

STATE OF HAWAI‘I  
DEPARTMENT OF HAWAIIAN HOME LANDS  
**HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA - AMENDED\***

91-5420 Kapolei Parkway, Kapolei, O‘ahu, Hawai‘i, Interactive Conference Technology (ICT)  
Monday, June 20, 2022, at 9:30 a.m. to be continued, if necessary, on  
Tuesday, June 21, 2022, at 9:30 a.m.  
*Livestream available at [www.dhhl.hawaii.gov/live](http://www.dhhl.hawaii.gov/live)*

*Note: Commission Meeting Packets will be available at [dhhl.hawaii.gov](http://dhhl.hawaii.gov) by Thursday, June 16, 2022.*

**I. ORDER OF BUSINESS**

- A. Roll Call
- B. Approval of Agenda
- C. Approval of Minutes for May 16 & 17, 2022
- D. Public Testimony on Agendized Items – see information below

Public testimony on any item **relevant to this agenda** shall be taken at this time. Pursuant to section 92-3, Hawaii Revised Statutes (HRS), and section 10-2-11(c), Hawaii Administrative Rules (HAR), the Chair of the Commission has the authority to impose reasonable conditions to ensure an orderly and efficient meeting.

**II. ITEMS FOR DECISION MAKING**

**A. CONSENT AGENDA**

Homestead Services Division

- D-2 Approval of Consent to Mortgage (see exhibit)
- D-3 Ratification of Loan Approvals (see exhibit)
- D-4 Approval of Streamline Refinance of Loans (see exhibit)
- D-5 Approval of Homestead Application Transfers / Cancellations (see exhibit)
- D-6 Commission Designation of Successors to Application Rights – Public Notice 2007 (see exhibit)
- D-7 Approval to Certify Applications of Qualified Applicants for the Month of May 2022 (see exhibit)
- D-9 Approval of Designation of Successors to Leasehold Interest and Designation of Persons to Receive the Net Proceeds (see exhibit)
- D-10 Approval of Assignment of Leasehold Interest (see exhibit)
- D-11 Approval of Amendment of Leasehold Interest (see exhibit)
- D-12 Approval to Issue Non-Exclusive Licenses for Rooftop Photovoltaic Systems for Certain Lessees (see exhibit)

**B. REGULAR AGENDA**

Office of the Chairman

- C-1 Adoption of Resolution No. 306 Honoring David B. Kaapu for His Service to the Hawaiian Homes Commission.

Homestead Services Division

- D-8 Approval to Cancel Applications of Non-Qualified Applicants (see exhibit)

D-13 Commission Designation of Successor – **ELAINE K. KONO**, Residential Lease No. 9583, Lot No. 88, Kalawahine, Oahu

The Commission may go into Executive Session pursuant to Section 92J-1(b), HRS, for the purpose of discussing records made exempt from public disclosure by Section 92J-1(a), HRS.

#### Land Management Division

- F-1 Approval to Amendment of General Lease No. 290, Kapolei Community Development Corp., East Kapolei, Oahu, TMK (1) 9-1-151:002
- F-2 Approval to Issue Right of Entry to Ka Ohana O Kahikinui for Feral Cattle Removal from Kahikinui Lands, Kahikinui, Maui, TMKs (2) 1-9-001:007, (2) 1-9-001:003
- F-3 Approval to Issue Annual Renewal of Right of Entry Permit(s), Oahu Island (see exhibit)
- F-4 Approval to Issue Conditional Right of Entry Permit to Malama Ka Aina Hana Ka Aina Inc., a 501 (c)(3) Non-Profit, Hilo, Hawaii, TMK No. (3) 2-1-013:001(por.)

#### Planning Office

- G-1 Extend the Implementation Period of the Native Hawaiian Development Program Plan\*

#### Administrative Services Office

- H-1 Approval of Fiscal Year 2023 Department of Hawaiian Home Lands Budget
- H-2 Transfer of Hawaiian Home Receipts Fund Money at the End of the Fourth Quarter, FY 2022

### **III. EXECUTIVE SESSION**

The Commission anticipates convening an executive meeting pursuant to Section 92-5(a)(4), HRS, to consult with its attorney on questions and issues pertaining to the Commission’s powers, duties, privileges, immunities, and liabilities on the following matters:

1. Update on implementing settlement in *Honokaia ‘Ohana, et al. v. Masagatani, et al.*, Civ. No. 09-1-1615-07, before the First Circuit Court of the State of Hawaii
2. Discussion on *Duncan v. DHHL*, Civ. No. 19-1-0037 JKW, before the Fifth Circuit Court of the State of Hawaii

### **IV. ITEMS FOR INFORMATION/DISCUSSION**

#### **A. REGULAR ITEMS**

##### Homestead Services Division

- D-1 HSD Status Reports
  - A.-Homestead Lease and Application Totals and Monthly Activity Reports
  - B.-Delinquency Reports
  - C. DHHL Guarantees for FHA Construction Loans

## B. WORKSHOPS

Office of the Chairman

C-2 Status Report of the Waitlist Reduction Act Permitted Interaction Group

Planning Office

G-2 For Information Only – Quarterly DHHL Grants Program Update

G-3 For Information Only – Water Policy Plan Implementation Program Report for FY 2022 and Draft Water Policy Implementation Plan for FY 2023

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
**HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA**  
91-5420 Kapolei Parkway, Kapolei, O‘ahu, Hawai‘i, Interactive Conference Technology (ICT)  
Tuesday, June 21, 2022, at 9:30 a.m.  
Livestream available at [www.dhhl.hawaii.gov/live](http://www.dhhl.hawaii.gov/live)

**I. ORDER OF BUSINESS**

- A. Roll Call
- B. Public Testimony on Agendized Items - see information below

Public testimony on any item **relevant to this agenda** shall be taken at this time. Pursuant to section 92-3, Hawaii Revised Statutes, and section 10-2-11(c), Hawaii Administrative Rules, the Chair of the Commission has the authority to impose reasonable conditions to ensure an orderly and efficient meeting.

**II. ITEMS FOR INFORMATION/DISCUSSION**

**A. GENERAL AGENDA**

Requests to Address the Commission

- J-1 Kaleo Cullen – Kahikinui Parcel
- J-2 Al Hee - Telecommunications
- J-3 Alfred Spinney - Application Waitlist
- J-4 Malia Greaney – Moloka‘i Water System Improvements
- J-5 Bo Kahui – La‘i‘opua
- J-6 Dayne Kahau – Papakōlea Lease
- J-7 Allen Cardines – Nānākuli Neighborhood Security Watch Update
- J-8 Ainaaloha Ioane & Kelii Ioane – Kings Landing
- J-9 Blossom Feiteira – Various
- J-10 Homelani Schaedel – Malu‘ōhai
- J-11 Lilian Kaeha – the original PHLCA
- J-12 Kauilani Almeida - PHLCA
- J-13 Ke'ali'i Kahaapea – Project Kamoleao
- J-14 Emmitt Freitas – Kahikinui
- J-15 Kekoa Enomoto – Maui/Lana‘i Mokupuni Council
- J-16 Robin Kealiinohomoku – Cancelation of Hawaiian Homes Application
- J-17 Annette Kailihou -Lease

**III. EXECUTIVE SESSION**

The Commission anticipates convening an executive meeting pursuant to Section 92-5(a)(4), HRS, to consult with its attorney on questions and issues pertaining to the Commission’s powers, duties, privileges, immunities, and liabilities on the following matters:

- 1. Update on issues related to telecommunications and broadband services on Hawaiian home lands.

**IV. ANNOUNCEMENTS AND ADJOURNMENT**

- A. Next HHC Meeting – July 18 & 19, 2022, Monday & Tuesday, Kapolei, Oahu

- B. No Community Meeting
- C. Adjournment



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William J. Aila Jr., Chairman  
Hawaiian Homes Commission

COMMISSION MEMBERS

Randy K. Awo, Maui  
Patricia A. Teruya, O‘ahu  
Pauline N. Namu‘o, O‘ahu  
Michael L. Kaleikini, East Hawai‘i

Zachary Z. Helm, Moloka‘i  
David B. Ka‘apu, West Hawai‘i  
Dennis L. Neves, Kaua‘i  
Russell K. Ka‘upu, O‘ahu

If you need an auxiliary aid/service or other accommodation due to a disability, contact Michael Lowe at 620-9512, or michael.l.lowe@hawaii.gov, as soon as possible, preferably by June 16, 2022. If a response is received after then, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled. Upon request, this notice is available in alternate formats.

**Public Testimony on Agendized Items** can be provided either as: (1) in person at the meeting location, by filling out a form at the reception table, (2) written testimony mailed to *Commission Testimony, P.O. Box 1879, Honolulu, HI, 96815*, or emailed to *DHHL.icro@hawaii.gov* by June 16, 2022, or (3) live, oral testimony online by submitting a form **at least 24 hours prior**, at <https://dhhl.hawaii.gov/hhc/testimony/>, with your name, phone number, email address, and the agenda item on which you would like to testify. Once your request has been received, you will receive an email with the Zoom link via which to testify. You will need a computer with internet access, video camera and microphone to participate. If you require access by phone only, please indicate that in your request. Testimony will be limited to a maximum of three (3) minutes per person.

**ITEM D-2 EXHIBIT**

APPROVAL OF CONSENT TO MORTGAGE

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
AIONA, Rita K. P.	12164	Kaumana, Hawaii
AIPOALANI, Kevin K. K.	4724	Waianae, Oahu
AKEN, Lei M. K.	8336	Princess Kahanu Estates, Oahu
AKIU, Renee H.	11786	Kanehili, Oahu
CHUNG, Cameron A. K.	4572	Waianae, Oahu
CISLER, James K.	9652	Kawaihae, Hawaii
DELA CRUZ, Regina K.	8336	Princess Kahanu Estates, Oahu
ELI, Clyde K. M., Jr.	3299	Nanakuli, Oahu
FERNANDEZ, Rawlin K.	11118	Anahola, Kauai
GOMES HOOHULI, Samson L. K.	309	Nanakuli, Oahu
KAN HAI, Tanya K.	10053	Waiehu Kou III, Maui
KANG, Gordon Y. W.	267	Nanakuli, Oahu
KEA, Nanette K.	8708	Lualualei, Oahu
KEOLANUI, Jacob K. M.	7028	Puupulehu, Hawaii
KEPA, Raynette L.	2258	Waimanalo, Oahu
KWAN, Kristopher K.	7334	Nanakuli, Oahu
LAFAELE, Esther M. P.	2589	Waimanalo, Oahu
LEHANO, Eugene K.	7238	Kawaihae, Hawaii
MAKANEOLE, Franci	3928	Waimanalo, Oahu
MARFIL, Sanoe K.	423	Nanakuli, Oahu
MENDIOLA, Clayton L.	10116	Kaniohale, Hawaii
MERSBERG, Bruce P.	6791	Lualualei, Oahu
MERSBERG-GOHIER, Brikayla J. L. A.	6791	Lualualei, Oahu
NATANIELA, Marie	6790	Lualualei, Oahu
RUSSELL, Alfred A.	7366	Nanakuli, Oahu
TRANSFIGURACION, Stuart I.	11933	Kaupea, Oahu
WATSON, Harold M.	6537	Anahola, Kauai
WOO, Pearlene N.	5987	Waimanalo, Oahu
WRIGHT, Dezra K. H.	8398	Princess Kahanu Estates, Oahu

**ITEM D-3 EXHIBIT**

RATIFICATION OF LOAN APPROVALS

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
GREGORY, Valerie	10085	Waiehu Kou III, Maui

**ITEM D-4 EXHIBIT**

APPROVAL OF STREAMLINE REFINANCE OF LOANS

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
AKAKA, Raymond K.	1632	Nanakuli, Oahu
AKAKA-ODOM, Kehaunai H.	1632	Nanakuli, Oahu
KAHALIOUMI, Keenan K.	4263	Keaukaha, Hawaii
LANI-MONTIRA, Melissa L. P.	9849	Waiehu Kou III, Maui

**ITEM D-5 EXHIBIT**

APPROVAL OF HOMESTEAD APPLICATION TRANSFERS / CANCELLATIONS

<b>APPLICANT</b>	<b>AREA</b>
AKANA, Matthew K.	Oahu IW Res
ALQUIZA, Oddetta K.	Kauai IW Res
GASPER, Guy L.	Oahu IW Res
KANAHELE, Wilson N. Jr.	Kauai IW Agr
KANAHELE, Wilson N. Jr.	Kauai IW Res
KAPUAALA, Mickey K.N.	Kauai IW Agr
KAPUAALA, Mickey K.N.	Kauai IW Res
KARRATTI, James W.	Waimanalo Area / Oahu IW Res
KAUPU, Jason T.H.	Hawaii IW Res
KAUPU, Joseph U., Jr.	Hawaii IW Res
KEALIINOHOMOKU, Thomas S.	Waimanalo Area / Oahu IW Res
KEALOHA, Zilinda P.	Oahu IW Res
KUMUHONE, Uilani	Oahu IW Res
MAIELUA, David Jacob K.	Maui IW Res
MERSBERG, Patricia	Oahu IW Res
MEYERS, Kathlene P.	Oahu IW Res
MEYERS, Waldemar W.J.	Oahu IW Res
PUAHI-KAPOLOLU, Kaiakamalie N.	Oahu IW Res
SCHAEDEL, Raynette K.H.T.	Molokai IW Agr
SILVA, Valerie P.	Oahu IW Res

\* IW = Islandwide

**ITEM D-6 EXHIBIT**

COMMISSION DESIGNATION OF SUCCESSORS TO APPLICATION RIGHTS – PUBLIC  
NOTICE 2007

<b>APPLICANT</b>	<b>AREA</b>
KANOHO, Elias A.	Hawaii IW Agr
KANOHO, Elias A.	Hawaii IW Res

\*IW = Islandwide

**ITEM D-7 EXHIBIT**

APPROVAL TO CERTIFY APPLICATIONS OF QUALIFIED APPLICANTS FOR THE MONTH OF  
MAY 2022

<b>APPLICANT</b>	<b>AREA</b>
ANGUAY, Genesis O.I.	Hawaii IW Agr
ANGUAY, Genesis O.I.	Hawaii IW Res
ASING, Destiny K.	Hawaii IW Agr

ASING, Destiny K.	Oahu IW Res
BAISA, Judie L.K.	Maui IW Res
CARTER, Daeleen K.M.	Maui IW Res
CARTER, Daeleen K.M.	Maui IW Agr
DUDOIT, Dustin K.	Molokai IW Agr
GOO, Tanya S.K.	Oahu IW Agr
GOO, Tanya S.K.	Oahu IW Res
HERMOGILA, Faith L.N.	Oahu IW Agr
HERMOGILA, Faith L.N.	Oahu IW Res
HIGASHI, Olinda N.	Kauai IW Agr
IAEA, Jason K.	Oahu IW Res
IAEA, Nolan K.	Oahu IW Res
JENSEN, John Jr.	Maui IW Res
JERVES, Rymen K.	Kauai IW Agr
JERVES, Rymen K.	Kauai IW Res
JOHNASSEN, Austin K.K.H.	Hawaii IW Agr
JOHNASSEN, Austin K.K.H.	Hawaii IW Res
JOHNASSEN, Benjamin K.G.	Kauai IW Agr
JOHNASSEN, Benjamin K.G.	Kauai IW Res
JOHNASSEN, Danielle K.K.O.	Oahu IW Agr
JOHNASSEN, Danielle K.K.O.	Oahu IW Res
JOHNSON, Haweookalani T.	Maui IW Res
JOHNSON, Haweookalani T.	Maui IW Agr
KAAUWAI, Charles K.	Oahu IW Res
KAHAHANE, Jarnelle K.	Maui IW Res
KAHAHANE, Jarnelle K.	Maui IW Agr
KAHALEHOE, Bernadine K.	Maui IW Agr
KAHALEHOE, Bernadine K.	Maui IW Res
KAILI, Matthew K.	Hawaii IW Res
KALALAU, Sanoe U.T.M.	Maui IW Res
KALALAU, Sanoe U.T.M.	Maui IW Agr
KAONOHU, Anja-Lee K.	Oahu IW Agr
KAONOHU, Anja-Lee K.	Oahu IW Res
KEALA, Darnelle U.	Maui IW Res
KEALA, Darnelle U.	Maui IW Agr
KEKUMA, Kass M.	Oahu IW Res
KILAKALUA, Daniel K.	Oahu IW Agr
KILAKALUA, Daniel K.	Oahu IW Res
KRUEGER, Kekoa J.K.	Oahu IW Res
LEWI, Isaac P., Jr.	Hawaii IW Res
LEWI, Isaac P., Jr.	Hawaii IW Agr
LIANA, Judah P.	Oahu IW Res
LUTA, Kapualehua M.K.	Oahu IW Res
MAKEKAU, Flora P.	Hoolehua Area / Molokai IW Agr
MANGAUIL, Lawrence L.	Hawaii IW Res

NAKIHEI, Christina	Hawaii IW Agr
NAKIHEI, Christina	Kauai IW Res
PA, Shelby U.	Oahu IW Res
PA, Shelby U.	Molokai IW Agr
PARKER, Kamuela P.V.O.	Oahu IW Res
PUAOI-GLANCY, Raina A.K.	Molokai IW Agr
PUAOI-GLANCY, Raina A.K.	Molokai IW Res
RAMOS, Ursula M.	Kauai IW Res
REEF, Andrea K.K.	Hawaii IW Res
SANTOS, Rose K.	Kauai IW Agr
SANTOS, Rose K.	Kauai IW Res
SPENCER, Tatelyn K.Y.	Hawaii IW Agr
SPENCER, Tatelyn K.Y.	Hawaii IW Res
SPENCER, Theo M.	Oahu IW Res
STANLEY, Nalani H.	Kauai IW Agr
STANLEY, Nalani H.	Oahu IW Res
TEHIWA, Theresa K.	Oahu IW Agr
TEHIWA, Theresa K.	Oahu IW Res
WAIWAIOLE, Sheila M.L.	Oahu IW Agr
WAIWAIOLE, Sheila M.L.	Oahu IW Res

\* IW = Islandwide

#### **ITEM D-8 EXHIBIT**

##### APPROVAL TO CANCEL APPLICATIONS OF NON-QUALIFIED APPLICANTS

<b>APPLICANT</b>	<b>AREA</b>
KANAHUNA, Joseph K.	Maui IW Agr
KANAHUNA, Joseph K.	Maui IW Res
KUKAHIKO, Twyla L.	Maui IW Res

\* IW = Islandwide

#### **ITEM D-9 EXHIBIT**

##### APPROVAL OF DESIGNATION OF SUCCESSORS TO LEASEHOLD INTEREST AND DESIGNATION OF PERSONS TO RECEIVE THE NET PROCEEDS

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
AIONA, Israel	9105	Waiakea, Hawaii
AUNA, Harvey L.	12616	Kanehili, Oahu
HANSON, John P.	5734	Anahola, Kauai
HENRY, Lurline G. M.	6998	Makuu, Hawaii
KAHELE, Sarah K.	5393	Waiakea, Hawaii
KAIHANA, Louise M. K.	4740	Waianae, Oahu
KALIMA, Harry M.	9106	Waiakea, Hawaii
KAWELO, David	6674	Waianae, Oahu

MAHI, Samuel K. P., Sr.	5379	Panaewa, Hawaii
PEA, Eldred K.	1048	Keaukaha, Hawaii
PEA, Eldred K.	1048-A	Panaewa, Hawaii
SCHUTTE, Laverne P.	5357	Waianae, Oahu
YUNG, Wah Fook B.	2942	Keaukaha, Hawaii

**ITEM D-10 EXHIBIT**

APPROVAL OF ASSIGNMENT OF LEASEHOLD INTEREST

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
AHUNA, Randolph K., Jr.	953-A	Panaewa, Hawaii
ASUNCION, Ellen K.A.	6880	Panaewa, Hawaii
AUWAE, Theodora P.	280-A	Nanakuli, Oahu
CARVALHO, Destry	8840	Anahola, Kauai
DEMELLO, Chanelcherie K.L.M.	11259	Kumuhau, Oahu
JOY, George M.	727	Waimanalo, Oahu
KAAI, John K., Jr.	8526	PKE, Oahu
KEOHUHU, Hank K.	7961	Nanakuli, Oahu
MENDIOLA, Claude K.	10116	Kaniohale, Hawaii
MURPHY, Denise P.	2699-A	Kuhio Village, Hawaii
NASAU, Zena K.S.	5140	Nanakuli, Oahu
PAISHON, Lehua P.K.	12552	Kanehili, Oahu
PARK, Michael E.	3569	Nanakuli, Oahu
SAJOR, Inez L.	4505	Nanakuli, Oahu
POPA, Valire J.	4505	Nanakuli, Oahu
SALIS, Makaea R.	2205	Kewalo, Oahu
SALIS, Keoni S.	2205	Kewalo, Oahu
SALIS, Shea K.	2205	Kewalo, Oahu
SIMEONA, Brenda E.	1554	Keaukaha, Hawaii
VAN METER, Abel	4025	Waiakea, Hawaii
AHUNA, Randolph K., Jr.	3897	Panaea, Hawaii
CASTARDO, Ona Mae K.	5886	Kalamaula, Molokai
HANOHANO, Nolan K.	6527	Anahola, Kauai
LINO, Choye J.K.	12980	Kauluokahai, Oahu
MAKEKAU, Sonny N.	5861	Kalamaula, Molokai
NAPOLEON, Diana Lee K.	7817	Hoolehua, Molokai

**ITEM D-11 EXHIBIT**

APPROVAL OF AMENDMENT OF LEASEHOLD INTEREST

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
ALAPAI, James, Jr.	953-A	Panaewa, Hawaii
AHUNA, Randolph K., Jr.	3897	Panaewa, Hawaii
CASTARDO, Ona Mae K.	5886	Kalamaula, Molokai
JOY, George M.	727	Waimanalo, Oahu
KANG, Gordon Y.W.	267	Nanakuli, Oahu
KELSON, Ashferd A.	1089-A	Keaukaha, Hawaii
PEA, Eldred K.	1048	Keaukaha, Hawaii

PEA, Eldred K.	1048-A	Panaewa, Hawaii
SIMEONA, Brenda E.	1554	Keaukaha, Hawaii
VAN METER, Ronald F.	4025	Waiakea, Hawaii
VAN METER, Abel	4025	Waiakea, Hawaii
KAMA, Sandra	4025	Waiakea, Hawaii
YUNG, Wah Fook B.	2942	Keaukaha, Hawaii

**ITEM D-12 EXHIBIT**

APPROVAL TO ISSUE A NON-EXCLUSIVE LICENSE FOR ROOFTOP PHOTOVOLTAIC SYSTEMS FOR CERTAIN LESSEES

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
KALIMA, Jeremy	9106	Waiakea, Hawaii
KAOPUIKI, Ruth L.	11907	Kaupea, Oahu
KEAMOAI, Elaine K.K.G.	11317	Kekaha, Kauai
MENDEZ, Benjamin, III	9848	Waiehu Kou, Maui
SOLOMON, Clarence K.	8151	Paukukalo, Maui
TABON, Sasha I.	9491	Waiehu Kou II, Maui

**ITEM F-3 EXHIBIT**

RIGHT OF ENTRY PERMITS – OAHU ISLAND

<b>NO.</b>	<b>ACRE</b>	<b>USE</b>	<b>PERMITTEE/ADDRESS</b>	<b>TMK</b>	<b>Date Started</b>
525	20.000	Agricultural	Sports Turf Hawaii, Inc.	(1) 4-1-008:002(P)	2/1/2005
590	8.671	Agricultural	XianXing Huang & Hong Fang Gan	(1) 8-5-029:002(P)	3/1/2006
600	6.400	Agriculture	Kenneth Hicks	(1) 8-6-003:002 & 032(p)	11/1/2009
586	0.115	Caretaker	Charlene L. Ching	(1) 8-9-007:002(P)	9/1/2000
608	0.267	Caretaker	Luella K. Kanoa	(1) 4-1-030:053(P)	2/18/1999
609	0.070	Caretaker	Howard Doctorello	(1) 4-1-030:053(P)	4/14/1999
638	0.017	Commercial	American Hauling, Inc.	(1) 9-1-013:024(P)	12/1/2003
591	78.640	Comm/Ag	Aloun Farm, Inc.	(1) 9-1-016:108 (p)	12/1/2010
585	0.712	Community	Waianae Coast Comprehensive Health Center	(1) 8-9-005:014(P)	12/18/1995
593	2.000	Community	Waianae Coast Comprehensive Health & Hospital Board, Inc.	(1) 8-6-001:012 & 024(P)	5/2/2007
514	1.000	Industrial	Bears Trucking, Inc., 3411 Aliamanu Street	(1) 9-7-024:050(P)	11/1/2005
515	0.115	Industrial	La'au Structures	(1) 1-1-064: 010 (P)	11/1/2007
517	0.080	Industrial	Professional Commerical Services	(1) 1-1-064:010 (p)	7/1/2010
529	2.000	Industrial	Frances Kama-Silva	(1) 8-6-003:003(P)	1/8/1995
592	1.000	Industrial	Close Construction, Inc.	(1) 9-1-013-061(P)	7/1/2013
595	0.706	Industrial	R & KA Equipment, 94-1167 Mopua Loop	(1) 9-1-013:024(P)	4/1/2005
604	2.000	Industrial	Aiwohi Bros., Inc.	(1) 9-1-013:027	9/1/2008
605	0.580	Industrial	Hawaii Steam, Inc.	(1) 9-1-013:061 (p)	7/1/2013
607	0.217	Industrial	Eugene Cacho	(1) 9-1-013:024(P)	8/1/2005
611	2.295	Industrial	Discount Storage, LLC & Containers Hawaii dba The Storage Room, Inc.	(1) 9-1-013:024(P)	8/1/2005
615	0.220	Industrial	Na Kane Trucking	(1) 9-1-013:027 (p)	7/1/2013
616	0.570	Industrial	Pacific Isle Equipment Rental, Inc.	(1) 9-1-013:027(P)	3/15/2004

618	0.310	Industrial	Benjamin Kahalehoe	(1) 9-1-013:048(P)	10/1/2006
619	0.660	Industrial	Miller's Paving, LLC.	(1) 9-1-013:117 (p)	12/1/2008
620	4.753	Industrial	Coastal Construction Co.	(1) 9-1-013:027(P)	9/1/2005
621	0.210	Industrial	American Drilling Company	(1) 9-1-013:117 (por)	9/12/2008
623	1.033	Industrial	Devin B. Donahue	(1) 9-1-013:061(P)	8/1/2005
628	0.344	Industrial	D II's Welding Services, LLC	(1) 9-1-013:027 (p)	7/1/2009
630	0.689	Industrial	C J Peterson Services, Inc.	(1) 9-1-013:027 (p)	7/1/2009
631	0.359	Industrial	J. Jeremiah Trucking Co.	(1) 9-1-13:117 (p)	7/1/2010
632	0.344	Industrial	Xtreme Trucking, Inc.	(1) 9-1-013:027 (p)	7/1/2009
634	0.250	Industrial	F.P.S. Building Contractors	(1) 9-1-013:038 (p)	11/16/2009
636	0.137	Industrial	Panui, Inc.	(1) 9-1-013:117 (p)	7/1/2010
637	0.320	Industrial	T & C Plumbing	(1) 9-1-013:027 (p)	6/15/2009
639	0.505	Industrial	Maunalei Trucking	(1) 9-1-013:117 (p)	9/29/2008
647	9.000	Industrial	Road & Highway Builders	(1) 9-1-013:061 (p)	7/1/2013
648	4.000	Industrial	Hawaii Explosives and Pyrotechnics, Inc.	(1) 9-1-013:040(P)	10/1/2003
649	0.925	Industrial	Aloha Trucking LLC	(1) 9-1-013:027 (p)	12/1/2009
650	0.459	Industrial	JJS Construction	(1) 9-1-013:061(P)	12/1/2003
651	0.460	Industrial	Hawaiian Dredging Construction, Inc.	(1) 9-1-013:061 (p)	7/1/2013
626	1.081	Industrial (Parking)	VIP Sanitation, Inc.	(1) 9-1-013:009	3/1/2005
640	25.000	Industrial (Storage)	The Pasha Group	(1) 9-1-013:061(P)	1/10/2004
511	1126.000	Pastoral	Robert D. Lyman	(1) 8-9-008:003	6/16/1991
527	438.100	Pastoral	Waianae Valley Farm, Ltd.	(1) 8-9-007:002(P)	2/1/1991
528	8.000	Pastoral	Frances Kama-Silva	(1) 8-6-003:003(P)	5/16/1994
645	0.700	Pastoral	Allan Silva	(1) 4-1-008:022 (P)	7/1/2013
512	5.000	Stabling	Albert Cummings, III and Ihilani T.D. Miller-Cummings	(1) 9-1-013:040(P)	3/1/2004
522	3.949	Stabling	Duroy Rosecrans	(1) 4-1-009:271 & 284	8/1/1993
523	3.250	Stabling	Honolulu Polo Club	(1) 4-1-009:281	8/4/1993
524	3.400	Stabling	Roy & June K. Pires	(1) 4-1-008:094	1/1/1995
603	1.200	Stabling	Mary Ann Higashi	(1) 8-9-007:002(P)	12/1/1994
613	2.400	Stabling	Leiala Cook	(1) 4-1-008:093	8/1/1991

**HAWAIIAN HOMES COMMISSION  
JUNE 20 & 21, 2022  
FACE-TO-FACE &  
INTERACTIVE CONFERENCE  
TECHNOLOGY**

**C – ITEMS  
OFFICE OF THE CHAIRMAN**

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
JUNE 20 & 21, 2022

TO: Chairman and Members, Hawaiian Homes Commission  
FROM: Jobie Masagatani, Executive Assistant  
SUBJECT: Item C-2 – Interim Report PIGs

This submittal will be sent under separate cover.

ITEM NO. C-2 Dummy

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
JUNE 20 & 21, 2022

TO: Chairman and Members, Hawaiian Homes Commission  
FROM: Jobie Masagatani, Executive Assistant  
SUBJECT: Item C-1 Approval of Resolution Kaapu

This submittal will be sent under separate cover.

ITEM NO. C-1 Dummy

**HAWAIIAN HOMES COMMISSION  
JUNE 20 & 21, 2022  
FACE-TO-FACE &  
INTERACTIVE CONFERENCE  
TECHNOLOGY**

**D – ITEMS**

**HOMESTEAD SERVICES DIVISION**

June 20, 2022

SUBJECT: Homestead Lease and Application Totals and Monthly Activity Reports

LEASE ACTIVITY REPORT

Month through May 31, 2022

	As of 4/30/22	Add	Cancel	As of 5/31/22
Residential	8,478	1	2	8,477
Agricultural	1,091	0	1	1,090
Pastoral	413	0	0	413
<b>Total</b>	<b>9,982</b>	<b>1</b>	<b>3</b>	<b>9,980</b>

The cumulative number of Converted Undivided Interest Lessees represents an increase of 539 families moving into homes. Their Undivided Interest lease was converted to a regular homestead lease.

	As of 4/30/22	Converted	Rescinded/ Surrendered/ Cancelled	As of 5/31/22
Undivided	775	0	0	775

Balance as of 5/31/2022

Awarded	1,434
Relocated to UNDV	7
Rescinded	117
Surrendered	6
Cancelled	4
Converted	539
Balance to Convert	775

Lease Report For the Month Ending May 31, 2022

	RESIDENCE			AGRICULTURE			PASTURE			TOTAL LEASES		
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
<b>OAHU</b>												
Kakaina	29	0	0	29	0	0	0	0	0	0	0	29
Kalawahine	90	0	0	90	0	0	0	0	0	0	0	90
Kanehii	399	0	0	399	0	0	0	0	0	0	0	399
Kapolei	176	0	0	176	0	0	0	0	0	0	0	176
Kaulokahai	144	0	0	144	0	0	0	0	0	0	0	144
Kaupea	325	0	0	325	0	0	0	0	0	0	0	325
Kaupuni	19	0	0	19	0	0	0	0	0	0	0	19
Kewalo	248	0	0	248	0	0	0	0	0	0	0	248
Kumuhau	51	0	0	51	0	0	0	0	0	0	0	51
Lualu'aei	147	0	0	147	30	0	0	30	0	0	0	177
Malu'ohai	225	0	0	225	0	0	0	0	0	0	0	225
Nanakuli	1,045	0	0	1,045	0	0	0	0	0	0	0	1,045
Papako'lea	64	0	0	64	0	0	0	0	0	0	0	64
Princess Kahanu Estates	271	0	1	270	0	0	0	0	0	0	1	270
Waiahole	0	0	0	0	17	0	0	17	0	0	0	17
Waianaa	421	0	0	421	12	0	0	12	0	0	0	433
Waimanalo	716	0	0	716	2	0	0	2	0	0	0	718
<b>TOTAL</b>	<b>4,370</b>	<b>0</b>	<b>1</b>	<b>4,369</b>	<b>61</b>	<b>0</b>	<b>0</b>	<b>61</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>4,431</b>
<b>MAUI</b>												
Hikina	31	0	0	31	0	0	0	0	0	0	0	31
Kahikui	0	0	0	0	0	0	0	0	75	0	0	75
Keokea	0	0	0	0	64	0	0	64	0	0	0	64
Leialii	103	0	0	103	0	0	0	0	0	0	0	103
Paukukalo	178	0	0	178	0	0	0	0	0	0	0	178
Waiehu 1	39	0	0	39	0	0	0	0	0	0	0	39
Waiehu 2	109	0	0	109	0	0	0	0	0	0	0	109
Waiehu 3	114	0	0	114	0	0	0	0	0	0	0	114
Waiehu 4	97	0	0	97	0	0	0	0	0	0	0	97
Waiohuli	593	0	0	593	0	0	0	0	0	0	0	593
<b>TOTAL</b>	<b>1,264</b>	<b>0</b>	<b>0</b>	<b>1,264</b>	<b>64</b>	<b>0</b>	<b>0</b>	<b>64</b>	<b>75</b>	<b>0</b>	<b>0</b>	<b>1,403</b>
<b>EAST HAWAII</b>												
Discovery Harbour	2	0	0	2	0	0	0	0	0	0	0	2
Kamaoa	0	0	0	0	0	0	0	0	25	0	0	25
Kaumana	42	1	0	43	0	0	0	0	0	0	0	43
Keaukaha	472	0	0	472	0	0	0	0	0	0	0	472
Kurstown	3	0	0	3	0	0	0	0	0	0	0	3
Makuu	0	0	0	0	120	0	1	119	0	0	0	119
Panaewa	13	0	0	13	260	0	0	260	0	0	0	273
Piihonua	17	0	0	17	0	0	0	0	0	0	0	17
Puueo	0	0	0	0	12	0	0	12	0	0	0	12
University Heights	4	0	0	4	0	0	0	0	0	0	0	4
Waiakea	286	0	1	285	0	0	0	0	0	0	1	285
<b>TOTAL</b>	<b>839</b>	<b>1</b>	<b>1</b>	<b>839</b>	<b>392</b>	<b>0</b>	<b>1</b>	<b>391</b>	<b>25</b>	<b>0</b>	<b>0</b>	<b>1,256</b>
<b>WEST HAWAII</b>												
Honokaia	0	0	0	0	0	0	0	0	24	0	0	24
Humu'ula	0	0	0	0	0	0	0	0	5	0	0	5
Kamoku	0	0	0	0	0	0	0	0	16	0	0	16
Kanihale	223	0	0	223	0	0	0	0	0	0	0	223
Kawaihae	192	0	0	192	0	0	0	0	1	0	0	193
Laopua	277	0	0	277	0	0	0	0	0	0	0	277
Lalamilo	30	0	0	30	0	0	0	0	0	0	0	30
Nienie	0	0	0	0	0	0	0	0	21	0	0	21
Puukapu/Waimea/Kuhio VII	117	0	0	117	110	0	0	110	218	0	0	445
Puupulehu	33	0	0	33	0	0	0	0	0	0	0	33
<b>TOTAL</b>	<b>872</b>	<b>0</b>	<b>0</b>	<b>872</b>	<b>110</b>	<b>0</b>	<b>0</b>	<b>110</b>	<b>285</b>	<b>0</b>	<b>0</b>	<b>1,267</b>
<b>KAUAI</b>												
Anahola	531	0	0	531	46	0	0	46	0	0	0	577
Hanapepe	47	0	0	47	0	0	0	0	0	0	0	47
Kekaha	117	0	0	117	0	0	0	0	0	0	0	117
Puu Opae	0	0	0	0	0	0	0	0	1	0	0	1
<b>TOTAL</b>	<b>695</b>	<b>0</b>	<b>0</b>	<b>695</b>	<b>46</b>	<b>0</b>	<b>0</b>	<b>46</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>742</b>
<b>MOLOKAI</b>												
Hooilehua	153	0	0	153	345	0	0	345	21	0	0	519
Kalamaula	167	0	0	167	70	0	0	70	3	0	0	240
Kapaakea	47	0	0	47	0	0	0	0	3	0	0	50
Moomomi	0	0	0	0	3	0	0	3	0	0	0	3
One Aii	27	0	0	27	0	0	0	0	0	0	0	27
<b>TOTAL</b>	<b>394</b>	<b>0</b>	<b>0</b>	<b>394</b>	<b>418</b>	<b>0</b>	<b>0</b>	<b>418</b>	<b>27</b>	<b>0</b>	<b>0</b>	<b>839</b>
<b>LANAI</b>												
Lanai	44	0	0	44	0	0	0	0	0	0	0	44
<b>TOTAL</b>	<b>44</b>	<b>0</b>	<b>0</b>	<b>44</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>44</b>
<b>STATEWIDE TOTAL</b>	<b>8,478</b>	<b>1</b>	<b>2</b>	<b>8,477</b>	<b>1,091</b>	<b>0</b>	<b>1</b>	<b>1,090</b>	<b>413</b>	<b>0</b>	<b>0</b>	<b>9,980</b>

HOMESTEAD AREA AND ISLANDWIDE APPLICATIONS WAITING LIST MONTHLY REPORT FOR THE MONTH ENDING  
May 31, 2022

AREA WAITING LIST

DISTRICT AREA	RESIDENCE			AGRICULTURE			PASTURE			TOTAL
	Last Month	Add	Cancel	Last Month	Add	Cancel	Last Month	Add	Cancel	
Oahu District	936	0	0	0	0	0	0	0	0	936
Maui District	50	0	0	4	0	0	5	0	0	59
Hawaii District	129	0	0	28	0	0	46	0	0	203
Kauai District	51	0	0	3	0	0	27	0	0	81
Molokai District	20	0	1	17	0	0	1	0	0	37
<b>TOTAL</b>	<b>1,186</b>	<b>0</b>	<b>1</b>	<b>52</b>	<b>0</b>	<b>0</b>	<b>79</b>	<b>0</b>	<b>0</b>	<b>1,316</b>

ISLANDWIDE WAITING LIST

ISLAND	RESIDENCE			AGRICULTURE			PASTURE			TOTAL
	Last Month	Add	Cancel	Last Month	Add	Cancel	Last Month	Add	Cancel	
Oahu	10,080	24	4	3,900	9	2	0	0	0	14,007
Maui	3,855	5	1	4,702	7	0	623	1	0	9,192
Hawaii	5,846	12	1	7,277	6	2	1,905	3	0	15,046
Kauai	1,646	3	0	2,258	2	1	303	2	0	4,213
Molokai	821	0	0	1,088	0	0	206	1	0	2,116
Lanai	74	0	0	0	0	0	0	0	0	74
<b>TOTAL</b>	<b>22,322</b>	<b>44</b>	<b>6</b>	<b>19,225</b>	<b>24</b>	<b>5</b>	<b>3,037</b>	<b>7</b>	<b>0</b>	<b>44,648</b>

AREA AND ISLANDWIDE LISTS

AREA AND ISLANDWIDE LISTS	RES			AG			PAS			TOTAL			ADDITIONS			CANCELLATIONS											
	Last Month	Add	Cancel	Last Month	Add	Cancel	Last Month	Add	Cancel	Last Month	Add	Cancel	New Applications	Application Transfers	Lease Rescissions	App Reinstatements	HHC Adjustments	New Lease Awards	Application Transfers	Succ'd and Cancel Own	Public Notice Cancel	Voluntary Cancellations	Lease Successorships	HHC Adjustments	Dec'd No Successor	Additional Acreage	NHQ Unqualified
OAHU	11,036	0	0	3,907	0	0	0	0	0	0	0	0	71	0	0	0	0	2	0	0	0	0	0	0	0	0	0
MAUI	3,909	5	0	4,713	629	0	9,251	4	0	0	0	0	4	0	0	0	0	4	4	0	0	0	0	0	0	0	0
HAWAII	5,986	7,309	1,954	7,309	1,954	0	15,249	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
KAUAI	1,700	2,262	332	2,262	332	0	4,294	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
MOLOKAI	840	1,105	208	1,105	208	0	2,153	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
LANAI	74	0	0	0	0	0	74	0	0	0	0	0	75	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>TOTAL</b>	<b>23,545</b>	<b>19,296</b>	<b>3,123</b>	<b>19,225</b>	<b>24</b>	<b>5</b>	<b>45,964</b>	<b>3,037</b>	<b>7</b>	<b>0</b>	<b>3,044</b>	<b>0</b>	<b>75</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>12</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>0</b>

HOMESTEAD AREA AND ISLANDWIDE APPLICATIONS WAITING LIST MONTHLY REPORT FOR THE MONTH ENDING

May 31, 2022

	RESIDENCE			AGRICULTURE			PASTURE			TOTAL
	Last Month	Add	Cancel	Last Month	Add	Cancel	Last Month	Add	Cancel	
<b>OAHU DISTRICT</b>	160	0	0	0	0	0	0	0	0	160
Nanakuli	140	0	0	0	0	0	0	0	0	140
Waianae	66	0	0	0	0	0	0	0	0	66
Papatoiaea/Kewalo	552	0	0	0	0	0	0	0	0	552
Waimanalo	936	0	0	0	0	0	0	0	0	936
Subtotal Area	10,080	24	4	3,900	9	2	0	0	0	14,007
Islandwide	11,016	24	4	3,900	9	2	0	0	0	14,943
<b>TOTAL OAHU APPS</b>										
<b>MAUI DISTRICT</b>	50	0	0	0	0	0	0	0	0	50
Paukukalo	50	0	0	4	0	0	5	0	0	9
Kula	50	0	0	4	0	0	5	0	0	59
Subtotal Area	3,855	5	1	4,702	7	0	623	1	0	9,192
Islandwide	3,905	5	1	4,706	7	0	628	1	0	9,251
<b>TOTAL MAUI APPS</b>										
<b>HAWAII DISTRICT</b>	69	0	0	0	0	0	0	0	0	69
Keaukaha/Waiakea	0	0	0	16	0	0	0	0	0	16
Panaewa	0	0	0	0	0	0	0	0	0	0
Humuula	16	0	0	0	0	0	0	0	0	16
Kawaihae	44	0	0	12	0	0	46	0	0	102
Waimea	129	0	0	28	0	0	46	0	0	203
Subtotal Area	5,846	12	1	7,277	6	2	1,905	3	0	15,046
Islandwide	5,975	12	1	7,305	6	2	1,951	3	0	15,249
<b>TOTAL HAWAII APPS</b>										
<b>KAUAI DISTRICT</b>	43	0	0	3	0	0	20	0	0	66
Anahola	8	0	0	0	0	0	7	0	0	15
Kekaha/Puu Opae	51	0	0	3	0	0	27	0	0	81
Subtotal Area	1,646	3	0	2,258	2	1	303	2	0	4,213
Islandwide	1,697	3	0	2,261	2	1	330	2	0	4,294
<b>TOTAL KAUAI APPS</b>										
<b>MOLOKAI DISTRICT</b>	4	0	0	0	0	0	0	0	0	4
Kalamatula	8	0	0	17	0	0	1	0	0	26
Hooilehua	7	0	1	0	0	0	0	0	0	6
Kapaakea	1	0	0	0	0	0	0	0	0	1
One Alii	20	0	1	17	0	0	1	0	0	37
Subtotal Area	821	0	0	1,088	0	0	206	1	0	2,116
Islandwide	841	0	1	1,105	0	0	207	1	0	2,153
<b>TOTAL MOLOKAI APPS</b>										
<b>LANAI DISTRICT</b>	74	0	0	0	0	0	0	0	0	74
Islandwide	74	0	0	0	0	0	0	0	0	74
<b>TOTAL LANAI APPS</b>										
<b>TOTAL AREA ONLY</b>	1,186	0	1	52	0	0	79	0	0	1,316
<b>TOTAL ISLANDWIDE</b>	22,322	44	6	19,225	24	5	3,037	7	0	44,648
<b>TOTAL STATEWIDE</b>	23,508	44	7	19,277	24	5	3,116	7	0	45,964

DELINQUENCY REPORT - STATEWIDE

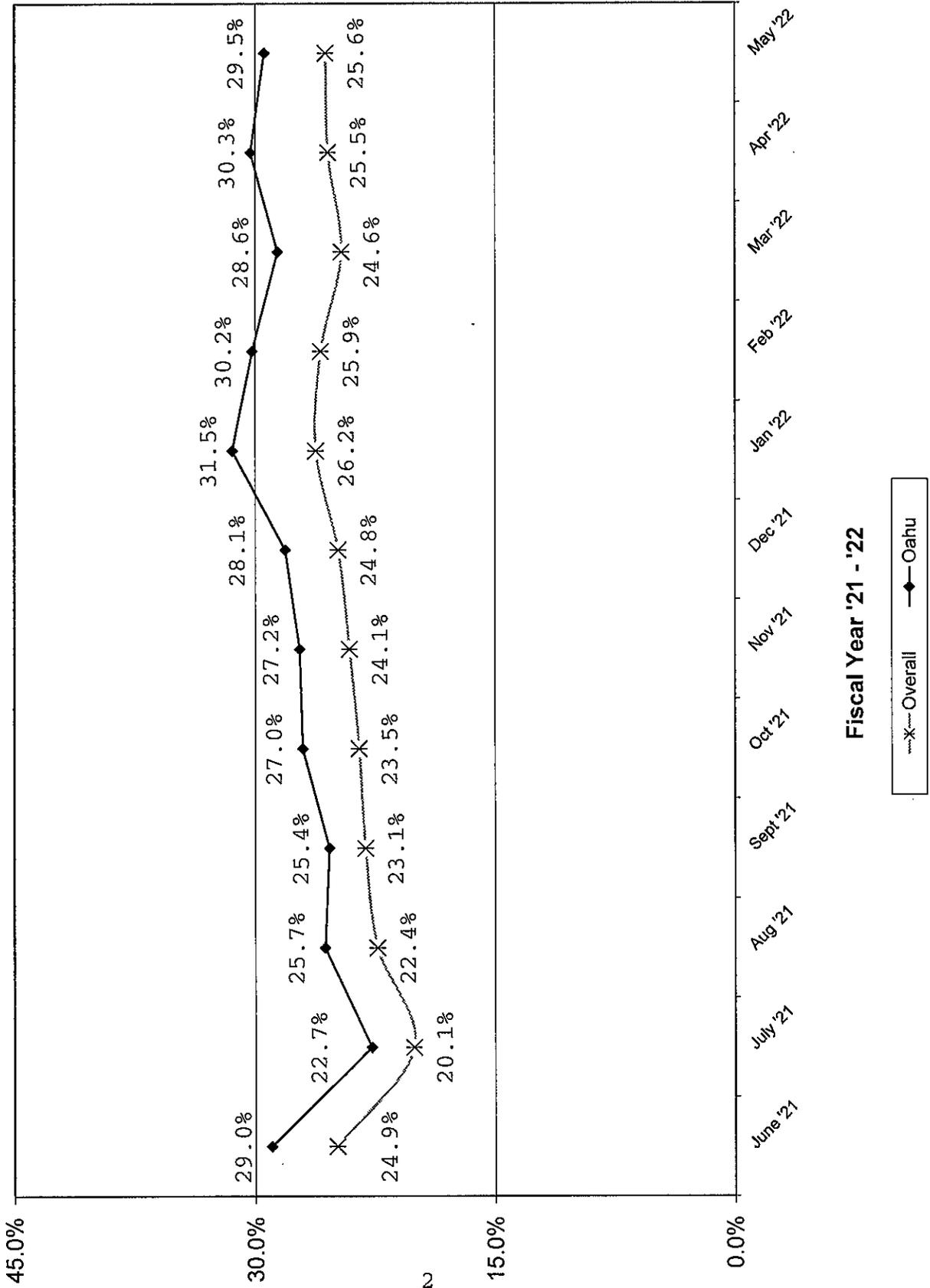
June 20, 2022  
(\$Thousands)

DIRECT LOANS OAHU	R I S K												% of Totals 5/31/2022	
	Total Outstanding		Total Delinquency		30 Days (low)		60 Days (Medium)		90 Days (High)		180 Days (Severe)			
	No.	Amt. (000s)	No.	Amt. (000s)	No.	Amt. (000s)	No.	Amt. (000s)	No.	Amt. (000s)	No.	Amt. (000s)		
388	37,630	123	11,085	21	1,713	7	598	20	2,023	75	6,751	31.7%	29.5%	
203	12,177	64	4,185	13	570	4	141	6	287	41	3,187	31.5%	34.4%	
80	7,870	10	933	3	307	1	133	2	129	4	363	12.5%	11.9%	
83	7,266	16	675	2	44	2	44	3	130	9	457	19.3%	9.3%	
92	7,198	17	928	8	497	1	50	2	56	6	324	18.5%	12.9%	
99	13,483	31	4,131	4	392	5	571	6	1,059	16	2,109	31.3%	30.6%	
945	85,623	261	21,939	51	3,524	20	1,538	39	3,685	151	13,192	27.6%	25.6%	
100.0%	100.0%	27.6%	25.6%	5.4%	4.1%	2.1%	1.8%	4.1%	4.3%	16.0%	15.4%			
Advances (including RPT)	255	6,349	255	6,349	0	0	0	255	6,349	100%	100%			
DHHL LOANS & Advances	1,200	91,971	516	28,287	51	3,524	20	1,538	294	10,033	151	13,192	43.0%	30.8%
<u>LOAN GUARANTEES as of June 30, 2021</u>														
SBA	2	77	0	0	0	0	0	0	0	0	0	0.0%	0.0%	
USDA-RD	279	32,123	49	6,335	0	0	0	49	6,335	0	0	17.6%	19.7%	
Habitat for Humanity	47	1,536	24	733	0	0	0	24	733	0	0	51.1%	47.7%	
Maui County	5	74	0	0	0	0	0	0	0	0	0	0.0%	0.0%	
Nanakuli NHS	1	7	1	7	0	0	0	1	7	0	0	100.0%	100.0%	
City & County	12	264	11	260	0	0	0	11	260	0	0	91.7%	98.5%	
FHA Interim	6	961	0	0	0	0	0	0	0	0	0	0.0%	0.0%	
OHA	2	9	2	9	0	0	0	2	9	0	0	100.0%	100.0%	
TOTAL GUARANTEE	354	35,051	87	7,344	0	0	0	87	7,344	0	0	24.6%	21.0%	
PMI Loans	130	18,371	4	771	1	192	2	284	1	295	0	3.1%	4.2%	
HUD REASSIGNED for Recovery	133	15,608	111	14,074	1	16	0	4	340	106	13,719	83.5%	90.2%	
FHA Insured Loans	2,916	515,341	219	32,689	0	0	0	219	32,689	0	0	7.5%	6.3%	
TOTAL INS. LOANS	3,179	549,320	334	47,534	2	208	2	284	224	33,324	106	13,719	10.5%	8.7%
OVERALL TOTALS(EXC Adv/RP)	4,478	669,993	682	76,817	53	3,733	22	1,822	350	44,352	257	26,911	15.2%	11.5%
ADJUSTED TOTALS	4,733	676,342	937	83,166	53	3,733	22	1,822	605	50,701	257	26,911		12.3%

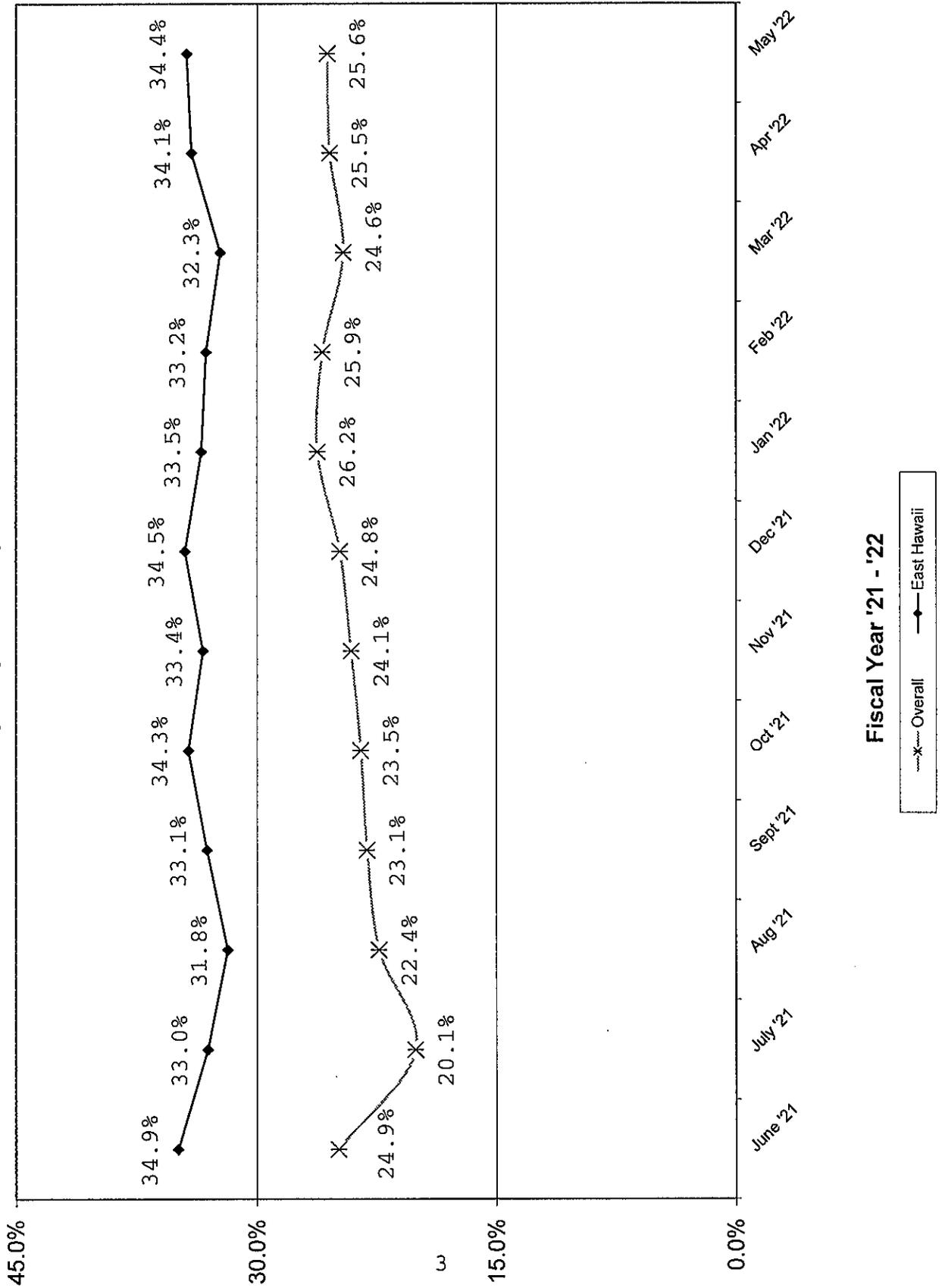
Note: HUD 184A loan program has 507 loans, with a total outstanding principal balance of \$112,122,650 as of June 30, 2021. 27 Loans, totaling \$6,600,376 are delinquent.

The deferred interest for 503 loans comes out to \$2,311,689.49 as of 5/31/2022.

OAHU  
Direct Loans  
Delinquency Ratio Report



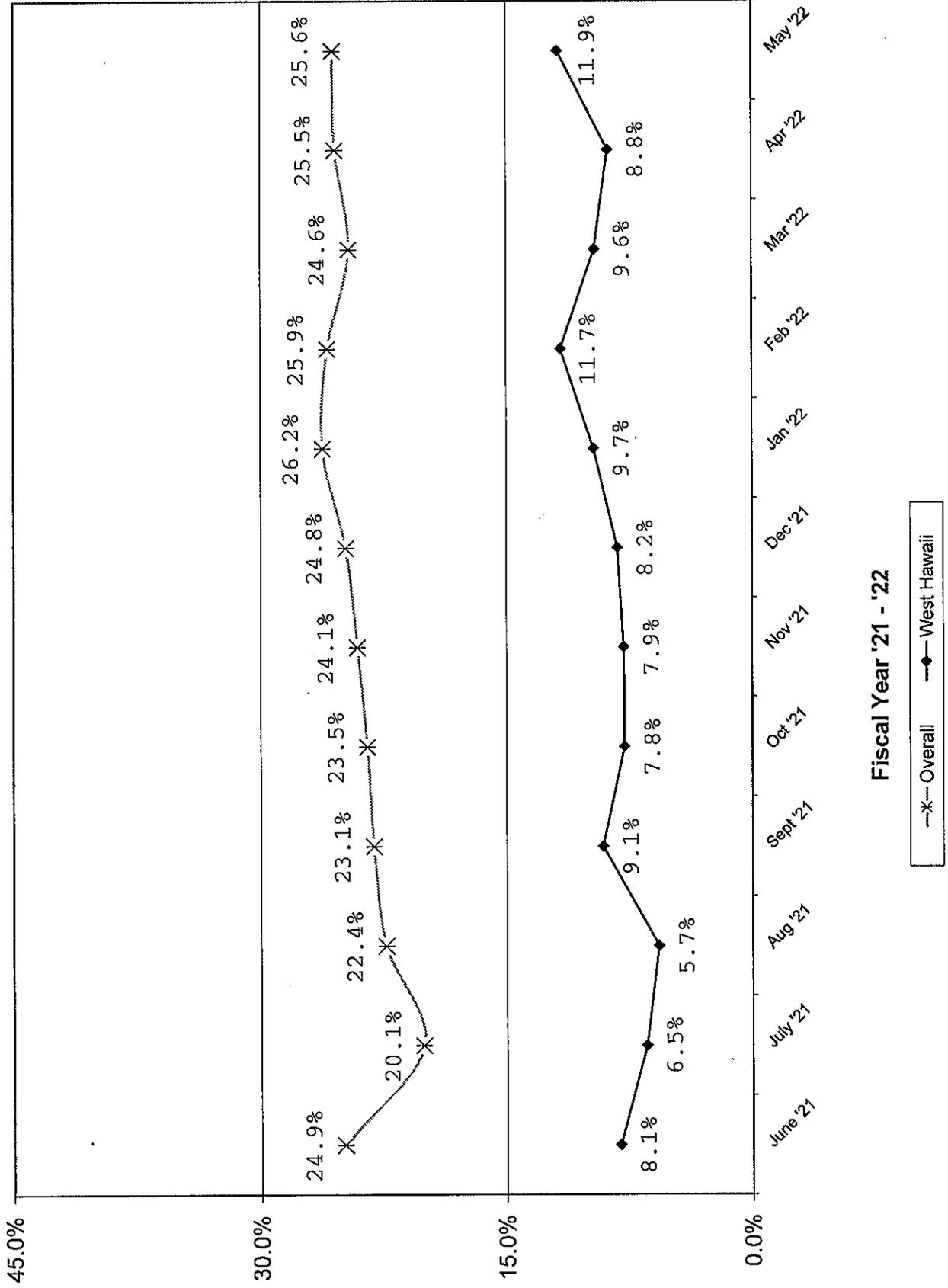
**EAST HAWAII  
Direct Loans  
Delinquency Ratio Report**



Fiscal Year '21 - '22

x Overall    ♦ East Hawaii

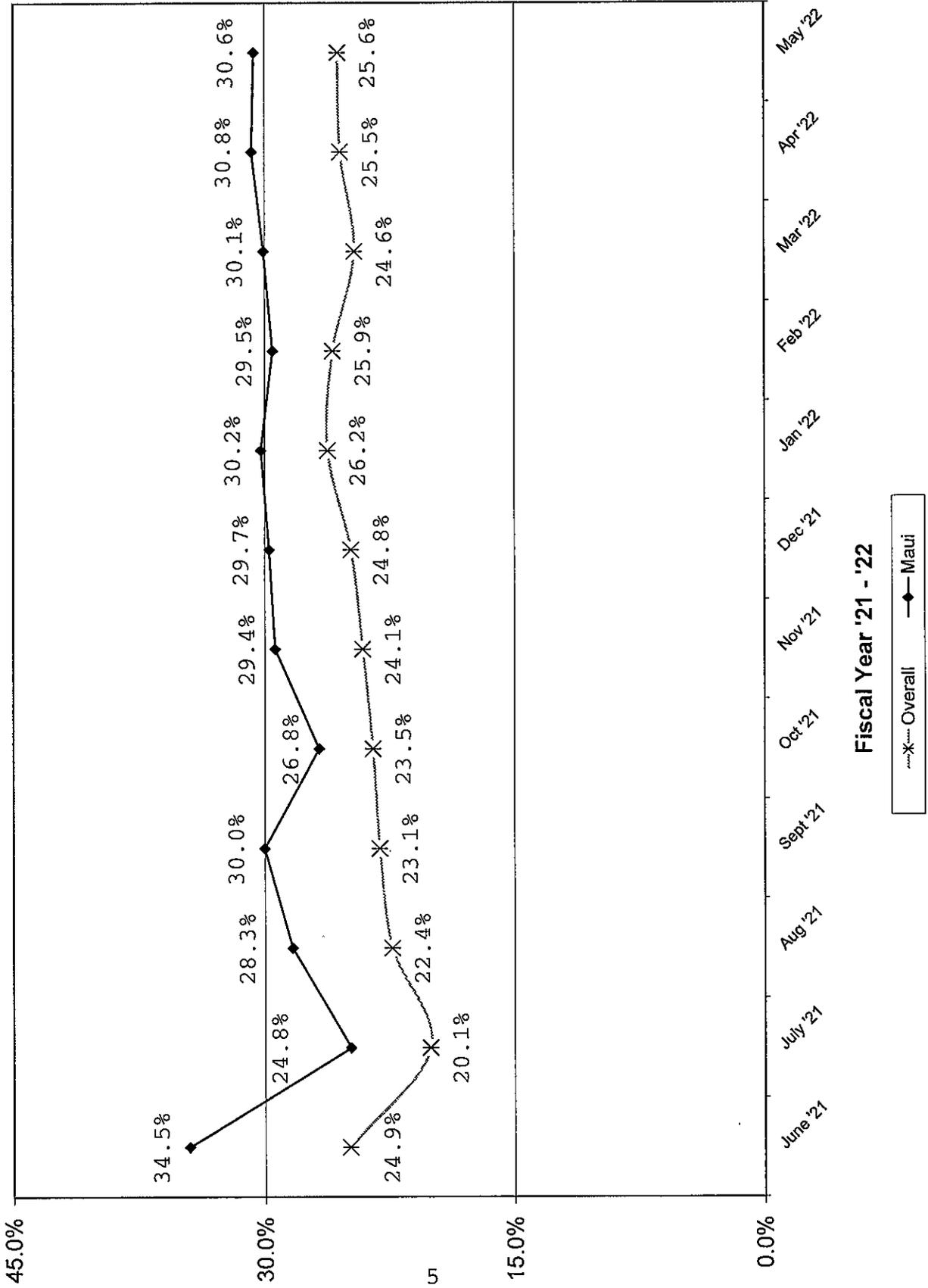
**WEST HAWAII**  
**Direct Loans**  
**Delinquency Ratio Report**



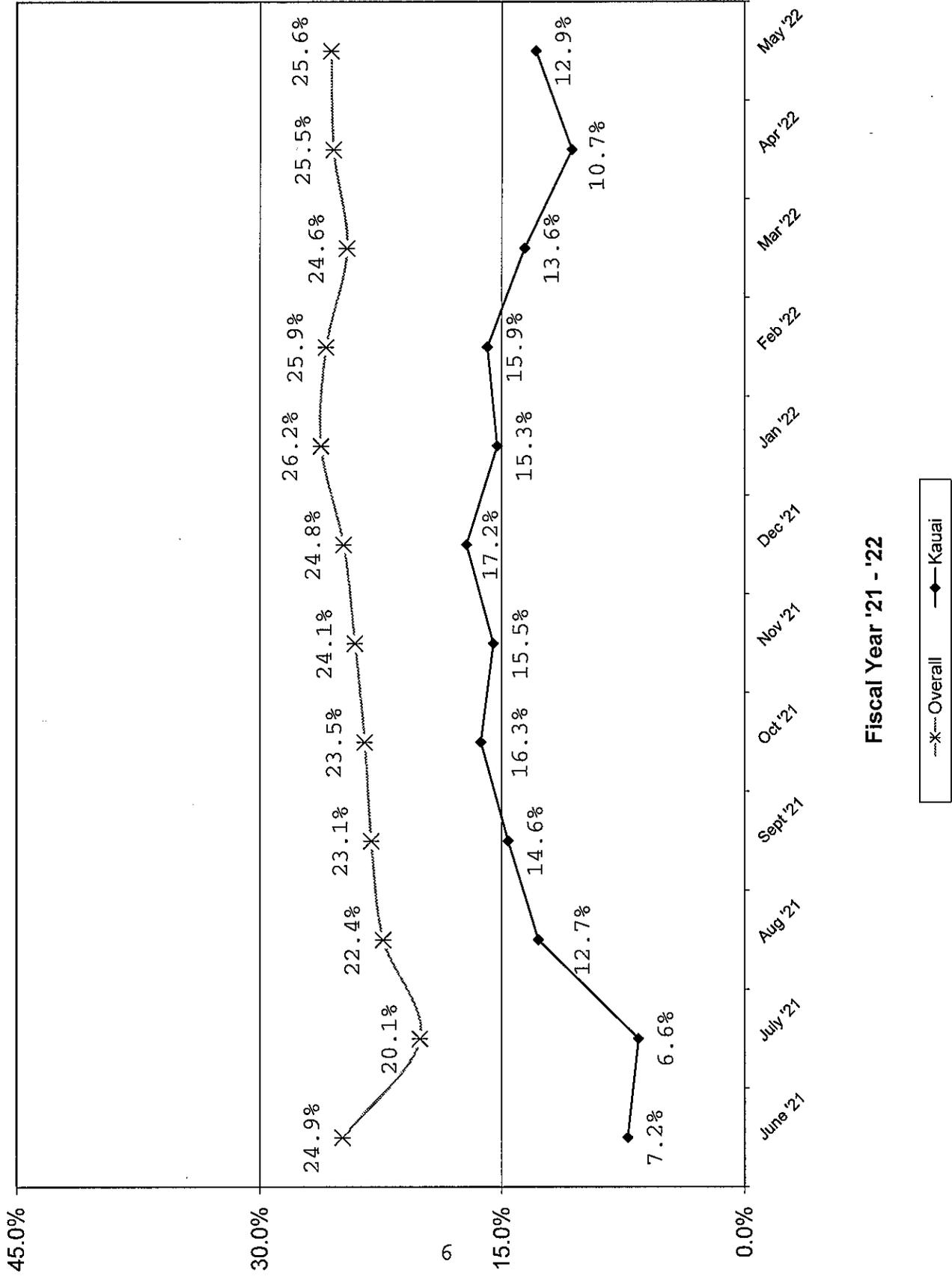
**Fiscal Year '21 - '22**

—x— Overall    —◆— West Hawaii

MAUI  
Direct Loans  
Delinquency Ratio Report



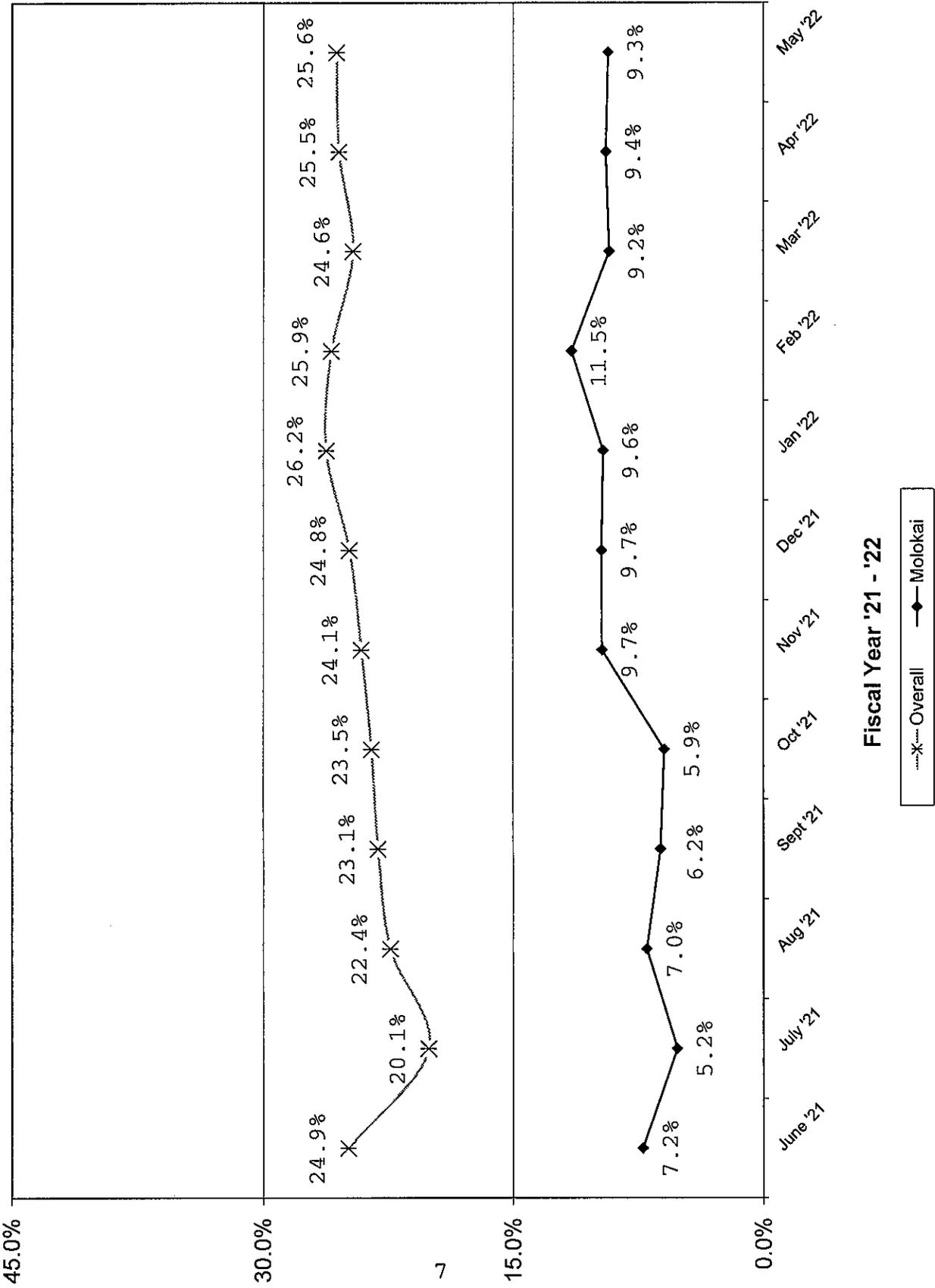
**KAUAI**  
**Direct Loans**  
**Delinquency Ratio Report**



**Fiscal Year '21 - '22**

---x--- Overall    ---◆--- Kauai

**MOLOKAI  
Direct Loans  
Delinquency Ratio Report**



June 20, 2022

SUBJECT: **DHHL Guarantees for FHA Construction Loans**

DISCUSSION: The Department issues guarantees to FHA lenders during the construction period of a home, as FHA does not insure the loan until the home is completed. The loan term for these loans do not exceed fifteen (15) months from the date of loan signing. The following FHA Interim Construction loans were issued guarantees:

\*Note: FHA loans are insured by the U.S. Department of Housing and Urban Development (HUD) and do not impact the State's guaranty ceiling.

<u>LEASE NO.</u>	<u>AREA</u>	<u>LESSEE</u>	<u>Loan Amount</u>	<u>Date Approved</u>
12969	Kauluokahai	Manners, Moses H. & Bee-Manners, Darlene	\$251,650	5/18/22

	<u>No.</u>	<u>Balance</u>
FY Ending 6/30/21	7	\$ 1,917,178
Previous Months	4	\$ 1,270,731
This Month	<u>1</u>	251,650
FY '21-'22 to date	5	<u>\$ 1,522,381</u>

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator  
Homestead Services Division

FROM: Dean Oshiro, Loan Services Manager

SUBJECT: **Approval of Consent to Mortgage**

RECOMMENDED MOTION/ACTION

To approve the following consents to mortgages for Federal Housing Administration (FHA) insured loans, Department of Veterans Affairs (VA) loans, United States Department of Agriculture, Rural Development (USDA, RD) guaranteed loans, United States Housing and Urban Development (HUD 184A) guaranteed loans and Conventional (CON) loans insured by private mortgage insurers.

DISCUSSION

<u>PROPERTY</u>	<u>LESSEE</u>	<u>LENDER</u>	<u>LOAN AMOUNT</u>
<u>OAHU</u>			
Lualualei Lease No. 6790 TMK: 1-8-6-023:105	NATANIELA, Marie (Purchase)FHA	loanDepot.c- om, LLC	\$ 170,250
Nanakuli Lease No. 3299 TMK: 1-8-9-005:093	ELI, Clyde K. M., Jr. (203k Rehab) FHA	HomeStreet Bank	\$ 595,631
Nanakuli Lease No. 423 TMK: 1-8-9-004:056	MARFIL, Sanoe K. (Cash Out Refi) FHA	Mid America Mortgage Inc.	\$ 381,000

OAHU

Princess Kahanu Estates Lease No. 8398 TMK: 1-8-7-043:041	WRIGHT, Dezra K. H. (Purchase)FHA	HomeBridge Financial Services, Inc.	\$ 215,359
Waimanalo Lease No. 2589 TMK: 1-4-1-020:032	LAFAELE, Esther M. P. (Cash Out Refi) FHA	V.I.P. Mortgage Inc.	\$ 560,000
Lualualei Lease No. 8708 TMK: 1-8-6-023:019	KEA, Nanette K. (Cash Out Refi) FHA	HomeStreet Bank	\$ 305,120
Waianae Lease No. 4572 TMK: 1-8-5-030:033	CHUNG, Cameron A. K. (Cash Out Refi) FHA	SecurityNat- ional Mortg- age Co.	\$ 246,000
Nanakuli Lease No. 267 TMK: 1-8-9-006:074	KANG, Gordon Y. W. (Cash Out Refi) FHA	SecurityNat- ional Mortg- age Co.	\$ 252,000
Lualualei Lease No. 6791 TMK: 1-8-6-023:120	MERSBERG, Bruce P. & MERSBERG-GOHIER, Brikayla J. L. A. (Purchase)FHA	Mann Mortgage LLC	\$ 318,000
Princess Kahanu Estates Lease No. 8336 TMK: 1-8-7-042:045	AKEN, Lei M. K. & DELA CRUZ, Regina K. (Purchase)FHA	SecurityNat- ional Mortg- age Co.	\$ 353,000
Nanakuli Lease No. 309 TMK: 1-8-9-005:050	GOMES HOOHULI, Samson L. K. (Cash Out Refi) FHA	Mid America Mortgage Inc.	\$ 397,000
Kaupea Lease No. 11933 TMK: 1-9-1-140:144	TRANSFIGURACION, Stuart I. (Cash Out Refi) FHA	Mid America Mortgage Inc.	\$ 435,000

ITEM NO. D-2

OAHU

Waimanalo Lease No. 5987 TMK: 1-4-1-036:029	WOO, Pearlene N. (Cash Out Refi) FHA	Mann Mortgage LLC	\$ 60,000
Waimanalo Lease No. 3928 TMK: 1-4-1-030:035	MAKANEOLE, Franci (Cash Out Refi) FHA	Mann Mortgage LLC	\$ 210,000
Kanehili Lease No. 11786 TMK: 1-9-1-153:177	AKIU, Renee H. (Cash Out Refi) HUD 184A	HomeStreet Bank	\$ 369,660
Waimanalo Lease No. 2258 TMK: 1-4-1-020:056	KEPA, Raynette L. (Cash Out Refi) FHA	HomeStreet Bank	\$ 114,180
Waianae Lease No. 4724 TMK: 1-8-5-030:078	AIPOALANI, Kevin K. K. (Cash Out Refi) FHA	HighTechLen- ding Inc.	\$ 428,175
Nanakuli Lease No. 7366 TMK: 1-8-9-016:085	RUSSELL, Alfred A. (Cash Out Refi) FHA	Celebrity Home Loans	\$ 100,000
Nanakuli Lease No. 7334 TMK: 1-8-9-017:056	KWAN, Kristopher K. (Cash Out Refi) FHA	Bank of Hawaii	\$ 493,000

MAUI

Waiehu 3 Lease No. 10053 TMK: 2-3-2-024:024	KAN HAI, Tanya K. (Rate Term Refi) FHA	HomeBridge Financial Services, Inc.	\$ 325,516
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ITEM NO. D-2

KAUAI

Anahola Lease No. 6537 TMK: 4-4-8-019:013	WATSON, Harold M. (Cash Out Refi) FHA	HomeBridge Financial Services, Inc.	\$ 250,000
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Anahola Lease No. 11118 TMK: 4-4-8-022:012	FERNANDEZ, Rawlin K. (Cash Out Refi) FHA	Mid America Mortgage Inc.	\$ 375,000
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HAWAII

Kaniohale Lease No. 10116 TMK: 3-7-4-023:017	MENDIOLA, Clayton L. (Purchase)FHA	V.I.P. Mortgage Inc.	\$ 253,000
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Kawaihae Lease No. 9652 TMK: 3-6-1-008:057	CISLER, James K. (Cash Out Refi) FHA	V.I.P. Mortgage Inc.	\$ 187,000
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Kawaihae Lease No. 7238 TMK: 3-6-1-009:018	LEHANO, Eugene K. (Permanent take out) FHA	V.I.P. Mortgage Inc.	\$ 250,000
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Kaumana Lease No. 12164 TMK: 3-2-5-005:149	AIONA, Rita K. P. (Purchase)HUD 184A	HomeStreet Bank	\$ 271,927
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Puupulehu Lease No. 7028 TMK: 3-6-4-032:001	KEOLANUI, Jacob K. M. (Assumption)HUD 184A	HomeStreet Bank	\$ 230,673
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<u>RECAP</u>	<u>NO.</u>	FHA	<u>AMOUNT</u>	<u>NO.</u>	VA <u>AMOUNT</u>
FY Ending 6/30/22	357	\$	117,899,422	10	\$ 4,610,852
Prior Months	0	\$	0	0	\$ 0
This Month	24		7,274,231	0	0
Total FY '22-'23	<u>24</u>	\$	<u>7,274,231</u>	<u>0</u>	\$ <u>0</u>
			<u>HUD 184A</u> <u>AMOUNT</u>		<u>USDA-RD</u> <u>AMOUNT</u>
FY Ending 6/30/22	51	\$	15,143,483	5	\$ 1,134,606
Prior Months	0	\$	0	0	\$ 0
This Month	3		872,260	0	0
Total FY '22-'23	<u>3</u>	\$	<u>872,260</u>	<u>0</u>	\$ <u>0</u>

ITEM NO. D-2

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator  
Homestead Services Division

FROM: Dean Oshiro, Loan Services Branch Manager

SUBJECT: **Ratification of Loan Approvals**

RECOMMENDED MOTION/ACTION

To ratify the approval of the following loan previously approved by the Chairman, pursuant to section 10-2-17, Ratification of Chairman's action, of the Department of Hawaiian Home Lands Administrative Rules.

<u>LESSEE</u>	<u>LEASE NO. &amp; AREA</u>	<u>LOAN TERMS</u>
Gregory, Valerie Y.	10085, WK-III	NTE \$344,589 @ 4% interest per annum, NTE \$1,116 monthly, repayable over 30 years. Interest deferred until maturity.

Loan Purpose: Refinance existing HUD buyback Loan No. 19634 and to execute Decision and Order as issued by the Hawaiian Homes Commission. Original loan amount of \$236,186 @ 5% per annum, \$1,267 monthly, repayable over 30 years. A contested case hearing was held on February 2, 2022 for this account.

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<u>REFINANCE</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/21	7	\$ 823,100
Prior Months	5	930,625
This Month	<u>1</u>	<u>344,589</u>
Total FY '21-'22	6	\$ 1,275,214

<u>REPAIR</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/21	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '21-'22	0	\$ -0-

<u>HOME CONSTRUCTION</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/21	3	\$ 814,195
Prior Months	1	250,000
This Month	<u>0</u>	<u>-0-</u>
Total FY '21-'22	1	\$ 250,000

<u>FARM</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/21	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '21-'22	0	\$ -0-

<u>TRANSFER WITH LOAN</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/21	0	\$ -0-
Prior Months	1	133,000
This Month	<u>0</u>	<u>-0-</u>
Total FY '21-'22	1	\$ 133,000

<u>AWARD</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/21	4	\$ 290,000
Prior Months	3	469,550
This Month	<u>0</u>	<u>-0-</u>
Total FY '21-'22	3	\$ 469,550

<u>OTHER</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/21	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '21-'22	0	\$ -0-

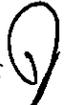
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator   
Homestead Services Division

FROM: Dean Oshiro, Loan Services Branch Manager 

SUBJECT: **Approval of Streamline Refinance of Loans**

RECOMMENDED MOTION/ACTION

To approve the refinancing of loans from the Hawaiian Home General Loan Fund.

DISCUSSION

The following lessees have met the "Streamline/Interest rate reduction loan" criteria, which was approved by the Hawaiian Homes Commission at its August 19, 2013 meeting. This criteria includes twelve (12) consecutive monthly payments, borrower's current interest rate is higher than the current DHHL interest rate, current with their Homeowners Insurance, Real Property Tax, Lease Rent, county sewer/refuse fees, and does not have any advances made by DHHL on the borrowers behalf.

HSD's recommendation for approval is based on actual payment history, over the past twelve (12) months and the review of the above-mentioned criteria. Streamline/Interest Rate Loan refinancing will provide lessees a chance to simply reduce their interest rate and payments without DHHL having to credit and/or income qualify the borrower.

The following lessee(s) has met the aforementioned criteria and is recommended for Streamline/Interest rate reduction loan refinance program:

<u>LESSEE</u>	<u>LEASE NO. &amp; AREA</u>	<u>REFINANCING LOAN TERMS</u>
Kahalioumi, Keenan K.	4263, Keaukaha	NTE \$205,750 @4% interest per annum, NTE \$983 monthly, repayable over 30 years.

Loan Purpose: Refinance existing HUD buyback Loan No. 18769. Original loan amount of \$211,025 at 6% per annum, \$1,266 monthly, repayable over 30 years. A Contested Case Hearing was not held for this account.

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Lani-Montira, Melissa L.P.	9849, WK-III	NTE \$191,500 @4% interest per annum, NTE \$915 monthly, repayable over 30 years.
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Loan Purpose: Refinance existing ASB buyback Loan No. 19427. Original loan amount of \$187,290 at 5.95% per annum, \$1,187 monthly, repayable over 30 years. A Contested Case Hearing was held on September 26, 2017 for this account.

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Akaka, Raymond K. & Akaka-Odom, Kehaunani H.	1632, Nanakuli	NTE \$154,000 @4% interest per annum, NTE \$736 monthly, repayable over 30 years.
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Loan Purpose: Refinance existing HUD buyback Loan No. 19512. Original loan amount of \$156,877 at 5% per annum, \$1,036 monthly, repayable over 20 years. A Contested Case Hearing was held on March 22, 2022 for this account.

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission  
THROUGH: Juan Garcia, HSD Administrator   
FROM: Nicole F. Bell, Specialist V  
Application Branch, Homestead Services Division  
SUBJECT: **Approval of Homestead Application Transfers/Cancellations**

RECOMMENDED MOTION/ACTION

To approve the transfers and cancellations of applications from the Application Waiting Lists for reasons described below:

DISCUSSION

1. Requests of Applicants to Transfer

NONE FOR SUBMITTAL

2. Deceased Applicants

WAIMANALO AREA / OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

KARRATTI, James W. PN 11/2014 04/27/1962

KEALIINOHOMOKU, Thomas S. Applicant's date of death occurred while the 05/08/1982 amendment of the HAR section 10-3-8 was in effect. This version of the rule precedes the current 10/26/1998 amendment, which allows for qualified successors to participate in the Public Notice process. Remove application dated 01/23/1958.

3. Awards of Leases

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

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AKANA, Matthew K. Assigned Residential Lease  
#1769, Lot 247-A in Nanakuli,  
Oahu dated 03/06/2020. Remove  
application dated 07/26/2016.

GASPER, Guy L. Assigned Residential Lease  
#10271, Lot 323 in Nanakuli,  
Oahu dated 09/09/2021. Remove  
application dated 07/18/2000.

KEALOHA, Zilinda P. Assigned Residential Lease  
#4611, Lot 123 in Waianae, Oahu  
dated 10/21/2021. Remove  
application dated 05/12/1987.

KUMUHONE, Uilani Assigned Residential Lease  
#11897, Lot 26 in Nanakuli, Oahu  
dated 01/14/2022. Remove  
application dated 07/12/2019.

MERSBERG, Patricia Assigned Residential Lease  
#5152, Lot 1 in Nanakuli, Oahu  
dated 12/28/2020. Remove  
application dated 02/25/1985.

MEYERS, Kathlene P. Assigned Residential Lease  
#8711, Lot 60 in Waianae, Oahu  
dated 08/01/2019. Remove  
application dated 12/21/1977.

MEYERS, Waldemar W.J. Assigned Residential Lease  
#8711, Lot 60 in Waianae, Oahu  
dated 08/01/2019. Remove  
application dated 04/22/2003.

PUAHI-KAPOLOLU, Kaiakamalie N. Assigned Residential Lease  
#12826, Lot 37 in Kauluokahai,  
Oahu dated 02/17/2022. Remove  
application dated 10/12/2016.

SILVA, Valerie P. Assigned Residential Lease  
#9936, Lot 82 in Waiehu Kou 3,  
Maui dated 12/26/2019. Remove  
application dated 07/28/2017.

MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

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MAIELUA, David Jacob K.                      Assigned Residential Lease  
#9925, Lot 60 in Waiehu Kou 3,  
Maui dated 11/26/2019. Remove  
application dated 08/24/2006.

HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

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KAUPU, Jason T.H.                              Assigned Residential Lease  
#4385, Lot 81 in Nanakuli, Oahu  
dated 12/27/2021. Remove  
application dated 07/03/1989.

KAUPU, Joseph U., Jr.                        Assigned Residential Lease  
#4385, Lot 81 in Nanakuli, Oahu  
dated 12/27/2021. Remove  
application dated 09/05/1986.

KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

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ALQUIZA, Oddetta K.                        Assigned Residential Lease  
#6508, Lot G & G1 6 in Anahola,  
Kauai dated 01/20/2021. Remove  
application dated 08/28/2007.

4. Native Hawaiian Qualification

NONE FOR SUBMITTAL

5. Voluntary Cancellation

KAUAI ISLANDWIDE AGRICULTURAL LEASE LIST

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KAPUAALA, Mickey K.N.                      Cancel application dated  
11/02/1987 at the request of  
applicant received on  
05/11/2022.



Last Month's Transaction Total	12
Last Month's Cumulative FY 2021-2022 Transaction Total	273
Transfers from Island to Island	0
Deceased	2
Cancellations:	
Awards of Leases	13
NHQ	0
Voluntary Cancellations	3
Successorship	2
Additional Acreage	0
HHC Adjustments	0
This Month's Transaction Total	20
<b>This Month's Cumulative FY 2021-2022 Transaction Total</b>	<b>293</b>

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission  
THROUGH: Juan Garcia, HSD Administrator   
FROM: Nicole F. Bell, Specialist V  
Application Branch, Homestead Services Division  
SUBJECT: **Commission Designation of Successors to Application Rights - Public Notice 2007**

RECOMMENDED MOTION/ACTION

1. To designate the following individuals as successors to the application rights of deceased applicants who did not name a qualified successor.

2. To approve the certification of applications to successorship rights of qualified successors. The Department has verified the native Hawaiian blood quantum requirement of each prospective successor according to section 10-3-2 of the Hawaii Administrative Rules.

DISCUSSION

The following qualified applicants passed away on or after October 26, 1998, without naming qualified successors. Pursuant to 10-3-8(c) of the *Hawaii Administrative Rules*, a public notice listing the names of deceased applicants and calling for possible successors to their application rights was published in the Honolulu Star-Advertiser, The Maui News, Hawaii Tribune Herald, West Hawaii Today, and The Garden Island on the last two consecutive Sundays of November for the year the Department received notification. Requests to succeed to the decedents' application rights were submitted within the required 180 days following the last date of publication. Prospective successors were the sole respondents and are deemed by the Department to have met the requirements of successorship according to section 10-3-8(b) of the *Hawaii Administrative Rules*. HSD recommends approval of the following designees:

1a. Deceased Applicant: Earl C. Wedemeyer  
 Date of death: February 12, 2006  
 Successor to app rights: Elias A. Kanoho  
 Relationship to decedent: Grandchild  
 Island: Hawaii  
 Type: Islandwide Agricultural  
 Date of Application: October 26, 1990  
 Date of Public Notice: November, 2007

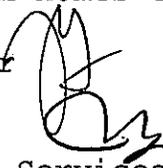
1b. Island: Hawaii  
 Type: Islandwide Residential  
 Date of Application: May 27, 1999

Previous Cumulative Total for Current FY	75
Current Month's Total	2
<b>Fiscal Year Total: July 2021-June 2022</b>	<b>77</b>

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission  
THROUGH: Juan Garcia, HSD Administrator   
FROM: Nicole F. Bell, Specialist V  
Application Branch, Homestead Services Division  
SUBJECT: **Approval to Certify Applications of Qualified Applicants for the month of May 2022**

RECOMMENDED MOTION/ACTION

To approve the certification of applications of qualified applicants for the month of May 2022. The Department has verified the native Hawaiian blood quantum requirement of each applicant according to section 10-3-2 of the Hawaii Administrative Rules.

DISCUSSION

At its October 2020 regular meeting, the Hawaii Homes Commission adopted the recommendation of the HHC Investigative Committee on the Native Hawaiian Qualification Process to recall to the HHC, pursuant to Hawaii Administrative Rules § 10-2-16(a), the authority to accept the Native Hawaiian Quantum (NHQ) determination for an individuals as a function requiring the exercise of judgement or discretion. The recommendation included a process to implement the Commission's review and acceptance of NHQ determinations. These applicants have been deemed by the Department to have met the native Hawaiian blood quantum requirement through the kumu 'ohana process.

OAHU ISLANDWIDE AGRICULTURAL LEASE LIST

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GOO, Tanya S.K.	2/14/2022
TEHIWA, Theresa K.	3/10/2022
WAIWAIOLE, Sheila M.L.	3/28/2022
JOHNASEN, Danielle K.K.O.	3/29/2022

KILAKALUA, Daniel K.	3/29/2022
KAONOHI, Anja-Lee K.	4/19/2022
HERMOGILA, Faith L.N.	4/19/2022

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

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GOO, Tanya S.K.	2/14/2022
LIANA, Judah P.	2/14/2022
KEKUMA, Kass M.	2/15/2022
KAAUWAI, Charles K.	2/17/2022
IAEA, Nolan K.	3/4/2022
ASING, Destiny K.	3/9/2022
STANLEY, Nalani H.	3/10/2022
TEHIWA, Theresa K.	3/10/2022
KRUEGER, Kekoa J.K.	3/10/2022
PA, Shelby U.	3/10/2022
WAIWAIOLE, Sheila M.L.	3/28/2022
JOHNASSEN, Danielle K.K.O.	3/29/2022
KILAKALUA, Daniel K.	3/29/2022
SPENCER, Theo M.	3/29/2022
LUTA, Kapualehua M.K.	4/18/2022
PARKER, Kamuela P.V.O.	4/18/2022
KAONOHI, Anja-Lee K.	4/19/2022
HERMOGILA, Faith L.N.	4/19/2022
IAEA, Jason K.	4/20/2022

MAUI ISLANDWIDE AGRICULTURAL LEASE LIST

KEALA, Darnelle U.	3/4/2022
JOHNSON, Haweookalani T.	3/8/2022
CARTER, Daeleen K.M.	3/9/2022
KAHAHANE, Jarnelle K.	3/9/2022
KALALAU, Sanoë U.T.M.	3/30/2022
KAHALEHOE, Bernadine K.	4/21/2022

MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

JESEN, John Jr.	8/20/1986
KEALA, Darnelle U.	3/4/2022
JOHNSON, Haweookalani T.	3/8/2022
CARTER, Daeleen K.M.	3/9/2022
KAHAHANE, Jarnelle K.	3/9/2022
BAISA, Judie L.K.	3/10/2022
KALALAU, Sanoë U.T.M.	3/30/2022
KAHALEHOE, Bernadine K.	4/21/2022

HAWAII ISLANDWIDE AGRICULTURAL LEASE LIST

NAHIHEI, Christina	3/1/2022
LEWI, Isacc P., Jr.	2/18/2022
SPENCER, Tatelyn K.Y.	3/4/2022
ASING, Destiny K.	3/9/2022
ANGUAY, Genesis O.I.	3/28/2022
JOHNASEN, Austin K.K.H.	3/29/2022

HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

LEWI, Isaac P. Jr.	2/18/2022
MANGAUIL, Lawrence L.	3/3/2022
SPENCER, Tatelyn K.Y.	3/4/2022
REEF, Andrea K.K.	3/16/2022
ANGUAY, Genesis O.I.	3/28/2022
JOHNASSEN, Austin K.K.H.	3/29/2022
KAILI, Matthew K.	4/21/2022

KAUAI ISLANDWIDE AGRICULTURAL LEASE LIST

JERVES, Rymen K.	2/18/2022
HIGASHI, Olinda N.	3/1/2022
SANTOS, Rose K.	3/2/2022
STANLEY, Nalani H.	3/10/2022
JOHNASSEN, Benjamin K.G.	3/29/2022

KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

RAMOS, Ursula M.	11/16/2016
NAKIHEI, Christina	3/1/2022
JERVES, Rymen K.	2/18/2022
SANTOS, Rose K.	3/2/2022
JOHNASSEN, Benjamin K.G.	3/29/2022

HOOLEHUA AREA / MOLOKAI ISLANDWIDE AGRICULTURAL LEASE LIST

MAKEKAU, Flora P.	7/16/1963
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MOLOKAI ISLANDWIDE AGRICULTURAL LEASE LIST

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DUDOIT, Dustin K.	7/17/1985
PUAOI-GLANCY, Raina A.K.	3/8/2022
PA, Shelby U.	3/10/2022

MOLOKAI ISLANDWIDE RESIDENTIAL LEASE LIST

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PUAOI-GLANCY, Raina A.K.	3/8/2022
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Previous Cumulative Total for Current FY	45,263
Current Month's Total	68
<b>Fiscal Year Total: July 2021-June 2022</b>	<b>45,331</b>



Previous Cumulative Total for Current FY	110
Current Month's Total	3
<b>Fiscal Year Total: July 2021-June 2022</b>	<b>113</b>

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator   
Homestead Services Division

FROM: Ross K. Kapeliela, Acting ODO Supervisor   
Homestead Services Division

SUBJECT: **Approval of Designation of Successors to Leasehold Interest and Designation of Persons to Receive the Net Proceeds**

RECOMMENDED MOTION/ACTION

1. To approve the designation of successor to the leasehold interest and person to receive the net proceeds, pursuant to Section 209, Hawaiian Homes Commission Act, 1920, as amended.

2. To approve and accept that designated successors are of no less than the required 25% or 50% Hawaiian ancestry as appropriate pursuant to Section 209, Hawaiian Homes Commission Act, 1920 as amended.

\*See attached list of Lessee.

Leasehold Interest:

Ratified for June 2022	13
Previous FY 2021 - 2022	80
FY 2021 - 2022 Total to Date	93

Ratified for FY '20 - '21 92

Net Proceeds

Ratified for June 2022	0
Previous FY 2021 - 2022	0
FY 2021 - 2022 Total to Date	0

Ratified for FY '20 - '21 0

**LIST OF LESSEES WHO DESIGNATED SUCCESSORS TO THEIR  
LEASEHOLD INTEREST  
FOR MONTH OF JUNE 2022**

<u>Deceased Lessee</u>	<u>Designated Successor</u>
1. Israel Aiona Lot No.: 45 Area: Waiakea, Hawaii Res. Lease No. 9105	<u>PRIMARY: Joint Tenants</u> Jacob K. Aiona, Son Hauoli O. Aiona, Daughter Lehua T. Remmers, Daughter  <u>ALTERNATE:</u> N/A  <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A
2. Harvey L. Auna Lot No.: 18365 Area: Kanehili, Oahu Res. Lease No. 12616	<u>PRIMARY:</u> Valen A. Cox, Daughter  <u>ALTERNATE:</u> N/A  <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A
3. John P. Hanson Lot No.: 69 Area: Anahola, Kauai Res. Lease No. 5734	<u>PRIMARY:</u> John K. Brown, Son  <u>ALTERNATE:</u> N/A  <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A

4. Lurline G. M. Henry  
 Lot No.: 54  
 Area: Makuu, Hawaii  
 Agr. Lease No. 6998
- PRIMARY:  
 Gennifer H. Treat, Daughter
- ALTERNATE:  
 N/A
- DESIGNEE TO RECEIVE NET  
 PROCEEDS:  
 N/A
5. Sarah K. Kahele  
 Lot No.: 28  
 Area: Waiakea, Hawaii  
 Res. Lease No. 5393
- PRIMARY:  
 William K. Kahele, Son
- ALTERNATE:  
 N/A
- DESIGNEE TO RECEIVE NET  
 PROCEEDS:  
 N/A
6. Louise M. K. Kaihana  
 Lot No.: 34  
 Area: Waianae, Oahu  
 Res. Lease No. 4740
- PRIMARY:  
 Jesse K. Kaikana, Husband
- ALTERNATE: Tenants in  
 Common  
 Shanden-Joseph Kumuhone-  
 Kaholo, Grandson\*  
 Shanceden Kumuhone-Kaholo,  
 Grandson\*  
 \*Omit due to lack of  
 genealogy documents to  
 determine eligibility to  
 successorship
- DESIGNEE TO RECEIVE NET  
 PROCEEDS:  
 N/A

7. Harry M. Kalima  
 Lot No.: 48  
 Area: Waiakea, Hawaii  
 Res. Lease No. 9106
- PRIMARY:  
 Jeremy Kalima, Son
- ALTERNATE:  
 Justin Kalima, Son
- DESIGNEE TO RECEIVE NET  
 PROCEEDS:  
 N/A
8. David Kawelo  
 Lot No.: 4A-1-10  
 Area: Waianae, Oahu  
 Agr. Lease No. 6674
- PRIMARY:  
 Rochelle N. Kawelo, Wife
- ALTERNATE:  
 N/A
- DESIGNEE TO RECEIVE NET  
 PROCEEDS:  
 N/A
9. Samuel K. P. Mahi, Sr.  
 Lot No.: 115  
 Area: Panaewa, Hawaii  
 Agr. Lease No. 5379
- PRIMARY: Joint Tenants  
 Mikihala K. Mahi, Daughter  
 Samuel K. P. Mahi, Jr., Son  
 Keola K. Mahi, Son
- ALTERNATE:  
 Kaylee K. Mahi-Roberts,  
 Granddaughter
- DESIGNEE TO RECEIVE NET  
 PROCEEDS:  
 N/A
10. Eldred K. Pea  
 Lot No.: 22-A  
 Area: Keaukaha, Hawaii  
 Res. Lease No. 1048
- PRIMARY:  
 Tresa P. Pea, Niece
- ALTERNATE:  
 N/A
- DESIGNEE TO RECEIVE NET  
 PROCEEDS:  
 N/A

11. Eldred K. Pea  
Lot No.: 97  
Area: Panaewa, Hawaii  
Agr. Lease No. 1048-A

PRIMARY:  
Puhala Pea, Niece

ALTERNATE:  
N/A

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

12. Laverne P. Schutte  
Lot No.: 106  
Area: Waianae, Oahu  
Res. Lease No. 5357

PRIMARY: Tenants in Common  
David N. Schutte, Son  
William P. Schutte, Husband

ALTERNATE:  
N/A

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

13. Wah Fook B. Yung  
Lot No.: 155-B  
Area: Keaukaha, Hawaii  
Res. Lease No. 2942

PRIMARY:  
Jason A. L. H. Yung,  
Grandson

ALTERNATE:  
N/A

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator   
Homestead Services Division

FROM: Ross K. Kapeliela, Acting ODO Supervisor   
Homestead Services Division

SUBJECT: **Approval of Assignment of Leasehold Interest**

RECOMMENDED MOTION/ACTION

1. To approve the assignment of the leasehold interest, pursuant to Section 208, Hawaiian Homes Commission Act, 1920, as amended, and subject to any applicable terms and conditions of the assignment, including but not limited to the approval of a loan.

2. To approve and accept that the transferees are of no less than the required 25% or 50% Hawaiian ancestry as appropriate pursuant to Section 208, Hawaiian Homes Commission Act, 1920, as amended.

DISCUSSION

Twenty-four (24) assignments of lease.

1. Lessee Name: Randolph K. Ahuna, Jr.  
Agr. Lease No. 953-A, Lot No. 149  
Lease Date: 12/28/1945  
Area: Panaewa, Hawaii  
Property Sold & Amount: No, N/A  
Improvements: Open Carport

Transferee Name: Eloise Pung  
Relationship: Sister  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Giving lease to relative."

2. Lessee Name: Ellen K. A. Asuncion  
Agr. Lease No. 6880, Lot No. 11  
Lease Date: 10/1/1986  
Area: Panaewa, Hawaii  
Property Sold & Amount: No, N/A  
Improvements: 1 bedroom, 1 bath dwelling

Transferee Name: Cyerra K. K. Aiona-Owings  
Relationship: Daughter  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Giving lease to relative."

3. Lessee Name: Theodora P. Auwae  
Res. Lease No. 280-A, Lot No. 48-A-2  
Lease Date: 5/12/1930  
Area: Nanakuli, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 4 bedroom, 2 bath dwelling

Transferee Name: Robin K. Auwae  
Relationship: Mother  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Giving lease to relative."

4. Lessee Name: Destry Carvalho  
Res. Lease No. 8840, Lot No. 53  
Lease Date: 7/1/1998  
Area: Anahola, Kauai  
Property Sold & Amount: No, N/A  
Improvements: 4 bedroom, 2 bath dwelling

Transferee Name: Destry Carvalho & Dawson K. Carvalho  
Relationship: Lessee & Brother  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Moving off island, adding relative to lease and my brother Dawson Carvalho needs a place to live."

5. Lessee Name: Chanelcherie K. L. M. Demello  
Res. Lease No. 11259, Lot No. 15  
Lease Date: 7/10/2010  
Area: Kumuhau, Oahu  
Property Sold & Amount: Yes, \$575,000.00  
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Abraham Kaihenui  
Relationship: None  
Loan Assumption: N/A  
Applicant: Yes, Oahu IW Res., 3/12/2014

Reason for Transfer: "Selling lease." Special Condition:  
Transferee to obtain funds to pay purchase price.

6. Lessee Name: George M. Joy  
Res. Lease No. 727, Lot No. 36-A  
Lease Date: 2/15/1940  
Area: Waimanalo, Oahu  
Property Sold & Amount: Yes, \$695,000.00  
Improvements: 4 bedroom, 1-1/2 bath dwelling

Transferee Name: David Char  
Relationship: None  
Loan Assumption: N/A  
Applicant: Yes, Oahu IW Res., 4/27/1979

Reason for Transfer: "Moving off island." Special  
Condition: Transferee to obtain funds to pay purchase price.

7. Lessee Name: John K. Kaai, Jr.  
Res. Lease No. 8526, Lot No. 236  
Lease Date: 10/1/1995  
Area: PKE, Oahu  
Property Sold & Amount: Yes, \$500,000.00  
Improvements: 3 bedroom, 2-1/2 bath dwelling

Transferee Name: Nicole N. K. Killiona  
Relationship: None  
Loan Assumption: N/A  
Applicant: Yes, Oahu IW Res., 8/24/2007

Reason for Transfer: "Moving off island." Special  
Condition: Transferee to obtain funds to pay purchase price.

8. Lessee Name: Hank K. Keohuhu  
Res. Lease No. 7961, Lot No. 93  
Lease Date: 2/1/1989  
Area: Nanakuli, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Hank K. Keohuhu, Jr.  
Relationship: Son  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Giving lease to relative."

9. Lessee Name: Claude K. Mendiola  
Res. Lease No. 10116, Lot No. 17  
Lease Date: 3/14/2008  
Area: Kaniohale, Hawaii  
Property Sold & Amount: Yes, \$250,000.00  
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Clayton L. Mendiola  
Relationship: Son  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Giving lease to relative." Special  
Condition: Transferee to obtain funds to pay purchase  
price.

10. Lessee Name: Denise P. Murphy  
Res. Lease No. 2699A, Lot No. 77  
Lease Date: 10/1/1952  
Area: Kuhio Village, Hawaii  
Property Sold & Amount: No, N/A  
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Kawehi L. L. Murphy  
Relationship: Daughter  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Giving lease to relative."

11. Lessee Name: Zena K. S. Nasau  
Res. Lease No. 5140, Lot No. 55  
Lease Date: 8/2/1982  
Area: Nanakuli, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 4 bedroom, 2 bath dwelling

Transferee Name: Zena K. S. Nasau, Zyshanna K. S. Kauaula &  
Charles L. A. Kauaula  
Relationship: Lessee, Daughter & Son  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Adding relatives to lease."

12. Lessee Name: Lehua P. K. Paishon  
Res. Lease No. 12552, Lot No. 18592  
Lease Date: 12/1/2009  
Area: Kanehili, Oahu  
Property Sold & Amount: Yes, \$702,500.00  
Improvements: 4 bedroom, 3 dwelling

Transferee Name: Kenneth L. Hale, Jr  
Relationship: None  
Loan Assumption: N/A  
Applicant: Yes, Oahu IW Res., 1/25/2006

Reason for Transfer: "Financial reasons." Special  
Condition: Transferee to obtain funds to pay purchase  
price.

13. Lessee Name: Michael E. Park  
Res. Lease No. 3569, Lot No. 200-B  
Lease Date: 3/25/1965  
Area: Nanakuli, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 2 bedroom, 2 bath dwelling

Transferee Name: Michael A. P. Mahuka  
Relationship: Grandson  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Giving lease to relative."

14. Lessee Name: Inez L. Sajor  
Res. Lease No. 4505, Lot No. 65  
Lease Date: 5/8/1978  
Area: Nanakuli, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 3 bedroom, 2 bath dwelling
- Transferee Name: Valire J. Popa  
Relationship: None  
Loan Assumption: N/A  
Applicant: Yes, Oahu IW Res., 7/30/2010
- Reason for Transfer: "I wanted to transfer it into my son in law's name (Addison J. K. Popa) because my daughter didn't meet the requirements." See simultaneous transfer below.
15. Lessee Name: Valire J. Popa  
Res. Lease No. 4505, Lot No. 65  
Lease Date: 5/8/1978  
Area: Nanakuli, Oahu  
Property Sold & Amount: No, N/A  
Improvements: 3 bedroom, 2 bath dwelling
- Transferee Name: Addison J. K. Popa  
Relationship: Son  
Loan Assumption: N/A  
Applicant: No
- Reason for Transfer: "Giving lease to relative."
16. Lessee Name: Makaea R. Salis, Keoni S. Salis & Shea K. Salis  
Res. Lease No. 2205, Lot No. 21  
Lease Date: 9/28/1949  
Area: Kewalo, Oahu  
Property Sold & Amount: Yes, \$550,000.00  
Improvements: 4 bedroom, 2 bath dwelling
- Transferee Name: Pedro Velasco  
Relationship: None  
Loan Assumption: N/A  
Applicant: Yes, Oahu Iw Res., 9/29/2021
- Reason for Transfer: "Moving off island." Special  
Condition: Transferee to obtain funds to pay purchase price.

17. Lessee Name: Brenda E. Simeona  
Res. Lease No. 1554, Lot No. 229-A  
Lease Date: 9/13/1941  
Area: Keaukaha, Hawaii  
Property Sold & Amount: No, N/A  
Improvements: 3 bedroom, 2 bath dwelling
- Transferee Name: Shanaya I. Simeona  
Relationship: Daughter  
Loan Assumption: N/A  
Applicant: No
- Reason for Transfer: "Giving lease to relative."
18. Lessee Name: Abel Van Meter  
Res. Lease No. 4025, Lot No. 93  
Lease Date: 9/13/1973  
Area: Waiakea, Hawaii  
Property Sold & Amount: No, N/A  
Improvements: 3 bedroom, 2 bath dwelling
- Transferee Name: Ronald Van Meter & Sandra Kama  
Relationship: Brother & Sister  
Loan Assumption: N/A  
Applicant: No
- Reason for Transfer: "Giving lease to relative."
19. Lessee Name: Randolph K. Ahuna, Jr.  
Agr. Lease No. 3897, Lot No. 150  
Lease Date: 2/26/1971  
Area: Panaewa, Hawaii  
Property Sold & Amount: No, N/A  
Improvements: None
- Transferee Name: Eloise Pung  
Relationship: Sister  
Loan Assumption: N/A  
Applicant: No
- Reason for Transfer: "Giving lease to relative."

20. Lessee Name: Ona Mae K. Castardo  
Res. Lease No. 5886, Lot No. 102  
Lease Date: 8/01/1985  
Area: Kalamaula, Molokai  
Property Sold & Amount: No, N/A  
Improvements: None

Transferee Name: Gerard N. Starkey  
Relationship: Brother  
Loan Assumption: N/A  
Applicant: Yes, Molokai IW Res., 2/25/2010

Reason for Transfer: "Giving lease to relative." Special  
Condition: Transferee to build and occupy within one year  
from execution of the lease.

21. Lessee Name: Nolan K. Hanohano  
Res. Lease No. 6527, Lot No. 25  
Lease Date: 7/1/1986  
Area: Anahola, Kauai  
Property Sold & Amount: No, N/A  
Improvements: None

Transferee Name: Ikaika K. Hanohano  
Relationship: Son  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Giving lease to relative."

22. Lessee Name: Choye J. K. Lino  
Res. Lease No. 12980, Lot No. 1  
Lease Date: To be determined  
Area: Kauluokahai, Oahu  
Property Sold & Amount: No, N/A  
Improvements: None

Transferee Name: Jo Ann A. K. Linkee  
Relationship: Daughter  
Loan Assumption: N/A  
Applicant: No

Reason for Transfer: "Giving lease to relative."

23. Lessee Name: Sonny N. Makekau  
 Res. Lease No. 5861, Lot No. 29  
 Lease Date: 4/10/2001  
 Area: Kalamaula, Molokai  
 Property Sold & Amount: No, N/A  
 Improvements: None

Transferee Name: Dennis K. Kamakana, Jr.  
 Relationship: None  
 Loan Assumption: N/A  
 Applicant: Yes, Molokai IW Res., 9/20/1995

Reason for Transfer: "Giving lease to relative." Special  
 Condition: Transferee to build and occupy within one year  
 from execution of the lease.

24. Lessee Name: Diana Lee K. Napoleon  
 Agr. Lease No. 7817, Lot No. 56  
 Lease Date: 2/1/1987  
 Area: Hoolehua, Molokai  
 Property Sold & Amount: No, N/A  
 Improvements: None

Transferee Name: Eben Napoleon, Jr.  
 Relationship: Son  
 Loan Assumption: N/A  
 Applicant: Yes, Molokai IW Ag., 9/30/2010

Reason for Transfer: "Giving lease to relative."

Assignments for the Month of June '22	24
Previous FY '21 - '22 balance	<u>196</u>
FY '21 - '22 total to date	220
Assignments for FY '20 - '21	201

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator   
Homestead Services Division

FROM: Ross K. Kapeliela, Acting ODO Supervisor   
Homestead Services Division

SUBJECT: **Approval of Amendment of Leasehold Interest**

RECOMMENDED MOTION/ACTION

To approve the amendment of the leasehold interest listed below.

DISCUSSION

Eleven (11) amendments of lease.

1. Lessee: James Alapai, Jr.  
Agr. Lease No.: 953-A  
Lot No., Area, Island: 149, Panaewa, Hawaii  
Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.
  
2. Lessee: Randolph K. Ahuna, Jr.  
Agr. Lease No.: 3897  
Lot No., Area, Island: 150, Panaewa, Hawaii  
Amendment: To amend the lease to incorporate the currently used terms, conditions, and covenants to the lease.

3. Lessee: Ona Mae K. Castardo  
Res. Lease No.: 5886  
Lot No., Area, Island: 102, Kalamaula, Molokai  
Amendment: To amend the property description and commencement date due to final subdivision.
4. Lessee: George M. Joy  
Res. Lease No.: 727  
Lot No., Area, Island: 36-A, Waimanalo, Oahu  
Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.
5. Lessee: Gordon Y. W. Kang  
Res. Lease No.: 267  
Lot No., Area, Island: 29-A, Nanakuli, Oahu  
Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.
6. Lessee: Ashferd A. Kelson  
Res. Lease No.: 1089-A  
Lot No., Area, Island: 69-B, Keaukaha, Hawaii  
Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.

7. Lessee: Eldred K. Pea  
 Res. Lease No.: 1048  
 Lot No., Area, Island: 22-A, Keaukaha, Hawaii  
 Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.
8. Lessee: Eldred K. Pea  
 Agr. Lease No.: 1048-A  
 Lot No., Area, Island: 97, Panaewa, Hawaii  
 Amendment: To amend the lease to incorporate the currently used terms, conditions, and covenants to the lease.
9. Lessee: Brenda E. Simeona  
 Res. Lease No.: 1554  
 Lot No., Area, Island: 229-A, Keaukaha, Hawaii  
 Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.
10. Lessee: Ronald F. Van Meter, Abel Van Meter & Sandra Kama  
 Res. Lease No.: 4025  
 Lot No., Area, Island: 93, Waiakea, Hawaii  
 Amendment: To amend the lease to incorporate the currently used terms, conditions, and covenants to the lease.

11. Lessee: Wah Fook B. Yung  
 Res. Lease No.: 2942  
 Lot No., Area, Island: 155-B, Keaukaha, Hawaii  
 Amendment: To amend the lease title and lessor's name, to update the property description, to incorporate the currently used terms, conditions, and covenants to the lease, and to extend the lease term to an aggregate term of 199 years.

Amendments for the Month of June '22	11
Previous FY '21 - '22 balance	<u>122</u>
FY '21 - '22 total to date	133
 Amendments for FY '20 - '21	 112

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, Administrator  
Homestead Services Division 

FROM: Ross K. Kapeliela, Acting ODO Supervisor   
Homestead Services Division

SUBJECT: **Approval to Issue a Non-Exclusive License for Rooftop Photovoltaic Systems for Certain Lessees**

RECOMMENDED MOTION/ACTION

To approve the issuance of a non-exclusive license to allow the Permittee to provide adequate services related to the installation, maintenance, and operation of a photovoltaic system on the premises leased by the respective Lessees.

The non-exclusive license is necessary as the Lessee can not issue his/her own licenses.

DISCUSSION

Six (6) non-exclusive licenses.

1. Lessee: Jeremy Kalima  
Res. Lease No.: 9106  
Lot No., Area, Island: 48, Waiakea, Hawaii  
Permittee: Sunrun Installation Services, Inc.
  
2. Lessee: Ruth L. Kaopuiki  
Res. Lease No.: 11907  
Lot No., Area, Island: 17238, Kaupea, Oahu  
Permittee: Sunrun Installation Services, Inc.

- 3. Lessee: Elaine K. K. G. Keamoai  
 Res. Lease No.: 11317  
 Lot No., Area, Island: 40, Kekaha, Kauai  
 Permittee: Sunrun Installation Services, Inc.
  
- 4. Lessee: Benjamin Mendez, III  
 Res. Lease No.: 9848  
 Lot No., Area, Island: 29, Waiehu Kou, Maui  
 Permittee: Sunrun Installation Services, Inc.
  
- 5. Lessee: Clarence K. Solomon  
 Res. Lease No.: 8151  
 Lot No., Area, Island: 12, Paukukalo, Maui  
 Permittee: Sunrun Installation Services, Inc.
  
- 6. Lessee: Sasha I. Tabon  
 Res. Lease No.: 9491  
 Lot No., Area, Island: 53, Waiehu Kou II, Maui  
 Permittee: Sunrun Installation Services, Inc.

Non-Exclusive License for the Month of June '22	6
Previous FY '21 - '22 balance	<u>48</u>
FY '21 - '22 total to date	54
Non-Exclusive License for FY '20 - '21	64

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20, 2022

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Juan Garcia, HSD Administrator   
Homestead Services Division

FROM: Ross K. Kapeliela, Acting District Supervisor   
Oahu District Office  
Homestead Services Division

SUBJECT: **Commission Designation of Successor -  
ELAINE K. KONO, Residential Lease No. 9583,  
Lot No. 88, KALAWAHINE, Oahu**

RECOMMENDED MOTION/ACTION

1. To approve the designations of Keone Kaiponohealani Papaia (Keone) and Wendell Bryan Kalaniniuiokaupo Young (Wendell) as tenants-in-common successors to Residential Lease No. 9583, Lot No. 88, Kauluokahai, Oahu (Lease), for the remaining term of the Lease;

2. To approve and accept that Keone and Wendell are of no less than the required 50% Hawaiian ancestry and are therefore qualified successors pursuant to Section 209 of the Hawaiian Homes Commission Act, 1920, as amended;

3. To stipulate that Keone's and Wendell's successorship rights and interest in the Lease do not vest until Keone and Wendell have signed that: (i) Transfer Through Successorship of Lease; (ii) Lease Addendum; and such necessary and appropriate instruments; and that if Keone and Wendell do not sign all such documents on or before **August 31, 2022** (the Deadline), that the Commission's selection of Keone and Wendell as a tenants-in-common successors is automatically revoked;

4. To authorize the Department to extend the Deadline up to 60 days for good cause; and

5. To declare that if Keone's and Wendell's selection as tenants-in-common successors is revoked; then under

Section 209(a) of the Hawaiian Homes Commission Act, 1920, as amended, "...the land subject to the lease shall resume its status as unleased Hawaiian home lands and the department is authorized to lease the land to a native Hawaiian as provided by the Act;"

DISCUSSION

Elaine K. Kono (Decedent) received the lease by way of Transfer Through Successorship dated April 24, 2002.

On January 30, 2006, the Decedent designated her brother, Donna K. Kualii as successor to her lease interest; however, he passed away on August 19, 2016.

On April 25, 2020, the Decedent passed away without naming another qualified successor and the Department subsequently received her death certificate on June 1, 2020.

Pursuant to Administrative Rule 10-3-63, the Department published legal notices in the Honolulu Star-Advertiser, the Hawaii Tribune Herald, the West Hawaii Today, The Maui News, and The Garden Island newspapers on December 6, 13, 20, and 27, 2021, to notify all interested, eligible and qualified heirs of the Decedent to submit their successorship claims to the Lease.

The Department received two successorship claims from the Decedent's nephews, Keone and Wendell who have been determined to be of at least 50% Hawaiian ancestry and eligible for successorship to the Lease. Keone is the son of the Decedent's sister and Wendell is the son of the Decedent's deceased husband's sister.

Pursuant to Section 209 of the Hawaiian Homes Commission Act of 1920, as amended (Act), when a lessee fails to designate a successor, the commission is authorized to terminate this lease or to continue the lease by designating a successor. Section 209 states in part that the department may select from only the following qualified relatives of the decedent:

1. Husband or wife; or
2. If there is no husband or wife, then the children; or
3. If there is no husband, wife, or child, then the grandchildren; or

4. If there is no husband, wife, child, or grandchild, then the brothers or sisters; or
5. If there is no husband, wife, child, grandchild, brother, or sister, then from the following relatives of the lessee who are native Hawaiian: father and mother, widows or widowers of the children, widows or widowers of the brothers and sisters, or nieces and nephews.

Improvements to the homestead lot consist of a 3-bedroom, 2-bath, single family dwelling, which was constructed in 2000.

There was an outstanding mortgage with American Savings Bank dated September 7, 2007, which was subsequently assigned to the Department of Hawaiian Home Lands (DHHL) on or about May 29, 2019. The outstanding loan balance is \$189,532 and there is also a balance of \$14,122 for deferred interest. Keone and Wendell have been apprised of the outstanding DHHL debts.

The lease rent account reports a credit balance of \$76 and the real property taxes are in arrears approximating \$329.

The Department requests approval of its recommendation.

**HAWAIIAN HOMES COMMISSION  
JUNE 20 & 21, 2022  
FACE-TO-FACE &  
INTERACTIVE CONFERENCE  
TECHNOLOGY**

**F – ITEMS**

**LAND MANAGEMENT DIVISION**

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20-21, 2022

To: Chairman and Members, Hawaiian Homes Commission

From: Peter "Kahana" Albinio, Jr., Acting Administrator  
Land Management Division *KA*

Subject: Approval to Amendment of General Lease No. 290, Kapolei Community Development Corp. (KCDC), East Kapolei, Oahu, TMK (1) 91151002

RECOMMENDED MOTION/ACTION

That the Hawaiian Homes Commission (HHC) grant its approval to the following:

To amend General Lease No. 290 as follows:

1. Delete Article One, Section 3, titled Progress Evaluation, as amended by Section 2 of the Fourth Amendment, which reads in its entirety as follows:

"During the term of the General Lease, LESSEE shall cause Sublessee to make significant progress toward completion of LESSEE's economic development (self-sustaining) component. By virtue of this Amendment, this time frame is extended to May 16, 2023. Failure to meet any milestone by May 16, 2023, or an otherwise negative evaluation of LESSEE's project may be grounds for early termination of the General Lease. The milestones that must be met in reference to the commencement date of this General Lease are as follows:

- 1) Complete HRS Chapter 343 compliance.
- 2) Grub, clear and maintain entire Premises.
- 3) Submit preliminary development plan for review and comment.
- 4) Initiate design for all backbone infrastructures - access roads, water meter, water lines, waste water system, drainage and utilities connection.
- 5) Submit development plans for review and approval.
- 6) Application of all required permits for the development of the portions of the project described in item 7 below. LESSEE shall seek and secure all approvals and permits which may be required from any governmental authority having jurisdiction. LESSEE shall bear all costs and expenses of obtaining the necessary approvals and permits.

- 7) Substantially complete the work detailed in the plans referenced in the LESSOR approval letters attached hereto as Exhibit "B".

LESSOR acknowledges that with respect to the foregoing obligations set forth in Article One, Section 3, LESSEE has caused Sublessee to satisfy conditions (1)-(3), as of the date of this Amendment. LESSOR further acknowledges that (i) in connection with condition (5), LESSOR has reviewed and approved the development plans attached hereto as Exhibit "A", and (ii) in connection with conditions (4) and (6), LESSOR has reviewed and approved the development and construction plans for the project's common elements including the utility infrastructure and roads referenced in condition (4) and building improvement plans for Units 1, 2, and 5 as detailed in the LESSOR approval letters attached hereto as Exhibit "B".

2. Insert new Article One, Section 3, titled Progress Evaluation, to read as follows:

"During the term of the General Lease, LESSEE shall cause Sublessee to make significant progress toward completion of LESSEE's economic development (self-sustaining) component. By virtue of this Amendment, this time frame is extended to **May 16, 2024**. Failure to meet any milestone by May 16, 2024, or an otherwise negative evaluation of LESSEE's project may be grounds for early termination of the General Lease. The milestones that must be met in reference to the commencement date of this General Lease are as follows:

- 1) Complete HRS Chapter 343 compliance.
- 2) Grub, clear and maintain entire Premises.
- 3) Submit preliminary development plan for review and comment.
- 4) Initiate design for all backbone infrastructures - access roads, water meter, water lines, wastewater system, drainage and utilities connection.
- 5) Submit development plans for review and approval.
- 6) Application of all required permits for the development of the portions of the project described in item 7 below. LESSEE shall seek and secure all approvals and permits which may be required from any governmental authority having jurisdiction. LESSEE shall bear all costs and expenses of obtaining the necessary approvals and permits.
- 7) Substantially complete the work detailed in the plans referenced in the LESSOR approval letters attached hereto as Exhibit "B".

LESSOR acknowledges that with respect to the foregoing obligations set forth in Article One, Section 3, LESSEE has caused Sublessee to satisfy conditions (1)-(3), as of the date of this Amendment. LESSOR further acknowledges that (i) in connection with condition (5), LESSOR has reviewed and approved the development plans attached hereto as Exhibit "A", and (ii) in connection with conditions (4) and (6),

LESSOR has reviewed and approved the development and construction plans for the project's common elements including the utility infrastructure and roads referenced in condition (4) and building improvement plans for Units 1, 2, and 5 as detailed in the LESSOR approval letters attached hereto as Exhibit "B".

3. LESSOR and Sublessee signed and delivered that certain Indemnity Agreement dated as of May 3, 2022 (the "**Indemnity Agreement**"), in favor of CHICAGO TITLE INSURANCE COMPANY, a Florida corporation, and TITLE GUARANTY OF HAWAII, LLC., a Hawaii limited liability company, acting as its policy-issuing agent (collectively "**Title Company**"), a copy of which is attached hereto as **Exhibit C** and made a part hereof. LESSOR hereby acknowledges for the benefit of Sublessee and its tenants and their respective successors and assigns that the Access Rights ("**Access Rights**") which are the subject of the Grant of Limited Vehicle Access Rights and Endorsement (described and/or defined in the Indemnity Agreement) are critical and necessary for the development and operation of the shopping center that is to be constructed, and therefore LESSOR hereby covenants and agrees for the benefit of Sublessee and its tenants and their respective successors and assigns as follows:
  - (1) to pursue expeditiously the filing and processing of the Land Court petition described in the Indemnity Agreement and obtain a Land Court Order amending Land Court Map 1460 or issuing a new Map to show permissible access from the Premises directly to and from Kualakai Parkway and noting the Land Court Order on TCT No. 830,719 (and any other subsequently issued transfer certificates of title);
  - (2) to record the Grant of Limited Vehicle Access Rights as soon as possible thereafter in the Land Court; and
  - (3) that it will not take any action or make any omission that would revoke, modify, or otherwise alter the Access Rights.
4. The Chairman of the Hawaiian Homes Commission may set forth other terms and conditions deemed prudent and necessary; however, any request for further extensions of time shall require approval from the Hawaiian Homes Commission;
5. The Amendment to Lease document shall be subject to the review and approval of the State of Hawaii Department of Attorney General; and
6. Except as amended herein, all of the terms, covenants, conditions and provisions of General Lease No. 290 shall remain in full force and effect and shall be binding upon the parties hereto.

## DISCUSSION

The Hawaiian Homes Commission, at its regular monthly meeting of July 20, 2010, approved the issuance of a General Lease No. 290 to Kapolei Community Development Corporation to use a portion of Hawaiian home lands in Kapolei for the purpose of facilitating an economic development venture by subleasing the parcel to a private developer whereby the rental revenue received would be used to support its community project, the Cultural Heritage Center that

would encompass a community center, and social service facilities to provide services benefitting the Department of Hawaiian Home Lands (DHHL) or native Hawaiians residing in the Kapolei region and the broader West O’ahu area. General Lease No. 290 was issued to Kapolei Community Development Corp. (KCDC) for a term of sixty-five (65) years effectively commencing on May 17, 2011.

A First Amendment to General Lease No. 290, fully executed as of June 25, 2012, is filed with the Department of Hawaiian Home Lands but is not recorded with the Bureau of Conveyances of the State of Hawaii. The subject amendment provides LESSEE an opportunity to explore some alternative residential opportunities that may be feasible and prudent for native Hawaiian beneficiaries of the Hawaiian Home Lands Trust.

A Second Amendment to General Lease No. 290, fully executed as of June 27, 2018, is filed with the Department of Hawaiian Home Lands but is not recorded with the Bureau of Conveyances of the State of Hawaii. The subject amendment provided LESSEE an opportunity to facilitate its intent to develop the demised premises into a shopping center called the Ho’omaka Market Place (the “Shopping Center”), which development will fulfill certain of Lessee’s obligations under the Lease.

A Third Amendment to General Lease No. 290, fully executed as of November 6, 2020, is filed with the Department of Hawaiian Home Lands but is not recorded with the Bureau of Conveyances of the State of Hawaii. The subject amendment provided LESSEE an opportunity to facilitate its access and utility rights over Kekahili Street and address unforeseen permitting delays and other delays caused by the COVID-19 pandemic.

A Fourth Amendment to General Lease No. 290, fully executed as of August 4, 2021, is filed with the Department of Hawaiian Home Lands but is not recorded with the State of Hawaii, Bureau of Conveyances. The subject amendment provided LESSEE with the opportunity to extend the project’s completion date to May 16, 2023.

Due to continued unforeseen permitting delays and other delays caused by the COVID-19 pandemic the Fifth Amendment (attached hereto as Exhibit “A”) as proposed again provides the LESSEE with the opportunity to facilitate the completion of the project.

The following pertinent information on GL No. 290 are as follows:

General Lessee: Kapolei Community Development Corporation, a Hawaii 501(c)(3) non-profit corporation

Location: Kapolei, Island of O’ahu

TMK No./Land Area: (1) 91151002 / 4.992 Acre (217,452 sq.ft.)

Land Area: 4.992 Acre (217,452 sq.ft.)

Term: Sixty-five (65) years; 05/17/2011 – 05/16/2076

June 2022

Annual Rent:           Yrs. 1 – 10 – 5/17/2023 – 5/16/2033 = \$104,000  
                              Yrs. 11 – 15 – 5/17/2033 – 5/16/2038 = \$114,400  
                              Yrs. 16 – 20 – 5/17/2038 – 5/16/2043 = \$138,440  
                              Annual Rent for 10 yr. option periods thereafter shall be determined by  
                              Fair Market Value

Zoning Designation:           Commercial Mixed Use (BMX3)

On behalf of the Kapolei Community Development Corporation, its President Scott Abrigo is requesting support from the Hawaiian Homes Commission on granting approval for a Fifth Amendment to General Lease No. 290 (See Exhibit “A”) as proposed.

In summary, if the amendment as proposed is approved, the project timeline would be reset accordingly and construction development will continue through completion.

#### RECOMMENDATION

Land Management Division respectfully request approval of the motion/action as stated.

**Exhibit "A"**  
**Agenda Item No. F-1**

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOMELANDS  
FIFTH AMENDMENT TO GENERAL LEASE NO. 290

THIS FIFTH AMENDMENT TO GENERAL LEASE NO. 290 (this “Amendment”), is made this day of \_\_\_\_\_, 2022, by and between the STATE OF HAWAII, by its DEPARTMENT OF HAWAIIAN HOME LANDS, whose principal place of business is 91-5420 Kapolei Parkway, Kapolei, Hawaii, and whose mailing address is P.O. Box 1879, Honolulu, Hawaii 96805, hereinafter “**LESSOR**,” and KAPOLEI COMMUNITY DEVELOPMENT CORPORATION, a Hawaii Non-Profit 501(c)(3) Corporation, hereinafter “**LESSEE**,” whose mailing and business address is P.O. Box 700911, Kapolei, Hawaii 96709, collectively the “**PARTIES**”;

WITNESSETH:

WHEREAS, by that certain unrecorded Lease dated May 3, 2011 and effective May 17, 2011 (as amended, the “**Lease**”), LESSOR leased to LESSEE, and LESSEE leased from LESSOR, the premises located at Kapolei, Island of Oahu, City and County of Honolulu, Tax Map Key No. (1) 9-1-151:002, comprising 4.992 acres, more or less of Hawaiian Home Lands, as more particularly described therein (the “**Premises**”);

WHEREAS, by that First Amendment to General Lease No. 290 dated June 25, 2012, that Second Amendment to General Lease No. 290 dated June 27, 2018, that Third Amendment to General Lease No. 290 dated November 6, 2020, and that Fourth Amendment to General Lease No. 290 dated August 4, 2021 (the “**Fourth Amendment**”), LESSOR and LESSEE amended said Lease;

WHEREAS, a Memorandum of Lease and Agreement of the Lease effective as of May 17, 2011, is recorded in the Office of the Assistant Registrar, Land Court of the State of Hawaii (the “**Land Court**”) as Document T-11623359 and noted on Certificate of Title 830,719;

WHEREAS, LESSEE, as Sublessor, subleased the Premises to KZ Companies , LLC (“**KZC**”) pursuant to that certain Ground Sublease dated June 6, 2017, as amended by that certain unrecorded First Amendment to Ground Sublease dated as of February 28, 2019, that certain unrecorded Second Amendment to Ground Sublease dated as of June 11, 2020, that certain unrecorded letter agreement dated January 18, 2021, that certain unrecorded Third Amendment to Ground Sublease dated as of March 6, 2021, those certain unrecorded letter agreements dated December 10, 2021, and March 15, 2022, and that certain unrecorded Fourth Amendment to Ground Sublease dated as of \_\_\_\_\_, 2022 (as amended, the “**Sublease**”); KZC assigned the sublessee’s interest in the Ground Sublease to HO‘OMAKA MARKETPLACE LP, a Hawaii limited partnership (“**Sublessee**”) pursuant to that certain unrecorded Assignment of Sublease dated September 25, 2019; a Memorandum of Ground Sublease and Agreement effective as of June 6, 2017, is recorded in the Land Court as

Document T-11629339-40 and noted on Certificate of Title 830,719, and a Ground Sublease Recognition Agreement dated November 6, 2020 by LESSOR, LESSEE and Sublessee is recorded in the Land Court as Document T-11629341 and noted on Certificate of Title 830,719;

WHEREAS, Sublessee intends to develop the Premises into a shopping center called Ho‘omaka Marketplace (the “**Shopping Center**”), which development will fulfill certain of LESSEE’S obligations under the Lease;

WHEREAS, in order to facilitate Sublessee’s development of the Premises, LESSOR and LESSEE desire to further amend the Lease as more fully set forth herein;

NOW THEREFORE, for and in consideration of the foregoing and mutual covenants, terms and conditions hereinafter provided, the PARTIES, for and on behalf of themselves, their successors and assigns, do here by agree to amend General Lease No. 290 as follows:

- 1) Delete Article One, Section 3, titled Progress Evaluation, as amended by Section 2 of the Fourth Amendment, which reads in its entirety as follows:

“During the term of the General Lease, LESSEE shall cause Sublessee to make significant progress toward completion of LESSEE’s economic development (self-sustaining) component. By virtue of this Amendment, this time frame is extended to May 16, 2023. Failure to meet any milestone by May 16, 2023 or an otherwise negative evaluation of LESSEE’s project may be grounds for early termination of the General Lease. The milestones that must be met in reference to the commencement date of this General Lease are as follows:

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- 6) Application of all required permits for the development of the portions of the project described in item 7 below. LESSEE shall seek and secure all approvals and permits which may be required from any governmental authority having jurisdiction. LESSEE shall bear all costs and expenses of obtaining the necessary approvals and permits.
- 7) Substantially complete the work detailed in the plans referenced in the LESSOR approval letters attached hereto as Exhibit "B".

LESSOR acknowledges that with respect to the foregoing obligations set forth in Article One, Section 3, LESSEE has caused Sublessee to satisfy conditions (1)-(3), as of the date of this Amendment. LESSOR further acknowledges that (i) in connection with condition (5), LESSOR has reviewed and approved the development plans attached hereto as Exhibit "A", and (ii) in connection with conditions (4) and (6), LESSOR has reviewed and approved the development and construction plans for the project's common elements including the utility infrastructure and roads referenced in condition (4) and building improvement plans for Units 1, 2, and 5 as detailed in the LESSOR approval letters attached hereto as Exhibit "B".

2) Insert new Article One, Section 3, titled Progress Evaluation, to read as follows:

"During the term of the General Lease, LESSEE shall cause Sublessee to make significant progress toward completion of LESSEE's economic development (self-sustaining) component. By virtue of this Amendment, this time frame is extended to **May 16, 2024**. Failure to meet any milestone by May 16, 2024 or an otherwise negative evaluation of LESSEE's project may be grounds for early termination of the General Lease. The milestones that must be met in reference to the commencement date of this General Lease are as follows:

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- 7) Substantially complete the work detailed in the plans referenced in the LESSOR approval letters attached hereto as Exhibit "B".

LESSOR acknowledges that with respect to the foregoing obligations set forth in Article One, Section 3, LESSEE has caused Sublessee to satisfy conditions (1)-(3), as of the date of this Amendment. LESSOR further acknowledges that (i) in connection with condition (5), LESSOR has reviewed and approved the development plans attached hereto as Exhibit "A", and (ii) in connection with conditions (4) and (6), LESSOR has reviewed and approved the development and construction plans for the project's common elements including the utility infrastructure and roads referenced in condition (4) and building improvement plans for Units 1, 2, and 5 as detailed in the LESSOR approval letters attached hereto as Exhibit "B".

- 3) LESSOR and Sublessee signed and delivered that certain Indemnity Agreement dated as of May 3, 2022 (the “**Indemnity Agreement**”), in favor of CHICAGO TITLE INSURANCE COMPANY, a Florida corporation, and TITLE GUARANTY OF HAWAII, LLC., a Hawaii limited liability company, acting as its policy-issuing agent (collectively “**Title Company**”), a copy of which is attached hereto as **Exhibit C** and made a part hereof. LESSOR hereby acknowledges for the benefit of Sublessee and its tenants and their respective successors and assigns that the Access Rights ("**Access Rights**") which are the subject of the Grant of Limited Vehicle Access Rights and Endorsement (described and/or defined in the Indemnity Agreement) are critical and necessary for the development and operation of the shopping center that is to be constructed, and therefore LESSOR hereby covenants and agrees for the benefit of Sublessee and its tenants and their respective successors and assigns as follows:
- (1) to pursue expeditiously the filing and processing of the Land Court petition described in the Indemnity Agreement and obtain a Land Court Order amending Land Court Map 1460 or issuing a new Map to show permissible access from the Premises directly to and from Kualakai Parkway and noting the Land Court Order on TCT No. 830,719 (and any other subsequently issued transfer certificates of title);
  - (2) to record the Grant of Limited Vehicle Access Rights as soon as possible thereafter in the Land Court; and
  - (3) that it will not take any action or make any omission that would revoke, modify, or otherwise alter the Access Rights.
- 4) Except as amended herein, all of the terms, covenants, conditions and provisions of General Lease No. 290 shall remain in full force and effect and shall be binding upon the parties hereto.

[The Remainder of Page is Intentionally Left Blank; Signature Page Follows.]

IN WITNESS HEREOF, the parties hereto have caused these presents to be executed as of the day and year first above written.

APPROVED BY THE HHC  
AT ITS MEETING HELD ON  
\_\_\_\_\_, 2022

APPROVED AS TO FORM:

\_\_\_\_\_  
Deputy Attorney General  
State of Hawaii

State of Hawaii  
DEPARTMENT OF HAWAIIAN HOME  
LANDS

By \_\_\_\_\_  
William J. Aila, Jr,  
Chairman  
Hawaiian Homes Commission

**LESSOR**

KAPOLEI COMMUNITY DEVELOPMENT  
CORPORATION,  
a Hawaii 501(c)(3) Non-Profit Corporation

By \_\_\_\_\_  
Scott A. Abrigo  
Its President

**LESSEE**

STATE OF HAWAII )  
 )  
CITY & COUNTY OF HONOLULU )

On \_\_\_\_\_, 2022, in the First Circuit, State of Hawaii, before me appeared WILLIAM J. AILA, JR., to me personally known, who, being by me duly sworn or affirmed, did say that he is the CHAIRMAN of the HAWAIIAN HOMES COMMISSION, and the person who executed the foregoing instrument identified or described as FIFTH AMENDMENT TO GENERAL LEASE NO. 290, as the free act and deed of such person, and if applicable, in the capacity shown, having been duly authorized to execute such instrument in such capacity.

The foregoing instrument is undated, and contained \_\_\_\_\_ (\_\_\_) pages at the time of this acknowledgment/certification.

\_\_\_\_\_  
Print Name:  
Notary Public, State of Hawaii  
My commission expires: \_\_\_\_\_

STATE OF HAWAII )  
 )  
CITY & COUNTY OF HONOLULU )

On \_\_\_\_\_, 2022, in the First Circuit, State of Hawaii, before me appeared SCOTT A. ABRIGO, to me personally known, who, being by me duly sworn or affirmed, did say that such person is the President of Kapolei Community Development Corporation, a Hawaii 501(c)(3) Non-Profit Corporation, and the person executed the foregoing instrument identified or described in this FIFTH AMENDMENT TO GENERAL LEASE NO. 290, as the free act and deed of such person, and if applicable, in the capacity shown, having been duly authorized to execute such instrument in such capacity.

The foregoing instrument is undated, and contained \_\_\_\_\_ (\_\_) pages at the time of this acknowledgment/certification.

\_\_\_\_\_  
Print Name:  
Notary Public, State of Hawaii  
My commission expires: \_\_\_\_\_

EXHIBIT "A"

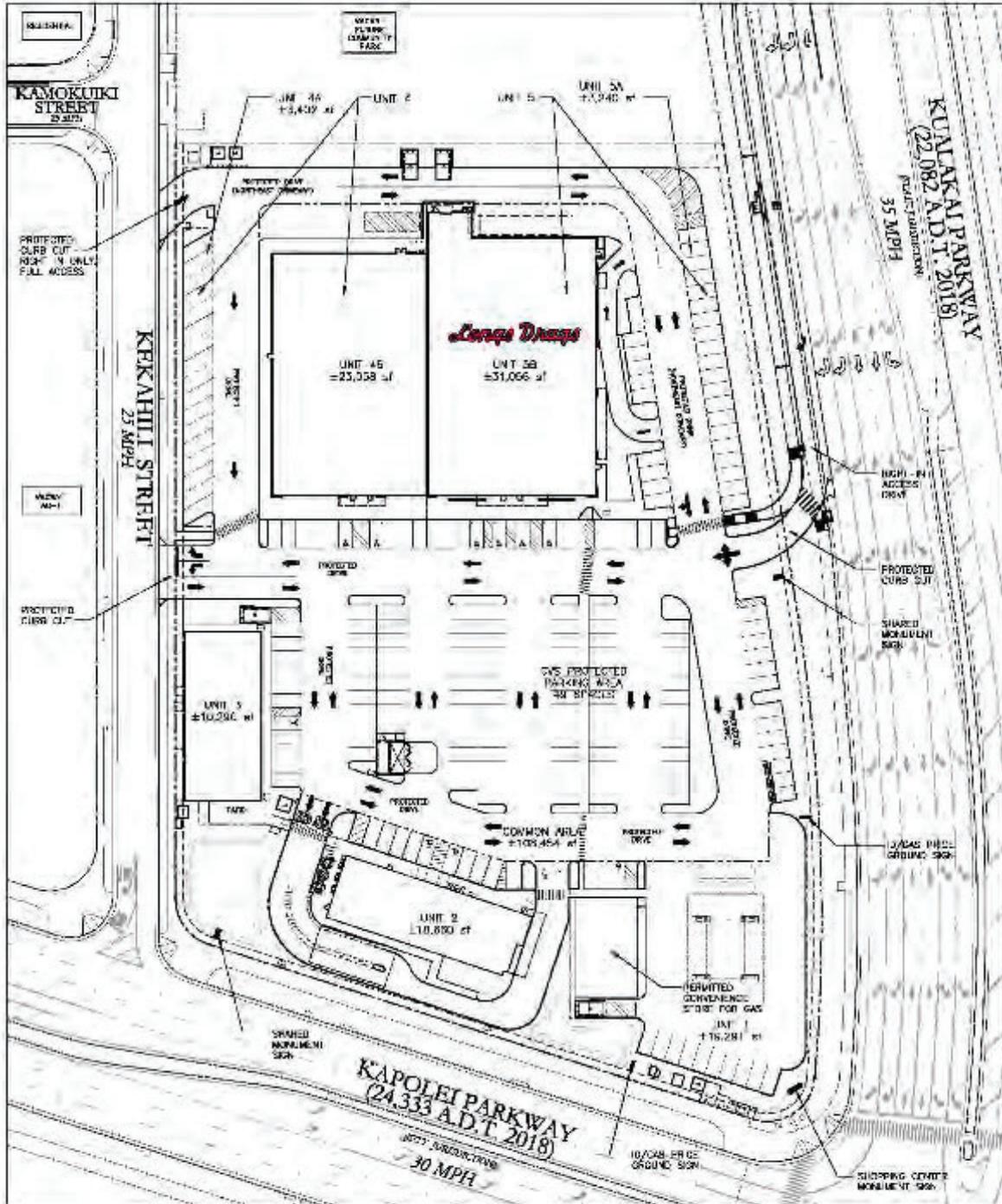


Exhibit "A"

**EXHIBIT "B"**

DAVID Y. IGE  
GOVERNOR  
STATE OF HAWAII

JOSH GREEN  
DEPUTY GOVERNOR  
STATE OF HAWAII



WILLIAM J. AILA, JR.  
CHAIRMAN  
HAWAIIAN HOME LANDS COMMISSION

TYLER L. GOMES  
DEPUTY TO THE CHAIRMAN

**STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS**  
P. O. BOX 1079  
HONOLULU, HAWAII 96805

November 14, 2019

VIA EMAIL: [president@kapoleiheritage.org](mailto:president@kapoleiheritage.org)

Kapolei Community Development Corporation  
ATTN: Mr. Scott Abrigo, President  
P. O. Box 700911  
Kapolei, Hawaii 96709

Dear Mr. Abrigo:

Subject: Consent to Respective "Ho'omaka Place" Tenant Improvements, General Lease No. 290, Kapolei Community Development Corporation ("KCDC"), Kapolei, Island of O'ahu, TMK 191151002

The Department of Hawaiian Home Lands (DHHL) is pleased to inform you that it acknowledges receipt and review of the referenced improvement plan as submitted by permit processing consultant, Mr. Corey Schmidt, of Bureau Veritas, on behalf of its client KZ Companies ("Sublessee/Developer"). Enclosed herewith for record and filing are Building Permit Application Nos. A2019-11-0023 and A2019-11-0450 signed by DHHL respectively on November 13, 2019.

Please be advised, although the referenced Building Permit Applications have been signed, DHHL has yet to receive documentation that provides the Department of Transportation's ("DOT") final approval on KZ's proposed access from North/South Road ("Kualaka'i") to its Ho'omaka site. Therefore, as a courtesy reminder please provide proper DOT documentation that addresses the access subject matter (positive or negative) for our record and filing.

Should there be any questions, please do not hesitate to contact me directly at 808.620.9451 or by email at [peter.k.albinio, jr@hawaii.gov](mailto:peter.k.albinio, jr@hawaii.gov)

Aloha,

*Kahana Albinio*

Peter "Kahana" Albinio, Jr.,  
Acting Administrator  
Land Management Division

Enc.

C: Mark Zimmerman (via email: [mz@kzcompanies.com](mailto:mz@kzcompanies.com))  
Corey Schmidt (Corey.schmidt@usbureauveritas.com)

Exhibit "B"  
Page 1 of 12

963905.4



**EXHIBIT "B"**



DEPARTMENT OF PLANNING AND PERMITTING  
**CITY AND COUNTY OF HONOLULU**  
 857 SOUTH KING STREET • HONOLULU, HAWAII 96813  
 Phone: (808) 766-8220 • Fax: (808) 768-8111

**BUILDING PERMIT APPLICATION**

**A2019-11-0023** (Third Party Review) **077078814-002**

LOCATION Contact Info: **Valerio Ogawa-722 8858; Corey Schmidt-590 2844**

Zone	Section	Plan	Parse
9	1	151	002

217,452 Sq. Ft.

**REVISED PRINT**

Site Address (if other than primary)

PROJECT **[TMK: 91151002] \*\*\*Temp Address\*\*\* // Ho'omaka Marketplace - Sitework Including (but not limited to) New Parking, Signage Structures, Electric Work, Landscaping, Grading & Driveways [THIRD PARTY REVIEW]**

Proposed Use: **Sitework** Foot Level: Estimated Value of Work: **\$452,000.00**

APPLICANT	OWNER	PLAN MAKER
Permit Processors Hawaii Contact Info: (808) 722-8858	HO'OMAKA MARKETPLACE, LP Contact Info: (949) 476-2700	BRIZZE, William A. Contact Info: (808) 523-9636 Lic. No. AR7898  LEE BENEDICT Contact Info: None Lic. No. LA5818  CHARLES A GARLSON Contact Info: None Lic. No. ES254, PE10829  KEVIN T GOYO Contact Info: None Lic. No. PE14778

GENERAL CONTRACTOR	ELECTRICAL CONTRACTOR	PLUMBING CONTRACTOR
		NONE Contact Info: None Lic. No.

TYPE OF WORK	Electrical Phases	Other Sitework	Plumbing Phases Name
Electrical Work Y			

RIGHT OF WAY WORK	Driveway	New	Existing	Private	Driveway Types	Concrete
Sidewalk Types Linear Ft. of Sidewalk		X			Concrete	

Please notify this office at least 24 hours before starting work. Phone: 758-8127

SEWAGE	Sewage Disposal Type	Sewage Disposal Method

RETROFIT	Showers to be Replaced	Faucets to be Replaced	Urinals to be Replaced	Toilets to be Replaced
Major Occupancy Group	Commercial	Hotel	Industrial	Residential

Type of Construction	No. of Stories	Flood Hazard Dist.	Floor Area (Sq. Ft.)
Minimum	Existing	N/A	Existing
Actual	Final	Exempt/Complied	New Total

Require Special Inspection	C.O. Required	WORK WILL	ADD	DELETE
Require Called Inspection Affidavit required	Restrictive Government required	Residential/Units Hotel Rooms	0	0

Remarks: 2013ACV-810(LUC exempt); Ord 62-42; \*\*\*ACR Required\*\*\*

ZONING AND LUO DATA	TMK	S-1-151-002
Development Plan Area	SWA	
Flood Zone	X	Beyond 500 Year Flood Plain
Height Limit	25	
Historic Site Register	None	
Use Restriction	One Overlay For Lot Fee Park Dedication	
Side Area	None	
SMA (Special)	Not in SMA	
Special District	Not in Special District	
State Land Use	Urban District	
Green District	NONE	
Zoning (LUO)	Ad-1 Restricted Agricultural Center	

NOTES

APPROVALS REQ. RED FROM:	BWS	Engineering	Traffic	SWQR
Other Agencies				
State - Hawaiian Home Lands				

Please visit DPP's website at: <http://dppweb.honolulu.gov> for permit information and status

NOTICE TO HOMEOWNERS: This is to inform all homeowners that improvements to your home may require approval by your Homeowners Association or authorized representative prior to the commencement of construction.

APPLICATION NO: **A2019-11-0023** Issue: 77090483 ExternalID: **077078814-002**

Initial Print Date: Tuesday November 5, 2019 - 10:12 am Page 1 of 2



**EXHIBIT "B"**



DEPARTMENT OF PLANNING AND PERMITTING  
**CITY AND COUNTY OF HONOLULU**  
880 SOUTH KING STREET \* HONOLULU, HAWAII 96819  
Phone (808) 768-8220 \* Fax (808) 688-5111

**BUILDING PERMIT APPLICATION**

**A2019-11-0023** (Third Party Review) **077078814-002**

Approval by the Department of Planning and Permitting does not certify compliance with the Covenants, Conditions and Restrictions or other design restrictions administered and enforced by your Homeowners Association.

Electrical and Plumbing work to be done by licensed persons and required under Chapter 469 E, Hawaii Revised Statutes.

This permit may be revoked if work is not started within 180 days of date of issuance or if work is suspended or abandoned for 120 days.

DATE CREATED: 11/01/2019 FMS Staff Assignment: Third Party Reviewer

APPLICATION NO: **A2019-11-0023** JOBID: 77080463 ExternalID: **077078814-002**

Initial Print Date: Tuesday, November 5, 2019, 10:12 am

Page 2 of 2

Exhibit "B"  
Page 3 of 12

963905.4



**EXHIBIT "B"**



DEPARTMENT OF PLANNING AND PERMITTING  
**CITY AND COUNTY OF HONOLULU**  
 655 SOUTH KING STREET • HONOLULU, HAWAII 96813  
 Phone: (808) 768-4220 • Fax: (808) 768-6111

**BUILDING PERMIT APPLICATION**

**A2019-11-0450** (Third Party Review) **077220064-002**

LOCATION Contact Info: Valerie Ogawa-722.8858; Corey Schmidt-690.2844

Zone	Section	Plan	Parcel
9	1	151	002

217,452 Sq. Ft.

**REVISED PRINT**

Site Address (if other than primary)

PROJECT **[TMK: 91151002] [TMK: 91016142] Longs Drugs (CVS Store No. 10987) - New Retail Building [THIRD PARTY REVIEW]**

Proposed Use: **Store** Floor Level Estimated Value of Work: **\$2,500,000.00**

APPLICANT	OWNER	PLAN MAKER
Permit Processors: Hawaii Contact Info: (808) 722-8858	K2 DEVCO, L.P. Contact Info: (808) 722-8858	BRIZEL William A. Contact Info: (808) 523-9838 L.C. No. AR7896 MACHIDA, KEVIN M. Contact Info: (808) 356-2447 L.C. No. PE8065 CHARLES A CARLSON Contact Info Name L.C. No. ES254 PE10929 Murdock, Brian C. Contact Info: (808) 533-2210 L.C. No. PE11208 KEVIN T GOTO Contact Info Name L.C. No. PE14778

GENERAL CONTRACTOR ELECTRICAL CONTRACTOR PLUMBING CONTRACTOR

TYPE OF WORK	Electrical Work Y	Fire Alarm Y
Air Conditioning Y Fire Sprinkler Y Electric Phases	New Building Y Pumbing Phases	Plumbing Work Y

RIGHT OF WAY WORK	Driveway	New	Existing X	Private
Sidewalk Types Linear Ft. of Sidewalk	Cutting Types Linear Ft. of Cutting	Driveway Types Linear Ft. of Driveway		

SEWAGE Sewage Disposal Type Sewage Disposal Method

RETROFIT Showers to be Replaced Faucets to be Replaced Linns to be Replaced Toilets to be Replaced

Major Occupancy Group Commercial Hotel Industrial Residential

Type of Construction	No. of Stories	Flood Hazard Dist.	Floor Area (Sq. Ft.)
Minor Actual	Existing Final	N/A Exempt Complied	Existing New Total

Require Special Inspection: C.O. Required WORK WILL Residential Units ADD DELETE  
 Require Called Inspection: Restrictive Covenant required: Hotel Rooms 0

Remarks 2013ADV-610; Ord 02-62; 2005/SUB-317

ZONING AND LUO DATA

TMK: 9-1-151-002  
 Development Plan Area: EWA  
 Flood Zone: X - Beyond 500 Year Flood Plain  
 Height, max: 25  
 Historic Site Register: None  
 Use Restriction: One-Dwelling Per Lot Per-Party Deposition  
 Site Area: None  
 SSM / Shoreline: Not in SSM  
 Special District: Not in Special District  
 State Land Use: Urban District  
 Street Setback: NONE  
 Zoning (LUO): Ad-1 Restricted Agricultural District

NOTES

APPROVALS REQUIRED FROM: BWS Engineering Traffic Wastewater SWQR

Other Agencies State-Health (A/C Ventilation) State - Hawaiian Home Lands Approved by: *[Signature]* Date: 11/13/19

Please visit DPP's website at: <http://dppweb.honolulu.gov> for permit information and status

NOTICE TO HOMEOWNERS This is to inform all homeowners that improvements to your home may require approval by your Homeowners Association. For additional information, visit our website at [www.honolulu.gov](http://www.honolulu.gov).

APPLICATION NO. **A2019-11-0450** JobID: 77230728 EstimatID: **077220064-002**

Initial Print Date: Friday, November 8, 2019 9:47 am

Page 1 of 2



**EXHIBIT "B"**



DEPARTMENT OF PLANNING AND PERMITTING  
**CITY AND COUNTY OF HONOLULU**  
600 SOUTH KING STREET \* HONOLULU, HAWAII 96813  
Phone: (808) 768-8228 \* Fax: (808) 768-6111

**BUILDING PERMIT APPLICATION**

**A2019-11-0450**

(Third Party Review)

**077220064-002**

REPRESENTATION OF AND/OR OTHER REPRESENTATIONS OF ALL OF THE APPLICANT'S INTERESTS IN THE PROJECT  
Approval by the Department of Planning and Permitting does not certify compliance with the Covenants, Conditions and Restrictions or other design restrictions administered and enforced by your Homeowners Association.

Electrical and Plumbing work to be done by licensed persons and required under Chapter 448 E, Hawaii Revised Statutes.  
This permit may be revoked if work is not started within 180 days of date of issuance or if work is suspended or abandoned for 120 days.  
DATE CREATED: 11/07/2019      FMB      Staff Assignment: **Third Party Reviewer**



**EXHIBIT "B"**

DAVID V. IGE  
GOVERNOR  
STATE OF HAWAII

JOSH GREEN  
COMMISSIONER  
STATE OF HAWAII



WILLIAM J. AHL, JR.  
COMMISSIONER  
HAWAIIAN HOME LANDS

TYLER L. GOMES  
DEPUTY COMMISSIONER

**STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS**  
P. O. BOX 1879  
HONOLULU, HAWAII 96809

June 1, 2020

Via Electronic Mail: [president@kapoleiheritage.org](mailto:president@kapoleiheritage.org)

Kapolei Community Development Corporation  
ATTN: Mr. Scott Abrigo, President  
P. O. Box 700911  
Kapolei, Hawaii 96709

Dear Mr. Abrigo:

Subject: Consent to New Chick-Fil-A Restaurant Tenant Improvement Plan, General Lease No. 290, Kapolei Community Development Corporation ("KCDC"), Kapolei, Island of O'ahu, TMK 191151002

The Department of Hawaiian Home Lands (DHHL) is pleased to inform you that it acknowledges receipt and review of the subject new plan improvement as submitted by respective tenant. Enclosed herewith are the respective Building Permit Applications signed by DHHL on May 29, 2020 and approved by the Chairman of the Hawaiian Homes Commission on June 1, 2020:

- **Building Permit Application No. A2020-03-0773; Chick-Fil-A New Bldg – 1 Story Restaurant**
- **Building Permit Application No. A2020-03-0838; Chick-Fil-A Various Site Work**

You may proceed to commence with the work as proposed and described and apply for the necessary permits. Please be advised that our Land Development Division engineers notes that no exceptions were taken to the building plans, and further that the plans were not reviewed for compliance with building codes or constructability. Therefore, please advise your respective engineers that all work shall be in strict and full compliance with any and all applicable county, state, and federal guidelines, and building codes.

If you have any questions or need further clarification you can contact me directly at 808.620.9451 or email [peter.k.albinio.jr@hawaii.gov](mailto:peter.k.albinio.jr@hawaii.gov).

Aloha,

Peter "Kahana" Albinio, Jr.  
Acting Administrator  
Land Management Division

Enc.

c Mark Zimmerman (via email: [mz@kzcompanies.com](mailto:mz@kzcompanies.com))

Exhibit "B"  
Page 6 of 12

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**EXHIBIT "B"**



DEPARTMENT OF PLANNING AND PERMITTING  
**CITY AND COUNTY OF HONOLULU**  
 850 SOUTH KING STREET • HONOLULU, HAWAII 96813  
 Phone: (808) 769-6220 • Fax: (808) 769-6111

*SOA# 1/2*

**BUILDING PERMIT APPLICATION**

**A2020-03-0773 / 0831** (Third Party Review) **080264345-002**

LOCATION Contact Info: Val Ogawa 722-8858, Corey Schmidt 590-2844

Zone	Section	Plat	Parcel
9	1	151	002

217,452 Sq. Ft.

**REVISED PRINT**

Site Address (if other than primary)

PROJECT [TMK: 91151002] \*\*\*TEMP ADDRESS\*\*\*, PAD 2 // CHICK-FIL-A - NEW BLDG - 1 STORY RESTAURANT [MULTI APP A2020-03-0773 / 0838] [THIRD PARTY REVIEW]

Proposed Use: RESTAURANT Floor Level: Estimated Value of Work: \$1,800,000.00

APPLICANT	OWNER	PLAN MAKER
Permit Processors Hawaii Contact Info: (808) 722-8858	Chick-Fil-A Contact Info:	GILBERTSON, MATTHEW W. Contact Info: Lic. No. AR8014 TANAKA ROSS R. Contact Info: Lic. No. PE9301 TIMOTHY G S GOSHI Contact Info: Lic. No. PE16073

GENERAL CONTRACTOR	ELECTRICAL CONTRACTOR	PLUMBING CONTRACTOR

TYPE OF WORK	Electrical Phases	Plumbing Phases
Air Conditioning Y Fire Sprinkler Y	Electrical Work Y New Building Y	Fire Alarm Y Plumbing Work Y

RIGHT OF WAY WORK	Driveway	New	Existing	Private
Sidewalk Types Linear Ft. of Sidewalk	Curbing Types Linear Ft. of Curbing			Driveway Types Linear Ft. of Driveway

SEWAGE	Sewage Disposal Type	Sewage Disposal Method

RETROFIT	Showers to be Replaced	Faucets to be Replaced	Urinals to be Replaced	Toilets to be Replaced
Major Occupancy Group	Commercial	Hotel	Industrial	Residential

Type of Construction	No. of Stories	Flood Hazard Dist.	Floor Area (Sq. Ft.)
Minimum	Existing	N/A	Existing
Actual	Final	Exempt Complied	New Total

Require Special Inspections	Require Caltric Inspections	Require C.O. Required	Restrictive Covenant required	WORK WILL	ADD	DELETE
	Advisory required			Residential Units	0	
				Hotel Rooms		

Remarks: 2013 ADV-4109 UO exempt; Ord 82-82; \*\*\*ACR Required\*\*\*

ZONING AND LUO DATA	Development Plan Areas	Flood Zones	Hazard Limit	Industrial Site Register	Lot Registration	State Area	DMA / Shoreline	Special Districts	State Land Use	Shore Setback	Zoning (LUO)
	EWA	X - Beyond 500' Year Flood Plain	25'	None	One Dwelling Per Lot Per Park Dedication	None	Not in SMA	Not in Special District	Ocean District	NONE	AG-1 Restricted Agricultural District

**NOTES**

APPROVALS REQUIRED FROM:	BWS	Wastewater	Zoning	Fire	SWQR
Other Agencies:			Approved by		Date
State-Health (A/C Ventilation)			<i>[Signature]</i>		3-9-20
State-Health (Sanitation)					
State - Hawaiian Home Lands					

Please visit DPP's website at: <http://dppweb.honolulu.gov> for permit information and status

**NOTICE TO HOMEOWNERS** This is to inform all homeowners that improvements to your home may require approval by your Homeowners Association or authorized representative prior to the commencement of construction.

Approval by the Department of Planning and Permitting does not certify compliance with the Covenants, Conditions and Restrictions of other design restrictions administered and enforced by your Homeowners Association.

Electrical and Plumbing work to be done by licensed persons and required under Chapter 44B E, Hawaii Revised Statutes.

This permit may be revoked if work is not started within 180 days of date of issuance or if work is suspended or abandoned for 120 days.

APPLICATION NO. **A2020-03-0773** JobID: 80267976 ExternalID: **080264345-002**



**EXHIBIT "B"**



DEPARTMENT OF PLANNING AND PERMITTING  
**CITY AND COUNTY OF HONOLULU**  
955 SOUTH KING STREET • HONOLULU, HAWAII 96813  
Phone: (808) 768-4220 • Fax: (808) 768-6111

**BUILDING PERMIT APPLICATION**

**A2020-03-0773**

(Third Party Review)

**080264345-002**

DATE CREATED: 03/11/2024

FORM

SGR Assignment: Third Party Reviewer

APPLICATION NO.: **A2020-03-0773**

JOBID: 00267975

ElementID: **080264345-002**

Initial Print Date: Wednesday, March 14, 2024 11:19 am

Page 2 of 2

Exhibit "B"  
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**EXHIBIT "B"**



DEPARTMENT OF PLANNING AND PERMITTING  
**CITY AND COUNTY OF HONOLULU**  
 650 SOUTH KING STREET • HONOLULU, HAWAII 96813  
 Phone: (808) 769-8220 • Fax: (808) 769-6111

**BUILDING PERMIT APPLICATION**

A2020-03-0838/0773 (Third Party Review) 080264345-003

LOCATION: Val Ogawa 722-8858, Corey Schmidt 698-2844

Zone	Region	File	Parcel
9	1	151	002

217,452 Sq. Ft.

**REVISED PRINT**

PROJECT: [TMK: 91151002] \*\*\*TEMP ADDRESS\*\*\*, PAD 2 // CHICK-FIL-A - VARIOUS SITEWORK [MULTI APP A2020-03-0773 / 0838] [THIRD PARTY REVIEW] [THIRD PARTY REVIEW]

Proposed Use: **SITWORK** Floor Level: Estimated Value of Work: \$200,000.00

APPLICANT	OWNER	PLAN MAKER
Permit Processors Hawaii Contact Info: (808) 722-8858	Chick-fil-A Contact Info:	GILBERTSON, MATTHEW W. Contact Info: Lic. No. A68814 TANAKA ROSS R Contact Info: Lic. No. PE9306 TIMOTHY G S GOSHI Contact Info: Lic. No. PE16073

GENERAL CONTRACTOR	ELECTRICAL CONTRACTOR	PLUMBING CONTRACTOR
--------------------	-----------------------	---------------------

TYPE OF WORK	Other SITEWORK	Plumbing Work Y
Electrical Work Y Electrical Phases:	Plumbing Phases:	

RIGHT OF WAY WORK	Oneway	New	Existing	Private
Sidewalk Types Linear Ft. of Sidewalk:	Driveway	Curbing Types	Linear Ft. of Curbing:	Driveway Types Linear Ft. of Driveway:

SEWAGE	Sewage Disposal Type	Sewage Disposal Method
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RETROFIT	Showers to be Replaced:	Faucets to be Replaced:	Urinals to be Replaced:	Toilets to be Replaced:
Major Occupancy Group:	Commercial	Hotel	Industrial	Residential

Type of Construction	No. of Stories	Flood Hazard Dist.	Floor Area (Sq. Ft.)
Minimum: Actual:	Existing Final:	N/A Exempt Completed:	Existing New Total:

Requires Special Inspection	C.O. Required	WORK WILL	ACC	DELETE
Requires Calles Inspection: Affidavit required:	Restrictive Covenant required:	Residential Units Hotel Rooms:	0	

Remarks: 2013/ADV-510(LUG exempt), Ord 62-62, \*\*\*AGR Required\*\*\*

ZONING AND LUG DATA		TMK: 91151002
Development Plan Area:	EWA	
Flood Zones:	2 - Beyond 500' from Flood Plain	
Height Limit:	20'	
Historic Site Register:	None	
Lot Restrictions:	One Dwelling Per Lot Per PRR Application	
Side Area:	None	
SMA / Spawning:	Not in SMA	
Special District:	Not in Special District	
State Land Use:	Urban District	
Shore setback:	NDWSP	
zoning (LUG):	AD-1 (Advanced Agricultural District)	

**NOTES**

APPROVALS REQUIRED FROM: BWS Wastewater Zoning SWQR

Other Agencies: State - Hawaiian Home Lands Approved by: [Signature] Date: 3/25/20

Please visit DPP's website at: <http://dppweb.honolulu.gov> for permit information and status

NOTICE TO HOMEOWNERS: This is to inform all homeowners that improvements to your home may require approval by your Homeowners Association or authorized representative prior to the commencement of construction.

Approval by the Department of Planning and Permitting does not certify compliance with the Covenants, Conditions and Restrictions or other design restrictions administered and enforced by your Homeowners Association.

Electrical and Plumbing work to be done by licensed persons and required under Chapter 465 E, Hawaii Revised Statutes. This permit may be revoked if work is not started within 180 days of date of issuance or if work is suspended or abandoned for 120 days.

DATE CREATED: 03/18/2020 FMB Staff Assignment: Third Party Reviewer

APPLICATION NO.: A2020-03-0838 JobID: 80297992 ExternalID: 080264345-003

Initial Print Date: Wednesday March 18, 2020 1:10 pm

Page 1 of 1



EXHIBIT "B"

DAVID Y. IGE  
GOVERNOR  
STATE OF HAWAII

JOSH GREEN  
LT. GOVERNOR  
STATE OF HAWAII



WILLIAM J. AILA, JR.  
CHAIRMAN  
HAWAIIAN HOMES COMMISSION

TYLER L. GOMES  
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1179  
HONOLULU, HAWAII 96805

December 28, 2020

Via Electronic Mail: [president@kapoleiheritage.org](mailto:president@kapoleiheritage.org)

Kapolei Community Development Corporation  
ATTN: Mr. Scott Abrigo, President  
P. O. Box 700911  
Kapolei, Hawaii 96709

Dear Mr. Abrigo:

Subject: Consent to New 7-Eleven Store No. 54297 Tenant Improvement Plan, General Lease No. 290, Kapolei Community Development Corporation ("KCDC"), Kapolei, Island of O'ahu, TMK 191151002

The Department of Hawaiian Home Lands (DHHL) is pleased to inform you that it acknowledges receipt and review of the subject new plan improvement as submitted by respective tenant. Enclosed herewith is the respective Building Permit Application signed by DHHL on November 24, 2020 and approved by the Chairman of the Hawaiian Homes Commission on December 28, 2020:

- **Building Permit Application No. A2020-09-0130; New 7-Eleven Store No. 54297**

You may proceed to commence with the work as proposed and described and apply for the necessary permits. Please be advised that our Land Development Division engineers notes that no exceptions were taken to the building plans, and further that the plans were not reviewed for compliance with building codes or constructability. Therefore, please advise your respective engineers that all work shall be in strict and full compliance with any and all applicable county, state, and federal guidelines, and building codes.

If you have any questions or need further clarification you can contact me directly at 808.620.9451 or email [peter.k.albinio.jr@hawaii.gov](mailto:peter.k.albinio.jr@hawaii.gov).

Aloha,

  
Peter "Ka'hana" Albinio, Jr.,  
Acting Administrator  
Land Management Division

Enc.

c: Palekana Permits, J. Serikawa (via email: [johnn@palekanapermits.com](mailto:johnn@palekanapermits.com))  
Mark Zimmerman (via email: [mz@kzcompanies.com](mailto:mz@kzcompanies.com))

Exhibit "B"  
Page 10 of 12

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DHHL-LMD

**EXHIBIT "B"**



DEPARTMENT OF PLANNING AND PERMITTING  
**CITY AND COUNTY OF HONOLULU**  
 650 SOUTH KING STREET \* HONOLULU, HAWAII 96813  
 Phone: (808) 766-8220 \* Fax: (808) 765-6111

**BUILDING PERMIT APPLICATION**

**A2020-09-0130** (Third Party Review) **084559174-002**

LOCATION Contact Info: Jonn Serikawa 722-7386

Zone	Section	Plan	Baynet
9	1	151	002

217,452 Sq. Ft.

Site Address (if other than primary):

PROJECT: [TMK: 91151002] \*\*\*Temp Address\*\*\* // 7-Eleven Store No. 54297 @ Ho'omaka  
 Marketplace Pad 1 - New Retail Building [THIRD PARTY REVIEW]

Proposed Use: Store	Floor Level:	Estimated Value of Work: \$1,100,000.00
<b>APPLICANT</b> PALEKANA PERMITS JONN SERIKAWA <small>City Hall, 1500 Ala Moana Blvd</small>	<b>OWNER</b> 7 ELEVEN (HAWAII) INC. Contact Info: None	<b>PLAN MAKER</b> Murayama, Randolph Contact info: (808) 591-8362, (808) 595-8166 Lic No: AR03861 UYEHARA BRYCE E. Contact info: (808) 947-8754 Lic No: AR03861 YODI JASON Contact info: (808) 522-1866 Lic No: PE0262 TIMOTHY G S GOSHI Contact info: (808) 366-4900 Lic No: PE16973

<b>GENERAL CONTRACTOR</b>	<b>ELECTRICAL CONTRACTOR</b>	<b>PLUMBING CONTRACTOR</b>
---------------------------	------------------------------	----------------------------

<b>TYPE OF WORK</b>	Electrical Work Y	New Building Y
Air Conditioning Y Plumbing Work Y		
Electrical Phases	Plumbing Phases	

<b>RIGHT OF WAY WORK</b>	Driveway: New Existing X Private	Curbing Types: Linear Ft. of Curbing	Driveway Types: Linear Ft. of Driveway
Sidewalk Types: Linear Ft. of Sidewalk:			

<b>SEWAGE</b>	Sewage Disposal Type:	Sewage Disposal Method:
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<b>RETROFIT</b>	Showers to be Replaced:	Faucets to be Replaced:	Urinals to be Replaced:	Toilets to be Replaced:
Major Occupancy Group:	Commercial	Hotel	Industrial	Residential

<b>Type of Construction</b>	No. of Stories	Flood Hazard Dist.	Floor Area (Sq. Ft.)
Minimum Existing	Final	N/A Exempt Complied	Existing New Total

Require Special Inspection:	C.O. Required:	WORK WITH Residential Lmt Hotel Room	AGU	DELETE
Require Called Inspection:	Restrictive Covenant required:		0	

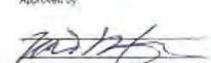
Remarks: 2913/ADV-610; Ord 92-62

**ZONING AND LUO DATA**

TMK: 9-1-151-002

Developer Plan Area: EWA  
 Flood Zone: X - Beyond 500 Year Flood Plain  
 Height Limit: 25  
 Historic Site Register: none  
 Lot Restriction: One Dwelling Per Lot Per Park Dedication  
 Side Area: none  
 SMA / Special Use: Not in SMA  
 Special District: Not in Special District  
 State Land Use: Urban District  
 Sewer Service: NCAS  
 Zoning (LUC): AG-1 Restricted Agricultural District

**NOTES**

<b>APPROVALS REQUIRED FROM:</b>	BWS	Wastewater	Zoning	SWQR
Other Agencies:	State-Health (A/C Ventilation)	State-Health (Sanitation)	State - Hawaiian Home Lands	
Approve by:				Date: 11/24/20

Please visit DPP's website at: <http://dppweb.honolulu.gov> for permit information and status

NOTICE TO HOMEOWNERS: This is a form all homeowners that improvements to your home may require approval by your Homeowners Association or authorized representative prior to the commencement of construction.

Approval by the Department of Planning and Permitting does not certify compliance with the Covenants, Conditions and Restrictions or other design.

APPLICATION NO. **A2020-09-0130** JobID **84585418** ExternalID **084559174-002**

Initial Print Date: Wednesday, September 02, 2020 10:2 Page 1 of 2



**EXHIBIT "B"**



DEPARTMENT OF PLANNING AND PERMITTING  
**CITY AND COUNTY OF HONOLULU**  
650 SOUTH KING STREET \* HONOLULU, HAWAII 96813  
Phone: (808) 786-4220 \* Fax: (808) 765-6111

**BUILDING PERMIT APPLICATION**

**A2020-09-0130** (Third Party Review) **084559174-002**

PERMITS administered and enforced by your Homeowners Association  
Electrical and Plumbing work to be done by licensed persons and required under Chapter 448 E, Hawaii Revised Statutes.  
This permit may be revoked if work is not started within 180 days of date of issuance or if work is suspended or abandoned for 120 days.  
DATE CREATED: 09/02/2020 FMB Staff Assignment: Third Party Reviewer

APPLICATION NO.: **A2020-09-0130** JobID: 8455418 ExternalID: **084559174-002**  
Issue Print Date: Wednesday, September 02, 2020 10:2 Page 2 of 2

Exhibit "B"  
Page 12 of 12

963905.4



**EXHIBIT C**  
**INDEMNITY AGREEMENT**

FILE NO: \_\_\_\_\_  
RECORDING DATE: \_\_\_\_\_

**INDEMNITY AGREEMENT**

This Indemnity Agreement ("Agreement") is made by the STATE OF HAWAII DEPARTMENT OF HAWAIIAN HOME LANDS ("DHHL") and HO`OMAKA MARKETPLACE LP, a Hawai'i limited partnership ("Ho`omaka Marketplace", "INDEMNITOR") in favor of CHICAGO TITLE INSURANCE COMPANY, a Florida corporation, and TITLE GUARANTY OF HAWAII, LLC., a Hawaii limited liability company, acting as its policy-issuing agent (collectively "**Title Company**").

WHEREAS, DHHL is the fee owner of Lot 18698, area 4.992 acres, more or less, as shown on Map 1460, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii with Land Court Application No. 1069 (more particularly described in Exhibit "A" attached hereto)(the "Property"); and

WHEREAS Map 1460 filed in said Office shows a restriction of access rights over the eastern boundary of the Property along Lot 17853 shown on Map 1375 of said Application ("Kualakai Parkway");

WHEREAS, the Property has been submitted to a condominium property regime established by that certain Declaration of Condominium Property Regime for Ho`omaka Marketplace (the "Project") dated November 6, 2020, recorded in said Office as Document No. T-11629342; and

WHEREAS, Ho`omaka Marketplace is a sublessee of the units in the Project;

WHEREAS, Ho`omaka Marketplace will be financing its Sublessee interest in the Project to First Hawaiian Bank; and further subleasing interests in the Project to Longs Drug Stores California, LLC, a California limited liability company, PAR Hawaii, LLC, a Delaware limited liability company, and to Chick-Fil-A, Inc., a Georgia corporation, for which they have requested policies of title insurance ("Title Policies", which term includes future title policies that the Title Company may choose to issue with respect to any interest in the Project) including an endorsement providing coverage for actual access from Kualakai Parkway to the Project, substantially similar to the form of endorsement attached hereto as Exhibit "B" ("Endorsement")]

WHEREAS, the State of Hawaii'i, by and through its Director of Transportation has executed and delivered a Grant of Limited Vehicle Access Rights (Non-Exclusive)(Kualakai Parkway) in favor of DHHL dated November 18, 2021 ("Grant of Limited Access Rights"); however,

WHEREAS, despite diligent efforts, a petition to the Land Court to amend Map 1460 or to issue a new Map showing among other things the partial cancellation of the restriction of vehicular access rights along a portion of the boundary between Lot 18698

and Lot 17853 and to show a Limited Access Area along said boundary, has not yet been granted by the Land Court; and

WHEREAS due to exigent timing circumstances, the parties desire that certain transactions referenced above involving interests in the Project be closed, and that Title Policies including the Endorsement be issued, and the Indemnitors understand that the amount of the Title Policies are not yet determined and may be greater in amount than the amount(s) shown in the caption of this Agreement above;

AND WHEREAS, DHHL and Indemnitor acknowledge that the Title Company is not obligated to issue the Endorsement to the Title Policies (which may also include subsequent title policies affecting an interest in the Project) and that if Title Company chooses to issue such Endorsement it is undertaking an additional risk, but that the issuance of the Endorsement substantially benefits DHHL and the Indemnitor and, therefore, DHHL and Indemnitor are willing to enter into this Agreement to induce the Title Company to issue the Endorsement.

NOW, THEREFORE, in consideration of the issuance of the Endorsement to the Title Policies, DHHL and the Indemnitor covenant and agree:

(1) to pursue expeditiously the filing and processing of the Land Court petition described above and obtain a Land Court Order amending Land Court Map 1460 or issuing a new Map to show permissible access from the Property directly to and from Kualakai Parkway and noting the Land Court Order on TCT No. 830,719 (and any other subsequently issued transfer certificates of title);

(2) to record the Grant of Limited Vehicle Access Rights as soon as possible thereafter in said Office;

(3) DHHL acknowledges that the Access Rights which are the subject of said Grant and Endorsement ("Access Rights") are critical and necessary for the development and operation of the shopping center that is to be constructed, and therefore DHHL agrees it will not take any action or make any omission that would revoke, modify, or otherwise alter the Access Rights;

(4) Indemnitor shall fully protect, defend and save harmless Title Company from any and all loss or damage, claims, suits, administrative proceedings, judgments, costs, reasonable attorneys' fees and expenses of every kind and nature which it may suffer, expend or incur under or by reason, or in consequence of the restriction of access currently shown on Map 1460, including without limitation loss or damage resulting from claims submitted by Insureds under Title Policies issued by Title Company asserting coverage under the Endorsement attached to a Title Policy; and

(5) that the provisions hereof shall extend to and be in force concerning any and all Title Policies which Title Company may hereafter issue which include the Endorsement.

In the event any provision of this Agreement shall be held invalid or unenforceable by any Court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof.

In this Agreement, whenever the context so requires, the singular number includes the plural; and where there is more than one person included as Indemnitor, the provisions and obligations of this Agreement shall be binding on such persons jointly and severally.

The Agreement shall inure to and bind the heirs, devisees, successors and assigns of the parties hereto.

This document may be executed in any number of counterparts each of which shall be considered as an original and effective as such when all counterparts are attached. Original signatures shall be provided to the Title Company; however, the parties acknowledge that a signature which is transmitted electronically (e.g., by fax or email) shall be deemed and may be relied upon as an original for all purposes.

IN WITNESS WHEREOF, the Indemnitor has executed this Agreement as of this \_\_\_\_\_ day of May 3, 2022, 2022.

DHHL:

STATE OF HAWAI'I DEPARTMENT OF  
HAWAIIAN HOME LANDS

By: *Mark E. Zimmerman*  
Its \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

APPROVED AS TO FORM:

*Mark E. Zimmerman*  
Name: \_\_\_\_\_  
Deputy Attorney General

INDEMNITOR:

HO`OMAKA MARKETPLACE LP,  
a Hawaii limited partnership

By: *Mark E. Zimmerman*  
Its General Partner

Address: \_\_\_\_\_  
\_\_\_\_\_

EXHIBIT "A"

UNRECORDED GROUND SUBLEASE

SUBLESSOR : KAPOLEI COMMUNITY DEVELOPMENT CORPORATION, a  
Hawaii nonprofit 501(c)(3) corporation

SUBLESSEE : KZ COMPANIES, LLC, a California limited  
liability company

DATED : June 6, 2017

TERM : commencing on June 6, 2017

Above Sublease was amended by unrecorded First Amendment dated  
as of February 28, 2019, unrecorded Second Amendment dated as of  
June 11, 2020.

The SUBLESSEE'S INTEREST was assigned to HO'OMAKA MARKETPLACE  
LP, a Hawaii limited partnership, by unrecorded Assignment of  
Sublease dated September 25, 2019.

MEMORANDUM OF GROUND SUBLEASE AND AGREEMENT dated effective as  
of June 6, 2017, filed as Land Court Document Nos. T-11629339  
through T-11629340.

CONSENT given by STATE OF HAWAII, by its Department of Hawaiian  
Home Lands, "Master Ground Lessor", by GROUND SUBLEASE  
RECOGNITION AGREEMENT, dated as of November 6, 2020, filed as  
Land Court Document No. T-11629341.

Said Sublease, as amended, demising the following described  
premises:

ITEM I:

-FIRST:-

The Unit No. 1 (the "Unit") of the Condominium Project  
known as "HO'OMAKA MARKETPLACE", as established by that  
certain Declaration of Condominium Property Regime for  
Ho'omaka Marketplace dated November 6, 2020, filed in the  
Office of the Assistant Registrar of the Land Court of the  
State of Hawaii on November 3, 2021, as Document No. T-  
11629342, and any amendments thereto (the "Declaration"),  
and as shown on Condominium Map No. 2511, , and any  
amendments thereto (the "Condominium Map").

EXHIBIT "A", CONTINUED

Together with easements appurtenant to said Unit established by and described in the Declaration, including the following:

- (A) Nonexclusive easements in the common elements designated for such purposes for ingress to, egress from, utility services for, and support, maintenance and repair of said Unit; in the other common elements for use according to their respective purposes, subject always to the exclusive or limited use of the limited common elements as provided in the Declaration, and in all other units and limited common elements of building in which said Unit is located or any adjacent buildings for support; and
- (B) an appurtenant nonexclusive easement over, under, across and through Easement 10092, area 841,555 square feet, more or less, for access and utility purposes as more particularly described in, and on the terms and conditions set forth in the Declaration.

-SECOND:-

An undivided 17.70% interest in all common elements of the Project, as established for said Unit by the Declaration, as tenant in common with all other owners from time to time of undivided interests in and to said common elements.

ITEM II:

-FIRST:-

The Unit No. 2 (the "Unit") of the Condominium Project known as "HO'OMAKA MARKETPLACE", as established by that certain Declaration of Condominium Property Regime for Ho'omaka Marketplace dated November 6, 2020, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii on November 3, 2021, as Document No. T-11629342, and any amendments thereto (the "Declaration"), and as shown on Condominium Map No. 2511, , and any amendments thereto (the "Condominium Map").

EXHIBIT "A", CONTINUED

Together with easements appurtenant to said Unit established by and described in the Declaration, including the following:

(A) Nonexclusive easements in the common elements designated for such purposes for ingress to, egress from, utility services for, and support, maintenance and repair of said Unit; in the other common elements for use according to their respective purposes, subject always to the exclusive or limited use of the limited common elements as provided in the Declaration, and in all other units and limited common elements of building in which said Unit is located or any adjacent buildings for support; and

(B) an appurtenant nonexclusive easement over, under, across and through Easement 10092, area 841,555 square feet, more or less, for access and utility purposes as more particularly described in, and on the terms and conditions set forth in the Declaration.

-SECOND:-

An undivided 17.12% interest in all common elements of the Project, as established for said Unit by the Declaration, as tenant in common with all other owners from time to time of undivided interests in and to said common elements.

ITEM III:

-FIRST:-

The Unit No. 3 (the "Unit") of the Condominium Project known as "HO'OMAKA MARKETPLACE", as established by that certain Declaration of Condominium Property Regime for Ho'omaka Marketplace dated November 6, 2020, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii on November 3, 2021, as Document No. T-11629342, and any amendments thereto (the "Declaration"), and as shown on Condominium Map No. 2511, , and any amendments thereto (the "Condominium Map").

Together with easements appurtenant to said Unit established by and described in the Declaration, including the following:

EXHIBIT "A", CONTINUED

(A) Nonexclusive easements in the common elements designated for such purposes for ingress to, egress from, utility services for, and support, maintenance and repair of said Unit; in the other common elements for use according to their respective purposes, subject always to the exclusive or limited use of the limited common elements as provided in the Declaration, and in all other units and limited common elements of building in which said Unit is located or any adjacent buildings for support; and

(B) an appurtenant nonexclusive easement over, under, across and through Easement 10092, area 841,555 square feet, more or less, for access and utility purposes as more particularly described in, and on the terms and conditions set forth in the Declaration.

-SECOND:-

An undivided 9.44% interest in all common elements of the Project, as established for said Unit by the Declaration, as tenant in common with all other owners from time to time of undivided interests in and to said common elements.

ITEM IV:

-FIRST:-

The Unit No. 4 (the "Unit") of the Condominium Project known as "HO'OMAKA MARKETPLACE", as established by that certain Declaration of Condominium Property Regime for Ho'omaka Marketplace dated November 6, 2020, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii on November 3, 2021, as Document No. T-11629342, and any amendments thereto (the "Declaration"), and as shown on Condominium Map No. 2511, , and any amendments thereto (the "Condominium Map").

Together with easements appurtenant to said Unit established by and described in the Declaration, including the following:

EXHIBIT "A", CONTINUED

(A) Nonexclusive easements in the common elements designated for such purposes for ingress to, egress from, utility services for, and support, maintenance and repair of said Unit; in the other common elements for use according to their respective purposes, subject always to the exclusive or limited use of the limited common elements as provided in the Declaration, and in all other units and limited common elements of building in which said Unit is located or any adjacent buildings for support; and

(B) an appurtenant nonexclusive easement over, under, across and through Easement 10092, area 841,555 square feet, more or less, for access and utility purposes as more particularly described in, and on the terms and conditions set forth in the Declaration.

-SECOND:-

An undivided 24.28% interest in all common elements of the Project, as established for said Unit by the Declaration, as tenant in common with all other owners from time to time of undivided interests in and to said common elements.

ITEM V:

-FIRST:-

The Unit No. 5 (the "Unit") of the Condominium Project known as "HO'OMAKA MARKETPLACE", as established by that certain Declaration of Condominium Property Regime for Ho'omaka Marketplace dated November 6, 2020, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii on November 3, 2021, as Document No. T-11629342, and any amendments thereto (the "Declaration"), and as shown on Condominium Map No. 2511, , and any amendments thereto (the "Condominium Map").

Together with easements appurtenant to said Unit established by and described in the Declaration, including the following:

EXHIBIT "A", CONTINUED

- (A) Nonexclusive easements in the common elements designated for such purposes for ingress to, egress from, utility services for, and support, maintenance and repair of said Unit; in the other common elements for use according to their respective purposes, subject always to the exclusive or limited use of the limited common elements as provided in the Declaration, and in all other units and limited common elements of building in which said Unit is located or any adjacent buildings for support; and
- (B) an appurtenant nonexclusive easement over, under, across and through Easement 10092, area 841,555 square feet, more or less, for access and utility purposes as more particularly described in, and on the terms and conditions set forth in the Declaration.

-SECOND:-

An undivided 31.46% interest in all common elements of the Project, as established for said Unit by the Declaration, as tenant in common with all other owners from time to time of undivided interests in and to said common elements.

The land upon which said Condominium Project HO'OMAKA MARKETPLACE is located is described as follows:

All of that certain parcel of land situate at Honouliuli, District of Ewa, City and County of Honolulu, State of Hawaii, described as follows:

LOT 18698, area 4.992 acres, more or less, as shown on Map 1460, filed in the Office of the Assistant Registrar of the Land Court of the State of Hawaii with Land Court Application No. 1069 of the Trustees of the Estate of James Campbell.

Together with a nonexclusive easement over, under, across and through Easement 10092, affecting Roadway Lots 18580, 18581, 18582, 18604, 18700, 18701 and 18702, for access and utility purposes as granted by DECLARATION AND GRANT OF EASEMENT RIGHTS dated May 3, 2011, filed as Land Court Document No. T-11265441.

Being land(s) described in Transfer Certificate of Title No. 830,719 issued to STATE OF HAWAII, DEPARTMENT OF HAWAIIAN HOMELANDS.

EXHIBIT "B"

ENDORSEMENT NO. \_\_\_\_\_

Issued by

CHICAGO TITLE INSURANCE COMPANY

Attached to Policy No. \_\_\_\_\_

Dated \_\_\_\_\_, 2022 at 8:01 a.m.

The Company insures against loss or damage sustained by the Insured if, at Date of Policy (i) the Land does not abut and have actual vehicular access rights for the right turn egress from Kualakai Parkway (the "Street"), (ii) the Street is not physically open and publicly maintained, and/or (iii) the Insured has no right to use curb cuts or entries along that portion of the Street abutting the Land.

This endorsement is issued as part of the policy. Except as it expressly states, it does not (i) modify any of the terms and provisions of the policy, (ii) modify any prior endorsements, (iii) extend the Date of Policy, or (iv) increase the Amount of Insurance. To the extent a provision of the policy or a previous endorsement is inconsistent with an express provision of this endorsement, this endorsement controls. Otherwise, this endorsement is subject to all of the terms and provisions of the policy and of any prior endorsements.

Dated: \_\_\_\_\_, 2022 at \_\_\_\_\_ a.m.

CHICAGO TITLE INSURANCE COMPANY

*[draft]*

By \_\_\_\_\_

Authorized Signatory

ALTA 17-06

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20-21, 2022 Item F-2

**To:** Chairman and Members, Hawaiian Homes Commission  
**Thru:** Peter "Kahana" Albinio, Jr., Acting Administrator  
Land Management Division *VA*  
**From:** Joseph Kualii Camara, Property Development Agent *JC*  
Land Management Division  
**Subject:** Authorization for Issuance of Right Of Entry Permit (ROE) to Ka Ohana O  
Kahikinui, Inc. for the removal of feral cattle from DHHL Lands in Kahikinui, Maui

**APPLICANT:**

Ka Ohana O Kahikinui, Inc. – PERMITEE

**RECOMMENDED MOTION/ACTION:**

That the Hawaiian Homes Commission (HHC) authorize the issuance of ROE to Ka Ohana O Kahikinui, inc. for approximately 16,300 acres, TMK(s) (2)1-9-001:007 and (2) 1-9-001:003 (portion) for the purpose of capture and removal of feral cattle from DHHL lands in Kahikinui.

Approval and issuance of ROE shall be subject to the following conditions:

1. Authorize the issuance of ROE to Ka Ohana O Kahikinui covering the subject area, approximately 16,300 acres of Hawaiian Home Lands TMK(s) (2) 1-9-00-1:007 and portion of (2)1-9-001:003 for the purpose of capture and removal of feral cattle, which are by this reference incorporated herein and further subject to the following:
  - A. Standard Terms and Conditions for DHHL Non-Exclusive ROE
  - B. The term of the Right of Entry shall be month to month for up to (18) months, the sole commencing discretion upon of execution, PERMITTOR; with the option of 1 additional twelve (12) month extension at sole discretion of PERMITTOR
  - C. The fee for this ROE will be gratis
  - D. PERMITTOR authorizes PERMITEE to capture, take ownership and remove feral cattle and feral goats from Premises for community use or sale by PERMITEE.
  - E. PERMITEE will sign and abide by Ungulate Management Plan prepared by PERMITTOR during all cattle removal activities. Ungulate Management Plan will include but not limited to:

- a. Authorized and acceptable activities of feral cattle management and removal.
- b. Timeline(s) for feral cattle and ungulate removal.
- c. Partner Roles in Ungulate Management
- d. Different Priority Zones for ungulate management.

## **LOCATIONS**

**4500 acres fenced “Wao Akua”:** Hawaiian Home Lands situated in Kahikinui, Island of Maui, portions of Tax Map Keys: (2)1-9-001:007; (2)1-9-001:003. Intact native forest and watershed mauka of Kahikinui Homestead community fenced by DLNR to allow for forest recovery.

**Lands Surrounding Kahikinui Homestead Community, mauka of Piilani Highway approximately 11,800 acres:** Hawaiian Home Lands situated in Kahikinui Island of Maui, portions of Tax Map Keys: (2) 1-9-001:003; (2) 1-9-001:007. Areas surrounding Kahikinui Community Mauka of Piilani Highway. Homestead lots are not included in ROE

## **PLANNING AREA:**

Kahikinui, Island of Maui

## **LAND USE DESIGNATION:**

DHHL TMK (2)1-9-001:007 covering the fenced Wao Akua, is zoned Conservation.

DHHL TMK (2)1-9-001:003 surrounding and including the Kahikinui homestead community is zoned Special District, with limited areas zoned Conservation.

DHHL 2011 Kahikinui Regional Plan identifies Watershed Conservation and Silviculture as planned land uses for parcel :007 and identifies Homesteading, Grazing and Silviculture as planned uses for parcel :003. Unmanaged feral cattle affect all land uses in these areas.

## **CHARACTER OF USE:**

Parcel :003 - Kahikinui Homestead Community, Kuleana Homestead lease lots. Community is surrounded by unmanaged pasture containing numerous archeological sites.

Parcel :007 - Contains 4,500 acre fenced conservation area with some of the best remaining native forest and watershed on Leeward Haleakala. Unfenced areas contain unmanaged pasture, remnant forest and alpine shrubland.

## **CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:**

### **Triggers:**

Use of State Lands

### **1995 Kahikinui Kuleana Homestead Project Environmental Assessment:**

The activities authorized through this ROE are covered in 1995 Kahikinui Kuleana Homestead Project Environmental assessment which was received and posted by OEQC with a determination of Negative Declaration.

No construction other than temporary traps and holding pens is proposed under this ROE and all activities are temporary and will leave the land in a state equivalent to current conditions.

The direct, cumulative, and potential impacts of the action described have been considered pursuant to Chapter 343, Hawaii Revised Statutes and Chapter 11-200, Hawaii Administrative Rules. The action as proposed has been determined to have minimal or no significant impact on the environment. The Planning Office has reviewed the proposed action and determines it is in accordance with the 1995 Kahikinui Kuleana Homestead Project Environmental Assessment.

### **DISCUSSION:**

Native dry and mesic forests once formed a contiguous watershed around Haleakalā, Maui, providing habitat for hundreds of species of plants and animals found nowhere else on earth. The forests of leeward Haleakalā were striking in stature and rich in species, dominated by towering canopies of koa and ‘ōhi‘a, and carpeted in a diversity of understory trees, shrubs, lichens, and ferns that formed complex and stable ecosystems that supported communities with sustainable fresh water and forest products. Following western contact, cattle, goats, and deer were introduced to the islands with devastating impacts to the forests of leeward Haleakalā. These forests are now experiencing extreme degradation from grazing and trampling, invasion by alien plant species, and habitat fragmentation. In old growth forests, feral ungulates destroy native understory plants, leading to the loss of culturally important species, and facilitating invasion by noxious weeds. Ungulates can also facilitate the increase of Rapid Ohia Death (ROD) by damaging trees and creating openings for the disease to spread. While large canopy tree species often persist for some time despite ungulate disturbance, forest understory declines dramatically, soils become exposed, and erosion cycles take hold. More importantly, this disturbance suppresses the natural regeneration of canopy species. Without recruitment, the stands eventually age and die, leaving no keiki, and leading eventually to total forest destruction.

In 1995, a visionary group of kupuna, community leaders, scientists, and land managers developed the Kahikinui Forest Reserve Community Management Conceptual Plan to reverse the decline of the native forests on Hawaiian Homelands in the Kahikinui moku as part of their plan for the resettlement and restoration of the ahupua‘a of Kahikinui. Key partners in the development of the plan were the Department of Hawaiian Home Lands (DHHL), Ka ‘Ohana o Kahikinui (KOOK), Living Indigenous Forest Ecosystems (LIFE), and Kahikinui Game and Land Management ‘Ohana (KGLMO). The plan articulated as its guiding principles, a vision to restore traditional management principles and ensure the

long-term sustainability of the forest to support the community. Central to that vision, was a commitment to the removal of all feral ungulates within the 7,500-acre forest restoration area, and a recognition that fencing within the restoration area would be needed to keep them out. The plan was approved by the Hawaiian Homes Commission in 1995.

In the years that followed the approval of the plan, community partners convened numerous meetings and discussions as work progressed to implement the 1995 plan. From those discussions, additional guiding documents were developed, including the 2003 Leeward Haleakalā Watershed Restoration Partnership (LHWRP) Memorandum of Understanding, the 2011 DHHL Kahikinui Regional Plan, the 2018 LHWRP Management Plan, and detailed environmental and cultural assessments. These documents outline some of the details of the forest protection effort and articulate the goal of fencing and the complete removal of ungulates from within the forest restoration area as a guiding principle.

Management efforts following completion of the 1995 plan included a hunting program employed to control feral ungulates within the forest restoration area. However, securing the significant funds required to complete an ungulate-proof fence for such a large and remote area proved challenging. In the absence of a fence, the numbers of feral ungulates grew and the forest continued to decline. Aerial surveys for feral cattle in 2009 estimated the feral cattle population at 294 head. In 2011, the survey was repeated using the same methods and the population had risen to 650 cattle. In 2016, a more thorough survey using modern technologies determined the population of cattle had risen to a minimum of 988, with 114 of those being calves. The 2016 census also included other species of ungulates, recording a minimum of 1324 goats, 449 deer, and 124 pigs in the 7,500-acre forest restoration area (Figure 1). Since 13% of the survey area was visually unavailable due to tree cover, these numbers are likely below the true total number of ungulates. The 2016 surveys also provided population numbers for the feral ungulates contained within a 4,500-acre management unit that was proposed within the larger forest restoration area identified in the plan. Those numbers were estimated to be 389 cattle, 931 goats, 131 deer, and 89 pigs (Figure 1).

In 2016, construction started on a fenced management unit (Figure 1) within the larger forest restoration area. This 16.27-mile fence was completed in 2020 and encloses 4,500 acres of watershed forest, located at 3,600-9,800 feet elevation in the eastern portion of the forest restoration lands identified in the 1995 plan (Figure 2). The area was selected for fencing because it contains the last remaining native koa-ōhi‘a (*Acacia koa*-*Metrosideros polymorpha*) forest in the 1995 plan area, as well as upland māmane (*Sophora chrysophylla*) forest, subalpine shrubland, and alpine rocklands of high conservation and cultural value. In 2018, with the fence nearing completion, KIA Hawai‘i, Ltd requested a month-to-month Right of Entry (ROE) from the DHHL and the Hawaiian Homes Commission to conduct feral ungulate removal for the protection and restoration of the watershed forest at Kahikinui. The ROE was approved, and KIA proceeded with the removal of all large, aggressive, problematic bulls from the interior and exterior of the fence. This effort, also known as The Kahikinui Project, was supported by KOOK, but ended after a year. DHHL, DOFAW, KOOK and its partners are now proceeding with the challenging task of removing all remaining feral ungulates from within the 4,500-acre unit (Figure 2, Zone 1) and are planning for cattle removal in the adjacent lands (Figure 2, Zones 2 and 3) where wild cattle threaten homestead areas. In 2021, a survey was completed for feral ungulates throughout the homestead lands makai of the 2016 survey area (Figure 1).

Authorization by DHHL for KOOK to remove Feral Cattle allows for transparent access by the community to the resources of Kahikinui as envisioned from the beginning of Kahikinui Kuleana homesteads. Community led ungulate management provides pathways to utilizing animal resources that are a nuisance and would otherwise be wasted, honoring the values of the Kahikinui Community, and assures that Ka Ohana o Kahikinui will centrally involved in natural resource management planning and implementation.

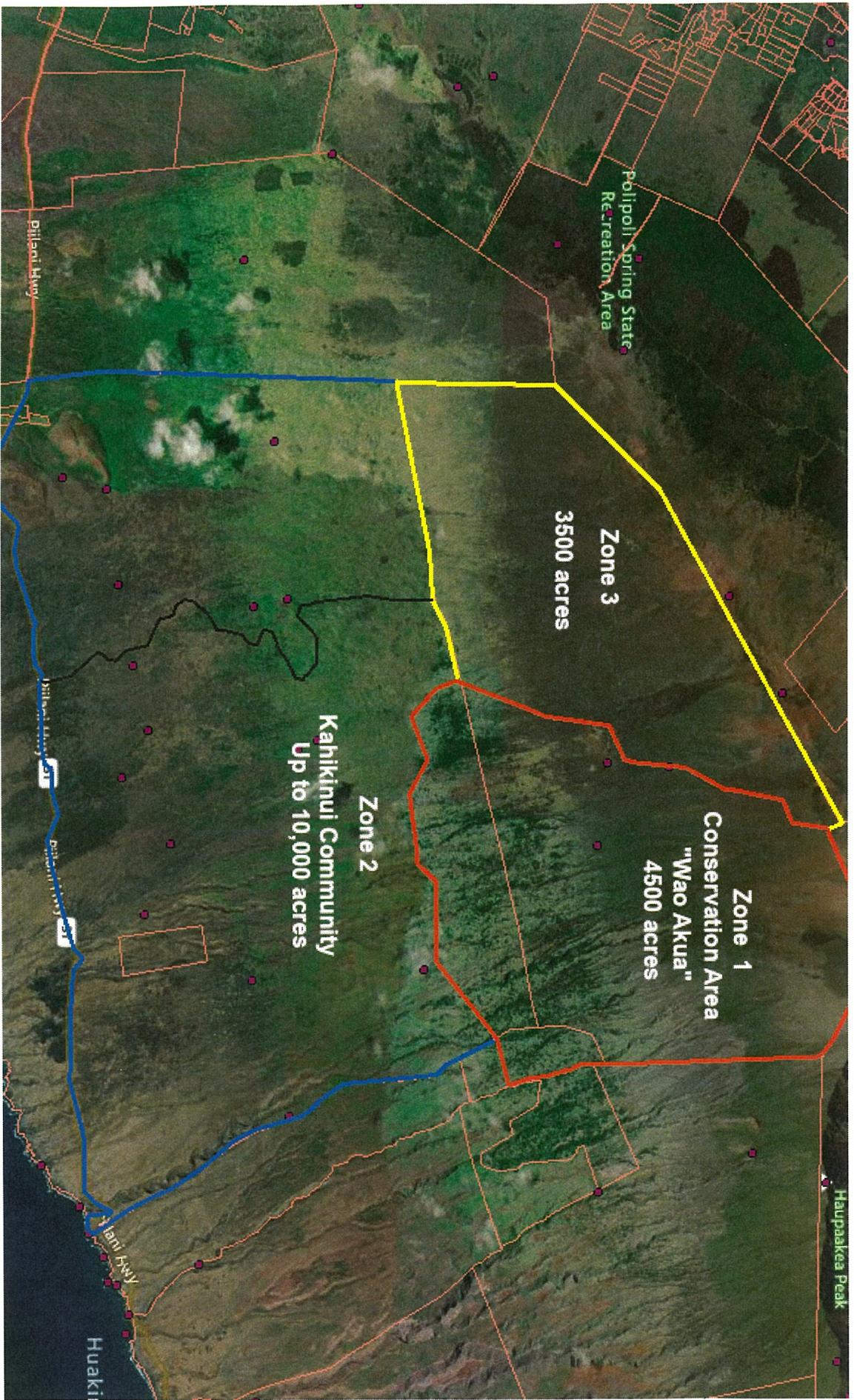
**BENEFITS TO THE HAWAIIAN HOMES TRUST:**

Removal of Feral Cattle from Kahikinui will:

- Allow for natural forest regeneration and manual reforestation efforts to take place within the 4,500-acre fenced area, increasing the trust lands watershed and habitat value.
- Remove hazardous animals from in and around Kahikinui Homestead Community.
- Improve the health and well-being of the Kahikinui Forests, making them more resilient and resistant to invasive species like gorse and to pathogens like *Ceratocystis lukuohia*.
- Provide a valuable service to DHHL at no cost.
- Provide resources for beneficiaries, KOOK and partners will be able to provide a valuable meat resource to beneficiaries throughout the term of ROE
- Damage to homes, fence-lines and other infrastructure will be reduced

**RECOMMENDATION:**

Land Management Division and Planning Office recommends approval of the requested motion/action as stated.



Polipoli Spring State  
Recreation Area

Zone 3  
3500 acres

Zone 2  
Kahikinui Community  
Up to 10,000 acres

Zone 1  
Conservation Area  
"Wao Akua"  
4500 acres

Haupaka Peak

Huakihi

Lani Key

Pihai Hwy

Pihai Hwy

Pihai Hwy

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20-21, 2022

To: Chairman and Members, Hawaiian Homes Commission

Thru: Peter "Kahana" Albinio, Jr., Acting Administrator  
Land Management Division 

From: Ward "Kalei" Young, Supervising Land Agent  
Land Management Division 

Subject: Annual Renewal of Right of Entry Permit(s), Oahu Island

RECOMMENDED MOTION/ACTION: That the Hawaiian Homes Commission (HHC) approve the following actions while developing a process to making short-term agricultural and pastoral land dispositions available to beneficiaries:

- A) Renew all Oahu Island Right of Entry Permit(s) as listed on Exhibit "A" and identified by approximate location on the Oahu Island Map Exhibit "A-1" that are in compliance and issued temporary approvals, as of July 1, 2022.
- B) The annual renewal period, shall be on a month-to-month basis, for up to twelve (12) months, but no longer than June 30, 2023.
- C) Authorize the Chairman to negotiate and set forth other terms and conditions that may be deemed to be appropriate and necessary.

DISCUSSION

This submittal represents annual renewals for all O'ahu Island ROE permit(s) only, which shall effectively expire on June 30, 2022. As a means of maintaining a process by which PERMITEE'S can be assured that their permits have been renewed, notification letters will be transmitted accordingly.

For information purposes Exhibit "A" references all Right of Entry Permits on O'ahu Island by order of commencement date, land use, then by acreage. While Right of Entry Permits generate additional revenue to the Trust, its primary purpose provides DHHL the ability to efficiently manage its lands through the issuance of these short-term dispositions which are typically not needed for longer-term dispositions (such as homesteading or general leases) over a 20-year time period or as dictated by DHHL's respective island plans. DHHL's total Oahu Island land inventory covers approximately 8,154.0 acres<sup>1</sup> or 4% of DHHL's statewide inventory. The

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<sup>1</sup> DHHL Oahu Island Plan – Final Report, PBR Hawaii, July 2014

short-term disposition(s) within the Oahu Island inventory cover approximately 1,773.0 acres or 22% of its inventory.

Right of Entry Permits help in having presence on DHHL lands thereby reducing costs for land management activity functions (i.e. signage, landscaping, fencing, removing trash and derelict vehicles, and prevents trespassing on unencumbered lands) that DHHL would bear if the lands were to sit vacant. Permittees are required to assume responsibility for the land, post insurance, indemnify the department, and manage and maintain the land.

Until improvements to the Revocable Permit Program can be implemented, this process will be used for Annual Renewals of these month-to-month ROE Permit dispositions.

The table below reflects the revenue generated from ROE permit(s) on Oahu Island, which is approximately 76.0% (\$2,092,018) of the ROE total revenues (\$2,758,221) that DHHL receives statewide. O’ahu Island holds 52 of the 145 ROE permits Statewide which are used for industrial/commercial purposes primarily.

<b>FY 2022</b>		Total	<b>FY 2023</b>		Total
Agriculture	\$17,184	3	Agriculture	\$17,184	3
Caretaker/Landscape	\$720	3	Caretaker/Landscape	\$720	3
Commercial	\$24,147	2	Commercial	\$25,147	2
Community	\$2,568	2	Community	\$2,568	2
Industrial	\$2,000,211	32	Industrial	\$2,000,211	32
Office	\$0	-	Office	\$0	-
Pastoral	\$29,580	4	Pastoral	\$29,580	4
Preservation	\$0	-	Preservation	\$0	-
Recreation	\$0	-	Recreation	\$0	-
Research	\$0	-	Research	\$0	-
Stabling	\$16,608	6	Stabling	\$16,608	6
	\$2,092,018	52		\$2,127,357	52

According to research done by Colliers International, (See Exhibit “B”) “the Oahu Industrial vacancy rate dropped to 1.60% establishing a new record low during the past year. The Oahu direct weighted average asking base rent increased to \$1.27 per square foot per month (“psf/mo”). In light of this research, and the current COVID-19 global pandemic, LMD respectfully recommends increasing its rental rates by 3.0% for all non-beneficiary tenants and maintaining current rental rates without any increase for beneficiaries.

Rental fees for agricultural and pastoral use permits vary and are typically established at less than fair market rates (discounted) but not less than \$240/annum due to various site issues such as, insufficient/no infrastructure, no legal access, substandard lot size or irregular shape, etc.

In regards to ROE Permits that reflect a delinquency LMD staff will proceed with issuing its Notice of Revocation/Cancellation to said permittees’.

**AUTHORITY / LEGAL REFERENCE:**

June 2022

§171-55, Hawaii Revised Statutes, as amended, a “permit on a month-to-month basis may continue for a period not to exceed one year from the date of issuance; provided that the commission may allow the permit to continue on a month-to-month basis for additional one-year periods.”

RECOMMENDATION:

Land Management Division respectfully requests approval of the motion as stated.

RIGHT OF ENTRY PERMITS - O'AHU ISLAND, as of JUNE 2022

NO.	ACRE	USE	PERMITTEE/ADDRESS	TMK	Date Started	Current Annual Rent	Proposed Annual Rent	Denotes Beneficiary	Denotes Delinquent
								Comments: rent amount and reasons (Site issues - insufficient/no infrastructure, no legal access, substandard lot size or irregular shape, etc.) why no long-term disposition	
525	20.000	Agricultural	Sports Turf Hawaii, Inc.	(1) 4-1-008:002(P)	2/1/2005	\$11,220	\$11,557		Rent is current: portion of a larger parcel that is designated for General Ag use. Insufficient infrastructure, irregular shape.
590	8.671	Agricultural	XianXing Huang & Hong Fang Gan	(1) 8-5-029:002(P)	3/1/2006	\$5,724	\$5,896		Rent is current: portion of a larger parcel that is designated for future residential use. Insufficient infrastructure, substandard lot size or irregular shape.
600	6.400	Agriculture	Kenneth Hicks	(1) 8-6-003:002 & 032(P)	11/1/2009	\$240	\$247.20		Rent is current: portion of a larger parcel that is designated as general AG; insufficient infrastructure, substandard lot size or irregular shape.
586	0.115	Caretaker	Charlene L. Ching	(1) 8-9-007:002(P)	9/1/2000	\$240	-		Rent is current: portion of a larger parcel that is designated as general AG/conservation use. Insufficient infrastructure, substandard lot size or irregular infrastructure.
608	0.267	Caretaker	Luella K. Kanoa	(1) 4-1-030:053(P)	2/18/1999	\$240	-		Rent is current: parcel identified as a power line easement; Insufficient infrastructure.
609	0.070	Caretaker	Howard Doctorello	(1) 4-1-030:053(P)	4/14/1999	\$240	-		Rent is current: parcel identified as a power line easement; Insufficient infrastructure.
638	0.017	Commercial	American Hauling, Inc.	(1) 9-1-013:024(P)	12/1/2003	\$6,427	\$6,620		Rent is current: portion of a larger parcel that is designated for industrial use. Insufficient infrastructure, substandard lot size or irregular shape.
591	78.640	Commercial/Agriculture	Aloun Farm, Inc.	(1) 9-1-016:108 (P)	12/1/2010	\$18,720	\$19,282		Rent is current: portion of a larger parcel that is designated for future residential use. Insufficient infrastructure, substandard lot size or irregular shape.
585	0.712	Community	Waianae Coast Comprehensive Health Center	(1) 8-9-005:014(P)	12/18/1995	\$2,088	\$2,151		Rent is current: parcel designated for community use.
593	2.000	Community	Waianae Coast Comprehensive Health & Hospital Board, Inc.	(1) 8-6-001:012 & 024(P)	5/2/2007	\$480	\$494		Rent is current: parcel designated for community use. Insufficient infrastructure, substandard lot size or irregular shape.
514	1.000	Industrial	Bears Trucking, Inc., 3411 Aliamanu Street	(1) 9-7-024:050(P)	11/1/2005	\$19,282	\$19,860		Rent is current: portion of a larger parcel that is designated for industrial use. Insufficient infrastructure, substandard lot size or irregular shape.
515	0.115	Industrial	La'au Structures	(1) 1-1-064: 010 (P)	11/1/2007	\$74,805	\$77,049		Rent is current: portion of a larger parcel that is designated for industrial use.
517	0.080	Industrial	Professional Commerical Services	(1) 1-1-064:010 (P)	7/1/2010	\$56,609	\$58,307		Rent is current: portion of a larger parcel that is designated for industrial use.
529	2.000	Industrial	Frances Kama-Silva	(1) 8-6-003:003(P)	1/8/1995	\$6,427	-		Rent is current: portion of a larger parcel that is designated for General Ag use.
592	1.000	Industrial	Close Construction, Inc.	(1) 9-1-013-061(P)	7/1/2013	\$41,777	\$43,030		Rent is current: portion of a larger parcel that is designated for industrial use. Insufficient infrastructure, irregular shape.
595	0.706	Industrial	R & KA Equipment, 94-1167 Mopua Loop	(1) 9-1-013:024(P)	4/1/2005	\$22,427	\$23,100		Rent is current: portion of a larger parcel that is designated for industrial use. Insufficient infrastructure, substandard lot size or irregular shape.
604	2.000	Industrial	Aiwohi Bros., Inc.	(1) 9-1-013:027	9/1/2008	\$78,206	\$80,552		Account is delinquent - \$63,003.60 = \$32,084.48 (rent) + \$30,919.12 (utilities)
605	0.580	Industrial	Hawaii Steam, Inc.	(1) 9-1-013:061 (P)	7/1/2013	\$40,388	\$41,600		Rent is current: portion of a larger parcel that is designated for industrial use. Insufficient infrastructure, irregular shape.
607	0.217	Industrial	Eugene Cacho	(1) 9-1-013:024(P)	8/1/2005	\$7,713	\$7,944		Rent is current: portion of a larger parcel that is designated for industrial use. Insufficient infrastructure, irregular shape.
611	2.295	Industrial	Discount Storage, LLC & Containers Hawaii dba The	(1) 9-1-013:024(P)	8/1/2005	\$89,981	\$92,680		Rent is current: portion of a larger parcel that is designated for industrial use. Insufficient infrastructure, irregular shape.
615	0.220	Industrial	Na Kane Trucking	(1) 9-1-013:027 (P)	7/1/2013	\$11,569	\$11,916		Rent is current: portion of a larger parcel that is designated for industrial use. Insufficient infrastructure, irregular shape.

616	0.570	Industrial	Pacific Isle Equipment Rental, Inc.	(1) 9-1-013:027 (P)	3/15/2004	\$26,283	\$27,071	Account is delinquent - \$52,318.02 = \$8,760.96 + \$43,557.06 (utilities)
618	0.310	Industrial	Benjamin Kahalehoe	(1) 9-1-013:048(P)	10/1/2006	\$12,578	\$12,955	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
619	0.660	Industrial	Miller's Paving, LLC.	(1) 9-1-013:117 (P)	12/1/2008	\$28,999	\$29,869	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
620	4.753	Industrial	Coastal Construction Co.	(1) 9-1-013:027(P)	9/1/2005	\$164,178	\$169,103	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
621	0.210	Industrial	American Drilling Company	(1) 9-1-013:117 (por)	9/12/2008	\$12,854	\$13,240	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
623	1.033	Industrial	Devin B. Donahue	(1) 9-1-013:061(P)	8/1/2005	\$12,854	\$13,240	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
628	0.344	Industrial	D II's Welding Services, LLC	(1) 9-1-013:027 (P)	7/1/2009	\$12,910	\$13,297	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
630	0.689	Industrial	C J Peterson Services, Inc.	(1) 9-1-013:027 (P)	7/1/2009	\$35,778	\$36,851	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
631	0.359	Industrial	J. Jeramiah Trucking Co.	(1) 9-1-13:117 (P)	7/1/2010	\$11,916	\$12,273	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
632	0.344	Industrial	Xtreme Trucking, Inc.	(1) 9-1-013:027 (P)	7/1/2009	\$12,910	\$13,297	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
634	0.250	Industrial	F.P.S. Building Contractors	(1) 9-1-013:038 (P)	11/16/2009	\$4,634	\$4,773	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
636	0.137	Industrial	Panui, Inc.	(1) 9-1-013:117 (P)	7/1/2010	\$20,567	\$21,184	Account is delinquent - cancellation process ongoing
637	0.320	Industrial	T & C Plumbing	(1) 9-1-013:027 (P)	6/15/2009	\$19,300	\$19,879	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
639	0.505	Industrial	Maunalei Trucking	(1) 9-1-013:117 (P)	9/29/2008	\$39,849	\$41,044	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
647	9.000	Industrial	Road & Highway Builders	(1) 9-1-013:061 (P)	7/1/2013	\$352,760	\$363,343	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
648	4.000	Industrial	Hawaii Explosives and Pyrotechnics, Inc.	(1) 9-1-013:040(P)	10/1/2003	\$6,427	\$6,620	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
649	0.925	Industrial	Aloha Trucking LLC	(1) 9-1-013:027 (P)	12/1/2009	\$30,851	\$31,777	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
650	0.459	Industrial	JJS Construction	(1) 9-1-013:061(P)	12/1/2003	\$15,425	\$15,888	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
651	0.460	Industrial	Hawaiian Dredging Construction, Inc.	(1) 9-1-013:061 (P)	7/1/2013	\$15,425	\$15,888	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
626	1.081	Industrial (Parking)	VIP Sanitation, Inc.	(1) 9-1-013:009	3/1/2005	\$53,089	\$54,682	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
640	25.000	Industrial (Storage)	The Pasha Group	(1) 9-1-013:061(P)	1/10/2004	\$661,440	\$681,283	Rent is current: portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
511	1126.000	Pastoral	Robert D. Lyman	(1) 8-9-008:003	6/16/1991	\$14,304	-	Rent is current: portion of a larger parcel that is designated for General Ag use. Insufficient infrastructure, irregular shape.
527	438.100	Pastoral	Waiaanae Valley Farm, Ltd.	(1) 8-9-007:002(P)	2/1/1991	\$11,280	\$11,618	Rent is current: portion of a larger parcel that is designated for General Ag use. Insufficient infrastructure, irregular shape.

528	8,000	Pastoral	Frances Kama-Silva	(1) 8-6-003:003(P)	5/16/1994	\$2,772	-	Rent is current; portion of a larger parcel that is designated for General Ag use. Insufficient infrastructure, irregular shape.
645	0,700	Pastoral	Allan Silva	(1) 4-1-008:022 (P)	7/1/2013	\$1,224	\$1,261	Rent is current; portion of a larger parcel that is designated for General Ag use. Insufficient infrastructure, irregular shape.
512	5,000	Stabling	Albert Cummings, III and Ihilani T.D. Miller-Cummings	(1) 9-1-013:040(P)	3/1/2004	\$2,400	\$2,472	Rent is current; portion of a larger parcel that is designated for Industrial use. Insufficient infrastructure, irregular shape.
522	3,949	Stabling	Duroy Rosecrans	(1) 4-1-009:271 & 284	8/1/1993	\$2,064	-	Rent is current; portion of a larger parcel that is designated for General Ag use. Insufficient infrastructure, irregular shape.
523	3,250	Stabling	Honolulu Polo Club	(1) 4-1-009:281	8/4/1993	\$1,848	\$1,903	Rent is current; portion of a larger parcel that is designated for General Ag use. Insufficient infrastructure, irregular shape.
524	3,400	Stabling	Roy & June K. Pires	(1) 4-1-008:094	1/1/1995	\$6,240	\$6,427	Rent is current; portion of a larger parcel that is designated for General Ag use. Insufficient infrastructure, irregular shape.
603	1,200	Stabling	Mary Ann Higashi	(1) 8-9-007:002(P)	12/1/1994	\$336	-	Rent is current; portion of a larger parcel that is designated for General Ag use. Insufficient infrastructure, irregular shape.
613	2,400	Stabling	Leiala Cook	(1) 4-1-008:093	8/1/1991	\$3,720	\$3,832	Rent is current; portion of a larger parcel that is designated for General Ag use. Insufficient infrastructure, irregular shape.

Figure 3.1  
DHHL Lands on O'ahu

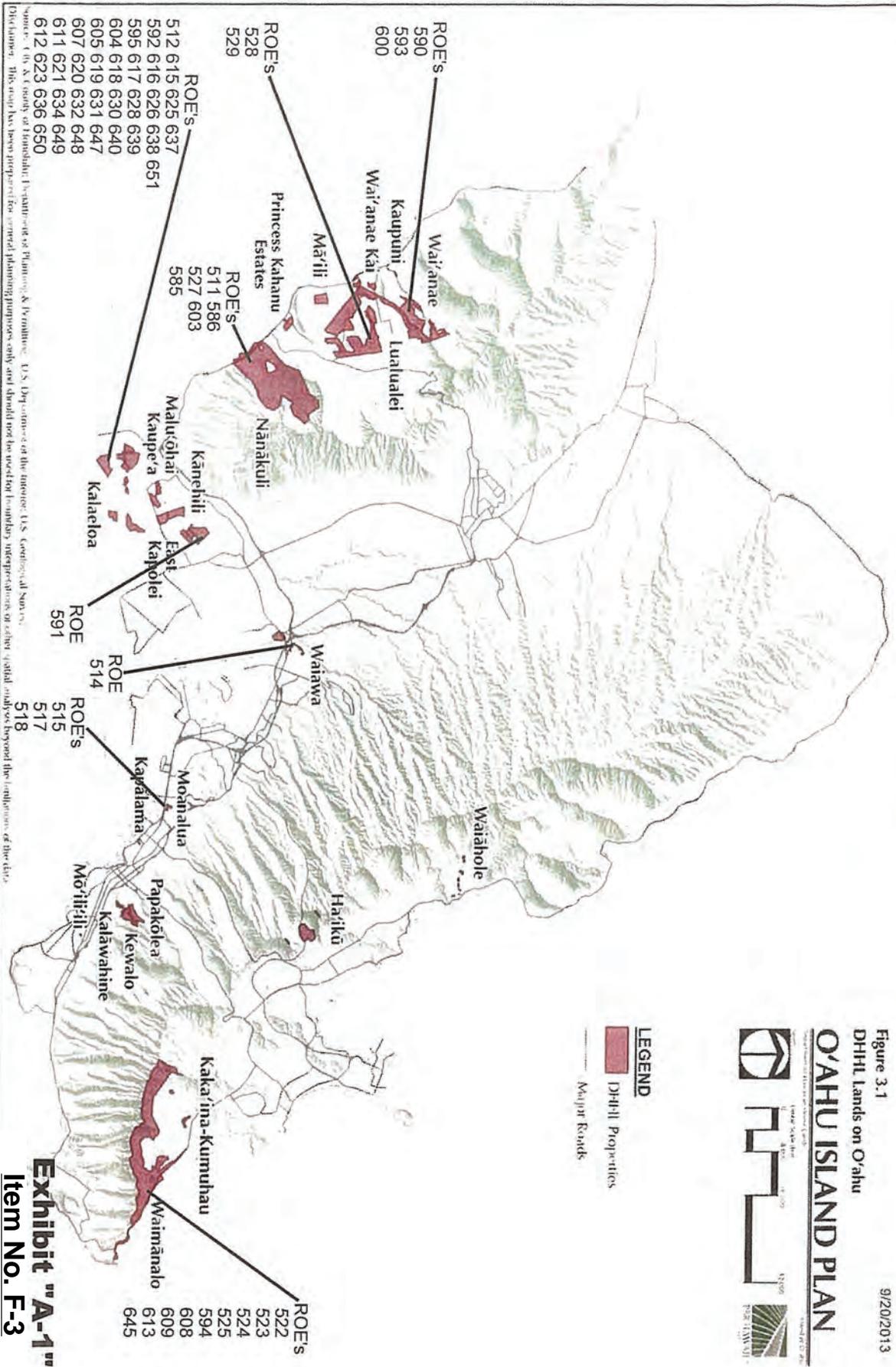
9/20/2013

# O'AHU ISLAND PLAN



**LEGEND**

- DHHL Properties
- Major Roads



Source: U.S. Aerial Study of Honolulu, Department of Planning & Zoning, U.S. Department of the Interior, U.S. Geological Survey. This map has been prepared for general planning purposes only and should not be used for boundary interpretation or other legal analysis beyond the intention of the data.

**Exhibit "A-1"**  
**Item No. F-3**



### Key Takeaways

- Fourth consecutive quarter of robust leasing activity
- 2021 registered a record high 591,855 square feet of net absorption
- Vacancy rates drop to 1.60%, establishing a new record low
- Available industrial land shrinks as values continue to escalate
- Tight market conditions to persist with lack of new industrial development

**Vacancy Rate** **1.60%** **YOY** **FORECAST**

**YTD Net Absorption** **591,855 SF** **YOY** **FORECAST**

**Under Construction** **0 SF** **YOY** **FORECAST**

**Direct WTD AVG Asking Rent** **\$1.27 /SF/MO** **YOY** **FORECAST**

### 2021 Industrial Market Booms

Despite the global COVID-19 pandemic, Oahu's industrial market flourished during 2021. New markers were established as occupancy growth reached a new record high of over 590,000 square feet for the year and the lowest vacancy rate in recorded history was reported at 1.60% for Q4 2021.

The pandemic forced the closure of many brick and mortar stores and disrupted the normal flow of retail goods to the end-consumer. Unable to purchase their necessities by conventional means, many consumers turned to the internet as e-commerce sales surged. For e-commerce companies, logistics plays a primary role in coordinating manufacturing, packaging, freight forwarding, shipping, and delivery to the end-consumer. As these supply chain components propped up, demand for additional industrial space swelled.

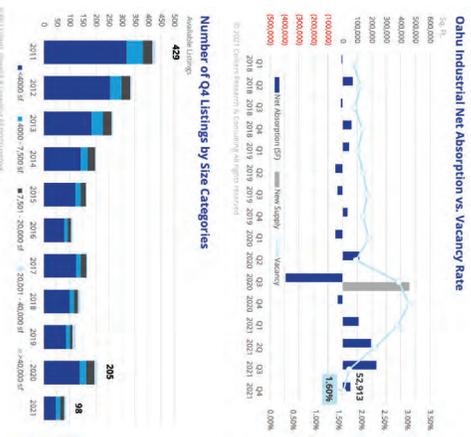
As demand surged, the number of available industrial space listings on Oahu dropped to a minuscule 98, setting a record low. For many industrial businesses, the severe shortage of available space inhibited their company's growth potential as their facilities could no longer accommodate additional business activity.

### Market Indicators

**72,700** **\$14.81 B** **\$2.07 B**  
 October 2021 September 2021 October 2021  
 Industrial Job YTD Industrial Construction Permit Volume

### Historic Comparison

	20Q4	21Q3	21Q4
Total Inventory (in Millions of SF)	41,108	41.3	41.3
New Supply (in Thousands of SF)	0.458	0	0
Quarterly/Net Absorption (SF)	(97,332)	231,805	52,913
Overall Vacancy	3.05%	1.73%	1.60%
Overall Asking Lease Rates (PSF/Month)	\$1.24	\$1.33	\$1.27



Oahu Industrial Net Absorption vs. Vacancy Rate

Number of Q4 Listings by Size Categories

Available Listings: 429

Available Listings: 98

### Hawaii | Oahu | Q4 2021 | Industrial | Market Statistics

Submarket	No. of Bldgs	Building Area (SF)	Tenure*	Direct Space Available (SF)	Sublease Space Available (SF)	Q4 2021 Net Absorption (SF)	YTD Net Absorption (SF)	Vacancy Rate	Direct Wtd. Avg. Net Asking Rent (NNN) (PSF/MO)**	Avg. Net Gp. Exp. (PSF/MO)
<b>Honolulu</b>	96	2,268,832	Fee Simple	25,244	0	50,245	130,397	1.11%	\$1.12	\$0.58
Waipahu	716	9,895,650	Fee Simple	209,319	0	(153,690)	20,964	3.02%	\$1.25	\$0.51
Kalihi	74	663,005	Leasehold	0	0	0	0	0.00%	\$1.45	\$0.33
Sand Island	107	4,214,301	Leasehold	19,198	0	1,720	35,443	0.46%	\$1.30	\$0.35
Magnunapuna	128	4,667,824	Fee Simple	0	0	0	15,786	0.00%	\$1.25	\$0.58
Aiea Airport	1,119	21,709,612	0	34,376	0	(101,433)	202,590	1.58%	\$1.23	\$0.50
<b>Central Oahu</b>										
Bougainville	20	806,460	Leasehold	0	0	0	0	0.00%	\$1.05	\$0.25
Halawa	84	2,719,361	Leasehold	21,141	0	3,354	22,581	0.78%	\$1.24	\$0.46
Pearl City/Aiea	45	1,660,582	Fee Simple	11,415	0	1,290	15,296	0.69%	\$1.79	\$0.41
Pearl City Industrial Park**	32	762,292	Fee Simple	8,877	0	12,458	(4,817)	1.16%	\$0.95	\$0.13
Century City Industrial Park**	68	1,801,766	Fee Simple	2,000	0	2,991	19,867	0.11%	\$1.55	\$0.45
Milltown	37	443,120	Fee Simple	0	0	0	1,680	0.00%	\$1.35	\$0.58
Waialae	129	2,731,322	Fee Simple	8,930	0	60,086	30,343	0.33%	\$1.07	\$0.35
<b>West Oahu</b>										
Campbell Industrial Park	122	5,185,560	Fee Simple	80,410	0	91,643	146,924	1.55%	\$1.28	\$0.30
Kapolei Business Park	55	1,640,093	Fee Simple	29,939	0	3,678	56,597	1.83%	\$1.44	\$0.43
Malaloale Industrial Park	20	428,836	Fee Simple	52,446	0	(43,946)	128,534	12.23%	\$1.39	\$0.32
Kona Industrial Park	12	119,346	Fee Simple	28,666	0	0	0	24.02%	\$1.35	\$0.27
Kalaheo Industrial Park	7	59,134	Fee Simple	8,837	0	(8,837)	(6,437)	14.95%	\$1.30	\$0.22
<b>Windward Oahu</b>										
Waikeolu	216	7,432,969	0	200,398	0	42,538	325,618	2.69%	\$1.34	\$0.33
<b>Total Oahu</b>										
<b>West Oahu</b>	383	10,924,903	0	52,333	0	90,569	84,950	0.48%	\$1.29	\$0.51
<b>Central Oahu</b>	1,119	21,709,612	0	34,376	0	(101,433)	202,590	1.58%	\$1.23	\$0.50
<b>West Oahu</b>	1,222	41,271,688	0	661,468	0	52,813	591,855	1.60%	\$1.27	\$0.44

\* This table is derived from data associated with industrial parks with 75% or more of their total parking spaces available for use as industrial space. \*\* Pearl City Industrial Park is a submarket associated with Pearl City/Aiea trade area. \*\*\* West Oahu Industrial Park is a submarket associated with Pearl City/Aiea trade area. \*\*\*\* Total Oahu Industrial Park is a submarket associated with Pearl City/Aiea trade area. © 2021 Colliers Research & Consulting. All rights reserved.

- **Terms and Definitions**
- **Inventory** - Industrial buildings greater than 2,500 square feet located on the island of Oahu, inclusive of owner user, and single tenant buildings.
- **Total Square Feet** - All rentable industrial space exclusive of common areas, yard space and fire escapes.
- **Vacant Space** - Industrial space that is not occupied by a tenant. This includes sublease space that is unoccupied.
- **Vacancy Rate** - The ratio of vacant industrial space divided by the total industrial inventory square footage.
- **Net Absorption** - The net change in occupied space over a period of time. Year-to-date net absorption is the difference in occupied space between the end of the previous year and the current quarter.
- **Direct weighted Average Asking Rent (NNN)** - The ratio of aggregate landlord asking rents divided by the total available space within a specific geography.
- **Average Operating Net Expense** - The average rate of tenant expenses such as building utilities, management fees, building maintenance, real property taxes and insurance within a specific geography.
- **NNN Rents** - Rents exclusive of building operating expenses.

### Market Contacts: Market Leaders: Industrial Contributors:

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- Michael Gomes (S)** Associate
- Patrick McGeehan (S)** Associate
- Ronald C. Ward (S)** Vice President

### About Colliers

Colliers (NASDAQ: TXC; CGL) is a leading diversified professional services and investment management company. With operations in 67 countries, our more than 15,000 enterprising professional work collaboratively to provide expert advice to real estate occupiers, owners and investors. For more than 25 years, our experienced leadership with significant insider ownership has delivered compound annual investment returns of almost 20% for shareholders. With annualized revenues of \$3.3 billion (\$3.2 billion including affiliates) and \$40 billion of assets under management, we maximize the potential for property and accelerate the success of our clients and our people. Learn more at corporate.colliers.com, Twitter @Colliers or LinkedIn.

Exhibit "B"  
Item No. F-3

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
JUNE 20 & 21, 2022

TO: Chairman and Members, Hawaiian Homes Commission  
FROM: Kahana Albinio, Acting Land Management Division Administrator  
SUBJECT: Item F-4 – Approval to Issue Conditional Right of Entry Permit to Malama Ka Aina Hana Ka Aina Inc., a 501 (c)(3) Non-Profit, Hilo, Hawai'i, TMK No. 2-1-013:001 (por.)

This submittal will be sent under separate cover.

ITEM NO. F-4 Dummy

**HAWAIIAN HOMES COMMISSION  
JUNE 20 & 21, 2022  
FACE-TO-FACE &  
INTERACTIVE CONFERENCE  
TECHNOLOGY**

**G – ITEMS  
PLANNING OFFICE**

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20 - 21, 2022

To: Chairman and Members, Hawaiian Homes Commission  
Through: Andrew H. Choy, Planning Program Manager *AC*  
From: Gigi O. Cairel, Grants Specialist *GC*  
Subject: Extend the Implementation Period of the Native  
Hawaiian Development Program Plan

RECOMMENDED MOTION/ACTION

The Hawaiian Homes Commission (HHC) extends the implementation period of the Native Hawaiian Development Program Plan (NHDPP) for two (2) years through June 30, 2024.

BACKGROUND AND PURPOSE

The 2012 Native Hawaiian Development Program Plan (NHDPP) was approved by the Hawaiian Homes Commission (HHC) for a time extension through Fiscal Year (FY) 2022. (Exhibit A). The Department of Hawaiian Home Lands (DHHL) has been implementing the NHDPP in the areas of individual development (ie, homeownership assistance and agriculture lessee assistance) and community development (ie, community liaison, State Grant-In-Aid administration, and DHHL Trust grants implementation - capacity building, and regional plan priority project grants).

Below is a summary of the implementation status of the NHDPP components during Fiscal Year 2022.

NHDPP Component	Implementation Status
Homesteading opportunities assistance	HALE program established in 2014. In FY 2022, 24 individual beneficiaries were provided lease cancellation and foreclosure prevention services.
Homestead agriculture and pastoral assistance	UH-CTAHR CES agents on Moloka'i and Hawai'i provided technical assistance to ranchers and farmers  DHHL Agriculture Program Plan presented to HHC.
Small business development and entrepreneurship training	Not implemented.
Statewide beneficiary leaders budget puwalu	Not implemented due to restrictions on holding large gatherings. We are looking at alternatives to outreach to beneficiaries to solicit their mana'o.
DHHL Trust Grants <ul style="list-style-type: none"> <li>• Capacity Building</li> <li>• Regional Plan Priority Project</li> </ul> State HRS Chapter 42F Grants-In-Aid administered by DHHL	Managed 47 grants to 31 nonprofit organizations.  Provided technical assistance to grantees on the grant contract; progress and financial reports; nonprofit compliance; and contract amendments, including time extensions.
Community Liaison	Continued community liaison work. Planning Office staff are assigned to specific geographic locations to respond to inquiries and requests from homestead associations and beneficiaries in their respective assigned locations. The primary objective for Liaisons is to assist beneficiaries with navigating internal department processes.

In this upcoming fiscal year, DHHL plans to implement the following components in the NHDPP:

- Homesteading Opportunities Assistance Program (Hale Program), including homebuyer education, lease cancellation, and foreclosure prevention services.
- Continue the UH CTAHR assistance for farmers and ranchers.
- Technical assistance for Planned Community Associations on the new Hawai'i Administrative Rules (HAR).
- Continue to administer grants and provide technical assistance to the existing 47 grantees.
- Administer \$1,000,000 in new DHHL Trust grants, pending budget approval by the HHC, from the Native Hawaiian Rehabilitation Fund (NHRF). We plan to offer grants for capacity building, project implementation and regional plan priority projects.
- Administer \$7.5 million in new DHHL Grants, pending budget approval by the HHC, from State General Funds. This is a one-time only occurrence in Fiscal Year 2023.

#### AUTHORITY

Pursuant to Hawai'i Administrative Rules (HAR) Chapter 6.1 of Title 10, DHHL prepares the NHDPP every two years for HHC review and approval. The goal of the NHDPP is to "increase the self-sufficiency and self-determination of native Hawaiian individuals and native Hawaiian communities." This is accomplished through the NHDPP by "improve[ing] the general welfare and conditions of social, cultural, and other programs."

Funding for the NHDPP is primarily funded by the Native Hawaiian Rehabilitation Fund (NHRF). NHRF was created by the 1978 Constitutional Convention to finance various activities intended to exclusively benefit native Hawaiians. This includes, but is not limited to, educational, economic, political, social, and cultural processes by which the general welfare and conditions of native Hawaiians are improved and perpetuated. The source of revenue for this fund is primarily derived from 30% of state receipts, derived from lands previously cultivated and cultivated as sugarcane lands and from water licenses. And, per HAR 10-6.1-6, NHDPP may also be funded by federal, state, county and private resources.

#### RECOMMENDATION

Staff recommends approval.

# EXHIBIT A

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 16, 2020

To: Chairman and Members, Hawaiian Homes Commission  
Through: Andrew H. Choy, Acting Planning Program Manager *AK*  
From: Gigi O. Cairel, Grants Specialist *GC*  
Subject: Extend the Implementation Period of the Native Hawaiian  
Development Program Plan

RECOMMENDED MOTION/ACTION

The Hawaiian Homes Commission (HHC) extends the implementation period of the Native Hawaiian Development Program Plan (NHDPP) for two (2) years through June 30, 2022.

BACKGROUND AND PURPOSE

The 2012 Native Hawaiian Development Program Plan (NHDPP) was approved by the Hawaiian Homes Commission (HHC) for a time extension through Fiscal Year (FY) 2020. (Exhibit A). The Department of Hawaiian Home Lands (DHHL) has been implementing the NHDPP in the areas of individual development (ie, homeownership assistance and agriculture lessee assistance) and community development (ie, community liaison, State Grant-In-Aid administration, and DHHL Trust grants implementation - agriculture peer-to-peer, capacity building, and regional plan priority project grants).

Below is a summary of the implementation status of the NHDPP components during the 2020 Fiscal Year.

NHDPP Component	Implementation Status
Homesteading opportunities assistance	HALE program established in 2014. In FY 2020, 45 individual beneficiaries were provided lease cancellation and foreclosure prevention services.
Homestead agriculture and pastoral assistance	Sponsored 30 beneficiaries to attend the Agriculture Leadership Foundation of Hawaii conference.  Hosted a one-day forum to discuss the DHHL Agriculture program plan.  UH-CTAHR CES agents on Moloka'i and Hawai'i provided technical assistance to ranchers and farmers
Small business development and entrepreneurship training	Not implemented.
Statewide beneficiary leaders budget puwalu	This was planned to be implemented and was cancelled due to restrictions on holding large gatherings. We are looking at alternatives to outreach to beneficiaries to solicit their mana'o.
DHHL Trust Grants <ul style="list-style-type: none"> <li>• Agriculture Peer-to-Peer</li> <li>• Capacity Building</li> <li>• Regional Plan Priority Project</li> </ul> State HRS Chapter 42F Grants-In-Aid administered by DHHL	Administering 38 grants to 24 nonprofit organizations  Providing technical assistance to grantees on board orientation to the grant contract; progress and financial reports; nonprofit compliance; and contract time extensions.
Community Liaison	Continued community liaison work. Planning Office staff are assigned to specific geographic locations to respond to inquiries and requests from homestead associations and beneficiaries in their respective assigned locations. The primary objective for Liaisons is to assist beneficiaries with navigating internal department processes.

In this upcoming fiscal year, DHHL plans to implement the following components in the NHDPP:

- Homesteading Opportunities Assistance Program (HOAP), including homebuyer education, lease cancellation, and foreclosure prevention services.
- Technical assistance for Planned Community Associations on the new Hawaii Administrative Rules.
- Continue to administer and provide technical assistance to the existing 24 grantees.
- Provide \$1,000,000 in new DHHL Trust grants, pending budget approval by the HHC. We plan to offer project implementation grants to assist beneficiaries impacted by the COVID-19 situation.

#### *AUTHORITY*

Pursuant to Chapter 6.1 of Title 10 Hawaii Administrative Rules, DHHL prepares the NHDPP every two years for HHC review and approval. The goal of the NHDPP is to "increase the self-sufficiency and self-determination of native Hawaiian individuals and native Hawaiian communities." This is accomplished through the NHDPP by "improve[ing] the general welfare and conditions of social, cultural, and other programs."

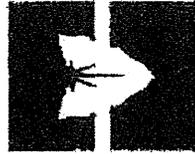
#### *FUNDING*

The NHDPP is funded directly by the Native Hawaiian Rehabilitation Fund (NHRF), which was created by the 1978 Constitutional Convention to finance various activities intended to exclusively benefit native Hawaiians. This includes, but is not limited to, educational, economic, political, social, and cultural processes by which the general welfare and conditions of native Hawaiians are improved and perpetuated. The source of revenue for this fund is primarily derived from 30% of state receipts, derived from lands previously cultivated and cultivated as sugarcane lands and from water licenses.

DHHL proposes a budget of \$1,000,000 for the implementation of the NHDPP.

#### *RECOMMENDATION*

Staff recommends approval.



**HAWAIIAN HOME LANDS TRUST**  
DEPARTMENT OF HAWAIIAN HOME LANDS

# **Native Hawaiian Development Program Plan**

*Prepared by Planning Office*

EXHIBIT A

## PREFACE

The Hawaiian Homes Commission Act (HHCA) "rehabilitates" native Hawaiian beneficiaries by awarding residential, agricultural or pastoral homestead leases at a rate of \$1.00 per year for 99-years. "Rehabilitating a native Hawaiian family takes more than a land lease.

Section 213 of the HHCA, established the Native Hawaiian Rehabilitation Fund (NHRF) to provide a wide range of "rehabilitation" programs that address educational, economic, political, social and cultural opportunities. Development in these areas improves the general welfare and conditions of native Hawaiians. Funded by a 30% share of revenues from sugar leases and water licenses, the NHRF fund provides a pool of financial resources that can be dispersed to programs, projects, and services that are deemed necessary for "rehabilitation".

In addition to NHRF, per Hawaiian Homes Commission Resolution Number 257 adopted on June 21, 2011, a set aside sum of up to 15% of the annual general lease revenues is to be used for the purpose of supplementing the Native Hawaiian Development Program Plan (NHDPP).

The Native Hawaiian Development Program Plan (NHDPP) identifies priority programs and services that should be provided for the next two years. It also determines how the NHRF and 15% set aside will be allocated in the next fiscal biennium to support those priorities. The NHDPP focuses on two (2) areas of development: 1) Individual Development; 2) Community Development.

## Hawaiian Home Lands Trust

### Native Hawaiian Development Program Plan January 1, 2012- June 30, 2014

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# **NATIVE HAWAIIAN DEVELOPMENT PROGRAM**

## **"Empower"**

To provide individuals and or groups with skills, information, authority and resources in order to carry out their responsibilities.

The purpose of the Native Hawaiian Development Program is to "improve the general welfare and conditions of native Hawaiians through educational, economic, political, social, cultural, and other programs." [Title 10 Administrative Rules, Chapter 6.1]

## **NATIVE HAWAIIAN DEVELOPMENT PROGRAM PLAN**

The Native Hawaiian Development Program Plan (NHDPP) is a two (2) year approach designed to achieve the aforementioned purpose by "increasing the self-sufficiency and self-determination of native Hawaiian individuals and native Hawaiian communities". [Title 10] The following are guiding principles that help to define the plan:

- Beneficiaries define their own vision for their community.
- Beneficiary Organizations through its democratically-elected leaders are the primary conduit for the relationship between the department and homestead residents and applicants with regard to community development. Each homestead lessee and applicant is eligible to vote for their leaders.
- The interests of applicants, the future residents of homestead communities, must not be overlooked in community planning.
- The skills and talents of individuals need to be strengthened and nurtured to ensure strong, prepared leadership for the future.
- Each homestead association defines what it wants to be responsible for within the areas of authority the commission is willing or able to delegate.
- Successful participation of beneficiaries in planning for the use and management of homestead lands and assets is tied to being adequately prepared and supported.
- Homestead leaders can best learn governance and management skills through hands-on training that applies to the assets in their own community.
- Each homestead is unique and each homestead association will have its own way of working toward self-sufficiency. Not every homestead association will be interested or ready to take the steps toward self-sufficiency at the same time or in the same way.

- Beneficiary organizations<sup>1</sup> will assume more responsibilities as their capacity increases.
- Beneficiary organizations are under no obligation to participate in this initiative.
- The policies and practices of DHHL must support increased self-governance by homestead associations and beneficiary organizations.

The NHDPP has two (2) primary goals:

1. Individual Development
2. Community Development

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<sup>1</sup> Throughout this document the term "beneficiary organization" refers to organizations that are owned and controlled by homesteaders or DHHL applicants that they represent

# I. INDIVIDUAL DEVELOPMENT

## **"Self-sufficiency"**

Provision by one's self  
of all of one's own needs

### **GOAL:**

Provide opportunities for native Hawaiians to obtain the knowledge and skills that will increase their ability to earn a living, become self-sufficient, or secure and make better use of their homestead award.

### **STRATEGY:**

A strong education and the development of job skills are essential for creating self-sufficient, independent individuals. In turn, increasing the knowledge and abilities of individuals strengthens the community as a whole. Providing scholarships makes an education attainable for many more native Hawaiians. By coordinating our scholarship programs with others, we enhance programs that already exist and extend the opportunities for an advanced education to more people.

Economic opportunities and homeownership are also affected by the lack of appropriate skills and experience, making it difficult for lessees with agricultural and pastoral awards to make full use of their homesteads. DHHL staff estimates that only 15% of agricultural awards are in productive farming at this time. Access to the appropriate resources, training and technical assistance are needed to help lessees get started and expand their production.

Education affects homeownership in two major ways – earning power and financial security. Numerous studies document the relationship between educational achievement and income. Higher and more stable incomes allow people to qualify for a mortgage. Similarly, knowledge about handling money wisely (like budgeting, managing debt, and saving) helps people prepare for homeownership and paying a mortgage.

Settlement of native Hawaiians on the land is DHHL's primary mission. With homes costing more than \$500,000 in the private sector, many more native Hawaiians are seeking homestead awards. The large average native Hawaiian family size, combined with lower per capita income, lack of savings, credit or debt problems makes it a challenge to achieve homeownership. The lack of experience in buying real estate means that training and assistance is critical to make native Hawaiian homeownership a reality.

### **IMPLEMENTATION ACTIONS FOR 2012-2014:**

#### **1.1 Education**

**Objective:** Provide educational opportunities through scholarships, internships, and community service opportunities. Evaluation indicators to

measure program outcomes and results will need to be developed for each Implementation Action.

#### **1.1.1 HHC Scholarships**

Maintain and administer two (2) post-high scholarship programs that provide financial assistance to native Hawaiians with demonstrated financial need or academic excellence (Kuhio Scholars) enrolled in post-high school educational institutions. Annually, there are approximately 300-400 applications received and 200 awards granted.

##### ***Eligibility Requirements:***

- Be native Hawaiian (50% or more Hawaiian ancestry) or Homestead Lessee (25% or more Hawaiian ancestry);
- Be enrolled as a full-time classified student in an accredited two-year, four-year or graduate degree program;
- Minimum GPA of 2.0 for undergraduates, 3.0 for graduate students;
- Agree to participate in community service projects;
- Applications due March 1 each year;
- For Kuhio Scholars, minimum GPA of 3.8 for graduate students.

*\*Applications are available at: [www.hawaiicommunityfoundation.org](http://www.hawaiicommunityfoundation.org)*

**Budget:** \$200,000 encumbered for application review, determination of native Hawaiian status, and coordination

#### **1.1.2 HHCS – Vocational Education**

Produce a separate brand for HHCS Vocational Education and develop a distinct website and information and marketing materials. Although the HHCS can cover UH Community College vocational education program costs, there has been minimal use of this program. There is a need to brand the HHCS – Vocational Education program separately from the HHCS – Four Year and Advanced Degree program. Vocational Education programs at the UH community colleges are a tremendous resource for native Hawaiians to enter the trades and other professions.

**Budget:** \$2,500 printing and distribution

#### **1.1.3 Partnerships**

##### **Chaminade University**

Chaminade University of Honolulu offers a four year renewable scholarship valued at \$8,500 to attend Chaminade. Chaminade University is committed to support up to 40 scholarships each year for qualified homestead students. This commitment will be for four years per student as long as they maintain their commitment to education.

##### ***Eligibility Requirements:***

- Be a dependent of a current resident who holds a lease to a Hawaiian homestead property;
- Have a high school GPA of 2.5 or higher;
- Have a SAT of 900 or an ACT of 18; and

- Be a full-time day undergraduate student.

**Budget:** No additional cost to DHHL

#### Other Partnerships

Staff should pursue similar partnerships with other educational institutions (e.g. Hawaii Pacific University and BYU Hawaii) and sources of financial assistance (e.g. Office of Hawaiian Affairs)

### **1.2 Homesteading Opportunities Assistance Program (H.O.A.P.)**

**Objective:** Revive, expand, and rebrand the existing "Homeownership Assistance Program" into the "Homestead Opportunities Assistance Program," to assist all beneficiaries.

Expansion and enhancement of the program may include technical assistance in residential, agricultural, pastoral, and aquaculture homesteading. Evaluation indicators to measure program outcomes and results will need to be developed for each Implementation Action.

**Budget:** \$500,000 annually

#### **1.2.1 Residential Technical Assistance**

Continue to offer current elements of the existing program, designed to provide comprehensive support and resources for homeownership including homebuyer education, financial literacy training, one-on-one credit counseling, and other homeownership tools.

#### **1.2.2 Agricultural Technical Assistance**

Provide educational and technical assistance programs to Hawaiian Home Lands agricultural lessees. The objective of the program is to increase the number of successful homesteaders in agricultural enterprises by increasing their knowledge and training in commercial and subsistence agricultural production, best management practices, marketing, financial and business skills. Current technical assistance includes group training in food productions, disease control, best management practices, business planning, processing, and marketing on Kauai, Molokai, and Hawaii Islands.

Homestead farmers have expressed the need to have more input into the program's direction and scope of work to make effective use of limited resources (technical assistance, land, loans, project support) in accordance with intent (farm plan) and capabilities (experience, financing).

#### **1.2.3 Pastoral Technical Assistance**

Provide educational and technical assistance programs to Hawaiian Home Lands pastoral homestead lessees. The objective of the program is to increase the number of successful homesteaders in pastoral enterprises by increasing their knowledge and training in commercial and subsistence pastoral production, best management practices, marketing, financial and business skills. Current technical assistance includes group training in food

productions, disease control, best management practices, business planning, processing, and marketing on Kauai, Molokai, and Hawaii Islands.

Homestead ranchers have expressed the need to have more input into the program's direction and scope of work to make effective use of limited resources (technical assistance, land, loans, project support) in accordance with intent (ranch plan) and capabilities (experience, financing).

## II. COMMUNITY DEVELOPMENT

### **"Community Development"**

A process involving the conception, planning, and implementation of projects or activities which create improvements in (or reduce the extent of declines in) the living standards of people in a particular community.

#### **GOAL:**

To support homestead associations and beneficiary organizations in developing unified, organized, effective, and sustainable Hawaiian communities.

#### **STRATEGY:**

Beneficiary organizations provide an avenue for homestead applicants and lessees to take part in the planning of new homestead developments, the various uses of homestead land, and the management of homestead assets. These organizations need to have certain skills and resources in order to enable them to participate in these activities.

It is important to build the leadership, organizational, and management capacity within beneficiary groups. Most homestead organizations currently secure resources in order to undertake projects to benefit their communities. The types and sizes of projects are very diverse, ranging from annual community gatherings to moderate-sized recreation, education, cultural, and community center activities.

"Community Development" is consistent with the intent of the Hawaiian Homes Commission Act 201.6 which authorizes the transfer of certain department authority to democratically-elected homestead organizations that demonstrate a capacity to provide these services at a level and quality comparable to services provided by the department.

To assist in Community Development, the DHHL is focusing on the following implementation actions:

1. Hawaiian Home Lands Trust Grants
2. Technical Assistance and Training

#### **IMPLEMENTATION ACTIONS FOR 2012-2014:**

##### **2.1 Hawaiian Home Lands Trust Grants**

**Objective:** Provide beneficiary organizations the opportunity to seek funds through an open and competitive grant application process to support community-driven projects that improve the living standards in homestead communities, including HHC-approved Regional Plan Priority Projects and projects included in the Hawaiian Home Lands Trust Strategic Goals & Objectives 2012-2017. Grants can also be used for the following:

- Nonprofit Board Roles and Responsibilities

- Nonprofit Financial Management
- Strategic Planning
- Proposal and Grant Writing
- Project Action Planning

All grants require a minimum match of 25% of the grant request amount in outside in-kind services and/or funds. Evaluation indicators to measure program outcomes and results will need to be developed.

<b>Eligibility:</b>	Beneficiary Organizations
<b>Deadlines:</b>	April 1 and October 1
<b>Application Forms:</b>	To be developed and posted on website
<b>Review Process:</b>	Applications are distributed to an Evaluation Committee for review and rating. Project descriptions and funding recommendations are submitted to the Hawaiian Homes Commission for action.
<b>Grant Amounts:</b>	Not to exceed \$100,000 per application
<b>Budget:</b>	\$500,000 annually

## 2.2 Training and Technical Assistance

**Objective:** Provide training and technical assistance to beneficiary organizations to assist in developing organizational visions and strategies, in securing resources, in successfully implementing their community projects, and in becoming stable, self-sufficient homestead communities. Evaluation indicators to measure program outcomes and results will need to be developed for each implementation Action.

### 2.2.1 Homestead Association Assistance

Planning staff will be assigned to serve as a liaison with homestead associations and beneficiary organizations to provide advice, pull in technical assistance, and serve as a point of contact and referral. As part of this role, staff will be available upon request and as budget permits to attend community and/or board meetings.

**Budget:** Staff time and cost for travel, lodging, coordination and presentation included in other budgets.

### 2.2.2 Leadership Conference

Convene homestead association and beneficiary organization leaders annually to provide technical assistance and training and also to network and develop partnerships, collaborate on projects, and to share best practices with one another. Topics may include:

- Nonprofit Board Roles and Responsibilities
- Nonprofit Financial Management
- Strategic Planning
- Proposal and Grant Writing
- Project Action Planning

- Learning Circles

Conference may be "piggy backed" on other similar conferences in attempts to partner and share costs.

**Budget:** \$75,000 with matching funds from USDA-RCDI grant and/or other sources

## PROPOSED BUDGET

The table below highlights the annual amount and source of funding for each implementing action in the NHDPP.

Implementation Action	Source of Funding	
	NHRF & Reso. 257	Other
1.1. Education		\$202,500
1.2 Homestead Opportunities Assistance Program	\$500,000	
2.1 Hawaiian Home Lands Trust Grants	\$500,000	
2.2 Training and Technical Assistance		*\$175,000
<b>Total Annual Budget</b>	<b>\$1,000,000</b>	<b>\$377,500</b>

*\*Subject to negotiation with outside funding source*

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20 - 21, 2022

To: Chairman and Members, Hawaiian Homes Commission  
Through: Andrew H. Choy, Planning Program Manager *AC*  
From: Gigi O. Cairel, Grants Specialist *GC*  
Subject: FOR INFORMATION ONLY - DHHL Grant Program  
Status Update

RECOMMENDED MOTION/ACTION

For information only. No action required.

BACKGROUND

The Department of Hawaiian Home Lands (DHHL) Grants program consists of the following:

- \$4,677,407 total
  - o \$2,150,000 in State Grant-In-Aid Funds
  - o \$2,527,407 in DHHL Trust Funds
- Grants
  - o 47 active grants
  - o 37 nonprofit organizations with active grants

*Authority*

Pursuant to Chapter 6.1 of Title 10 Hawai'i Administrative Rules (HAR), DHHL prepares the Native Hawaiian Development Program Plan (NHDPP) every two years for review and approval by the Hawaiian Homes Commission (HHC). The goal of the NHDPP is to "increase the self-sufficiency and self-determination of native Hawaiian individuals and native Hawaiian communities." This is accomplished through the NHDPP by "improve[ing] the general welfare and conditions of social, cultural, and other programs."

At the June 2020 regularly scheduled HHC meeting, HHC approved to time extend the NHDPP through June 30, 2022. Under separate submittal at the regularly scheduled HHC meeting in June 2022, DHHL seeks HHC approval to time extend the NHDPP through June 30, 2024. The department continues to implement the NHDPP areas of individual development (homeownership assistance and agriculture lessee assistance) and community development (i.e. community liaison, DHHL Trust grants, and State Grant-In-Aid administration.)

Further, pursuant to HAR §10-6.1-5 ". . . common to all types of assistance shall be the minimum requirement that the beneficiaries of the assistance must be native Hawaiian . . . Grants shall only be awarded to public agencies and non-profit organizations."

### *Funding*

The NHDPP is funded directly by the Native Hawaiian Rehabilitation Fund (NHRF), which was created by the 1978 Constitutional Convention to finance various activities intended to exclusively benefit native Hawaiians. This includes, but is not limited to, educational, economic, political, social and cultural processes by which the general welfare and conditions of native Hawaiians are improved and perpetuated. The source of funds for this fund is primarily derived from 30% of state receipts, derived from lands previously cultivated and cultivated as sugarcane lands and from water licenses. And, per HAR 10-6.1-6, NHDPP may also be funded by federal, state, county and private resources.

Under separate submittal, DHHL seeks HHC approval to allocate \$7.5 million in new State General Funds as an additional source of funds for the DHHL Grants program. This is a one-time only occurrence in Fiscal Year 2023.

## DISCUSSION

### *Current DHHL Grants Administration*

Below is a summary of changes since the previous Grants Status Report in April 2021. See Exhibit A for a complete listing of all grants and for further details.

- State Grant-In-Aid (GIA)
  - Processed time extension for Waiohuli Hawaiian Homesteaders' Association, Inc.
  - No Grants-In-Aid were assigned to DHHL from the State Legislature in CY 2021.
  
- Capacity Building Grants
  - Contract for Ahahui 'Aina Ho'opulapula o Waiohuli is in draft.
  - Contract for Wai'anae Valley Homestead Community Inc. is still pending documents from the fiscal sponsor.
  - Five (5) contracts were negotiated and drafted for the grant awards made at the February 2022 regularly scheduled HHC meeting. Four (4) out of the five (5) were fully executed.
  
- Project Implementation Grants for COVID-19 Relief projects
  - Contracts for all three (3) grant awards were finalized and executed.
  
- Regional Plan Priority Project Grants
  - Contracts for all five (5) grant awards made at the January 2021 regularly scheduled HHC meeting were finalized and executed.
  - An additional nine (9) contracts were negotiated and drafted for the grant awards made at the February 2022 regularly scheduled HHC meeting. Six (6) out of the nine (9) were fully executed.
  
- Hawaii Compliance Express (HCE) Not Compliant or Expired *as of June 12, 2022*
  - Ahahui Aina Hoopulapula o Waiohuli, Maui
  - Ahonui Homestead Association, Moloka'i
  - Kaumana Hawaiian Homes Community Association, Hawai'i
  - Pana'ewa Community Alliance, Hawai'i
  - West Hawaii Parks and Athletic Corporation, Hawai'i  
Fiscal sponsor for Lai'Opua Community Development Corporation

Lastly, DHHL awarded a contract to the Hawai'i Alliance of Nonprofit Organizations (HANO) to support DHHL with grants administration, including but not limited to tracking and monitoring grantee invoices and reports; and limited technical assistance to assist grantees with reporting.

RECOMMENDATION

For information only. No action required

**DHHL Grants Status Report**

June 20 - 21, 2022

ISLAND	GRANT TYPE	ORGANIZATION (legal name)	PROJECT DESCRIPTION	START DATE	END DATE	DHHL Land Disposition (if applicable)	TOTAL GRANT	BALANCE	STATUS
HAWAII	RP	Five Mountains Hawai'i, Inc.	Planning and design for rural health center at the Waimea Community Center. Joint project with Waimea Homestead.	5/16/2021	7/31/2026	N/A	\$100,000	\$20,000	ACTIVE Project Underway
HAWAII	CB	Kailapa Community Association	Seek training on nonprofits, project management and administration, and grant writing.	6/30/2020	7/31/2022	N/A	\$5,000	\$500	ACTIVE Project underway
HAWAII	RP	Kailapa Community Association	Community Center CIP	6/30/2020	7/31/2024	LIC 751	\$100,000	\$100,000	ACTIVE Project underway
HAWAII	RP	Kailapa Community Association	Research and feasibility to use a DHHL well as a source and feasibility for a de-salinization treatment facility	6/15/2022	7/31/2026	N/A	\$49,375	\$9,875	ACTIVE Project Underway
HAWAII	CB	Kaumana Hawaiian Homes Community Association	Increase membership, get training to create and maintain website, create and distribute KHHCA logo shirts to members, survey homesteaders and surrounding residents about community issues.	6/22/2017	12/31/2022	N/A	\$4,900	\$400	ACTIVE Project underway <b>HCE NOT COMPLIANT</b>
HAWAII	RP	Keaukaha Panaewa Farmers Association FS: Keaukaha Panaewa Community Alliance	Complete site master plan for the Agricultural Marketing and Training Center.	5/1/2021	5/31/2025	ROE 482	\$100,000	\$40,000	ACTIVE Project underway
HAWAII	RP	Keaukaha Panaewa Farmers Association FS: Keaukaha Panaewa Community Alliance	Complete HRS Chapter 343 Environmental Assessment for the Agricultural Marketing and Training Center.	5/16/2022	7/31/2026	ROE 482	\$85,000	\$17,000	ACTIVE Project underway
HAWAII	CB	Lai Opua Community Development Corp. FS: West Hawaii Parks & Athletic Corp.	Obtain 501c3 and board training.	6/30/2020	7/31/2022	N/A	\$5,000	\$500	ACTIVE Project underway <b>HCE NOT COMPLIANT</b>
HAWAII	CB	La'i'Opua 2020	Increase communications and renew and increase partnerships for L2020's Workforce Development program	5/16/2022	7/31/2024	N/A	\$5,000	\$500	ACTIVE Project underway
HAWAII	RP	La'i'Opua 2020	Community and stakeholder outreach on North Kona water source development	TBD	TBD	N/A	\$100,000	\$100,000	PENDING Contract in process
HAWAII	GIA-CIP	Pana'ewa Community Alliance	Kamoleao Cultural Resource Center planning and design	6/1/2016	12/31/2022	LIC 788	\$150,000	\$75,000	ACTIVE Project underway <b>HCE NOT COMPLIANT</b>
HAWAII	CB	Piihonua Hawaiian Homestead Community Association	Secure new partnerships, promote board engagement, and increase membership through a logo design and creation process involving homesteaders, students, and faculty at HCC. Logo will be put on t-shirts, website, and educational materials.	8/4/2017	12/31/2020	N/A	\$5,000	\$500	PENDING Retro-active time extension
HAWAII	RP	Waimea Hawaiian Homesteaders Association, Inc.	Technical assistance to homestead ranchers: apply for federal assistance, ranch plans, fencing.	5/16/2022	6/31/2026	N/A	\$100,000	\$100,000	PENDING Contract in process

**DHHL Grants Status Report**

June 20 - 21, 2022

ISLAND	GRANT TYPE	ORGANIZATION (legal name)	PROJECT DESCRIPTION	START DATE	END DATE	DHHL Land Disposition (if applicable)	TOTAL GRANT	BALANCE	STATUS
HAWAII	RP	Waimea Nui Community Development Corporation	Construction of water line and road to the Waimea Community Center property	5/16/2022	6/31/2026	GL 301	\$100,000	\$100,000	PENDING Contract in process
HAWAII									
MAUI	CB	Ahahui Aina Hoopulapula o Waiohuli	Board training, strategic planning, develop marketing strategies, develop organizational functions, increase membership.	TBD	TBD	N/A	\$5,000	\$5,000	PENDING Contract in process <b>HCE EXPIRED</b>
MAUI	RP	Ka 'Ohana o Kahikinui, Inc.	Install a fog drip catchment system with water tanks/reservoirs	6/20/2018	12/31/2022	ROE 696	\$100,000	\$30,000	ACTIVE Project underway
MAUI	CB	Pa'upena Community Development, Inc.	Establish a part-time executive director and mentor next generation	5/16/2022	7/31/2024	N/A	\$5,000	\$500	ACTIVE Project underway
MAUI	RP	Waiehu Kou Phase 3 Association FS: Ka'ehu	Feasibility study on the use of a 4.0 acre property for a community garden, subsistence agriculture.	5/1/2021	5/31/2025	TBD	\$92,805	\$32,805	ACTIVE Project underway
MAUI	GIA-OP	Waiohuli Hawaiian Homesteaders Association, Inc.	Administrative and operating costs	10/29/2019	6/30/2023	LIC 695	\$150,000	\$1,000	ACTIVE Project underway
MAUI	RP	Waiohuli Hawaiian Homesteaders Association, Inc.	Conduct assessments to help determine technical, regulatory, financial, operational needs to advance DHHL's existing water test well into operations.	5/1/2021	5/31/2025	N/A	\$100,000	\$30,000	ACTIVE Project underway
MAUI	CB	Wakiu Community Development Corporation	Build community capacity through strategic planning, community engagement, fund/program development and evaluation	5/16/2022	7/31/2024	N/A	\$5,000	\$5,000	PENDING Contract in process
MOLOKA'I	CB	Ahonui Homestead Association	Startup operations; off-grid lifestyle training; advocate for the applicants; serve as the community partner for the Kuleana Homestead project in 'Ualapu'e.	6/30/2020	7/31/2022	N/A	\$5,000	\$500	ACTIVE Project Underway <b>HCE EXPIRED</b>
MOLOKA'I	CB	Ahupua'a o Moloka'i Ho'olehua Homestead Association Makakuoha Cooperative	Leadership development; increase membership; manage and maintain a website; and repair farm equipment to be shared.	6/30/2020	7/31/2022	N/A	\$15,000	\$1,500	ACTIVE Project Underway
MOLOKA'I	GIA-CIP	Ahupua'a o Moloka'i	Renovations to the Ho'olehua Hale (old schoolhouse)	2/21/2020	8/31/2022	ROE 507	\$100,000	\$30,000	ACTIVE Project Underway
MOLOKA'I	RP	Ahupua'a o Moloka'i	Alternative energy for Ho'olehua Hale and Kiowea Park (Kalama'ula)	6/30/2020	7/31/2024	ROE 507 LIC 754	\$100,000	\$50,000	ACTIVE Project Underway
MOLOKA'I	RP	Hoolehua Homestead Agricultural Assoc FS: Homestead Community Dev Corp	Micro food systems on individual homestead lots	6/30/2020	7/31/2024	N/A	\$13,832	\$1,332	ACTIVE Project Underway
MOLOKA'I	RP	Ho'opili Farmers Association	Shared farm equipment	5/16/2022	7/31/2026	N/A	\$100,000	\$50,000	ACTIVE Project Underway
MOLOKA'I	CB	Kalamaula Homesteaders Association	Update strategic plan and governing documents.	6/30/2020	7/31/2022	N/A	\$5,000	\$500	ACTIVE Project Underway
MOLOKA'I	RP	Kalamaula Homesteaders Association	Kiowea Park improvements	6/30/2020	7/31/2024	LIC 754	\$100,000	\$25,000	ACTIVE Project Underway
MOLOKA'I	RP	Kalamaula Homesteaders Association	Road improvements	5/16/2022	7/31/2026	N/A	\$100,000	\$20,000	ACTIVE Project Underway
MOLOKA'I	GIA-CIP	Moloka'i Homestead Farmers Alliance	Lanikeha Center Improvements	8/4/2016	12/31/2022	LIC 789	\$1,750,000	\$80,000	ACTIVE Project Underway
MOLOKA'I	CB	Moloka'i Homestead Farmers Alliance	Membership outreach and recruitment by organizing an Agricultural Festival.	6/30/2020	7/21/2022	N/A	\$5,000	\$500	ACTIVE Project Underway

**DHHL Grants Status Report**

June 20 - 21, 2022

ISLAND	GRANT TYPE	ORGANIZATION (legal name)	PROJECT DESCRIPTION	START DATE	END DATE	DHHL Land Disposition (if applicable)	TOTAL GRANT	BALANCE	STATUS
MOLOKA'I	PI-COVID	Moloka'i Homestead Farmers Alliance	COVID-19 Relief -- food, hot meals, clothing distribution	5/1/2021	5/31/2023	N/A	\$200,000	\$100,000	ACTIVE Project Underway
MOLOKA'I	CB	Moloka'i Homestead Farmers Alliance	Community workshops on business planning and IRS 501(c)(3) application process	5/16/2022	7/31/2024	N/A	\$5,000	\$500	ACTIVE Project Underway
MOLOKA'I	CB	Molokai Hawaiian Home Lands Kupuna FS: Moloka'i Homestead Farmers Alliance	To increase membership by conducting presentation on renewable energy appliances; to build board awareness	6/30/2020	7/21/2022	N/A	\$5,000	\$500	ACTIVE Project Underway
MOLOKA'I	CB	Napualei o Hina Hoopili Farmers	Board training, office equipment and supplies, and membership outreach	6/30/2020	7/21/2022	N/A	\$10,000	\$1,000	ACTIVE Project Underway
MOLOKA'I	RP	Napualei o Hina	Shared farm equipment	5/1/2021	5/31/2025	N/A	\$100,000	\$40,000	ACTIVE Project Underway
MOLOKA'I	AG	Sons of Ho'olehua Cooperative (Fiscal Sponsor: Sust Aina Ble Molokai)	Train and assist 4 Co-op members to develop ag lots into commercial farming businesses	9/26/2017	6/30/2020	N/A	\$69,300	\$26,300	PENDING time extension
O'AHU	CB	Aha Kuka FS: Princess Kahanu Estetas Assoc.	Increase membership in PKEA and grow new board members.	6/30/2020	7/31/2022	N/A	\$5,000	\$5,000	ACTIVE Project Underway
O'AHU	RP	Kanehili Community Association	Due diligence, EA and 6E for public park	5/1/2021	5/31/2025	LIC 834	\$100,000	\$40,000	ACTIVE Project Underway
O'AHU	CB	Princess Kahanu Estates Association	Membership outreach by hiring a facilitator to train and mentor participants in traditional Hawaiian food making and preservation techniques.	6/30/2020	7/31/2022	N/A	\$5,000	\$500	ACTIVE Project Underway
O'AHU	RP	Princess Kahanu Estates Association	Expand the existing community center, incl. enclose the patio area to use as a multi-purpose room; add certified kitchen & plans for a larger, new pavilion.	6/30/2020	7/31/2024	LIC 406	\$100,000	\$50,000	ACTIVE Project Underway
O'AHU	RP	Princess Kahanu Estates Association	Expand the existing community center, incl. enclose the patio area to use as a multi-purpose room; add certified kitchen & plans for a larger, new pavilion.	5/16/2022	7/31/2026	LIC 406	\$100,000	\$50,000	ACTIVE Project Underway
O'AHU	CB	Princess Kahanu Estates Association	Establish a permanent imu	5/16/2022	7/31/2024	LIC 406	\$5,000	\$500	ACTIVE Project Underway
O'AHU	CB	Waianae Valley FS: TBD	Update governing documents and address compliance issues.	TBD	TBD	N/A	\$5,000	\$5,000	<b>PENDING</b> New contract Waiting on Fiscal Sponsor
STATEWIDE	PI-COVID	Helping Hands Hawaii	COVID-19 Relief -- financial assistance for rent, mortgage, utilities and client referrals to a network of social services, health and housing stability providers.	6/30/2021	7/31/2023	N/A	\$107,195	\$39,695	ACTIVE Project Underway
STATEWIDE	PI-COVID	Ke Kula Nui O Waimanalo	COVID-19 Relief -- aquaponics and train-the-trainer in Waimanalo, Hilo, Maui homesteads	5/1/2021	5/31/2023	N/A	\$200,000	\$145,000	ACTIVE Project Underway

<b>TOTAL AWARDED</b>	<b>\$4,677,407</b>	\$1,431,907	Balance remaining
DHHL Trust	\$2,527,407		
STATE GIA	\$2,150,000		

**NOTES:**  
HCE = Hawaii Compliance Express

**DHHL Grants Status Report**

June 20 - 21, 2022

ISLAND	GRANT TYPE	ORGANIZATION (legal name)	PROJECT DESCRIPTION	START DATE	END DATE	DHHL Land Disposition (if applicable)	TOTAL GRANT	BALANCE	STATUS
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GRANT TYPES:

AG = DHHL Agriculture Peer-to-Peer grants

CB = DHHL Capacity Building grants

PI-COVID = DHHL Project Implementation grant for COVID-19 Relief

RP = DHHL Regional Plan Priority Project grants

GIA-CIP = HRS Chapter 42F State Grant-In-Aid, Capital Improvement Project grant

GIA-OP = HRS Chapter 42F State Grant-In-Aid, Operating grant

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

June 20 - 21, 2022

To: Chairman and Members, Hawaiian Homes Commission  
From: Andrew Choy, Acting Planning Program Manager  
Subject: For Information Only - Water Policy Plan  
Implementation Program Report for FY 2022 and Draft  
Water Policy Plan Implementation Program for FY 2023

RECOMMENDED MOTION/ACTION

For Information Only

DISCUSSION

This submittal provides (1) a report on progress made towards the Commission's water policy objectives under the FY 2022 Water Policy Plan ("WPP") Implementation Program ("IP"), and (2) a Proposed WPP-IP for FY 2023.

I. Purpose

The Hawaiian Homes Commission (HHC) Water Policy Plan was passed as a comprehensive water policy by and for the HHC in 2014. Based on our research, it was the first water policy of the Trust since passage of the Hawaiian Homes Commission Act (HHCA) in 1921. It was adopted by the HHC after three years of research and two rounds of beneficiary meetings across Hawai'i. The Policy Plan as adopted is attached here as Exhibit C, and is also available at <http://dhhl.hawaii.gov/wp-content/uploads/2013/09/HHC-Water-Policy-Plan-140722.pdf>

The WPP section on "Delegation of Authorities, Reporting, and Consultation" specifies that the Chairman shall annually seek approval from the HHC for a proposed IP in conjunction with the Department's budget request. In addition, the Chairman shall annually report on progress on execution of the previous year's approved IP. This submittal is in compliance with that provision.

## II. Background.

At its July 22, 2014 meeting, the Commission adopted the WPP. The purpose of the WPP is to provide strategic, proactive, comprehensive, and consistent guidance to the Commission, Department of Hawaiian Home Lands ("Department"), and beneficiaries on water related issues, actions, and decisions.

The Planning Office ("PO") is the lead division for the WPP-IP. However, as responsibilities for water are currently held throughout the department, implementation requires coordination across the agency.

Because of the timing of the approval of the WPP in July 2014, the FY 2016 WPP IP was the first submitted prior to the beginning of the fiscal year and the first evaluated on a full-year basis. This submittal contains the seventh full year of evaluation and the eighth WPP IP submitted for consideration by the HHC.

Beneficiaries, the HHC, and DHHL staff identified twenty-three key goals that would advance DHHL water rights and development to fulfill the HHCA. As adopted, the WPP identified four of these as Priority Goals as the focus of implementation.

- 1. Affirmatively communicate with beneficiaries regarding water decisions, performance, and water rights on a regional and annual basis.**
- 2. Aggressively, proactively, consistently and comprehensively advocate for the kuleana of the beneficiaries, the DHHL, and the HHC to water before all relevant agencies and entities.**
- 3. Develop and manage a Water Assets Inventory (WAI).**
- 4. Support watershed protection and restoration on DHHL lands and source areas for DHHL water.**

## III. Summary of Performance on the FY 2022 WPP-IP

The FY 2022 WPP IP, as in previous years, has focused on the four priority goals of the WPP IP, with other goals pursued at the direction of the HHC and Chairman as conditions warrant and resources allow. Importantly, the consistent investment in advocacy (Goal 2) has continued to realize critical objectives, including the awarding of water reservations to DHHL for future use in the years and decades to come.

The most significant accomplishments for FY have been:

- 1) On July 21, 2021 the Commission on Water resource Management (CWRM) unanimously approved the Department's Water Use Permit Application (WUPA) to increase pumping to .595 million gallons a day (mgd) for our Kauluwai 1 & 2 wells at Kualapu`u, for existing and new homestead uses. Issuance of this permit achieved a goal pursued by DHHL since July 2, 1993 when it filed its first WUPA for these wells (twenty-nine years ago);
- 2) In partnership with the Ka Huli Ao Center for Excellence in Native Hawaiian Law, presented training to leadership of the four County water systems and beneficiary trainings targeting Moloka`i, Maui Hikina, and West Kaua'i;
- 3) Following beneficiary consultation and HHC acceptance, filed groundwater reservation requests for reservation by rule on Molokai to the Commission on Water Resource Management;
- 4) Working with the Maui County Council, secured an exemption for DHHL projects under their water availability ordinance;
- 5) Working with the Hawai`i County Council, secured up to \$14 million in revenues from future sales related to the Kumu Hou project for use in water related needs for native Hawaiian housing in South Kohala; and
- 6) Pursued a Contested Case Hearing on proposed appraisal methods for water leases by the Board of Land and Natural Resources

## 2022 Challenges and Opportunities

Not all objectives under each Goal were achieved this fiscal year. The loss of the Department Water Resource Management Specialist near the beginning of the second quarter of FY 2020 was never rectified due to the ongoing state hiring freeze.

In addition, as in past years, developments in ongoing water disputes had critical implications for the Department's interests in water. Ongoing conflicts regarding ground and surface and ground water related to DHHL water needs in East

Maui, Honokowai Maui, Wailua, Kaua'i, and Ka'u required focused staff and consultant efforts. Consistent implementation of the WPP since 2014 has allowed staff and consultants to be better prepared to work ensure the rights of the beneficiaries, Hawaiian Homes Commission, and the DHHL were protected and enhanced.

IV. Proposed FY 2023 WPP-IP.

The overall WPP IP for 2023 appears as Exhibit B; six items seek new allocations. The proposed WPP-IP FY2023 budget is \$880,000. The investments proposed for HHC funding are expected to continue the policy outcomes that have resulted from the passage and implantation of the WPP.

The following describes general areas of expenditures under subparts of WPP-IP FY 2023 goals, which are detailed as Exhibit B.

Goal 1.b.	\$200,000 Continue to train beneficiaries regarding DHHL water rights, including through in person and remote learning and networking among beneficiary communities.
Goal 5.b.	\$100,000 Water Source Development and Credit Agreements: Planning, environmental compliance and related matters.
Goal 5.c.	\$100,000 Ka'u Water System Long-term asset management, operations, and management plan.
Goal 5.d.	\$200,000 Water Systems Rate Study (Pu'ukapu).
Goal 5.e.	\$100,000 DHHL Water System Customer Education Services.
All Goals	\$180,000 Contractor to assist DHHL with WPP IP implementation, water initiatives and advocacy
<b>Total:</b>	<b>\$880,000</b>

Other major foci in FY 2023 will be continued work to assert water rights related to other HRS 171-58 water lease renewals across Hawai'i. This will involve work with the

Department of Land and Natural Resources (DLNR) to transform water revocable permits into long term leases.

RECOMMENDED MOTION/ACTION

None; for information only.

Exhibit A. Summary of Performance on the FY 2022 WPP-IP

The FY 2022 WPP IP, as in previous years, has focused on the four priority goals of the WPP IP, with other goals pursued at the direction of the HHC and Chairman as conditions warrant and resources allow. Importantly, the consistent investment in advocacy (Goal 2) has continued to realize critical objectives, including the awarding of water reservations to DHHL for future use in the years and decades to come.

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- 2) In partnership with the Ka Huli Ao Center for Excellence in Native Hawaiian Law, presented training to leadership of the four County water systems and beneficiary trainings targeting Moloka`i, Maui Hikina, and West Kaua`i
- 3) Submitted formal groundwater reservation requests for reservation by rule on Molokai to the Commission on Water Resource Management
- 4) Working with the Maui County Council, secured an exemption for DHHL projects under their water availability ordinance.
- 5) Working with the Hawai`i County Council, secured up to \$14 million in revenues from future sales related to the Kumu Hou project for use in water related needs for native Hawaiian housing in South Kohala
- 6) Pursued a Contested Case Hearing on proposed appraisal methods for water leases by the Board of Land and Natural Resources

## 2022 Challenges and Opportunities

Not all objectives under each Goal were achieved this fiscal year. The loss of the Department Water Resource Management Specialist near the beginning of the second quarter of FY 2020 was never rectified due to the ongoing state hiring freeze.

In addition, as in past years, developments in ongoing water disputes had critical implications for the Department's interests in water. Ongoing conflicts regarding ground and surface and ground water related to DHHL water needs in East Maui, Honokowai Maui, Wailua, Kaua'i, and Ka'u required focused staff and consultant efforts. Consistent implementation of the WPP since 2014 has allowed staff and consultants to be better prepared to work ensure the rights of the beneficiaries, Hawaiian Homes Commission, and the DHHL were protected and enhanced.

**Table I. Summary of FY 2022 WPP IP Performance**

<b>Red shading and bold underlined text indicate implementation action goal was not met</b>
<i>Orange shading and italicized text indicates some progress was made</i>
Green shading and normal text indicate the action goal was met.

**Goal 1. Affirmatively communicate with beneficiaries regarding water decisions, performance, and water rights on a regional and annual basis.**

#	Implementation Action(s)	Cost / resource estimate	Estimated expenses
1. a.	Annually and regionally present on DHHL water projects and issues in conjunction with HHC meetings.	Staff time: 80 hr. Consultant time: 80 hr.	Within PO budget and consultant contracts
1. b.	Develop and execute ten targeted trainings on water rights for beneficiaries over two years in collaboration with the William S. Richardson School of Law's Ka Huli Ao program and others as available and appropriate.	Staff time: 100 hr. Consultant time: 300 hr.	\$200,000 contract in budget request
	Subtotal	Staff: 180 hr.  Consultant: 380 hr.	\$200,000

Goal 2. Aggressively, proactively, consistently and comprehensively advocate for the kuleana of the beneficiaries, the DHHL, and the HHC to water before all relevant agencies and entities.

#	Implementation Action(s)	Cost / resource estimate	Estimated expenses
2. a.	Continue advocating for funds due to the NHRF.	Staff time: 100 hr. Consultant time: 200 hr.	Within PO budget and consultant contracts
2. b.	<p><i>Secure water reservations pursuant to Hawai'i Revised Statutes, Chapter 174C &amp; Section 171-58</i></p> <p><i>i. Seek additional water reservations for surface and ground water across the islands as appropriate.</i></p> <p><i>ii. Continue pursuit of implementation of reservations.</i></p> <p><i>ii. Assert reservation needs in conjunction with water licensing under HRS 171-58</i></p>	<p><i>Staff time: 200 hr.</i></p> <p><i>Consultant time: 400 hr.</i></p>	<p><i>Within PO budget and consultant contracts</i></p>
2. c.	<p><i>Continue efforts to ensure regulatory compliance</i></p> <p><i>i. Continue regular comments on BLNR, CWRM actions, and other agency actions that could affect DHHL water rights;</i></p> <p><i>ii. Continue to coordinate with OHA staff on identification and tracking of water issues;</i></p> <p><i>ii. Develop a method for utilizing WAI information in comment letters;</i></p>	<p><i>Staff time: 100 hr.</i></p> <p><i>Consultant time: 100 hr.</i></p>	<p><i>Within PO budget and consultant contracts</i></p>

#	Implementation Action(s)	Cost / resource estimate	Estimated expenses
2. d.	Water Planning i. Participate in and comment on all updates to the Hawai`i Water Plan and County Plans that will affect DHHL and beneficiary water kuleana ii. Coordinate DHHL agricultural water systems development planning with State and county community plans. iii. Coordinate with DHHL staff working on subsistence agricultural plans.	Staff time: 35 hr. Consultant time: 60 hr.	Within PO budget and consultant contracts
2. e.	Comment on water rights-related legislative and other agency rulemaking actions as necessary and directed.	Staff time: 20 hr. Consultant time: 40 hr.	Within PO budget and consultant contracts
2. f.	<i>Work with authorized outside counsel as applicable to assert DHHL water rights through legal mechanisms; Use of expert witnesses if attempts to mediate ongoing disputes are unsuccessful in administrative proceedings</i>	<i>Staff time:            30 hr.            Consultant time: 225 hr.</i>	<i>Within PO budget and consultant contracts</i>
	Subtotal	Staff: 485 hr.  Consultants: 1,025 hr.	Obligated funds

Goal 3. Develop and manage a Water Assets Inventory (WAI).

#	Implementation Action(s)	Cost / resource estimate	Estimated expenses
<u>3.</u> <u>a.</u>	<u>(Former 3.b.) Integrate Cultural Water Assets Inventory into DHHL decision-making</u>	<u>Goal 3.c. Staff time: 40 hr.</u> <u>Goal 3.c. Consultant time: 40 hr.</u>	<u>Within PO budget and consultant contracts</u>
	Subtotal	Staff: 40 Consultant: 40	Obligated funds

Goal 4. Support watershed protection and restoration on DHHL lands and source areas for DHHL water.

#	Implementation Action(s)	Cost / resource estimate	Estimated expenses
4. a.	<i>Implementation of any conditions placed on a granted WUPA for the Kauluwai 1&amp;2 wells by CWRM</i>	<i>Unknown, dependent on CWRM action</i>	<i>Unknown, to be covered by existing resources or grant funds</i>

**5. Other WPP Goals: Implementation of additional WPP goals based on the availability of resources**

<b>#</b>	<b>Implementation Action(s)</b>	<b>Cost / resource estimate</b>	<b>Estimated Expenses</b>
5. a.	<i>Staff and organize the DHHL consistent with importance of water to the trust. i. Train and update them on issues addressed DHHL water team and positions taken on those issues.</i>	5.a. Staff time: 20 hr. 5.a. Consultant time: 40 hr.	<i>Within PO budget</i>
5. b.	<i>Water Source Development: Planning, environmental compliance and related matters for water source development in homestead communities statewide</i>	5.b. Staff time: 160 hr. 5.b. Consultant time: 160 hr. (not including third parties)	<i>\$350,000 in budget request</i>
5. c.	<i>Ho`olehua Water System Long-term asset management, operations, and management plan.</i>	5.c. Staff time: 160 hr.	<i>\$400,000 contract in budget request</i>
	Subtotal	Staff: 500 Consultant: 590	\$750,000

<b>Additional Significant WPP Related activities not covered by a particular IP goal</b>
<ul style="list-style-type: none"> <li>Continued work on drafting Water Credit Management Procedures</li> <li>Successful support of Wai`oli Kaua'i Kalo farmers securing various approvals to continue kalo farming, and beneficiary consultation on the same as they related to DHHL water reservations and water lease revenue.</li> </ul>

### Additional Information

In addition to the information presented above and in the main HHC submittal, regional updates on Water Issues and Projects have been provided during the year to the HHC.

PROPOSED WPP IMPLEMENTATION PROGRAM AND BUDGET FOR FY 2023

I. Proposed FY 2023 WPP-IP.

The overall WPP IP for 2023 appears as Exhibit B; six items seek new allocations. The proposed WPP-IP FY2023 budget is \$880,000. The investments proposed for HHC funding are expected to continue the policy outcomes that have resulted from the passage and implantation of the WPP.

The following describes general areas of expenditures under subparts of WPP-IP FY 2023 goals, which are detailed as Exhibit B.

Goal 1.b.	\$200,000 Continue to train beneficiaries regarding DHHL water rights, including through in person and remote learning and networking among beneficiary communities.
Goal 5.b.	\$100,000 Water Source Development and Credit Agreements: Planning, environmental compliance and related matters.
Goal 5.c.	\$100,000 Ka`ū Water System Long-term asset management, operations, and management plan.
Goal 5.d.	\$200,000 Water Systems Rate Study (Pu`ukapu).
Goal 5.e.	\$100,000 DHHL Water System Customer Education Services.
All Goals	\$180,000 Contractor to assist DHHL with WPP IP implementation, water initiatives and advocacy
<b>Total:</b>	<b>\$880,000</b>

Other major foci in FY 2023 will be continued work to assert water rights related to other HRS 171-58 water lease renewals across Hawai`i. This will involve work with the Department of Land and Natural Resources (DLNR) to transform water revocable permits into long term leases.

PROPOSED WPP IMPLEMENTATION PROGRAM AND BUDGET FOR FY 2023

Estimates of staff and consultant time are included below. Except where noted, the target date for completion is June 30, 2023. The Planning Office ("PO") is the lead Department of Hawaiian Home Lands ("DHHL") division for the WPP-IP. Resources for certain implementation actions are not specified when they are conducted by other divisions or included in other portions of the PO budget.

PROPOSED WPP IMPLEMENTATION PROGRAM AND BUDGET FOR FY 2023

Goal 1. Affirmatively communicate with beneficiaries regarding water decisions, performance, and water rights on a regional and annual basis.

#	Implementation Action(s)	Cost / resource estimate	Estimated expenses
1. a.	Annually and regionally present on DHHL water projects and issues in conjunction with HHC meetings.	Staff time: 80 hr. Consultant time: 80 hr.	Within PO budget and consultant contracts
1. b.	Develop and execute ten targeted trainings on water rights for beneficiaries over two years in collaboration with the William S. Richardson School of Law's Ka Huli Ao program and others as available and appropriate.	Staff time: 100 hr. Consultant time: 300 hr.	\$200,000 contract in budget request
	Subtotal	Staff: 180 hr.  Consultant: 380 hr.	\$200,000

PROPOSED WPP IMPLEMENTATION PROGRAM AND BUDGET FOR FY 2023

Goal 2. Aggressively, proactively, consistently and comprehensively advocate for the kuleana of the beneficiaries, the DHHL, and the HHC to water before all relevant agencies and entities.

#	Implementation Action(s)	Cost / resource estimate	Estimated expenses
2. a.	Continue advocating for funds due to the NHRF.	Staff time: 100 hr. Consultant time: 200 hr.	\$180,000 in budget request for 2.a. - 2.e.
2. b.	Secure water reservations pursuant to Hawai'i Revised Statutes, Chapter 174C & Section 171-58 i. Seek additional water reservations for surface and ground water across the islands as appropriate. ii. Continue pursuit of implementation of reservations. ii. Assert reservation needs in conjunction with water licensing under HRS 171-58	Staff time: 200 hr. Consultant time: 400 hr.	\$180,000 in budget request for 2.a. - 2.e.
2. c.	Continue efforts to ensure regulatory compliance i. Continue regular comments on BLNR, CWRM actions, and other agency actions that could affect DHHL water rights; ii. Continue to coordinate with OHA staff on identification and tracking of water issues; ii. Develop a method for utilizing WAI information in comment letters;	Staff time: 100 hr. Consultant time: 100 hr.	\$180,000 in budget request for 2.a. - 2.e.

PROPOSED WPP IMPLEMENTATION PROGRAM AND BUDGET FOR FY 2023

#	Implementation Action(s)	Cost / resource estimate	Estimated expenses
2. d.	Water Planning i. Participate in and comment on all updates to the Hawai`i Water Plan and County Plans that will affect DHHL and beneficiary water kuleana ii. Coordinate DHHL agricultural water systems development planning with State and county community plans. ii. Coordinate with DHHL staff working on subsistence agricultural plans.	Staff time: 35 hr. Consultant time: 60 hr.	\$180,000 in budget request for 2.a. - 2.e.
2. e.	Comment on water rights-related legislative and other agency rulemaking actions as necessary and directed.	Staff time: 20 hr. Consultant time: 40 hr.	\$180,000 in budget request for 2.a. - 2.e.
2. f.	Work with authorized outside counsel as applicable to assert DHHL water rights through legal mechanisms; Use of expert witnesses if attempts to mediate ongoing disputes are unsuccessful in administrative proceedings	Staff time: 30 hr. Consultant time: 225 hr.	Within PO budget and consultant contracts
	Subtotal	Staff: 485 hr.  Consultants: 1,025 hr.	\$180,000 in budget request for 2.a. - 2.e.

PROPOSED WPP IMPLEMENTATION PROGRAM AND BUDGET FOR FY 2023

Goal 3. Develop and manage a Water Assets Inventory (WAI).

#	Implementation Action(s)	Cost / resource estimate	Estimated expenses
3. a.	(Former 3.b.) Integrate Cultural Water Assets Inventory into DHHL decision-making	Goal 3.c. Staff time: 40 hr. Goal 3.c. Consultant time: 40 hr.	Within PO budget and consultant contracts
	Subtotal	Staff: 40 Consultant: 40	Obligated funds

PROPOSED WPP IMPLEMENTATION PROGRAM AND BUDGET FOR FY 2023

Goal 4. Support watershed protection and restoration on DHHL lands and source areas for DHHL water.

#	Implementation Action(s)	Cost / resource estimate	Estimated expenses
4. a.	Implementation of any conditions placed on a granted WUPA for the Kauluwai 1&2 wells by CWRM	TBD	TBD, to be covered by existing resources or grant funds

PROPOSED WPP IMPLEMENTATION PROGRAM AND BUDGET FOR FY 2023

5. Other WPP Goals: Implementation of additional WPP goals based on the availability of resources

#	Implementation Action(s)	Cost / resource estimate	Estimated Expenses
5. a.	Staff and organize the DHHL consistent with importance of water to the trust. i. Train and update them on issues addressed DHHL water team and positions taken on those issues.	5.a. Staff time: 20 hr. 5.a. Consultant time: 40 hr.	Within PO budget
5. b.	Water Source Development: Planning, environmental compliance and related matters for water source development in homestead communities statewide	5.b. Staff time: 160 hr. 5.b. Consultant time: 160 hr. (not including third parties)	\$100,000 in budget request
5. c.	Water System Long-term asset management, operations, and management plan (Ka`ū)	5.c. Staff time: 80 hr.	\$100,000 in budget request
5. d.	Water Systems Rate Study (Pu`ukapu)	5.d. Staff time: 80 hr	\$200,000 in budget request
5. e.	DHHL Water System Customer Education Services	5.e. Consultant time TBD	\$100,000 in budget request
	Subtotal	Staff: 500 Consultant: 590+	\$750,000

# HAWAIIAN HOMES COMMISSION WATER POLICY PLAN

July 22, 2014

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## Vision

Our vision is that there will be adequate amounts of [water](#) and supporting infrastructure so that homestead lands will always be usable and accessible, to enable us to return to our lands to fully support our self-sufficiency and self-determination in the administration of the Hawaiian Homes Commission Act (HHCA), and the preservation of our values, traditions, and culture.

## Mission

In a manner consistent with our [values](#), the Hawaiian Homes Commission (HHC) and Department of Hawaiian Home Lands (DHHL) shall strive to ensure the availability of adequate, quality [water](#) by working cooperatively to:

- Understand our trust [water](#) assets;
- Plan for our [water](#) needs;
- Aggressively understand, exercise and assert our [kuleana](#) as stewards of [water](#);
- Develop and protect [water](#) sources; and
- Manage [water](#) systems.

## Values

1. **Waiwai:** [Mōhala i ka wai ka maka o ka pua](#). *Unfolded by the water are the faces of the flowers.* The availability of [water](#) to our lands and people is integral to the trust and our mission.
2. **Waihona:** [Ua lehulehu a manomano ka `ikena a ka Hawai`i](#). *Great and numerous is the knowledge of the Hawaiians.* Honoring and documenting our knowledge about [water](#) is essential to managing it.
3. **Mālama:** [He ali`i ka `āina; he kauwā ke kanaka](#). *The land is a chief; man is its servant.* We consider [water](#) to be part of our genealogy and so we manage it in a manner that cares for its long-term sustainability for all things, as we also use it productively for our mission.
4. **Laulima:** [E lauhoe mai nā wa'a; i ke kā, i ka hoe; i ka hoe, i ke kā; pae aku i ka `āina](#). *Everybody paddle the canoes together; bail and paddle, paddle and bail, and the shore is reached.* We are one people who now share Hawai`i with others. DHHL is only one of many Hawaiian serving institutions. We will assert our rights while considering our larger lāhui `ōiwi and the larger world in which we live.

## Policies

The HHC and the DHHL are seeking to be proactive in our management of water. Our Priority Policies are to:

1. Expressly determine and plan for future [water](#) needs and actively participate in broader [water](#) management, use and protection efforts in Hawai'i in order to secure [water](#).
2. Aggressively exercise, reclaim, and protect Hawaiian home land [water kuleana](#).
3. Develop, manage, and steward [water](#) in a manner that balances cost, [efficiency measures](#), and [Public Trust](#) uses in the short and long term.
4. Affirmatively communicate our decisions, our reasoning, and our performance in managing, stewarding, and using [water](#) before and after making major [water](#) decisions.

Additionally, the HHC and the DHHL should consider in their work the following statements:

5. Educate beneficiaries, the DHHL, HHC, and other stakeholders continually on our [water kuleana](#).
6. Foster self-sufficiency of beneficiaries by promoting the adequate supply of [water](#) for homesteading when developing or managing [water](#).
7. Foster the self-determination of beneficiaries by seeking ways for beneficiaries to participate in the management of [water](#) by delegating authority related to [water](#) subject to the discretion of the HHC as described in the [HHCA](#).
8. Make [water](#) decisions that incorporate traditional and place-based knowledge of our people and are clear and methodical in their reasoning.
9. Make efforts to understand, maintain, and improve the quality of [water](#) as it moves into and through our lands and is used by beneficiaries.
10. Affirmatively consider the development and use of [alternative sources](#) of [water](#) and [efficiency measures](#) in [water](#) decision-making.
11. Ensure that [water](#) decisions are consistent with other Departmental [policies](#), programs, and plans including but not limited to the [Energy Policy](#) and Agricultural Program.
12. Explicitly consider [water](#) availability and the costs to provide adequate [water](#) when developing new homestead areas, designating land uses, issuing land dispositions, or exchanging properties.

## Goals

To make progress on achieving our Mission and complying with our Policies, the Priority Goals of the HHC and the DHHL are to:

1. Affirmatively communicate with beneficiaries regarding [water](#) decisions, performance, and [water](#) rights on a regional and annual basis.
2. Aggressively, proactively, consistently and comprehensively advocate for the [kuleana](#) of the beneficiaries, the DHHL, and the HHC to [water](#) before all relevant agencies and entities.
3. Develop and manage a [Water Assets Inventory \(WAI\)](#).
4. Support watershed protection and restoration on DHHL lands and source areas for DHHL [water](#).

Additional goals that DHHL and the HHC shall seek to achieve, based on the availability of resources, organized by Mission activities, are:

### **Part I. Understand our trust water assets**

1. Revise the DHHL submittal template to the HHC for [water](#) related decisions.
2. Revise budgets to show the total costs of a) [water](#) system management b) all spending on [water](#) issues.
3. Staff and organize the DHHL consistent with importance of [water](#) to the trust.

### **Part II. Plan for our water needs**

4. Determine current and foreseeable future needs based upon periodic reviews of [water](#) availability projections that incorporate climate change, projected beneficiary demand, [alternative sources](#) and [efficiency measures](#) efficiency measures.
5. Design homesteads and manage lands to create and enhance [water](#) availability, optimizing costs, use of [alternative sources](#) and [efficiency measures](#).

### **Part III. Aggressively understand, exercise and assert our water rights**

6. Secure adequate and enforceable reservations of [water](#) for current and foreseeable future needs for all of its lands across the islands.
7. Partner with trust beneficiaries in [water](#) advocacy efforts.
8. Engage in updates to all [Hawai'i Water Plan](#) elements to ensure DHHL [water](#) needs and rights are addressed.
9. Advocate that all [Water Use Permit Applications](#) properly address the [water](#) rights of DHHL and other Hawaiian [water](#) rights.

10. Advocate that County Boards of Water Supply and other County agencies that affect [water](#) have the spirit of the [HHCA](#) faithfully carried out to protect DHHL water uses as a [Public Trust](#) use of [water](#) and manage rates so they are affordable by beneficiaries.
11. Ensure that all legal provisions for the licensing of state [water](#) are followed.

#### **Part IV. Develop and protect water sources**

12. Carefully weigh alternatives regarding the dedication or DHHL management of new [water](#) systems.
13. Methodically and consistently manage and allocate water credits.
14. Support the drilling of wells by beneficiaries for their own use on lots where appropriate.
15. Partner with Department of Health and others on [water](#) quality education and outreach.
16. Continue to pursue development of agricultural [water](#) systems.

#### **Part V. Manage water systems**

17. Secure revenue and reduce operation costs so DHHL [water](#) systems break even financially over the long term.
18. Increase security and reliability for DHHL [water](#) users.
19. Pursue resolution by the Department of Agriculture of prior audit findings in the management of the Moloka'i Irrigation System and full repair of the System

## Delegation of Authorities, Reporting, and Consultation

1. Delegation
  - a. The HHC delegates authority to the Chairperson to prepare an Implementation Program for this Water Policy Plan, which shall be subject to the approval by HHC. The Program shall identify tasks to implement each goal, and shall specify tasks that apply statewide as well as tasks that apply to different islands or regions under each goal.
2. Reporting
  - a. The Chairperson shall submit the proposed Implementation Program to the HHC annually in conjunction with the Department's budget request.
  - b. The Chairperson shall annually report on progress on execution of the approved Implementation Program and overall progress towards achieving the goals of and maintaining compliance with the Water Policy Plan.
3. Consultation
  - a. The Chairperson shall consult with the HHC on any major water issues not contained in the Implementation Program.

## Legal Authorities

1. [Hawai'i State Constitution](#)
2. [Hawaiian Homes Commission Act of 1921, as amended](#)
3. [Hawai'i State Water Code, HRS 174C](#)
4. [In the Matter of Water Use Permit Applications \(Waiāhole I case\)](#)
5. [Wai'ola o Moloka'i](#)
6. [Kauai Springs, Inc. v. Planning Commission of the County of Kauai](#)

## Related Plans and Policies

1. [DHHL General Plan](#)
2. [DHHL Energy Policy](#)
3. [Hawaiian Homes Commission Beneficiary Consultation Policy](#)

## References

1. 1983. Puku'i, Mary Kawena. **'Ōlelo No'eau: Hawaiian Proverbs & Poetical Sayings**. Honolulu: Bernice Pauahi Bishop Museum.
2. **Aia i hea ka wai a Kāne?** (Traditional chant, "Where is the water of Kāne?")

## Definitions

**Alternative sources:** Alternative sources include but are not limited to the water developed through reuse and recycling technologies and best practices, capture of flood waters, desalinated waters, and other sources as may be appropriate for proposed uses.

**Hawai`i Water Plan:** The Hawai`i Water Plan and its parts, as detailed in Part III of the Hawai`i State Water Code (HRS 174C), is the state’s “program of comprehensive water resources planning to address the problems of supply and conservation of water” (HRS 174C-2(b)).

**Efficiency Measures:** Efficiency measures include optimal design and development, alternative energy utilization, changing in behavioral practices and technologies that support onsite distributed wastewater systems.

**Kuleana:** Kuleana encompasses both rights and responsibilities. DHHL’s water kuleana includes its responsibilities under its mission and the legal rights to water enshrined in the HHCA and state Constitutional and statutory provisions. Kuleana exists within the genealogical and spiritual relationship between water and the lāhui `ōiwi.

**Public Trust:** As delineated in the Hawai`i Supreme Court [Waiāhole I](#) and [Wai`ola O Moloka`i](#) cases, public trust uses of water include domestic uses, traditional and customary Hawaiian rights, the protection and procreation of fish and wildlife, the maintenance of proper ecological balance and scenic beauty, and reservations of water for the DHHL.

**Water:** In this policy, water includes mists, fog, rain, and other precipitation; water as it flows above or below ground, and into the ocean; water used for homesteading; alternative sources including waste, brackish, and salt water; water used in the exercise of traditional and customary practices; infrastructure used to produce, store and transmit water; and water we use as well as water to which we have rights.

**Water Assets Inventory (WAI):** A comprehensive geographically referenced database of the water assets of the DHHL, including traditional knowledge related to water, DHHL owned water infrastructure, current and future water demand, water agreements, water credits, and potential water sources.

## Approval Date

Policy approved by the Hawaiian Homes Commission on July 22, 2014.

**HAWAIIAN HOMES COMMISSION  
JUNE 20 & 21, 2022  
INTERACTIVE CONFERENCE  
TECHNOLOGY**

**H – ITEMS**

**ADMINISTRATIVE SERVICES OFFICE**

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
JUNE 20 & 21, 2022

TO: Chairman and Members, Hawaiian Homes Commission  
FROM: Administrative Services Officer  
SUBJECT: Item H-1 – Approval of Fiscal Year 2023 Department of Hawaiian Home Lands Budget

This submittal will be sent under separate cover.

ITEM NO. H-1 Dummy

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
JUNE 20 & 21, 2022

TO: Chairman and Members, Hawaiian Homes Commission  
FROM: Rodney Lau, Administrative Services Officer  
SUBJECT: Item H-2 – Transfer of Hawaiian Home Receipts Fund Money at the  
End of the Fourth Quarter, FY 2022

This submittal will be sent under separate cover.

ITEM NO. H-2 Dummy

**HAWAIIAN HOMES COMMISSION  
JUNE 20 & 21, 2022  
FACE-TO-FACE &  
INTERACTIVE CONFERENCE  
TECHNOLOGY**

**J – ITEMS  
REQUESTS TO ADDRESS THE  
COMMISSION**

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP  
Tuesday, June 21, 2022

- J-1 Kaleo Cullen – Kahikinui Parcel
- J-2 Al Hee - Telecommunications
- J-3 Alfred Spinney - Application Waitlist
- J-4 Malia Greaney – Moloka‘i Water System Improvements
- J-5 Bo Kahui - LaiOpua
- J-6 Dayne Kahau – Papakolea Lease
- J-7 Allen Cardines – Nānākuli Neighborhood Security Watch Update
- J-8 Ainaaloha Ioane & Keli Ioane – Kings Landing
- J-9 Blossom Feiteira – Various
- J-10 Homelani Schaedel – Maluohai
- J-11 Lillian Kaeha – the original PHHLCA
- J-12 Kauilani Almeida - PHHLCA
- J-13 Ke'ali'i Kahaapea – Project Kamoleao
- J-14 Emmitt Freitas – Kahikinui
- J-15 Kekoa Enomoto – Maui/Lana'i Mokupuni Council
- J-16 Robin Kealiinohomoku – Cancelation of Hawaiian Homes Application
- J-17 Annette Kailihou - Maui Lease

**From:** [Francis Kaleolani Cullen](#)  
**To:** [Burrows-Nuuuanu, Leatrice W](#)  
**Subject:** Re: [EXTERNAL] Re: Testify on tomorrow's J agenda  
**Date:** Wednesday, May 18, 2022 11:56:59 PM

---

Aloha Leah,  
can I please be added to the June J agenda? I would like to cover the 2 acre parcel in Ulupalakua and to ask the Department and the Commission to direct any Organizations wanting to conduct business in Moku O Kahikinui to Ka Ohana O Kahikinui Inc. Our Community is being divided because those who do not live there thinks there's two Associations and it's causing a lot of confusion!  
Mahalo Nui,  
KC

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**From:** [alhee@waimana.com](mailto:alhee@waimana.com)  
**To:** [Aila Jr, William J](#)  
**Cc:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** [EXTERNAL] HHC June meeting  
**Date:** Monday, May 23, 2022 12:50:41 PM

---

Aloha e Chairman Aila!

I would like to address the Commission at the June meeting. When I addressed them at their May meeting, the Bankruptcy Court had not issued its order as the hearing was the day before. I think the Commissioners should see the results of what DHHL's attorneys have advocated. The saying "be careful what you wish for" may be applicable.

Mahalo,  
al

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**From:** Malia Greaney <mgreaney2002@yahoo.com>

**Sent:** Tuesday, May 24, 2022 9:10 AM

**To:** Burrows-Nuuanu, Leatrice W <leatrice.w.burrows-nuuanu@hawaii.gov>

**Subject:** [EXTERNAL] Re: J Agenda Testimony - Hawaiian Homes Commission - June

Aloha e Leatrice,

E kala mai, I couldn't make the May meeting last minute. Figured it was too late to remove me as the agenda was distributed.

Please add me to the June J agenda. In April, they had me testify at the wrong time, as you surely noted. Unfortunately, this situation remains unresolved despite my very best efforts to appeal to higher sense of duty. Good thing I learned endurance young.

Your kokua is appreciated.

Malia

**Malia F. Greaney**

**From:** [Craig Bo Kahui](#)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** [EXTERNAL] Request to testify before the Commission  
**Date:** Tuesday, May 24, 2022 11:57:19 AM

---

Aloha Lea

I would respectfully request to be placed on the J agenda for the June 20th Commission Hearing.

Please confirm

Mahalo

Bo Kahui, LCDC

Laiopua Community Development Corporation

**From:** [dhl.icro1@hawaii.gov](mailto:dhl.icro1@hawaii.gov)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** New submission from Submit J-Agenda Testimony  
**Date:** Thursday, May 26, 2022 12:44:30 PM

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**Name**

Dayne Kahau

**Email**

[panakopkoa04@yahoo.com](mailto:panakopkoa04@yahoo.com)

**Message**

Aloha DHHL Commission  
I am Dayne Kahau and is requesting to be on the J-agenda regarding my fathers William Kahau Jr. (deceased) homestead in Papakolea lot 81 TMK 2-2-053-005. 2260 Moreira street.

**From:** [dhl.icro1@hawaii.gov](mailto:dhl.icro1@hawaii.gov)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** New submission from Submit J-Agenda Testimony  
**Date:** Friday, May 27, 2022 2:43:31 PM

---

**Name**

Allen Cardines, Jr.

**Email**

[acardinesjr@gmail.com](mailto:acardinesjr@gmail.com)

**Message**

Nanakuli Neighborhood Security Watch Update

**From:** [dhl.icro1@hawaii.gov](mailto:dhl.icro1@hawaii.gov)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** New submission from Submit J-Agenda Testimony  
**Date:** Sunday, May 29, 2022 8:47:31 AM

---

**Name**

Ainaaloha loane

**Email**

[ainaaloahaioane@gmail.com](mailto:ainaaloahaioane@gmail.com)

**Message**

J agenda- King's Landing update.

**From:** [dhl.icro1@hawaii.gov](mailto:dhl.icro1@hawaii.gov)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** New submission from Submit J-Agenda Testimony  
**Date:** Monday, June 06, 2022 11:32:34 AM

---

**Name**

Blossom Feiteira

**Email**

[blossom96708@yahoo.com](mailto:blossom96708@yahoo.com)

**Message**

Request to address Commission on Item J on the Commission Agenda June 21, 2022.

Mahalo!

Blossom Feiteira

**From:** [dhl.icro1@hawaii.gov](mailto:dhl.icro1@hawaii.gov)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** New submission from Submit J-Agenda Testimony  
**Date:** Friday, June 03, 2022 3:42:27 PM

---

## Name

Home Schaedel

## Email

[homeschaedel@hawaii.rr.com](mailto:homeschaedel@hawaii.rr.com)

## Message

Aloha e Leah,

I would like to address the Commission on June 21, 2022.

Mahalo,  
Aunty Home

**From:** [dhl.icro1@hawaii.gov](mailto:dhl.icro1@hawaii.gov)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** New submission from Submit J-Agenda Testimony  
**Date:** Friday, June 03, 2022 3:19:13 PM

---

**Name**

LILLIAN KAEHA

**Email**

[pohlca@aol.com](mailto:pohlca@aol.com)

**Message**

The original PHLCA,

Testify on the WATON destruction of Kamoleao, etc....

LILLIAN KAEHA  
PRESIDENT, PHLCA

**From:** [dhhl.icr01@hawaii.gov](mailto:dhhl.icr01@hawaii.gov)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** New submission from Submit J-Agenda Testimony  
**Date:** Thursday, June 02, 2022 10:13:48 AM

---

## Name

Kauilani Almeida, PHHLCA President

## Email

[kumukauilani@gmail.com](mailto:kumukauilani@gmail.com)

## Message

Present Report of Panaewa Hawaiian Home Lands Community Association (PHHLCA) homestead community driven Imu project, and address concerns regarding the 2015 amended 2013 MOA of how PHHLCA President William Brown signed over the 2013 secondary position to himself as the President of his newly created non-membership 501(c)3 non-profit, giving PCA exclusive control of receipt of PHHLCA's funds. We are requesting that the Commission dissolve the DHHL MOA 2015 amended between PHHLCA and PCA. We are currently looking for another 501(c)3 fiscal sponsor, who already has the qualifications and experience, and one that will work with us to move our current community projects forward as we apply for our own IRS 501(c)3. Please request from Kahana the DHHL MOA 2013 and 2015 amended MOA, as well as the purposes of PCA that clearly does not represent PHHLCA in any shape or form. We'd also like to request that we revisit the License #788 to eventually remove PCA as co-licensee once we are able to provide our designated 501(c)3 membership non-profit to DHHL.

**From:** [dhl.icro1@hawaii.gov](mailto:dhl.icro1@hawaii.gov)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** New submission from Submit J-Agenda Testimony  
**Date:** Monday, June 06, 2022 11:19:27 PM

---

**Name**

Ke'ali'i Kahaapea

**Email**

[panaewacommunityalliance@yahoo.com](mailto:panaewacommunityalliance@yahoo.com)

**Message**

Will submit testimony at the meeting regarding Kamoleao. I am the President of Pana'ewa Community Alliance, the nonprofit arm for the original Pana'ewa Hawaiian Home Land Community Association.

**From:** [dhl.icro1@hawaii.gov](mailto:dhl.icro1@hawaii.gov)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** HCC Contact:  
**Date:** Monday, June 06, 2022 2:52:38 PM

---

**First Name**

Emmitt

**Last Name**

Freitas

**Email**

[zenurukahikinui@gmail.com](mailto:zenurukahikinui@gmail.com)

**Subject**

To Commission Secretary

**Message**

June 5th, 2022

Dept. of Hawaiian Homelands

RE: June 21, 2022 HHC Meeting J Agenda

To who it may concern:

Hope this finds you all well. I would like to be placed on the J Agenda for the Hawaiian Homelands Commission meeting on June 21, 2022 meeting. This is new to me, please help to guide me. I understand that if I choose to join via Zoom, I may be put in a waiting room and someone will let me in when it is my turn to speak.

I appreciate your confirmation reply.

Mahalo,

Emmitt Freitas

**From:** [Kekoa](#)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Cc:** [Tanya Lee-Greig](#)  
**Subject:** [EXTERNAL] RSVP to testify on J Agenda 6/21/22  
**Date:** Thursday, June 02, 2022 12:17:50 AM

---

Aloha mai e Leah,  
Ke `olu`olu, on behalf of the Maui/Lana`i Mokupuni Council,  
I would like to RSVP to testify on the J Agenda during the  
Hawaiian Homes Commission meeting at/after 9:40 a.m.  
Tuesday 6/21/22. I plan to advocate for/present, as follows:  
. Undivided-interest-lessee designation for beneficiaries  
waitlisted for an estimated:  
573 residential lots at Honokowai.  
250 sustainable-agriculture parcels at Honokowai.  
250 Leali`i 1-B residential lots.  
. **Update on archaeological-survey due diligence at the 127-  
acre Keokea/Waiohuli homelands tract.**  
. Report on Pa`upena CDC's OHA-funded Project MAHI`AI  
e-commerce platform bringing native-grown  
produce/meats/dairy to Maui consumers.  
Mahalo a nui,  
-`Anake Kekoa

**From:** [dhhl.icro1@hawaii.gov](mailto:dhhl.icro1@hawaii.gov)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Subject:** New submission from Submit J-Agenda Testimony  
**Date:** Tuesday, June 07, 2022 12:06:15 PM

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## Name

Robin Kealiinohomoku

## Email

[leihuanani@gmail.com](mailto:leihuanani@gmail.com)

## Message

Aloha! I would like to address a letter I received and dated May 17, 2022, regarding the Cancellation of Hawaiian Home Lands Application for the Waimanalo Area/Oahu Islandwide Residential dated January 23, 1958, for Thomas Kealiinohomoku, my father's brother. The letter advised me of the cancellation of my uncle's DHHL application in reference to HAR 10-3-8.

I am humbly requesting DHHL to provide clemency to this application and to allow for this application be put to public notice in light of HAR 10-3-8 for several reasons, 1) HAR 10-3-8 was established in October 26, 1998, over 40 years after the application was submitted. I request that this application be grandfathered in and not be subject to HAR 10-3-8, 2) This application was submitted on January 23, 1958, when Hawaii was still a Territory. I meet all qualifications to be a DHHL applicant. I have recently submitted an application for the DHHL of which I satisfy all the requirements to be on the DHHL waitlist. Your attention to this matter is greatly appreciated. Mahalo nui.

**From:** [Randy](#)  
**To:** [Burrows-Nuuanu, Leatrice W](#)  
**Cc:** [annette.96793@gmail.com](#)  
**Subject:** Re: [EXTERNAL] Request to Submit J Agenda Testimony  
**Date:** Tuesday, May 24, 2022 8:57:59 AM  
**Attachments:** [image002.png](#)  
[image002.png](#)

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Mahalo Leah.

On Tue, May 24, 2022, 8:51 AM Burrows-Nuuanu, Leatrice W <[leatrice.w.burrows-nuuanu@hawaii.gov](mailto:leatrice.w.burrows-nuuanu@hawaii.gov)> wrote:

Aloha e Annette,

Mahalo, for your interest in the Commission's J Agenda. Please click on the link below to access and submit the J Agenda Request Form, which is found on our website. I'll add you to the J Agenda list, but the form provides our virtual team with the information we need to get you the agenda, Zoom instructions, and meeting link for a successful testimony.

<https://dhhhl.hawaii.gov/hhc/testimony>

---

**From:** Randy <[randyawo@gmail.com](mailto:randyawo@gmail.com)>  
**Sent:** Tuesday, May 24, 2022 7:51 AM  
**To:** Burrows-Nuuanu, Leatrice W <[leatrice.w.burrows-nuuanu@hawaii.gov](mailto:leatrice.w.burrows-nuuanu@hawaii.gov)>;  
[annette.96793@gmail.com](mailto:annette.96793@gmail.com)

**Subject:** [EXTERNAL] Request to Submit J Agenda Testimony

Aloha Leah. Annette Kailihou and her husband would like to submit J agenda testimony for our June HHC meeting. I have provided Annette's email to help facilitate the process.  
Mahalo - Randy