death of Keopuolani and Princess Nahienaena so the idea that I think those trees were planted as part of that processional, maybe not dating to that time, but I know that that there's been reason, when they do the historic walking tours, they point out those trees, so I was thinking they're an example just so we can kind of -- 'cause we're working on the signage and we're also working on, you know, how to identify and preserve trees of cultural importance, so I just thought we're there we might take a look.

Ms. Kehler: Okay.

Chair Osako: Anyone else?

Mr. U`u: Yeah, we can kinda take a general tour through the town, hopefully, and look at the signage also.

Ms. Kehler: Okay.

Mr. U`u: And try to make sense of that.

Ms. Salazar: I wonder -- thank you. I wonder if we can get through the whole town in one visit. Is that -- you think that's speeding right along?

Mr. U`u: I think once we --

Ms. Salazar: I'm all for that. It'll take all day.

Dr. Six: Well, I think if we walk like from the banyan tree over to -- if we're doing some walking, you know, to these different houses on -- we're going to be passing through a lot of town and we can take some photos of violations, but in the sign meeting that Frank and I attended with Erin and, you know, there's also the issue of you get accosted walking down Front Street by like literally human billboards, like how people come out now and so there's also dealing with just maybe getting some anecdotal almost like walking through and having that experience because I did it, I had a friend visit and I walked him Front Street, oh my God. You just get accosted by people. So forget the signage; you got people coming out and ...(inaudible)... and it's a different Front Street than I remember.

Mr. U`u: I agree. It's ugly. It's ugly like that.

Dr. Six: So maybe we could like, you know, not see the whole town, but get some ideas so when we go back to the sign, we could also deal with, you know, people that are pushing menus or coming out with face creams and coming into your space. It seems like another kind of attack, you know, on your senses.

Ms. McLean: If I could make a couple of comments. When we do a site visit, we need to have specific locations on the agenda in case members of the public want to participate. So Annalise identified a few properties, and then we would have to spell out the route that we're taking so anyone who wants to join along the way so, you know, if you know a starting point and you know an end point, and want to specify how we're walking, then that's fine, and you can look at whatever you want to along the way. We'd have to be conscientious about stopping and having discussion so that it's -- you know, we don't have five conversations going on.

With regards to what was known at the time as hawking, when that ordinance was amended, I don't know, probably 15 years ago, it's a fine line between free speech and regulation in the historic district, and we actually just had a meeting with our zoning enforcement people, who are responsible for enforcing signs, hawking, and other things, to determine exactly where that needs to stop, and it was determined that not only the hawker, but the hawkee need to be on private property, so if both the business person and

the person they're trying to solicit are on private property, then that's a free commercial speech protected act. If it's on public property, then that's something we can enforce.

Ms. Salazar: Such as the sidewalk.

Ms. McLean: Such as the sidewalk. The tricky part in Lahaina is there's some where the sidewalk is physically located is not always where the property line is. Sometimes the private property does extend partway into the sidewalk. Generally, as a rule, you know, where the sidewalk physically ends is where the public/private property line is. So that's just background information. And going out there, just observations are fine, but we're not going out there to enforce. It's up to our enforcement guys to take on. Believe me, you don't want to get in there.

Dr. Six: We need to get shock collars if they go too far --

Ms. McLean: ...(inaudible)... put up the electronic fence.

Dr. Six: No, I just thought because just walking down, I was just amazed how much I was accosted by people handing me things or trying to get me to do stuff.

Ms. Salazar: Especially that you're blonde. You're a visitor.

Dr. Six: I'm more metallic than blonde.

Ms. Salazar: Okay.

Dr. Six: With a lot of gray in there. But, no, it was just interesting and I kind of avoid Lahaina so it was one of those rude awakening, not only the signage, but that kind of --

Ms. Salazar: Is -- well, before we do this route, maybe if it's possible that we could see a map where we could possibly gauge where that lines are. Is that possible? Like there's TMKs, you know, for a TMK map or something like that, we don't want to put you through too much, but just a thought.

Ms. McLean: I don't know that we'd be able to put something. We'd really need survey maps to be able to determine.

Ms. Salazar: Main thing we get out there and do it, you know, that's my point.

Ms. McLean: I'm just saying that, you know, using the physical sidewalk as a boundary is the most reasonable way to go about doing it; it just may be that, from time to time, they can cross over a little bit and actually ...(inaudible)...

Ms. Salazar: Understood. Thank you.

Mr. U`u: I have faith. You guys did a pretty good one in Lana`i as far as setting up the site visit, so similar to that would work for me.

Dr. Six: You know, I'm really excited to see some successful restorations because all we get is demolition permits it seems like, so it's nice to see some examples of people realizing there's a value in these properties and into restoring them, so that'll be a feel good walk before we hit the guys trying to shove face cream at us. I think it's because of more wrinkles than my blonde hair that they want to come up to me. But thank you for your work on this. I agree with Bruce, you guys did a great job, and we'll just walk along.

Mr. U`u: One more question would be: There has to be so much intact, correct, for us to have this CRC commission houses intact, what's the specific number? Is there a specific number that lets us be eligible for a certain funding within the district?

Ms. Kehler: For rehabilitation?

Mr. U`u: Yes. And if so, what is it, and secondly, how close are we on the fringe of losing that?

Ms. Kehler: Oh. Oh. You mean like --

Ms. Salazar: Good question. Thank you, Bruce.

Ms. Kehler: We're in danger.

Mr. U`u: Okay. Something good to know.

Ms. Kehler: We're in danger. Right now --

Mr. U`u: So it's better to leave it off the record? Just curious.

Ms. Kehler: Well, I mean right now, we're doing a study, through a CLG grant, to quantify how many architect -- or archaeological sites, known sites that we have in the NHL boundaries so that we get that count. That'll help us.

Ms. McLean: If I could add on to that. As we've talked about before, we do want to propose reducing the size of the National Historic Landmark and modifying the Lahaina Historic Districts, so we just have one rather than two, and those boundaries being the same as each other so that that will increase the percentage of --

Ms. Kehler: Contributing --

Ms. McLean: Contributing sites in the NHL and will have the same protections that the historic districts have, the historic zoning districts would have in the National Landmark District, so that would all go through you folks when the times comes, but that's part of what this survey will help us to propose.

Dr. Six: So you're reducing the large historic districts and making it one, not historic one and two. Is there any looking in expanding the boundaries down to include like Jodo Mission or David Malo's house --

Ms. Kehler: Yes.

Dr. Six: Because they just abruptly stop at the Seamen's Hospital?

Ms. Kehler: Yeah.

Dr. Six: It's like --

Ms. Kehler: Yeah.

Dr. Six: Because it always irritated me that David Malo's home site is not considered, you know, even though it's demolished, that that area is not considered historic.

Ms. Kehler: The Jodo is considered a contributing resource because it's a commemoration, it was built in '68, and it was to commemorate the arrival --

Dr. Six: And you have the -- you have the cemetery there --

Ms. Kehler: Right.

Dr. Six: You have ...(inaudible)... fishpond, which was buried.

Ms. Salazar: Yeah.

Dr. Six: So yeah.

Ms. McLean: And also, some of the residences on this side of Front Street that aren't in the County Historic District --

Ms. Kehler: Will be included.

Ms. McLean: Will be included. Will be proposed to be included.

Ms. Salazar: The sooner the better.

Dr. Six: ...(inaudible)... being reduced, I mean I do understand why because it goes way up so it'd be nice to see some other things included in the --

Ms. McLean: It's not just reduced. I mean the overall footprint will be smaller but it will be more relevant and ...(inaudible)...

Ms. Kehler: We won't have those '80s houses 'cause the cane fields, they became urbanized and that's a big -- that's a big reason why we have such high non-contributing ...(inaudible)...

Dr. Six: Because a lot of it's from cinder blocks and cinder block houses in the '70s and '80s. Great. Good work. Thank you.

Ms. McLean: That'll be your good work eventually.

Ms. Salazar: And so who decides the route - you folks?

Ms. McLean: We would propose it. Typically, at this point, I think we have enough feedback to propose the route and the agendas get approved by the Chair so --

Ms. Salazar: Okay.

Dr. Six: Time of day? It's Lahaina. So early morning or not noon?

Ms. Salazar: Bring a hat.

Dr. Six: No, I'm just saying. I'm just thinking like 'cause Lana`i we got over early because of the ferry. I can bring in a hat. I dug in the heat for two-and-a-half years. I'm just saying Lahaina can be miserable - that's all.

Ms. Salazar: ...(inaudible)...

Ms. Ricalde-Garcia: What day usually are the --

Chair Osako: Our meetings are Thursdays.

Ms. Ricalde-Garcia: No, the site -- the -- what you were talking about?

Dr. Six: Site visit?

Ms. Ricalde-Garcia: Yeah, the site visit.

Chair Osako: It usually would be on a meeting day, right?

Ms. Ricalde-Garcia: It's till on Thursdays?

Ms. McLean: It would be --

Ms. Ricalde-Garcia: Oh, okay. The same day.

Ms. McLean: Potentially our next meeting. It could potentially be our July meeting. Do we have other things?

Ms. Kehler: Yeah, we do for July.

Ms. McLean: So we could do a special meeting in which case another day when --

Ms. Salazar: Yeah, that would be good. I would be all for that because this, to me, the sooner we can get to this, the better because we have a priority of, you know, the danger that the historic district is in, so I think, in my opinion, the sooner the better, and if we make an extra day, I would definitely make the time, maybe the day before our meeting, or somewhere around that time period because you're already going to fly over, yeah, or -- and Bridget will fly over, so some considerations there.

Ms. McLean: Are Thursdays generally the best day for people so we could look at maybe the Thursday before?

Dr. Six: ...(inaudible)... any day works for me.

Ms. Salazar: The next month day before Thursday works great for me too.

Ms. McLean: Okay. Well, we'll work with Suzie to poll the members and then we'll work with the Chair on the details of the site visit agenda.

Dr. Six: So this house is still standing? They did a HABS 3 on it and it's still -- I love that. Maybe someone will restore it now instead of demolish it, you know.

Ms. Kehler: It's a really cool house.

Dr. Six: I know ...(inaudible)...

Ms. Salazar: Where is that one at right now?

Ms. Kehler: It's on Prison Street. It's the first house -- there's a dirt lot in front on the corner, and then it's like backside back.

Ms. Salazar: Oh, yes, yes.

Ms. Kehler: Yeah. It's in the area that was formerly known as Lunaville.

Dr. Six: So it would have been a nice house for a luna, right? That would have been a manager and overseer's house, just like that one that burned, that's too bad, that was a beautiful house.

Mr. U`u: The Hussies are still in Lahaina, yeah? The foreman.

Ms. Salazar: Is that house still occupied?

Ms. Kehler: Yeah.

Ms. Salazar: There's cars outside. Is it the owner occupants or it's a rental?

Ms. Kehler: I haven't got a -- I have no idea.

Ms. Salazar: Okay.

Ms. Kehler: But from -- I drove by the other day and there was a car in front so I think someone's living there.

Chair Osako: Okay, is that it?

Dr. Six: Signs.

Chair Osako: Or you have --

## **1. Update from Sign Design Guidelines Committee.**

Ms. Kehler: Well, we can go ahead and talk about this. The sign committee, which consisted of Janet and Frank, met with Erin, myself, and Sybil, who's also handling sign permits in Current Planning, and we talked about the document, the new sign design guidelines document, we made a couple of changes, and we came up with a couple of more options -- a few more options for sign placement in the historic district.

Mr. U`u: What were some of the --

Dr. Six: Just for the new member, we had a sign ordinance from 1967 and it was really focused on whaling and kind of cutesy so we decided to redo that because people are having a very hard time interpreting it, the 1967 drawings, they didn't have all the computer graphics types of things, so that's why we're doing this, so you probably have the 1967 one in there so you can see why we're redoing it. Yeah.

Ms. Ricalde-Garcia: Okay. Thank you.

Dr. Six: And because it's out of control on Front Street with banners, and weirdness, and neon, Fred Flintstone in a pink cart or whatever that thing is driving around.

Ms. Salazar: And that one that we actually addressed long time ago that was supposed to redo their signs, that shave ice place, was that Prison Street? Was that Prison Street?

Dr. Six: No. No. That's the one where Sushiya was on, so it's before Prison.

Ms. Salazar: It is Prison.

Dr. Six: Is it Prison?

Ms. Salazar: Yeah.

Dr. Six: It is. You're right.

Ms Salazar: I think it is. And it's got that big sign on the roof. It's still there.

Dr. Six: He added more signs. I went there to look at Sushiya, I got pictures, he's got more signs up, and he put a picnic table and another sign up ...(inaudible)...

Ms. Salazar: And he knows. He's well aware. He's already been notified. And then the last we knew was he had to come up with a design, but we didn't give him a deadline or any time frame.

Dr. Six: No, he waited for us to get this done. We gave him, I believe ...(inaudible)...

Ms. Salazar: Oh, yeah, that's right.

Dr. Six: 'Cause I think you might have missed the meeting, the idea that --

Ms. Salazar: That's correct.

Dr. Six: We couldn't tell him to do if we didn't have guidelines for him to follow so we gave a little variance.

Ms. Salazar: Here it is. The Breakwall.

Dr. Six: But he's also got signs now on the side, in the window, and he put a surfboard up too.

Ms. McLean: Yeah, we're aware of that and we are following up on that. What our understanding, from the enforcement side, is that what was shown to you in the photographs was okay for him to keep until the design guidelines are updated and then --

Ms. Salazar: To keep and not to add on to.

Ms. McLean: Correct.

Ms. Salazar: Excuse me.

Ms. McLean: So, yeah, we're aware of some of the additions and we're following up on that. I wanted to mention a couple of enforcement things. In the past, the department has gone through very rigorous efforts to, you know, they've walked the street, they've handed out flyers, they've spent a lot of time trying to educate merchants, they've had workshops, night meetings, all kinds of things saying, you know, we're going to do a round of enforcement so here's your chance to get compliance; then -- and it's publicized, and then we go and issue a huge number of warnings, and then there's this massive public outcry, and everyone thinks the county is being anti-business and there's just this huge backlash. So we're going to start doing this incrementally. The ones that are no-brainers to us, no matter how you update the design guidelines, we know you're going to allow the temporary signs, the sandwich boards and those things so -- and also the illuminated signs, so those are ones that we are going to start proceeding with enforcement, just little -- we're going to take little bites of the apple. We're going to see how much we can publicize that the design guidelines are going to be updated and encourage people to come to these meetings when you're talking about the specifics. So over the next couple of months, come to the meetings, participate, because when these design guidelines are adopted, then we're going to start enforcing them. So we anticipate backlash, but we'll have given, you know, ample opportunity, and so that's how we're proceeding from the enforcement side. So, you know, some of these really horrible examples, we're just going to have to -- we're going to have to --

Dr. Six: Prohibitive signs.

Ms. McLean: Let it, you know, let those be until the design guidelines are updated; then 'cause then that way we can say these apply to everybody now and --

Ms. Salazar: Draw the line.

Ms. McLean: Yeah.

Ms. Ricalde-Garcia: So when are the guidelines going to be finalized and --

Ms. McLean: We're hoping maybe August, September. I mean it's up to you guys working, you know, the committee working with staff, but we're hoping just within a few months.

Dr. Six: Any ideas -- do we talk to the public with how this can benefit, how, you know, good signage will bring people in and how bad signage, like the mai tai and stuff, drives people away because -- and, obviously, a lot of people want to attend by reaching out to the business merchants and having workshops through them and their tenants too, let them know, and then having these signs that are approved have stickers so it's very easy to know what's in compliance and what's not because it literally gotten out of control on Front Street and we'll lose our funding because it doesn't look like a historic district, it looks like Disneyland ...(inaudible)...

Ms. Salazar: ...(inaudible)... I just have a thought. It occurred to me, I wonder how educational and helpful it might be if we allow some of the merchants to come and sit in a meeting with us as a pro tem member for a meeting, and rotate them, and give them an opportunity to stand in defense of historic places and really consider, you know, and they wouldn't -- it could possibly help them reflect upon, you know, their own standing and then get the idea of, you know, not seeing this Commission or what we're doing as a threat, you know, but I really like what Commissioner Janet Six has just stated that how excellent it would be that we pose that perspective of how much better their business will be, you know, because of it.

Dr. Six: I think Annalise had some really good ideas, and Erin as well, Erin's not here, but basically showing good examples, showing what, you know, as opposed to some bad examples because you're always going to get the people like the guy with the Breakwall Shave Ice is going to tell you his business is going to go down if he can't have a giant sign on the roof, and it might affect his business, but the reality is, as we told the Pioneer Inn, if you're operating in a historic district, these aren't our rules ...(inaudible)...

Ms. Salazar: He just has to make better shave ice. That's all.

Dr. Six: I thought we just wanted to try to reach out and let people know, and offer help, so if they want to come up with a plan to be in compliance that they can't say, well, we didn't know about this, and we didn't know, who's going to help us, so we put all that out, it doesn't mean they're going to attend, they're still going to squawk, but the reality is we'll lose the standing, we'll lose revenues, and, you know, it'll hurt so -- people just don't realize, and because it's kind of slid, you know, it's kind of become the normal thing and --

Ms. Salazar: We could even do an artist rendering of what Lahaina would look like with everything haywire, with all the signs just out there.

Dr. Six: It already looks that way ...(inaudible)...

Ms. Salazar: No, even more so. I take it the extreme because you know darn well that that's exactly where they would go if there were not guidelines, and if there were not some way of enforcing, so I mean a drawing or some -- just putting an idea out on the table.

Dr. Six: Even, Owana, we had the meeting ...(inaudible)... like we talked about Mick Fleetwood's, whatever you think of Mick Fleetwood, it's a good restoration and you have a very high class nice and you have right next to it free mai tai shave ice orange neon whale watch, you know, and that drags this building down, so we need to have people realize that what the neighbor does can elevate you or it can drag you down, and so you get people to realize that what they're doing is not just about them, but it impacts the entire district and the way people see the district, and I think showing people good restorations of homes and business, you know, that are obviously, you know, still functioning and, you know, modern with the idea that that elevates the entire district and brings a different clientele to the district that would then raise revenues, so you want it pitch it as a win-win, not a majority of negative thing that you got to, you know, change all your signs and no, you're not going to have any business, instead say, hey, it's going to -- and Annalise had some great examples of districts, New Orleans and different places that are upscale, you know, by just, you know, getting rid of some of the cheesiness associated with that hawking and those kinds of -- the, you know, timeshare pitching and that kind of thing.

Ms. Salazar: So can we narrow it down to a specific point, this is a lot that's been given, you know, so --

Mr. U`u: They going work with that is what I was thinking.

Ms. Salazar: Yeah.

Dr. Six: Are you on the sign committee? You just weren't here last time.

Ms. Salazar: I was.

Dr. Six: Yeah.

Ms. Salazar: I am.

Dr. Six: So you gotta come to the next one 'cause it was a really good meeting, I thought anyway. I learned a lot.

Ms. Ricalde-Garcia: I think it's a great idea what you brought up where we can invite some of the merchants to come so that they can feel like they're part of the decision making because if they're part of it, they can't really squawk about the decisions and the --

Ms. Salazar: See it through new eyes.

Ms. Ricalde-Garcia: Right. Right. And education is a big big part of it. A lot of the reasons why people don't comply is because they don't know, they don't have the information, even though I'm sure it's publicized, it's been in the news, but --

Dr. Six: Some people are tenants, and the owner might know, of the building, from what I understand, but the tenants I don't think always ...(inaudible)...

Ms. Ricalde-Garcia: Get the communication to them. Get the message.

Ms. Salazar: Tenants cannot do anything to alter a building if they're renting unless they get it to the owner so --

Dr. Six: But they still put window signs up ...(inaudible)...

Ms. Ricalde-Garcia: Do you know if there's some -- some, not owners, but some of the businesses, do you know what's the percentage of them, I don't want to say "foreigners," but they've -- 'cause in Lahaina, there's some businesses where the people that you're dealing with, they don't speak English very well, so messages and communication, I'm sure there's a breakdown as a result of that and so then they don't really understand what the guidelines are, do you know if that's an issue or if it's --

Mr. U`u: Blatant. Most of them are blatant.

Dr. Six: And I think it just gotten like, well, someone's down there doing it so I can do it, so how come, and you see it's kind of a slippery slope, and then once there was a lot of it out there and they started to go around and give out the warnings, there was a huge backlash, and then when we realized that the sign design instructions or specifics were very antiquated in calling for, you know, certain types of materials and that certain look, which was whaling, that we thought -- that's when we decided we needed to redo this because

if we're going to go cite and fine everybody, we better know exactly and we better have design guidelines that are very easy to interpret so there isn't that gray area like we saw, you'll see if you look at the 1967 guidelines, it could be open to a little interpretation, and again, you know, they had good intentions but it was kind of a cutesy whaling thing, which is -- whaling had a very short window here and it was mostly done in the northwest Pacific islands and they just came to hang out, but plantation has a longer continuity and more -- a lot of the buildings stayed to that, and not to whaling, so we thought that going plantation, more of a plantation theme would be more integrity to Lahaina, obviously it's the capital of the Hawaiian Kingdom but a lot of that's been lost in the modern building, so the idea of more of a plantation theme, but not be able to go out and start fining people until we have really clear clean up to dated 21<sup>st</sup> century guidelines, right?

Mr. U`u: Not necessarily ...(inaudible)... kidding.

Dr. Six: Oh no. I mean not -- go and praise them for the awesome thing they did by putting the beautiful sign.

Ms. Salazar: Thank you for liking the thought of having guest seats on our Commission, not just maybe one, but a few. We can't do that? Okay.

Ms. McLean: The Commission could form a task force and there could be non-Commission members on the task force, and then the task force would report back to the Commission, but I don't know -- I mean if we're looking at accomplishing this over the next few months, I don't think ...(inaudible)...

Ms. Salazar: Is there another word besides "force?" Besides -- it's kind of a forceful word. That's okay. Never mind.

Ms. McLean: It's a provision in the Sunshine Law of how -- it's a way that members, just like with the committee, can meet but there's -- can meet outside of an agenda meeting, but one is comprised just of members, and another can be that non-members can participate.

Ms. Salazar: How about -- well, what about Na Kupuna O Maui? There are a lot of them are in Lahaina and they're community members.

Ms. McLean: What I'm saying is that, under the Sunshine Law, if you wanted to form a task force or like the committee that you have, that needs to be agenda as a meeting, and you can vote to form it, and then its recommendations -- then you could go meet, and its recommendations would have to come back to the Commission to be presented at one meeting and then voted on at the subsequent ...(inaudible)...

Ms. Salazar: And they could walk with us when we do the --

Mr. U'u: It's open to the public. All meetings are open to the public.

Ms. Salazar: Yeah, all meetings. Yeah.

Ms. McLean: So that would be up to the committee, but it wouldn't be agendaized, there wouldn't be minutes or anything like that so --

Dr. Six: You also need to make sure the people that are walking understand the historic district and the laws and the guidelines, and so, you know, it's nice to have people just to come and walk around and give their opinion, but at the same time, there are rules and regulations that apply to the funding for this specific district, so I thought, you know, having meetings would be great but also informative meetings where we could get that information out, invite Na Kupuna, you know, invite the different groups, and invite the business bureau of Lahaina, and maybe reach out to specific property owners that own large buildings that have multiple tenants that may be in violation and maybe the ones that are in compliance so that we could, you know, get a dialogue going on people that are doing the right thing and then, you know, versus people that may have issues with that. But I think it's a really good idea to get community input and that's why, in the meeting, we really talked about having, you know, scheduled meetings in Lahaina, outreach meetings, inviting the public, inviting different stakeholders to come and be part of the discussion so that they could understand that we're not the big bad county coming to fine you, that there's a real reason behind the decision and, you know, and talk about some of the bad ...(inaudible)...

Ms. Ricalde-Garcia: But that was done before, right? You said that was done before and was it well attended or, you know?

Ms. McLean: That's right. That's what I initially said that the county has made ...(inaudible)... and efforts in the past to do that, and then we think, okay, everybody knows, everybody understands, and nobody comes in to apply for their permit, nobody makes any changes, then we enforce, and then we're the big bad county. So what we were talking about doing this time around was, again, doing it incrementally, and at the meetings that you have, whether it's the sign group's meetings or the CRC meetings of really putting the targeted notices out there to Lahaina Restoration Foundation because they would be supportive on the one side, Lahaina Town Action Committee, we can send notices to all the businesses that have pending warnings out there, you know, to come and participate in the discussion of the design guidelines.

Dr. Six: You have to give them some incentive.

Ms. Salazar: Food. Okay, let me ask a question. When these notices were given out, was it to ask them to come to your meeting?

Ms. McLean: The notices of warning that I'm referring to that we could use that list to notify people, those were you have a violation.

Ms. Salazar: No, I'm sorry. I was talking about --

Ms. McLean: In the past? In the past, we went door to door to businesses; I mean up and down Front Street; one on one with all the merchants. We had night meetings in Lahaina. We had workshops. I mean it just -- it was like, okay, last time. This didn't work; let's try this. And then that didn't work so --

Mr. U`u: So what I'm saying it's a pattern, it's normal for them to complain, and it happens with everything here on the island, you know. You want to get public input, you want to get community input, and you can't please everyone. So I think we just need to put it out there and get one track record of us or the county trying to reach out to them.

Ms. McLean: Your suggestions about targeting businesses, Na Kupuna --

Ms. Salazar: What I was going to suggest, I'm sorry, I didn't get to that part, was they have meetings, Na Kupuna has meetings. We go send one of us or a committee member go to their meeting on their time instead of asking them to come to this other meeting that would take place and they're like, I go to so many meetings already, you know, and I don't blame them because they do, but they have their regular meetings and if we could go there, perhaps that would be better to ...(inaudible)...

Ms. McLean: That's a great idea.

Mr. U`u: But I just curious, we're directing this towards store owners. Are they store owners, Na Kupuna?

Ms. Salazar: No, community people.

Mr. U`u: I know Aunty Patty them. I just --

Ms. Salazar: Yeah.

Mr. U`u: You know, I just curious as to -- and if we're targeting store owners, that's not Na Kupuna.

Ms. Salazar: Yeah, I know.

Ms. Ricalde-Garcia: Like a business association meeting? I mean if they have that, then you can be targeting the owner.

Ms. Salazar: And the business -- yeah --

Ms. Ricalde-Garcia: You can make that meeting. If one of the committee members can go to a business owner meeting, it would be similar to what you're talking about, targeting what you suggested.

Mr. U`u: ...(inaudible)...

Dr. Six: And all these are online, right? I mean when they're done, they'll be able -- people can't have an excuse why they can't find them, they're going to be online, and so --

Ms. McLean: Right.

Mr. U`u: Well, that's a start. Let's work with this first and --

Dr. Six: Yeah.

Mr. U'u: Get options. We have options.

Ms. McLean: What we're trying to accomplish is that this is a work in progress and they can participate in that so that when the updates are finally adopted that they have been aware of the change, up until it gets adopted, and then once it's adopted, and we go to enforce it, they can't -- they shouldn't be surprised. And so the changes, we're focusing on the time that it's before you folks, but then it goes to the County Council. Or actually -- does the design -- they don't have to go to council, do they? The sign --

Ms. Kehler: I'm not sure.

Ms. McLean: I need to check that actually.

Ms. Kehler: I can't -- was that built into the schedule that you sent to us?

Chair Osako: Well, it depends. Does it become a county ...(inaudible)...

Ms. McLean: No, I think it is -- I think it is just you folks.

Ms. Kehler: Okay.

Ms. Salazar: Well, if that's -- if I'm hearing you correctly, then I want to kind of back paddle a little bit with what I just said because I sure don't want to open up Pandora's box that will delay us for a year because we have all these different suggestions and ideas and opinions. There are strict guidelines that we're trying to adhere to.

Ms. McLean: They're great ideas though where I think if we do contact those organizations and offer to come to a meeting, you know, staff can go or we can contact the sign members that someone is able to go and say, hey, you need to be following this process.

Ms. Salazar: Okay.

Ms. Ricalde-Garcia: As long as we're making the effort, I think there's going to come a time when, you know, we tried, we reached out, and it takes two people to compromise, and again, there should be a deadline. There comes a time and we say, you know, by August, if, you know, this should be our last attempt. It seems like 80% has been done already in terms of effort to getting the message out to the community and the owners and the people involved, and this one last suggestion should be it. And then implement it after that. No more, no less.

Dr. Six: And, you know, they're operating in the historic district. It has a value to them. They need to understand that because, you know, again, and if they don't, then that's just the way -- it's just the way it is. It's not ...(inaudible)... being made or putting anything on any individual person. It's simply that the requirements for operating in ...(inaudible)...

Mr. U`u: The speed limit is 55. We'll just put -- you know what I mean? It's that simple. Here's the speed limit; go under it; if not, you get fined.

Ms. Salazar: And a really good example that I was particularly pleased with was when Pioneer Inn came forward and within, 'cause I paid attention 'cause I live down there, and they fixed it, was within two weeks or somewhere around there, and it was done. They just took care of it. So I was particularly pleased.

Dr. Six: Remember they threatened to like Best Western was going to leave it they couldn't put the plastic sign up?

Ms. Salazar: No, that we really did strike a happy medium. We struck that chord. And we walked -- we all walked away from this meeting, including the food and beverage or the general manager there, feeling like, okay, that's a reasonable compromise.

Dr. Six: Maybe we can give an award to people that are doing a good job.

Ms. Ricalde-Garcia: Assign a decal. Oh wait, that's against the signage approval.

Dr. Six: You know like the preservation office like, you know, 'cause we're always pointing out all the egregious violations, but we to once in a while point to the people that are doing it right, and use them as examples, and ...(inaudible)...

Ms. Ricalde-Garcia: That's an idea. Positive reinforcement, right? I mean everybody is going to want that seal of approval from --

Dr. Six: Or the idea that, you know ...(inaudible)... you want people come to your meeting, have pizza. They'll come. But no, the idea is I was just thinking like how you can not always be negative with all the bad experience ...(inaudible)...

Ms. Salazar: What about a little Commission logo they could put on their stationary, and not on their windows, I mean if anything, you know.

Mr. U`u: We can finish the sign.

Dr. Six: CRC approval ...(inaudible)...

Ms. Salazar: Yeah. I know.

Mr. U`u: Anyway, we finish the signs first.

Ms. Salazar: Yeah.

Dr. Six: Yeah, but just to give you the reason we're doing this is they fined a bunch of people, here came this wave of everybody coming in with their variances for the sign, and then we realized that our design guidelines were a little antiquated, so it's kind of all coming together, but I think that I really want to thank Annalise and Michele, and Erin is not here and Frank's not here, for working on this because I think it's super important and it's getting a little out of control. So thanks everybody.

Ms. Kehler: This is all Erin. Erin ...(inaudible)...

Dr. Six: Well, you were there. You had lots of good ...(inaudible)...

Ms. Kehler: She's awesome.

Dr. Six: Alright. Pau already.

**3. Update from Lahaina Restoration Foundation on interpretive kiosks, brochures and website.**

Chair Osako: What about this update from Lahaina Restoration Foundation?

Ms. Kehler: Theo couldn't make it so we're going to have to defer that item until July 3.

**G. NEXT MEETING DATE: July 3, 2014**

Chair Osako: Okay, moving on, so next meeting date is July 3. Okay.

Ms. McLean: We'll see if possibly the Thursday prior to that date we have members available for the site visit.

Ms. Salazar: Oh-oh. I may have a problem with a week ahead of time, but just a heads up.

Ms. McLean: Or a week after. Well, we'll poll the members and see. We'll put a couple dates out there and see ...(inaudible)...

Ms. Salazar: Thank you.

**H. ADJOURNMENT**

Chair Osako: Okay, so anything else?

Ms. Salazar: All pau.

Chair Osako: No? Anyone? No? Okay, meeting is adjourned.

There being no further business brought before the Commission, the meeting was adjourned at 11:50 a.m.

Respectfully submitted by,

SUZETTE L. ESMERALDA  
Secretary to Boards & Commissions

**RECORD OF ATTENDANCE**

**Present**

Warren Osako, Chairperson  
Bruce U`u, Vice-Chairperson  
Gaylord Kubota  
Arleen Ricalde-Garcia  
Owana Salazar  
Janet Six

**Excused**

Kahulu Maluo  
Bridget Mowat  
Frank Skowronski

**Others**

Michele McLean, Deputy Planning Director  
Annalise Kehler, Cultural Resources Planner