

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA

Kūlana Ōiwi Hālau, 600 Maunaloa Highway, Kalama‘ula, Moloka‘i,

Zoom: Meeting ID: 609 754 2925

Monday, April 17, 2023, at 9:30 a.m. to be continued, if necessary, on

Tuesday, April 18, 2023, at 9:30 a.m.

Livestream available at www.dhhl.hawaii.gov/live

Note: Commission Meeting Packets will be available at dhhl.hawaii.gov by Thursday, April 13, 2023.

I. ORDER OF BUSINESS

- A. Roll Call
- B. Approval of Agenda
- C. Approval of Minutes:
 - a. March 20 & 21, 2023 Regular Meeting
 - b. March 28 & 29, 2023 Public Hearing
 - c. March 29, 2023, Special Meeting
- D. Public Testimony

Public testimony on any item **relevant to this agenda** may be taken at this time, or a testifier may wait to testify at the time the agenda item is called for discussion. 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 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 Homestead Application Transfers / Cancellations (see exhibit)
- D-5 Approval to Certify Applications of Qualified Applicants for the Month of March 2023 (see exhibit)
- D-6 Approval of Assignment of Leasehold Interest (see exhibit)
- D-7 Approval of Amendment of Leasehold Interest (see exhibit)
- D-8 Approval to Issue Non-Exclusive Licenses for Rooftop Photovoltaic Systems for Certain Lessees (see exhibit)
- D-9 Rescission of Homestead Lease Award and Reinstatement of Application, Undivided Interest – **SHARI L. SILVA HAO**
- D-10 Commission Designation of Successor – **VALMORES D. KALAOLA**, Residential Lease No. 12462, Lot No. UNDV143, Kapolei, Oahu

B. REGULAR AGENDA

Office of the Chairman

- C-1 Approval of Lease Award Kakaina Residential Subdivision-Vacant Lot-Waimanalo, Oahu; La‘i Opuā Village 3 Pre-Owned Residential Home-Kailua-Kona, Hawaii; Waianae Pre-Owned Home-Residential Lot-Waianae, Oahu; Kaumana Subdivision-Residential Vacant Lots- Hilo, Hawaii (see exhibit)

- C-2 Approval to Amend the 2023 Hawaiian Homes Commission Meeting Schedule – June 2023

Land Management Division

- F-1 Annual Renewal of Right of Entry Permit(s), Moloka'i Island (see exhibit)

Planning Office

- G-1 Accept the Beneficiary Consultation Report for the Hana Lāulima Lahui O Ka'ū Land Use Request to Utilize a 10.4 acre portion DHHL Lands for Non-Homesteading Purposes in Waiohinu Ka'ū, Hawai'i Island TMK 3-9-5-005:003 (por.)

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:

1. Discussion Regarding the General Leasing Policy Pursuant to Section 204(a)(2) of the HHCA

IV. ITEMS FOR INFORMATION/DISCUSSION

A. REGULAR ITEMS

Office of the Chairman

- C-3 For Information Only – Appointment of Permitted Interaction Group Pursuant to HRS Section 92-2.5 and HAR section 10-2-16(b)(1), to Study and Recommend Strategies Related to Safety and Enforcement of Lease Terms and Conditions on the Hawaiian Home Lands

Homestead Services Division

- D-1 HSD Status Reports
A.-Homestead Lease and Application Totals and Monthly Activity Reports
B.-Delinquency Reports

Land Development Division

- E-1 For Information Only – Progress Report on Hoolehua Scattered Lots Project and Draft Environmental Assessment; Hoolehua, Molokai, Hawaii, TMK Nos. (2) 5-2-005:03; (2) 5-2-026:003, :014, :016, :017, and :003
E-2 For Information Only – Draft Environmental Assessment and Anticipated Finding of No Significance, Naiwa Agriculture Subdivision, Hoolehua-Palaau
E-3 For Information Only – Molokai Project Updates
E-4 For Information Only – Act 279, Sessions Laws of Hawaii Encumbrance Status Report

B. WORKSHOPS

Planning Office

- G-2 For Information Only – Status Update on Plan Implementation on the Island of Moloka‘i
- G-3 For Information Only – Update on Molokai Water Projects and Issues
- G-4 For Information Only – Draft ‘Ualapu‘e Kuleana Homestead Settlement Plan for ‘Ualapu‘e, Moloka‘i TMK (2) 5-6-002:001, :024, :025, :026, :027, :036, (2) 5-6-006:017 (por.), :040
- G-5 For Information Only – Climate Change Workshop

V. ANNOUNCEMENTS AND RECESS

- A. Moloka‘i Community Meeting – Kūlana Ōiwi Hālau 6:30 p.m.

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION MEETING/WORKSHOP AGENDA

Kūlana Ōiwi Hālau, 600 Maunaloa Highway, Kalama‘ula, Moloka‘i,

Zoom: Meeting ID: 609 754 2925

Tuesday, April 18, 2023, at 9:30 a.m.

I. ORDER OF BUSINESS

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

II. ITEMS FOR INFORMATION/DISCUSSION

A. GENERAL AGENDA

Requests to Address the Commission

- J-1 Cora Schnackenberg – ‘Ahonui Homestead Association
- J-2 Iwalani Kadowaki and Kupuna– Molokai Concerns
- J-3 Wayde Lee – Molokai Concern
- J-4 Walter Ritte – Molokai Concerns
- J-5 Lori Buchanan - West Oahu Funeral Service
- J-6 John McBride – Kupuna Concerns
- J-7 Harold Vidinha- Kauai Right of Entry Request
- J-8 Faith Chase – Farmer’s Alliance
- J-9 Blossom Feiteira – Various Concerns
- J-10 Patrick Kahawaiolaa – Keaukaha Water Line
- J-11 Kekoa Enomoto – Maui/Lanai Moku-puni Council
- J-12 Christine Kaehuaea – Keaukaha Right of Entry Request
- J-13 Lydia Kamoku – Kaupea Lease Issue
- J-14 Allen Cardines – Nanakuli Community Security
- J-15 Sharmaine and Robert Taua – Nanakuli Lease Issue
- J-16 Dayne Kahau – Papakolea Lease Issue

III. ANNOUNCEMENTS AND ADJOURNMENT

- B. Next HHC Meeting – May 15 & 16, 2023, Monday & Tuesday, Kuhio Hale, Waimea, Hawaii
- C. Adjournment



Kali Watson, 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
Makai Freitas, 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 April 14, 2023. 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 April 14, 2023, or (3) live, oral testimony online by joining the Zoom meeting and relabeling your profile to include the agenda item you wish to testify on. You will need a computer with internet access, video camera and microphone to participate. Please keep your computer muted and your camera off until you are called.

Disruption of Interactive Technology – Please reconnect to the same Zoom link listed on the agenda.

ITEM C-1 EXHIBIT

APPROVAL OF LEASE AWARD KAKAINA RESIDENTIAL SUBDIVISION VACANT LOT-
WAIMANALO, OAHU

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
KATHLEEN GAGNON	07/27/2005	29	(1) 4-1-041-029	13011

APPROVAL OF LEASE AWARD LA'I OPUA VILLAGE 3 PRE-OWNED RESIDENTIAL HOME-
KAILUA-KONA, HAWAII

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
BERNADETTE K PAYAPAYA	09/02/1981	124	(3) 7-4-023-127	13012

APPROVAL OF LEASE AWARD WAI'ANAE RESIDENTIAL PRE-OWNED HOME-
WAI'ANAE, OAHU

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
DARYLE JEAN WOODARD	06/20/1985	108	(1) 8-5-031-077	13013

APPROVAL OF LEASE AWARD KAUMANA SUBDIVISION-RESIDENTIAL VACANT LOTS-
HILO, HAWAII

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
EDWARD J.J. PIEPER	03/30/1987	81	(3) 2-5-004-043	13014
MARKHAM ROSEHILL, SR.	04/25/1986	52	(3) 2-5-005-010	13015

ITEM D-2 EXHIBIT

APPROVAL OF CONSENT TO MORTGAGE

LESSEE	LEASE NO.	AREA
BURDETT, Verald	12677	Anahola, Kauai
FABRAO, Dawn K.	9820	Maluohai, Oahu
GRIFFIN, Jonah K.	18331	Kanehili, Oahu
KALAUKOA, Joseph	9722	Maluohai, Oahu
KALEIKULA-KELE, Malisa M.	3799	Nanakuli, Oahu
KAMEALOA, Wesley K.	12564	Kanehili, Oahu
KAPELE, Almadine G. M.	8898	Nanakuli, Oahu
KAWAI, Kuuikaikapualiokekai	7735	Waiohuli, Maui
KAWAKAMI, Melvin K.	4951	Nanakuli, Oahu
LOVELL, Frank K.	10078	Waiehu Kou III, Maui
MAKA, Erika U.	335	Nanakuli, Oahu
POOUAHI, Jantell	8710	Waianae, Oahu
RODRIGUES, Moses N.	12044	Kaupea, Oahu
ROMERO, Janel L. K.	12645	Kanehili, Oahu
SAMANA, Shirley M.	8170	Waimanalo, Oahu
SOLOMON, Norman K., II	6536	Anahola, Kauai
THOMPSON, Baylene K. K.	11364	Kaupea, Oahu
WAHINEKAPU, Charmaine	9418	Kaniohale, Hawaii
WAIALAE, Bobbie K.	12051	Kaupea, Oahu

ITEM D-3 EXHIBIT

RATIFICATION OF LOAN APPROVALS

LESSEE	LEASE NO.	AREA
LOPES, Charles K., III	13005	Lualualei, Oahu
SAFFERY-SAMIO, Valerie Ann K.	10202	Anahola, Kauai

ITEM D-4 EXHIBIT

APPROVAL OF HOMESTEAD APPLICATION TRANSFERS / CANCELLATIONS

APPLICANT	AREA
AKIYOSHI, Ruth P.	Waimanalo Area / Oahu IW Res
AU-KALAMA, Myronnette N.	Oahu IW Res
COLAHAN, John C.	Maui IW Agr to Oahu IW Agr
COLAHAN, John C.	Maui IW Res to Oahu IW Res
GOMES, David H.K.	Molokai IW Agr
HELEPOLOLEI, Dailynne L.	Oahu IW Res
KAHOLOAA, Jacob K.	Hoolehua Area / Molokai IW Res
KALEIKINI, Tuahine P.W.	Oahu IW Res
KALIMA, Peter K.	Waianae Area / Oahu IW Res
KAMAI, Lynn K.	Maui IW Res
LOGAN, Eugenia K.	Oahu IW Agr
MACLOVES, Mary-Kamaile L.	Kauai IW Res
MANAOLE, De Mont K.	Hawaii IW Res to Oahu IW Res
MINER, Samuel L.	Maui IW Agr to Oahu IW Agr
MINER, Samuel L.	Maui IW Res to Oahu IW Res
PELTIER, Nolan K.	Hawaii IW Agr
PIIMAUNA, Robert H.	Oahu IW Res
SHINTANI, Clyde K.	Oahu IW Res to Kauai IW Res
TANDAL, Maizelette M.	Hawaii IW Res

* IW = Islandwide

ITEM D-5 EXHIBIT

**APPROVAL TO CERTIFY APPLICATIONS OF QUALIFIED APPLICANTS FOR THE MONTH OF
March 2023**

APPLICANT	AREA
AKU, Antone K.M.	Oahu I.W. Agr
AKU, Antone K.M.	Oahu IW Res
AKU, Kanani P.M.	Oahu I.W. Agr
AKU, Kanani P.M.	Oahu IW Res
AUKAI, Jason D.P.	Oahu IW Res
BRANCO, Robert G.K.	Oahu I.W. Agr
BRANCO, Robert G.K.	Oahu IW Res
CORPUZ, Henry P.H., Jr.	Maui IW Res

GLACKIN, Fahren P.	Oahu I.W. Agr
GLACKIN, Fahren P.	Oahu IW Res
JOHNSON, Ipo K.L.	Oahu IW Res
KAHAWAII, Oshen K.	Oahu I.W. Agr
KAHAWAII, Oshen K.	Oahu IW Res
KANAE, Jennifer K.A.	Oahu I.W. Agr
KANAE, Jennifer K.A.	Oahu IW Res
KATO, Marcilina U.	Oahu I.W. Agr
KATO, Marcilina U.	Oahu IW Res
KEALOHA, Kekoa B.	Oahu IW Res
KONG, Frances L.	Maui I.W. Agr
KONG, Frances L.	Maui IW Res
MASUDA, Lizabeth M.	Maui IW Res
MEDEIROS, Alexander K.	Kauai I.W. Agr
MEDEIROS, Alexander K.	Kauai IW Res
MEDEIROS, Andre K.	Kauai I.W. Agr
MEDEIROS, Andre K.	Kauai IW Res
NAKOA, Sai A.	Maui I.W. Agr
NAKOA, Sai A.	Maui IW Res
OBERLE, Frank C., Jr.	Oahu I.W. Agr
OBERLE, Frank C., Jr.	Oahu IW Res
OHELO, Darryl D.K., II	Kauai IW Pas
REEVES, Derek C.	Oahu IW Res
SILVA, Israel J.E.	Oahu I.W. Agr
SILVA, Israel J.E.	Oahu IW Res
SILVA, Naomi M.	Oahu I.W. Agr
SILVA, Naomi M.	Oahu IW Res
WERNER, Keala K.	Kauai IW Pas
WERNER, Keala K.	Kauai IW Res

* IW = Islandwide

ITEM D-6 EXHIBIT

APPROVAL OF ASSIGNMENT OF LEASEHOLD INTEREST

LESSEE	LEASE NO.	AREA
BEZILLA, Jean E. K.	2612-A	Keaukaha, Hawaii
HO, Maimiti M.	729	Waimanalo, Oahu
KAHALEWAI, Solomon J.	4602	Waianae, Oahu
KAHALEWAI, Charlotte P.	13003	Waianae, Oahu
KAPAONA, Malinda L. K. L. K.	5600	Lualualei, Oahu
MARFIL, Lyle L. L.	3554	Waimanalo, Oahu
PEDRO, Emma Joy P. K.	6990	Makuu, Hawaii
RODRIGUES, Keaka N.	12044	Kaupea, Oahu
ISHII, Kilnani	5118-Z	Panaewa, Hawaii
PELEKAI, Clyde K., Jr.	5118-Z	Panaewa, Hawaii

KAMAHELE, Wilhelmina K. A.	12986	Kaumana, Hawaii
CREECH, Geraldine K.	12986	Kaumana, Hawaii
PRIM, Judith L.	5789	Hoolehua, Molokai

ITEM D-7 EXHIBIT

APPROVAL OF AMENDMENT OF LEASEHOLD INTEREST

LESSEE	LEASE NO.	AREA
AMINA, Mercy L.	337	Nanakuli, Oahu
BERDON, Alfred, Jr.	2981	Waimea, Hawaii
MARFIL, Lyle L. L.	3554	Waimanalo, Oahu
PRIM, Judith L.	5789	Hoolehua, Molokai
SANTOS, Esther K.	10454	Waiohuli, Maui

ITEM D-8 EXHIBIT

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

LESSEE	LEASE NO.	AREA
KAILI, Kathleen K.	10115	Keaukaha, Hawaii
KANEHE, Timothy K. O.	7529	Waiohuli, Maui
KUHIA, Frederick	7538	Waiohuli, Maui
SANG, John K.	7487	Waiohuli, Maui
VANDERPOEL, Peter K.	7730	Waiohuli, Maui

ITEM F-1 EXHIBIT

RIGHT OF ENTRY PERMITS, MOLOKAI ISLAND

NO.	ACRE	USE	PERMITTEE/ADDRESS	TMK	Date Started
499	30.000	Agricultural	Monsanto Hawaii	(2) 5-2-011:033	2/1/2005
501	35.000	Agricultural	Harry K. & Marlene K. Purdy, III	(2) 5-2-007:079 and:080	4/1/2000
498	0.860	Commercial	Patricio Jr. & Cora Sanchez, dba Kalamaula Motors	(2) 5-2-008:107	8/1/1997
504	0.975	Community	Molokai Humane Society	(2) 5-2-004:052	7/1/2007
507	0.490	Community	Ahupua'a O Molokai	(2) 5-2-030:007	9/1/2003
502	0.036	Office	Partners in Development Foundation	(2) 5-2-015:053(P)	4/1/2005
500	9370.000	Pastoral	Molokai Homestead Livestock Association	(2) 5-2-010:001(P) & (2) 5-2-003	5/1/1995
503	78.640	Pastoral	Desmund & Christy Manaba	(2) 5-2-001:004 & (2) 5-2-001:030 (p)	4/1/2007

HAWAIIAN HOMES COMMISSION
APRIL 17 & 18, 2023

C – ITEMS
OFFICE OF THE CHAIRMAN

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Paula Aila, Acting Administrator,
Contact & Awards Division



FROM: Michelle Hitzeman, HALE Manager /Project Lead
Moana Freitas, Case Management Specialist
Contact & Awards Division

SUBJECT: Approval of Lease Award

RECOMMENDED MOTION/ACTION

Approve the awards of Department of Hawaiian Home Lands Residence Lot Leases to the applicants listed below for ninety-nine (99) years, subject to the purchase of the existing improvements on the lot by way of a loan or cash.

DISCUSSION

Kakaina Residential Subdivision – Vacant Lot, Waimanalo, Oahu

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
KATHLEEN GAGNON	07/27/2005	29	(1) 4-1-041-029	13011

La'i Opua Village 3 Pre-Owned Residential Home, Kailua-Kona, Hawaii

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
BERNADETTE K PAYAPAYA	09/02/1981	124	(3) 7-4-023-127	13012

Waianae Residential Preowned Home– Waianae, Oahu

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
DARYLE JEAN WOODARD	06/20/1985	108	(1) 8-5-031-077	13013

Kaumana Subdivision – Residential Vacant Lots – Hilo, HI

<u>NAME</u>	<u>APPL DATE</u>	<u>LOT NO</u>	<u>TAX MAP KEY</u>	<u>LEASE NO</u>
EDWARD J.J. PIEPER	03/30/1987	81	(3) 2-5-004-043	13014
MARKHAM ROSEHILL, SR.	04/25/1986	52	(3) 2-5-005-010	13015

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17 & 18, 2023

TO: Members of the Hawaiian Homes Commission

FROM: Kali Watson, Chairman

SUBJECT: Approval to Amend the 2023 Hawaiian Homes Commission Meeting Schedule – June 2023

RECOMMENDED MOTION/ACTION:

Motion Amend the *2023 Hawaiian Homes Commission Meeting Schedule* to move the June 19 & 20 meetings to June 13 & 14, Tuesday and Wednesday, the week before.

DISCUSSION:

In November 2022, the Commission approved the 2023 Hawaiian Homes Commission Meeting Schedule, subject to change. The Commission meeting is being moved to allow Commission participation in the Council for Native Hawaiian Advancement's Western Regional Convention. While Commission meetings are usually held on Mondays and Tuesdays, June 12 is observed as Kamehameha Day - a State of Hawaii Holiday. The proposed amended meeting schedule is attached as Exhibit A.

NEXT STEPS:

The Department will message the June meeting date change on its website, social media platforms, upcoming agendas, and in any forums where announcements are appropriate.



HAWAIIAN HOME LANDS
HAWAIIAN HOMES COMMISSION · DEPARTMENT OF HAWAIIAN HOME LANDS

HAWAIIAN HOMES COMMISSION 2023 AMENDED MEETING SCHEDULE

January 17, 2023 (Tue)	HHC Mtg, Kapolei – (No Community Mtg)
January 18, 2023 (Wed)	HHC Mtg, Kapolei, O‘ahu
February 21, 2023 (Tue)	HHC Mtg, Kapolei, Community Mtg - Kapolei
February 22, 2023 (Wed)	HHC Mtg, Kapolei, O‘ahu
March 20, 2023	HHC Mtg, Community Mtg – Waimānalo
March 21, 2023	HHC Mtg, Kapolei, O‘ahu
April 17, 2023	HHC Mtg, Community Mtg – Moloka‘i
April 18, 2023	HHC Mtg, Kalama‘ula, Moloka‘i
May 15, 2023	HHC Mtg, Community Mtg –Kawaihae
May 16, 2023	HHC Mtg, Waimea, Hawai‘i
June 13, 2023(Tue)	HHC Mtg, Kapolei – (No Community Mtg)
June 14, 2023(Wed)	HHC Mtg, Kapolei, O‘ahu
June 19, 2023	HHC Mtg, Kapolei – (No Community Mtg)
June 20, 2023	HHC Mtg, Kapolei, O‘ahu
July 17, 2023	HHC Mtg, Community Mtg – Papakōlea
July 18, 2023	HHC Mtg, Kapolei, Hawai‘i
August 21, 2023	HHC Mtg, Community Mtg – Kaua‘i
August 22, 2023	HHC Mtg, Līhue, Kaua‘i
September 17, 2023(Sun)	HHC Community Meeting ONLY – Ka‘ū
September 18, 2023	HHC Mtg, Community Mtg – Hilo
September 19, 2023	HHC Mtg, Hilo, Hawai‘i
October 15, 2023(Sun)	HHC Community Meeting ONLY – Hana
October 16, 2023	HHC Mtg, Community Mtg – Paukūkalo
October 17, 2023	HHC Mtg, Wailuku, Maui
November 19, 2023 (Sun)	HHC Community Meeting ONLY – Lānai City
November 20, 2023	HHC Mtg, Kapolei, O‘ahu
November 21, 2023	HHC Mtg, Kapolei, O‘ahu
December 18, 2023	HHC Mtg, Community Mtg – Nānākuli/Wai‘anae
December 19, 2023	HHC Mtg, Kapolei, O‘ahu

O‘ahu meetings are held at Hale Pono‘i, DHHL, 91-5420 Kapolei Parkway, Kapolei, O‘ahu.

Community meetings are held in the evenings, except in Hana, Ka‘ū and Lāna‘i where it will be held during the day. No community meetings scheduled for O‘ahu in January and June.

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17-18, 2023

TO: Members, Hawaiian Homes Commission

FROM: Kali Watson, Chairman

SUBJECT: For Information Only - Appointment of Permitted Interaction Group Pursuant to HRS Section 92-2.5 and HAR section 10-2-16(b)(1), to Study and Recommend Strategies Related to Safety and the Enforcement of Lease Terms and Conditions on Hawaiian Home Lands

RECOMMENDED MOTION/ACTION

None. For information only.

DISCUSSION:

A permitted interaction group of the Hawaiian Homes Commission is appointed effective April 19, 2023. The purpose of this group is to study and recommend strategies related to safety and the enforcement of lease terms and conditions on Hawaiian Home Lands. It is important to ensure that Hawaiian Homesteads are safe and healthy communities. There have been efforts in various venues, including legislative, to improve enforcement capacity of the Department. How the Department and Commission can improve safety and the techniques or processes used to respond to such issues requires closer study and consideration.

The members of this committee include Commissioners Patty Teruya and Dennis Neves with Commissioner Randy Awo to serve as chair of the committee. The committee's work is expected to be completed by July 30, 2023 with a report to the Hawaiian Homes Commission of the committee's findings and recommendations.

RECOMMENDATION:

None. For information only.


HAWAIIAN HOMES COMMISSION
APRIL 17 & 18, 2023

D – ITEMS

HOMESTEAD SERVICES DIVISION

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

TO: Chairman and Members, Hawaiian Homes Commission
From: Juan Garcia, HSD Administrator 
SUBJECT: **Homestead Services Division Status Reports**

RECOMMENDED MOTION/ACTION

NONE

DISCUSSION

The following reports are for information only:

- Exhibit A: Homestead Lease & Application Totals and Monthly Activity Reports
- Exhibit B: Delinquency Report

April 17, 2023

SUBJECT: Homestead Lease and Application Totals and Monthly Activity Reports

LEASE ACTIVITY REPORT

Month through March 31, 2023

	As of 2/28/23	Add	Cancel	As of 3/31/23
Residential	8,471	3	0	8,474
Agricultural	1,091	0	0	1,091
Pastoral	413	0	0	413
Total	9,975	3	0	9,978

The cumulative number of Converted Undivided Interest Lessees represents an increase of 540 families moving into homes. Their Undivided Interest lease was converted to a regular homestead lease.

	As of 2/28/23	Converted	Rescinded/ Surrendered/ Cancelled	As of 3/31/23
Undivided	773	0	0	773

Balance as of 3/31/2023

Awarded	1,434
Relocated to UNDV	7
Rescinded	118
Surrendered	6
Cancelled	4
Converted	540
Balance to Convert	773

Lease Report For the Month Ending March 31, 2023

	RESIDENCE			AGRICULTURE			PASTURE			TOTAL LEASES		
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
OAHU												
Kakaina	31	1	0	32	0	0	0	0	0	0	0	32
Kalahahine	90	0	0	90	0	0	0	0	0	0	0	90
Kanehili	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
Kaulaokahai	147	1	0	148	0	0	0	0	0	0	0	148
Kaupea	323	0	0	323	0	0	0	0	0	0	0	323
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
Lualualei	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	1,043	0	0	1,043	0	0	0	0	0	0	0	1,043
Papakolea	64	0	0	64	0	0	0	0	0	0	0	64
Princess Kahanu Estates	269	0	0	269	0	0	0	0	0	0	0	269
Waiakole	0	0	0	0	17	0	0	17	0	0	0	17
Waianae	420	0	0	420	12	0	0	12	0	0	0	432
Waimanalo	714	0	0	714	2	0	0	2	0	0	0	716
TOTAL	4,366	2	0	4,368	61	0	0	61	0	0	0	4,429
MAUI												
Hikina	31	0	0	31	0	0	0	0	0	0	0	31
Kahikunui	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	102	0	0	102	0	0	0	0	0	0	0	102
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	113	0	0	113	0	0	0	0	0	0	0	113
Waiehu 4	97	0	0	97	0	0	0	0	0	0	0	97
Walohuli	591	0	0	591	0	0	0	0	0	0	0	591
TOTAL	1,260	0	0	1,260	64	0	0	64	75	0	0	1,399
EAST HAWAII												
Discovery Harbour	2	0	0	2	0	0	0	0	0	0	0	2
Kamama	0	0	0	0	0	0	0	0	25	0	0	25
Kaumana	43	0	0	43	0	0	0	0	0	0	0	43
Keaukaha	471	0	0	471	0	0	0	0	0	0	0	471
Kurtistown	3	0	0	3	0	0	0	0	0	0	0	3
Makuu	0	0	0	0	120	0	0	120	0	0	0	120
Panaewa	13	0	0	13	260	0	0	260	0	0	0	273
Piihonia	17	0	0	17	0	0	0	0	0	0	0	17
Pueo	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	285	0	0	285	0	0	0	0	0	0	0	285
TOTAL	838	0	0	838	392	0	0	392	25	0	0	1,255
WEST HAWAII												
Honokaa	0	0	0	0	0	0	0	0	24	0	0	24
Humuula	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
Laiopua	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 Vi	118	0	0	118	110	0	0	110	218	0	0	446
Puupulehu	33	0	0	33	0	0	0	0	0	0	0	33
TOTAL	873	0	0	873	110	0	0	110	285	0	0	1,268
KAUAI												
Anahola	533	0	0	533	46	0	0	46	0	0	0	579
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
TOTAL	697	0	0	697	46	0	0	46	1	0	0	744
MOLOKAI												
Hocolehua	152	1	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 Alii	27	0	0	27	0	0	0	0	0	0	0	27
TOTAL	393	1	0	394	418	0	0	418	27	0	0	839
LANAI												
Lanai	44	0	0	44	0	0	0	0	0	0	0	44
TOTAL	44	0	0	44	0	0	0	0	0	0	0	44
STATEWIDE TOTAL	8,471	3	0	8,474	1,091	0	0	1,091	413	0	0	9,978

HOMESTEAD AREA AND ISLANDWIDE APPLICATIONS WAITING LIST MONTHLY REPORT FOR THE MONTH ENDING
March 31, 2023

AREA WAITING LIST

DISTRICT AREA	RESIDENCE			AGRICULTURE			PASTURE		
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	TOTAL
Oahu District	936	0	0	936	0	0	0	0	936
Maui District	50	0	0	50	4	0	0	4	5
Hawaii District	127	0	0	127	28	0	0	28	46
Kauai District	50	0	1	49	3	0	0	3	27
Molokai District	19	0	0	19	17	0	0	17	1
TOTAL	1,182	0	1	1,181	52	0	0	52	79

ISLANDWIDE WAITING LIST

ISLAND	RESIDENCE			AGRICULTURE			PASTURE		
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	TOTAL
Oahu	10,248	8	3	10,253	3,988	3	0	3,991	14,244
Maui	3,886	3	0	3,889	4,731	1	0	4,732	628
Hawaii	5,888	6	0	5,894	7,319	3	0	7,322	1,920
Kauai	1,678	3	0	1,681	2,282	2	0	2,284	308
Molokai	808	2	2	808	1089	2	0	1091	203
Lanai	74	0	0	74	0	0	0	0	0
TOTAL	22,582	22	5	22,599	19,409	11	0	19,420	3,058

AREA AND ISLANDWIDE LISTS

	ADDITIONS				CANCELLATIONS			
	RES	AG	PAS	TOTAL	New Lease Awards	Application Transfers	Succ'd and Cancel Own	Public Notice Cancel
OAHU	11,189	3,991	0	15,180	38	0	0	0
MAUI	3,939	4,736	633	9,308	0	0	0	0
HAWAII	6,021	7,350	1,966	15,337	0	0	0	0
KAUAI	1,730	2,287	337	4,354	0	0	0	0
MOLOKAI	827	1,108	204	2,139	0	0	0	0
LANAI	74	0	0	74	0	0	0	0
TOTAL	23,780	19,472	3,140	46,392	38	0	0	0

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

March 31, 2023

	RESIDENCE				AGRICULTURE				PASTURE			
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
OAHU DISTRICT												
Nanakuli	159	0	0	159	0	0	0	0	0	0	0	0
Waiānae	138	0	0	138	0	0	0	0	0	0	0	0
Luālualei	0	0	0	0	0	0	0	0	0	0	0	0
Papākoale/Kewalo	66	0	0	66	0	0	0	0	0	0	0	0
Waimanalo	547	0	0	547	0	0	0	0	0	0	0	0
Subtotal Area	936	0	0	936	0	0	0	0	0	0	0	0
Islandwide	10,248	8	3	10,253	3,988	3	0	3,991	0	0	0	0
TOTAL OAHU APPS	11,184	8	3	11,189	3,988	3	0	3,991	0	0	0	0
MAUI DISTRICT												
Paukukalo	50	0	0	50	0	0	0	0	0	0	0	0
Kula	0	0	0	0	4	0	0	4	0	0	0	0
Subtotal Area	50	0	0	50	4	0	0	4	5	0	0	5
Islandwide	3,886	3	0	3,889	4,731	1	0	4,732	627	1	0	628
TOTAL MAUI APPS	3,936	3	0	3,939	4,735	1	0	4,736	632	1	0	633
HAWAII DISTRICT												
Keaukaha/Maialea	67	0	0	67	0	0	0	0	0	0	0	0
Pānaeā	0	0	0	0	16	0	0	16	0	0	0	0
Huānuā	0	0	0	0	0	0	0	0	0	0	0	0
Kāwāhae	16	0	0	16	0	0	0	0	0	0	0	0
Waimea	44	0	0	44	12	0	0	12	46	0	0	46
Subtotal Area	127	0	0	127	28	0	0	28	46	0	0	46
Islandwide	5,888	6	0	5,894	7,319	3	0	7,322	1,920	2	2	1,920
TOTAL HAWAII APPS	6,015	6	0	6,021	7,347	3	0	7,350	1,966	2	2	1,966
KAUAI DISTRICT												
Anahola	42	0	1	41	3	0	0	3	20	0	0	20
Kekaha/Puu Opae	8	0	0	8	0	0	0	0	7	0	0	7
Subtotal Area	50	0	1	49	3	0	0	3	27	0	0	27
Islandwide	1,678	3	0	1,681	2,282	2	0	2,284	308	2	0	310
TOTAL KAUAI APPS	1,728	3	1	1,730	2,285	2	0	2,287	335	2	0	337
MOLOKAI DISTRICT												
Kalamāula	4	0	0	4	0	0	0	0	0	0	0	0
Hoolēhūa	8	0	0	8	17	0	0	17	1	0	0	1
Kapaakea	6	0	0	6	0	0	0	0	0	0	0	0
One Alii	1	0	0	1	0	0	0	0	0	0	0	0
Subtotal Area	19	0	0	19	17	0	0	17	1	0	0	1
Islandwide	808	2	2	808	1,089	2	0	1,091	203	0	0	203
TOTAL MOLOKAI APPS	827	2	2	827	1,106	2	0	1,108	204	0	0	204
LANAI DISTRICT												
Islandwide	74	0	0	74	0	0	0	0	0	0	0	0
TOTAL LANAI APPS	74	0	0	74	0	0	0	0	0	0	0	0
TOTAL AREA ONLY	1,182	0	1	1,181	52	0	0	52	79	0	0	79
TOTAL ISLANDWIDE	22,582	22	5	22,599	19,409	11	0	19,420	3,058	5	2	3,061
TOTAL STATEWIDE	23,764	22	6	23,780	19,461	11	0	19,472	3,137	5	2	3,140

DELINQUENCY REPORT - STATEWIDE

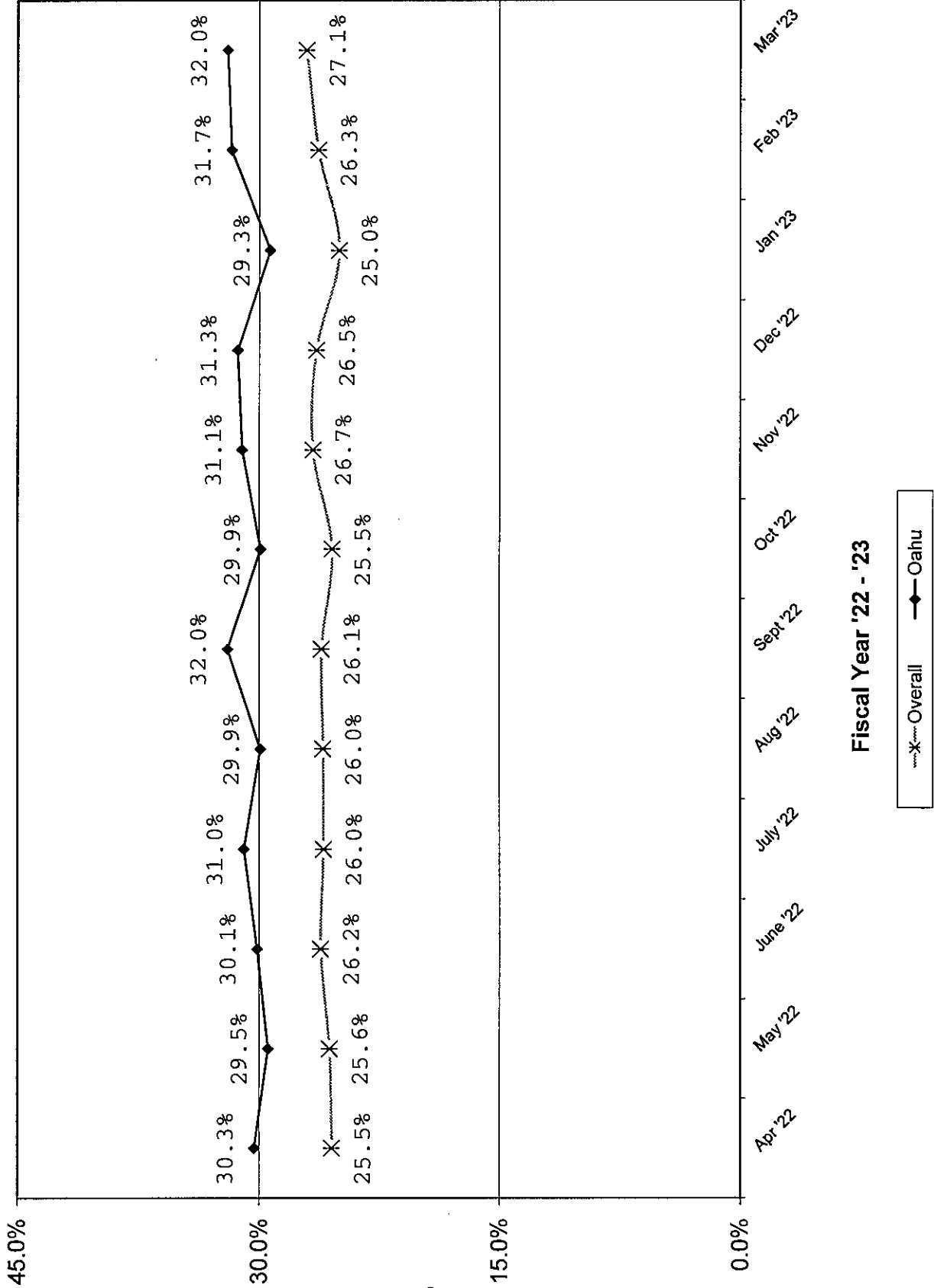
April 17, 2023
(\$Thousands)

DIRECT LOANS	Total Outstanding (000s)		Total Delinquency (000s)		R I S K			90 Days (High) (000s)		60 Days (Medium) (000s)		30 Days (low) (000s)		180 Days (Severe) (000s)		% of Totals 3/31/2023	
	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	No.	Amt.	\$
OAHU	374	36,591	120	11,695	18	2,022	11	914	24	2,274	67	6,485	32.1%	32.0%			
EAST HAWAII	197	11,927	57	3,965	6	310	5	355	6	339	40	2,961	28.9%	33.2%			
WEST HAWAII	77	7,892	10	1,110	2	189	3	333	1	231	4	358	13.0%	14.1%			
MOLOKAI	80	7,012	19	1,081	4	410	4	195	2	142	9	334	23.8%	15.4%			
KAUAI	90	7,100	12	714	3	122	0	0	2	282	7	310	13.3%	10.1%			
MAUI	107	14,465	31	4,432	7	922	6	905	4	496	14	2,109	29.0%	30.6%			
TOTAL DIRECT	925	84,988	249	22,997	40	3,976	29	2,701	39	3,763	141	12,557	26.9%	27.1%			
	100.0%	100.0%	26.9%	27.1%	4.3%	4.7%	3.1%	3.2%	4.2%	4.4%	15.2%	14.8%					
Advances (including RPT)	249	5,779	249	5,779	0	0	0	0	249	5,779			100%	100%			
DHHL LOANS & Advances	1,174	90,767	498	28,776	40	3,976	29	2,701	288	9,542	141	12,557	42.4%	31.7%			
LOAN GUARANTEES as of June 30, 2022																	
SBA	2	67	0	0	0	0	0	0	0	0	0	0	0.0%	0.0%			
USDA-RD	274	35,831	43	6,613	0	0	0	0	43	6,613			15.7%	18.5%			
Habitat for Humanity	32	893	16	429	0	0	0	0	16	429			50.0%	48.0%			
Maui County	5	74	0	0	0	0	0	0	0	0			0.0%	0.0%			
Nanakuli NHS	1	7	1	7	0	0	0	0	1	7			100.0%	100.0%			
City & County	10	204	10	204	0	0	0	0	10	204			100.0%	100.0%			
FHA Interim	6	1,366	0	0	0	0	0	0	0	0			0.0%	0.0%			
OHA	1	6	1	6	0	0	0	0	1	6			100.0%	100.0%			
TOTAL GUARANTEE	331	38,448	71	7,259	0	0	0	0	71	7,259			21.5%	18.9%			
PMI Loans	123	17,134	7	1,055	3	283	1	86	3	686			5.7%	6.2%			
HUD REASSIGNED for Recovery	121	12,666	94	10,932	1	8	0	0	5	432	88	10,492	77.7%	86.3%			
FHA Insured Loans	2,951	538,981	200	31,711	0	0	0	0	200	31,711			6.8%	5.9%			
TOTAL INS. LOANS	3,195	568,781	301	43,698	4	291	1	86	208	32,829	88	10,492	9.4%	7.7%			
OVERALL TOTALS(EXC Adv/RP)	4,451	692,217	621	73,954	44	4,267	30	2,787	318	43,851	229	23,048	14.0%	10.7%			
ADJUSTED TOTALS	4,700	697,996	870	79,733	44	4,267	30	2,787	567	49,631	229	23,048		11.4%			

Note: HUD 184A loan program has 515 loans, with a total outstanding principal balance of \$112,252,547 as of June 30, 2022. 15 Loans, totaling \$3,590,830 are delinquent.

The deferred interest for 473 loans comes out to \$2,027,762.58 as of 3/31/2023.

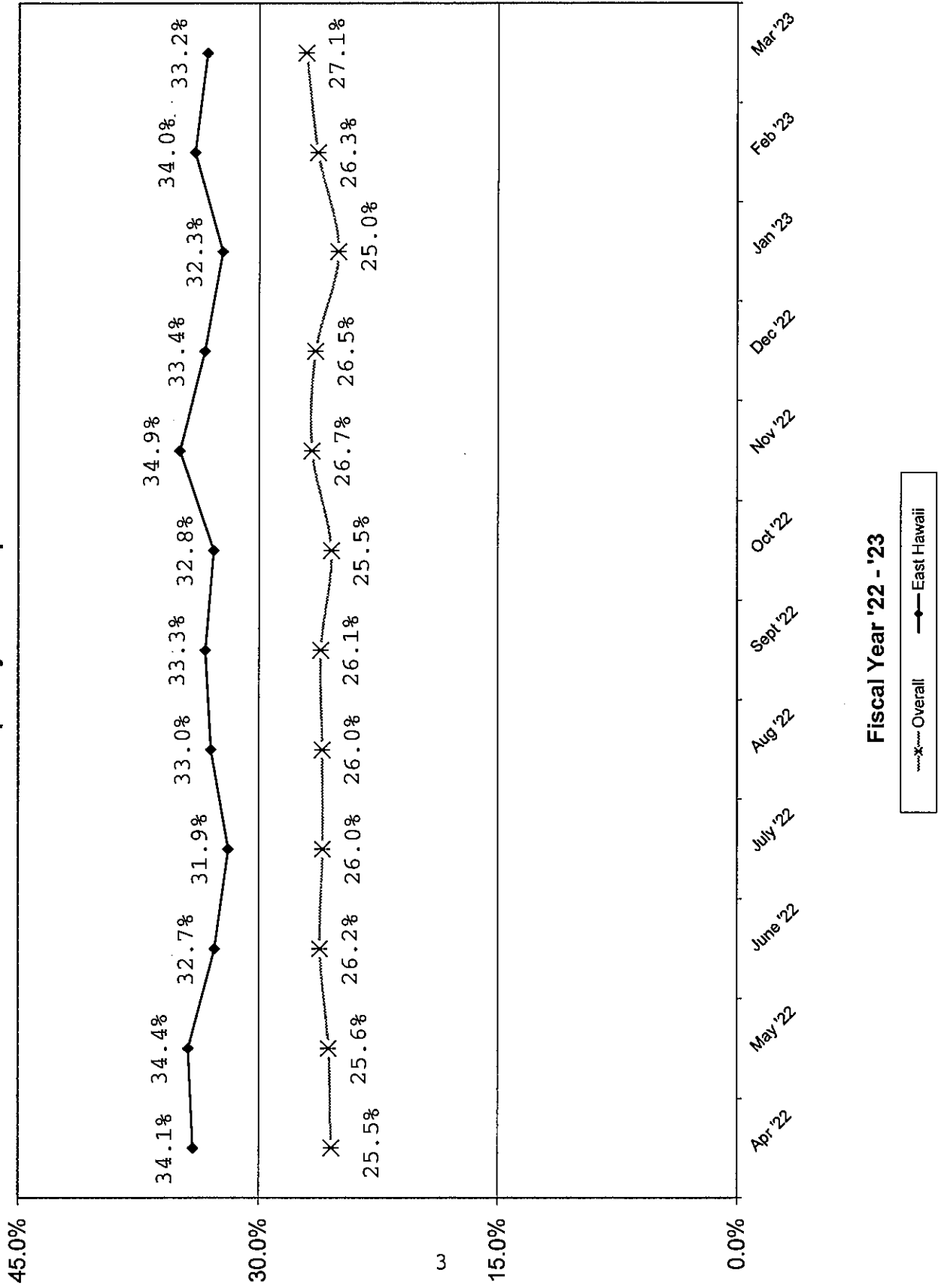
OAHU
Direct Loans
Delinquency Ratio Report



Fiscal Year '22 - '23

---X--- Overall —◆— Oahu

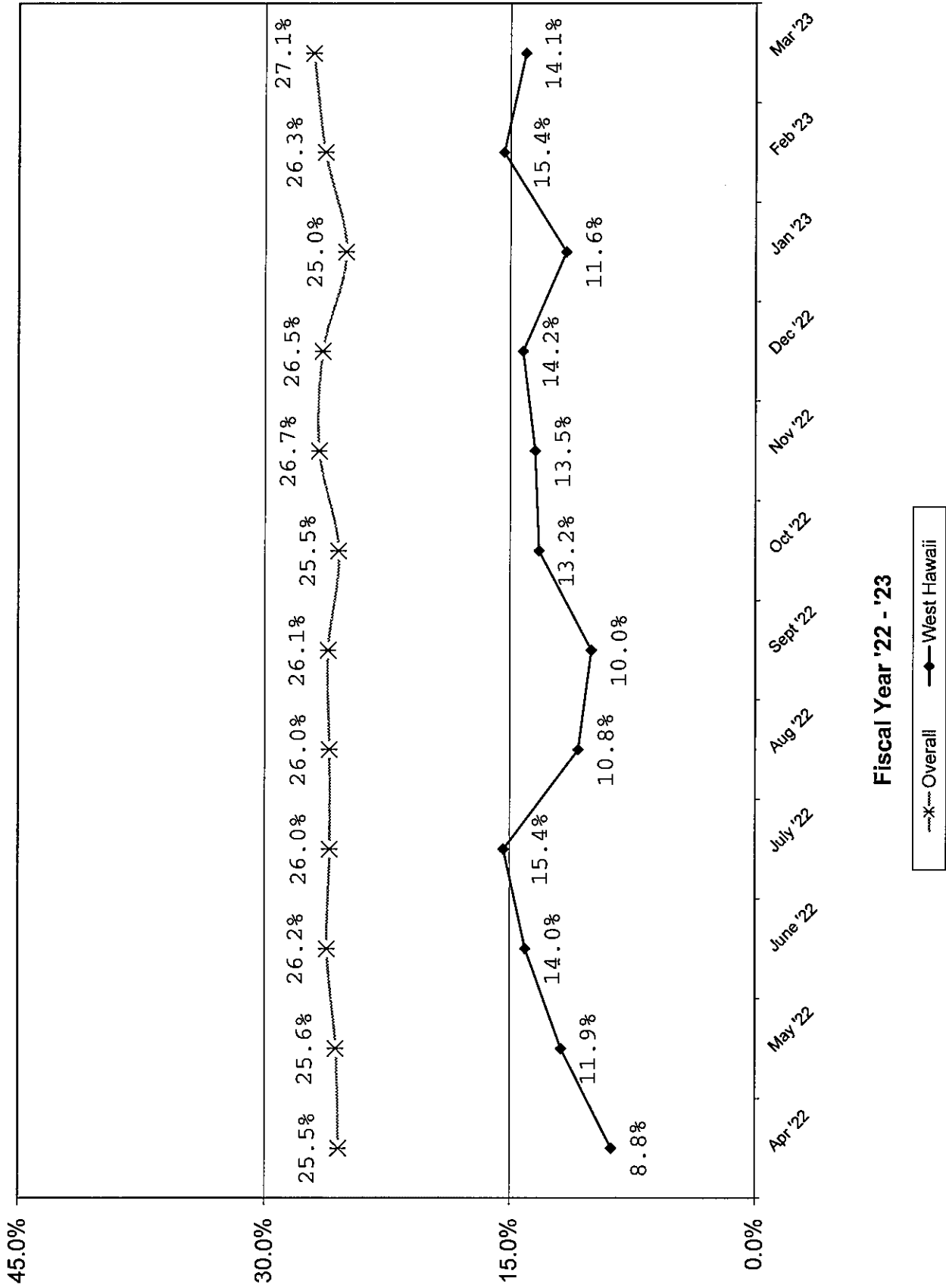
EAST HAWAII
Direct Loans
Delinquency Ratio Report



Fiscal Year '22 - '23

---x--- Overall —◆— East Hawaii

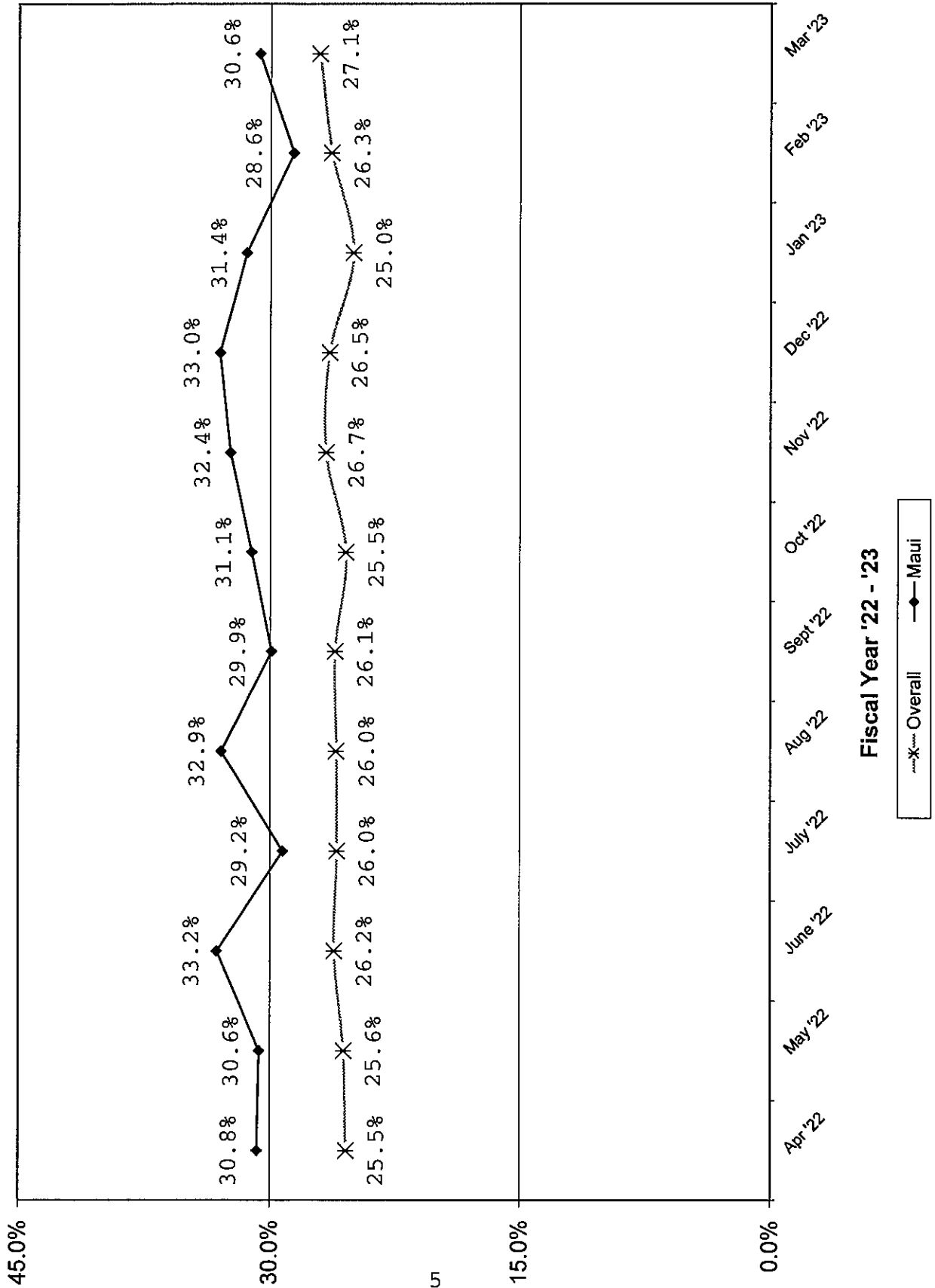
WEST HAWAII
Direct Loans
Delinquency Ratio Report



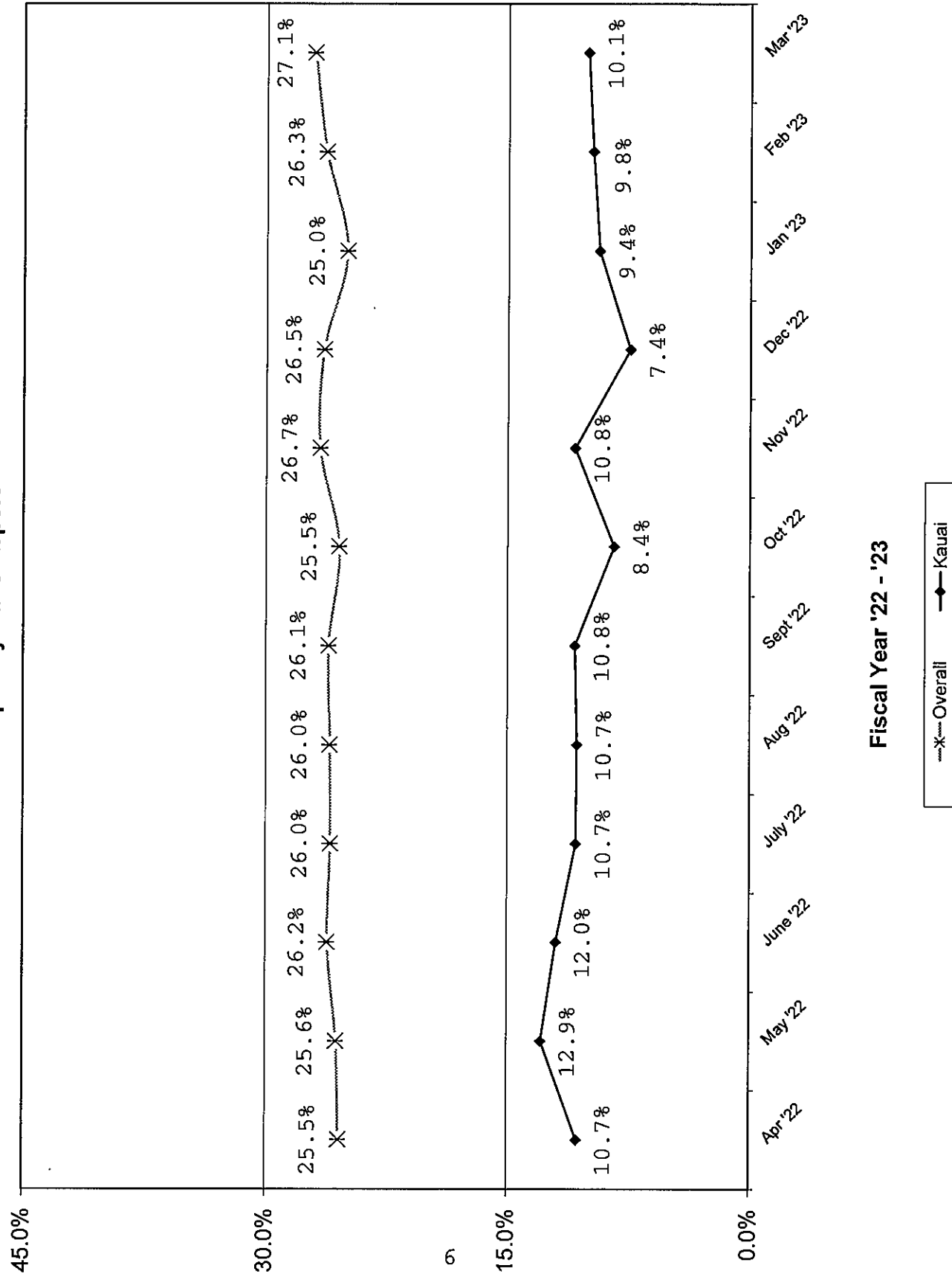
Fiscal Year '22 - '23

---x--- Overall —◆— West Hawaii

MAUI
Direct Loans
Delinquency Ratio Report

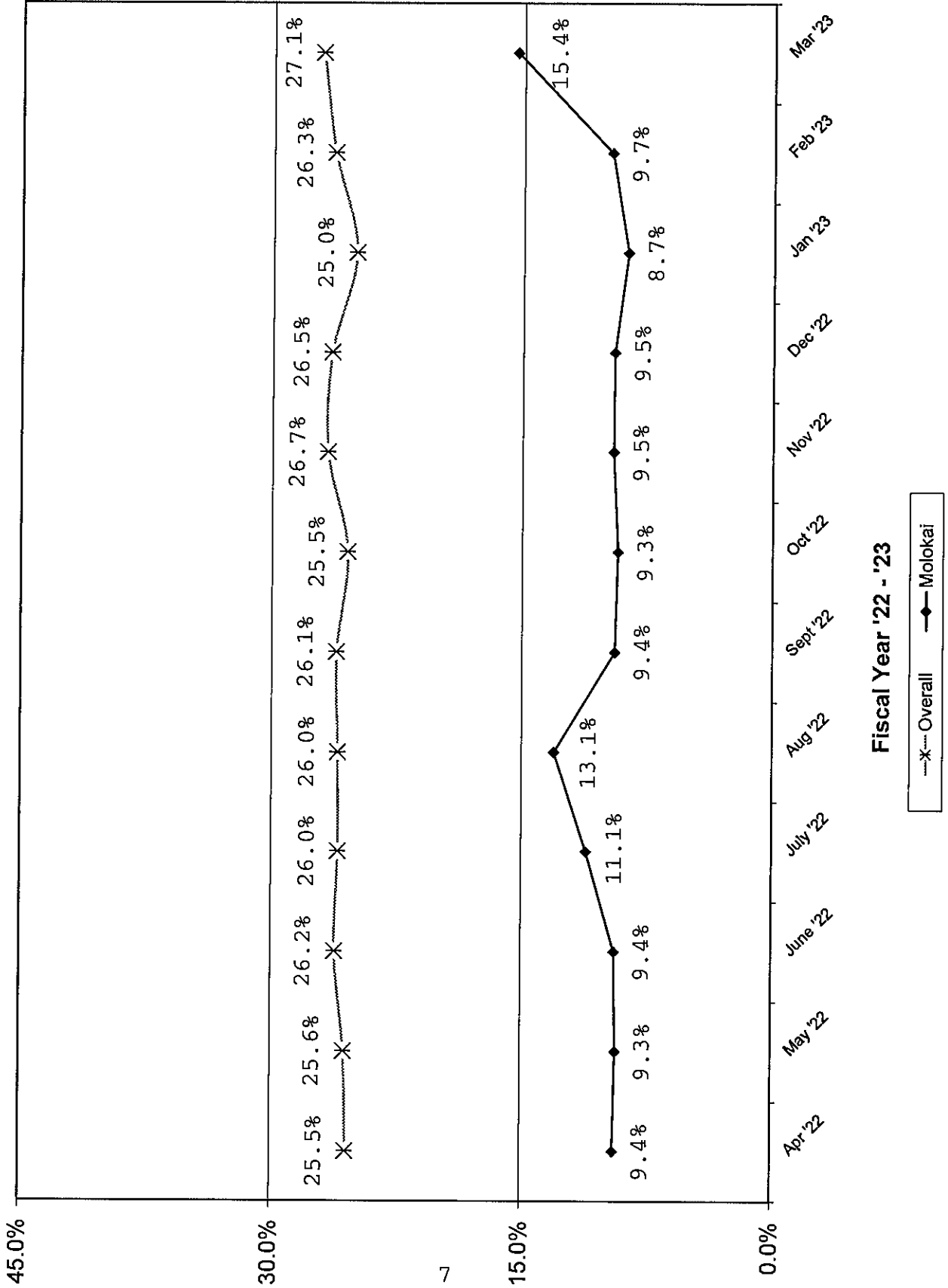


KAUAI
Direct Loans
Delinquency Ratio Report



Fiscal Year '22 - '23

MOLOKAI
Direct Loans
Delinquency Ratio Report



STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

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>			
Kanehili Lease No. 12564 TMK: 1-9-1-153:121	KAMEALOHA, Wesley K. (Purchase) FHA	Hightechlend ing	\$ 580,000
Nanakuli Lease No. 8898 TMK: 1-8-9-016:068	KAPELE, Almadine G. M. (Cash Out Refi) HUD 184A	Homebridge Financial Services, Inc.	\$ 426,250
Maluohai Lease No. 9722 TMK: 1-9-1-119:010	KALAUKOA, Joseph (Cash Out Refi) FHA	HomeStreet Bank	\$ 650,000

OAHU

Kaupea Lease No. 12051 TMK: 1-9-1-140:007	WAIALAE, Bobbie K. (Cash Out Refi) FHA	Luminate Home Loans	\$ 325,000
Nanakuli Lease No. 335 TMK: 1-8-9-004:026	MAKA, Erika U. (Cash Out Refi) FHA	Luminate Home Loans	\$ 300,000
Kaupea Lease No. 11364 TMK: 1-9-1-139:085	THOMPSON, Baylene K. K. (Cash Out Refi) FHA	HomeStreet Bank	\$ 311,400
Kanehili Lease No. 18331 TMK: 1-9-1-153:112	GRIFFIN, Jonah K. (Purchase)FHA	Click N Close, Inc.	\$ 550,918
Kanehili Lease No. 12645 TMK: 1-9-1-151:040	ROMERO, Janel L. K. (Purchase)FHA	SecurityNat- ional Mortg- age Co.	\$ 570,951
Nanakuli Lease No. 4951 TMK: 1-8-9-011:018	KAWAKAMI, Melvin K. (Cash Out Refi) FHA	Mutual of Omaha Mortgage	\$ 197,220
Waianae Lease No. 8710 TMK: 1-8-5-033:134	POOUAHI, Jantell (Purchase)FHA	Hightechlend ing	\$ 311,400
Maluohai Lease No. 9820 TMK: 1-9-1-119:047	FABRAO, Dawn K. (Cash Out Refi) FHA	V.I.P. Mortgage Inc.	\$ 336,950
Kaupea Lease No. 12044 TMK: 1-9-1-140:109	RODRIGUES, Moses N. (Cash Out Refi) FHA	SecurityNat- ional Mortg- age Co.	\$ 233,550

ITEM NO. D-2

OAHU

Waimanalo	SAMANA,	Guild	\$ 284,412
Lease No. 8170	Shirley M. (Cash	Mortgage	
TMK: 1-4-1-037:014	Out Refi) FHA		

Nanakuli	KALEIKULA-KELE,	Click N	\$ 196,500
Lease No. 3799	Malisa M. (Cash Out	Close, Inc.	
TMK: 1-8-9-009:016	Refi) FHA		

MAUI

Waiehu Kou III	LOVELL,	Homebridge	\$ 385,900
Lease No. 10078	Frank K. (Cash Out	Financial	
TMK: 2-3-2-024:049	Refi) FHA	Services,	
		Inc.	

Waiohuli	KAWAI,	V.I.P.	\$ 237,200
Lease No. 7735	Kuuikaikapualiokek-	Mortgage	
TMK: 2-2-2-027:114	ai (Cash Out Refi)	Inc.	
	FHA		

KAUAI

Anahola	BURDETT,	HomeStreet	\$ 450,000
Lease No. 12677	Verald (Cash Out	Bank	
TMK: 4-4-8-022:060	Refi) FHA		

Anahola	SOLOMON, II,	Luminate	\$ 392,852
Lease No. 6536	Norman K.	Home Loans	
TMK: 4-4-8-008:043	(Purchase) FHA		

HAWAII

Kaniohale	WAHINEKAPU,	Click N	\$ 170,130
Lease No. 9418	Charmaine (Cash Out	Close, Inc.	
TMK: 3-7-4-023:105	Refi) FHA		

ITEM NO. D-2

<u>RECAP</u>	<u>NO.</u>	<u>FHA</u> <u>AMOUNT</u>	<u>NO.</u>	<u>VA</u> <u>AMOUNT</u>
FY Ending 6/30/22	381	\$ 125,173,653	10	\$ 4,610,852
Prior Months	120	\$ 40,357,208	4	\$ 1,194,375
This Month	18	6,484,383	0	0
Total FY '22-'23	138	\$ 46,841,591	4	\$ 1,194,375



		<u>HUD 184A</u> <u>AMOUNT</u>		<u>USDA-RD</u> <u>AMOUNT</u>
FY Ending 6/30/22	54	\$ 16,015,743	5	\$ 1,134,606
Prior Months	17	\$ 5,511,659	2	\$ 671,858
This Month	1	426,250	0	0
Total FY '22-'23	18	\$ 5,937,909	2	\$ 671,858

ITEM NO. D-2

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

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. & AREA</u>	<u>LOAN TERMS</u>
Saffery-Samio, Valerie Ann K.	10202, Anahola	NTE \$61,300 @ 4% interest per annum, NTE \$324 monthly, repayable over 25 years.

Loan Purpose: Refinance Contract of Loan No. 18383 to reduce the interest rate due to financial hardship. Original loan amount of \$89,500 @ 6% per annum, \$537 monthly, repayable over 30 years. A contested case hearing was held on July 5, 2017 for this account.

Lopes, Charles K., III	13005, Lualualei	NTE \$124,000 @ 4% interest per annum, NTE \$592 monthly, repayable over 30 years.
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Loan Purpose: Purchase existing improvements in conjunction with a new lease award.

<u>REFINANCE</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	6	\$ 1,275,214
Prior Months	10	1,128,425
This Month	<u>1</u>	<u>61,300</u>
Total FY '22-'23	11	\$ 1,189,725

<u>REPAIR</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '22-'23	0	\$ -0-

<u>HOME CONSTRUCTION</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	1	\$ 250,000
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '22-'23	0	\$ -0-

<u>FARM</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '22-'23	0	\$ -0-

<u>TRANSFER WITH LOAN</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	1	\$ 133,000
Prior Months	1	143,000
This Month	<u>0</u>	<u>-0-</u>
Total FY '22-'23	1	\$ 143,000



<u>AWARD</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	3	\$ 469,550
Prior Months	1	199,500
This Month	<u>1</u>	<u>124,000</u>
Total FY '22-'23	2	\$ 323,500

<u>OTHER</u>	<u>NO.</u>	<u>LOAN AMOUNT</u>
FY Ending 6/30/22	0	\$ -0-
Prior Months	0	-0-
This Month	<u>0</u>	<u>-0-</u>
Total FY '22-'23	0	\$ -0-

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

TO: Chairman and Members, Hawaiian Homes Commission
THROUGH: Juan Garcia, HSD Administrator 
FROM: Nicole F. Bell, Application Branch Supervisor 
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

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

SHINTANI, Clyde K	10/12/1994	KAUAI	RES	01/27/2023
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MAUI ISLANDWIDE AGRICULTURAL LEASE LIST

COLAHAN, John C.	10/21/2011	OAHU	AGR	01/05/2023
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MINER, Samuel L.	12/06/2021	OAHU	AGR	12/08/2022
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MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

COLAHAN, John C.	10/03/2011	OAHU	RES	01/05/2023
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MINER, Samuel L.	12/06/2021	OAHU	RES	12/08/2022
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HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

MANAOLE, De Mont K.	09/15/2017	OAHU	RES	01//2023
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2. Deceased Applicants

WAIANAE AREA / OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

KALIMA, Peter K.	PN 2020	06/18/1975
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OAHU ISLANDWIDE AGRICULTURAL LEASE LIST

LOGAN, Eugenia K.	Applicant's date of death occurred while the 08/01/1985 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 03/12/1986.
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3. Awards of Leases

WAIMANALO AREA/OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

AKIYOSHI, Ruth P.	Assigned Residential Lease #12961, Lot 41 in Kakaina, Oahu dated 03/17/2023. Remove application dated 09/24/1971.
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OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

HELEPOLOLEI, Dailynne L.	Assigned Residential Lease #12972, Lot 10 in Ka'uluokaha'i, Oahu dated 03/03/2023. Remove application dated 05/23/1989.
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KALEIKINI, Tuahine P.W.	Assigned Residential Lease #5711, Lot 2 in Nanakuli, Oahu dated 10/21/2021. Remove application dated 05/27/1998.
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PIIMAUNA, Robert H.	Assigned Residential Lease #8229, Lot 46 in Waimanalo, Oahu dated 10/10/2018. Remove application dated 10/06/2000.
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MAUI ISLANDWIDE PASTORAL LEASE LIST

KAMAI, Lynn K.	Assigned Residential Lease #3484, Lot 31 in Paukukalo, Maui dated 09/09/2021. Remove application dated 12/20/2006.
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HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

TANDAL, Maizelette M.	Assigned Residential Lease #3806, Lot 320 in Nanakuli, Oahu dated 03/03/2022. Remove application dated 01/30/1987.
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MOLOKAI ISLANDWIDE AGRICULTURAL LEASE LIST

GOMES, David H.K.	Assigned Agricultural Lease #6035, Lot 42B-1E in Hoolehua, Molokai dated 02/09/2023. Remove application dated 01/16/2018.
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HOOLEHUA AREA / MOLOKAI ISLANDWIDE RESIDENTIAL LEASE LIST

KAHOLOAA, Jacob K.	Assigned Residential Lease #12963, Lot 61A-1 in Hoolehua, Molokai dated 03/17/2023. Remove application dated 02/14/1973.
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4. Native Hawaiian Qualification

NONE FOR SUBMITTAL

5. Voluntary Cancellation

NONE FOR SUBMITTAL

6. Successorship

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

AU-KALAMA, Myronnette N.	Succeeded to Oahu Islandwide Residential application of Spouse, Noah K. Kalama, III, dated 07/27/1987. Remove application dated 11/03/2004.
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HAWAII ISLANDWIDE AGRICULTURAL LEASE LIST

PELTIER, Nolan K.	Succeeded to Hawaii Islandwide Agricultural application of Parent, Leinani Peltier, dated 06/22/1995. Remove application dated 08/30/1995.
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KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

MACLOVES, Mary-Kamaile L.	Succeeded to Maui Islandwide Residential application of Parent, Harvey N. Macloves, dated 07/07/1993. Remove application dated 03/28/2019.
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7. Additional Acreage

NONE FOR SUBMITTAL

8. HHC Adjustments



NONE FOR SUBMITTAL

Last Month's Transaction Total	8
Last Month's Cumulative FY 2021-2022 Transaction Total	203
Transfers from Island to Island	6
Deceased	2
Cancellations:	
Awards of Leases	8
NHQ	0
Voluntary Cancellations	0
Successorship	3
Additional Acreage	0
HHC Adjustments	0
This Month's Transaction Total	19
This Month's Cumulative FY 2022-2023 Transaction Total	222

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

TO: Chairman and Members, Hawaiian Homes Commission
THROUGH: Juan Garcia, HSD Administrator 
FROM: Nicole F. Bell, Application Branch Supervisor 
Homestead Services Division
SUBJECT: **Approval to Certify Applications of Qualified Applicants for
the month of March 2023**

RECOMMENDED MOTION/ACTION

To approve the certification of applications of qualified applicants for the month of March 2023. 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

AKU, Antone K.M.	01/13/2023
SILVA, Naomi M.	01/17/2023
SILVA, Israel J.E.	01/17/2023
GLACKIN, Fahren P.	01/17/2023

KATO, Marcilina U.	01/17/2023
KANAE, Jennifer K.A.	01/18/2023
OBERLE, Frank C., Jr.	01/18/2023
BRANCO, Robert G.K.	01/31/2023
KAHAWAII, Oshen K.	02/10/2023
AKU, Kanani P.M.	02/14/2023

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

AKU, Antone K.M.	01/13/2023
SILVA, Naomi M.	01/17/2023
SILVA, Israel J.E.	01/17/2023
GLACKIN, Fahren P.	01/17/2023
KATO, Marcilina U.	01/17/2023
REEVES, Derek C.	01/17/2023
KANAE, Jennifer K.A.	01/18/2023
OBERLE, Frank C., Jr.	01/18/2023
BRANCO, Robert G.K.	01/31/2023
JOHNSON, Ipo K.L.	02/10/2023
KEALOHA, Kekoa B.	02/10/2023
KAHAWAII, Oshen K.	02/10/2023
AKU, Kanani P.M.	02/14/2023
AUKAI, Jason D.P.	02/16/2023

MAUI ISLANDWIDE AGRICULTURAL LEASE LIST

KONG, Frances L.	12/01/2022
NAKOA, Sai A.	12/27/2022

MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

KONG, Frances L.	12/01/2022
NAKOA, Sai A.	12/27/2022
CORPUZ, Henry P.J., Jr.	02/16/2023
MASUDA, Lizabeth M.	02/23/2023

KAUAI ISLANDWIDE AGRICULTURAL LEASE LIST

MEDEIROS, Andre K.	01/05/2023
MEDEIROS, Alexander K.	01/13/2023

KAUAI ISLANDWIDE PASTORAL LEASE LIST

OHELO, Darryl D.K., III	02/23/2023
WERNER, Keala K.	02/23/2023

KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

MEDEIROS, Andre K.	01/05/2023
MEDEIROS, Alexander K.	01/13/2023
WERNER, Keala K.	02/23/2023

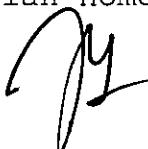
Previous Cumulative Total for Current FY	650
Current Month's Total	37
Fiscal Year Total: July 2022-June 2023	687


STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

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

Sixteen (16) assignments of lease.

1. Lessee Name: Jean E. K. Bezilla
Res. Lease No. 2612-A, Lot No. 208-B-1
Lease Date: 3/1/1952
Area: Keaukaha, Hawaii
Property Sold & Amount: No, N/A
Improvements: 5 bedroom, 3 bath dwelling

Transferee Name: Allysyn A. Bezilla
Relationship: Mother
Loan Assumption: N/A
Applicant: No

Reason for Transfer: "Giving lease to relative."

2. Lessee Name: Maimiti M. Ho
Res. Lease No. 729, Lot No. 28
Lease Date: 2/15/1940
Area: Waimanalo, Oahu
Property Sold & Amount: Yes, \$1,550,000.00
Improvements: Building No. 1: 3 bedroom, 3 bath dwelling and
Building No. 2: 1 bedroom, 1 bath dwelling

Transferee Name: Lonn K. Kalama
Relationship: None
Loan Assumption: N/A
Applicant: Yes, Oahu IW Res., 7/24/2003

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

3. Lessee Name: Solomon J. Kahalewai
Res. Lease No. 4602, Lot No. 138
Lease Date: 2/10/1978
Area: Waianae, Oahu
Property Sold & Amount: No, N/A
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Tina L. Kahalewai-Pedro
Relationship: Daughter
Loan Assumption: N/A
Applicant: No

Reason for Transfer: "Giving lease to relative."

4. Lessee Name: Charlotte P. Kahalewai
Res. Lease No. 13003, Lot No. 21
Lease Date: To be determined
Area: Waianae, Oahu
Property Sold & Amount: No, N/A
Improvements: 4 bedroom, 2 bath dwelling

Transferee Name: Solomon J. Kahalewai, Jr.
Relationship: Son
Loan Assumption: N/A
Applicant: Yes, Oahu IW Res., 2/5/2014

Reason for Transfer: "Giving lease to relative."

5. Lessee Name: Malinda L. K. L. K. Kapaona
Res. Lease No. 5600, Lot No. 82
Lease Date: 6/3/1985
Area: Lualualei, Oahu
Property Sold & Amount: No, N/A
Improvements: 3 bedroom, 2 bath dwelling

Transferee Name: Stanley T. K. Kapaona
Relationship: Son
Loan Assumption: N/A
Applicant: No

Reason for Transfer: "Giving lease to relative."

6. Lessee Name: George Kekahuna, Jr. & Inez K. Ho
Res. Lease No. 5409, Lot No. 15
Lease Date: 10/1/1984
Area: Paukukalo, Maui
Property Sold & Amount: No, N/A
Improvements: 2 bedroom, 1 bath dwelling

Transferee Name: George Kekahuna, Jr. & Janice K. Kekahuna
Relationship: Lessee/Father & Wife/Mother
Loan Assumption: N/A
Applicant: No

Reason for Transfer: "Giving lease to relative."

7. Lessee Name: Lyle L. L. Marfil
Res. Lease No. 3554, Lot No. 88
Lease Date: 9/24/1965
Area: Waimanalo, Oahu
Property Sold & Amount: No, N/A
Improvements: 4 bedroom, 1 bath dwelling

Transferee Name: Newsward K. Marfil
Relationship: Son
Loan Assumption: N/A
Applicant: No

Reason for Transfer: "Giving lease to relative."

8. Lessee Name: Emma Joy P. K. Pedro
Agr. Lease No. 6990, Lot No. 46
Lease Date: 11/14/1997
Area: Makuu, Hawaii
Property Sold & Amount: No, N/A
Improvements: 2 bedroom, 1 bath dwelling

Transferee Name: Shirley M. Pedro
Relationship: Mother
Loan Assumption: N/A
Applicant: No

Reason for Transfer: "Giving lease to relative."

9. Lessee Name: Keaka N. Rodrigues
Res. Lease No. 12044, Lot No. 17053
Lease Date: 6/15/2007
Area: Kaupea, Oahu
Property Sold & Amount: Yes, \$200,000.00
Improvements: 4 bedroom, 2-1/2 bath dwelling

Transferee Name: Moses N. Rodrigues
Relationship: Father
Loan Assumption: N/A
Applicant: No

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

10. Lessee Name: Kenneth E. Tavares
Res. Lease No. 7543, Lot No. 125
Lease Date: 2/7/2002
Area: Waiohuli, Maui
Property Sold & Amount: Yes, \$550,000.00
Improvements: 2 bedroom, 2 bath dwelling

Transferee Name: Kaniela H. K. Kaahanui
Relationship: None
Loan Assumption: N/A
Applicant: Yes, Maui IW Res., 5/11/2006

Reason for Transfer: "Mom passed; selling." Special
Condition: Transferee to obtain funds to pay purchase price.

11. Lessee Name: Irene L. Vinge
Res. Lease No. 5436, Lot No. 11
Lease Date: 10/1/1984
Area: Paukukalo, Maui
Property Sold & Amount: Yes, \$51,110.00
Improvements: 3 bedroom, 2-1/2 bath dwelling

Transferee Name: Maile P. Tolentino
Relationship: Daughter
Loan Assumption: N/A
Applicant: No

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

12. Lessee Name: Britt L. M. Kauanoe
Res. Lease No. 11823, Lot No. UNDV280
Lease Date: 12/2/2006
Area: Kapolei, Oahu
Property Sold & Amount: No, N/A
Improvements: None

Transferee Name: Kuualoha C. Kauanoe-Luda
Relationship: Daughter
Loan Assumption: N/A
Applicant: No

Reason for Transfer: "Giving lease to relative."

13. Lessee Name: Kilnani Ishii & Clyde K. Pelekai, Jr.
Agr. Lease No. 5118-Z, Lot No. 64-A
Lease Date: 10/4/1982
Area: Panaewa, Hawaii
Property Sold & Amount: No, N/A
Improvements: None

Transferee Name: Florence L. Yelinek
Relationship: Cousin
Loan Assumption: N/A
Applicant: Yes, Maui IW Agr., 2/28/1996

Reason for Transfer: "Giving lease to relative."

14. Lessee Name: Wilhelmina K. A. Kamahale
Res. Lease No. 12986, Lot No. 1
Lease Date: To be determined
Area: Kaumana, Hawaii
Property Sold & Amount: No, N/A
Improvements: None

Transferee Name: Geraldine K. Creech
Relationship: Sister
Loan Assumption: N/A
Applicant: Yes, Hawaii IW Res., 5/19/1993

Reason for Transfer: "Giving lease to relative." See simultaneous transfer below.

15. Lessee Name: Geraldine K. Creech
Res. Lease No. 12986, Lot No. 1
Lease Date: To be determined
Area: Kaumana, Hawaii
Property Sold & Amount: No, N/A
Improvements: None

Transferee Name: Alton L. Penrose
Relationship: Son
Loan Assumption: N/A
Applicant: No

Reason for Transfer: "Giving lease to relative."

16. Lessee Name: Judith L. Prim
Agr. Lease No. 5789, Lot No. 115-A
Lease Date: 11/1/1985
Area: Hoolehua, Molokai
Property Sold & Amount: No, N/A
Improvements: None

Transferee Name: Vandale K. Dudoit, III
Relationship: None
Loan Assumption: N/A
Applicant: No

Reason for Transfer: "Transfer to non-relative."


Assignments for the Month of April '23	16
Previous FY '22 - '23 balance	<u>144</u>
FY '22 - '23 total to date	160
Assignments for FY '21 - '22	220


STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

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

Five (5) amendments of lease.

1. Lessee: Mercy L. Amina
Res. Lease No.: 337
Lot No., Area, Island: 163-A, Nanakuli, Oahu
Amendment: To amend the lease title and lessor's name, update 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.
2. Lessee: Alfred Berdon, Jr.
Agr. Lease No.: 2981
Lot No., Area, Island: 20, Waimea, 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 release the life interest of Bernice Berdon, due to her passing.

ITEM NO. D-7

3. Lessee: Lyle L. L. Marfil
 Res. Lease No.: 3554
 Lot No., Area, Island: 88, Waimanalo, Oahu
 Amendment: To amend the lease tenancy from joint tenants to tenant in severalty, and to incorporate the currently used terms, conditions, and covenants to the lease.

4. Lessee: Judith L. Prim
 Agr. Lease No.: 5789
 Lot No., Area, Island: 115-A, Hoolehua, Molokai
 Amendment: To amend the lease to update the property description.

5. Lessee: Esther K. Santos
 Res. Lease No.: 10454
 Lot No., Area, Island: UNDV157, Waiohuli, Maui
 Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.

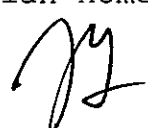
Amendments for the Month of April '23	5
Previous FY '22 - '23 balance	<u>69</u>
FY '22- '23 total to date	74
 Amendments for FY '21 - '22	 133


STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

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

Five (5) non-exclusive licenses.

1. Lessee: Kathleen K. Kaili
Res. Lease No.: 10115
Lot No., Area, Island: 108-A, Keaukaha, Hawaii
Permittee: Sunrun Installations Services, Inc.

2. Lessee: Timothy K. O. Kanehe
Res. Lease No.: 7529
Lot No., Area, Island: 60, Waiohuli, Maui
Permittee: Sunrun Installations Services, Inc.

3. Lessee: Frederick Kuhia
 Res. Lease No.: 7538
 Lot No., Area, Island: 129, Waiohuli, Maui
 Permittee: Sunrun Installations Services, Inc.

4. Lessee: John K. Sang
 Res. Lease No.: 7487
 Lot No., Area, Island: 36, Waiohuli, Maui
 Permittee: Sunrun Installations Services, Inc.

5. Lessee: Peter K. Vanderpoel
 Res. Lease No.: 7730
 Lot No., Area, Island: 234, Waiohuli, Maui
 Permittee: Sunrun Installations Services, Inc.


Non-Exclusive License for the Month of April '23	5
Previous FY '22 - '23 balance	<u>66</u>
FY '22 - '23 total to date	71
 Non-Exclusive License for FY '21 - '22	 53

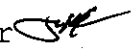
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

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: **Rescission of Homestead Lease Award and Reinstatement
of Application, Undivided Interest - SHARI L. SILVA HAO**

RECOMMENDED MOTION/ACTION

1. To approve the rescission of one (1) Kapolei Undivided Interest Residential Lease which commenced on December 2, 2006;
2. To reinstate one (1) residential lease application to the Oahu Islandwide Residential Waitlist according to the original date of application; and
3. To approve the refund of the lease rent advanced by the Lessee.

DISCUSSION

The lessee has decided to rescind her lease at this time because of financial or personal reasons. The Department has received her written request to rescind her Kapolei undivided interest lease and return to the Oahu Islandwide Residential Waitlist according to her original date of application. [See attached Exhibit A]

<u>NAME</u>	<u>LEASE INFORMATION</u>	<u>APPLICATION INFORMATION</u>
Silva Hao, Shari L.	Lease No.: 11734 Comm. Date: 12/2/2006 Area: Kapolei	Oahu IW Res AreaCode: 193 App Date: 5/19/1998

The Department requests approval of its recommendation.

SILVA HAO

December 6, 2022

Department of Hawaiian Homelands
91-5420 Kapolei Parkway
Kapolei, Hawai'i 96707

RE: RESCIND UNDIVIDED LEASE (2006)

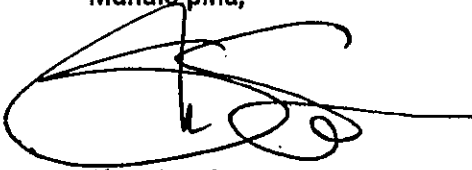
Aloha Kākou,

I would like to rescind my current Undivided Interest lease in Kapolei.

Please contact me regarding the next steps I should take to complete the process of returning to the Islandwide waitlist for O'ahu. I am the original applicant.

I appreciate your response at your earliest convenience.

Mahalo piha,




Shari L. Silva Hao
1 (808) 990-8383
84-665 Ala Mahiku St. 146b
Wai'anae, Hawai'i 96792


DEPARTMENT OF
HAWAIIAN HOME LANDS
2023 JAN 18 PM 1:22

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17, 2023

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 -
VALMORES D. KALAOLA, Residential Lease No. 12462,
Lot No. UNDV143, Kapolei, Oahu**

RECOMMENDED MOTION/ACTION

1. To approve the designation of Charlene Iwalani Kalaola (Charlene) as successor to Residential Lease No. 12462, Lot No. UNDV143, Kapolei, Oahu (Lease), for the remaining term of the Lease;

2. To approve and accept that Charlene is of no less than the required 25% Hawaiian ancestry and is therefore a qualified successor pursuant to Section 209 of the Hawaiian Homes Commission Act, 1920, as amended;

3. To stipulate that Charlene's successorship right and interest in the Lease do not vest until Charlene has signed that: (i) Transfer Through Successorship of Lease; (ii) Lease Addendum; and such necessary and appropriate instruments; and that if Charlene does not sign all such documents on or before **June 30, 2023** (the Deadline), that the Commission's selection of Charlene as successor is automatically revoked;

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

5. To declare that if Charlene's selection as successor is revoked, the department may consider other requests to succeed received prior to the April 7, 2023, public notice closing date; and of these requests, if no other eligible

respondents elect to succeed to the lease 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

Valmores D. Kalaola (Decedent) was awarded the Lease on December 6, 2008.

On October 2, 2021, the Decedent passed away without naming a successor to his lease.

On February 16, 2022, the Department received the decedent's death certificate.

In compliance with 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 7, 14, 21, and 28, 2022, to notify all interested, eligible and qualified heirs of the Decedent to submit their successorship claims to the Lease.

On January 13, 2023, the Department received a successorship claim from the Decedent's wife, Charlene, who has been determined to be of at least 25% Hawaiian ancestry and is thus eligible for successorship to the Lease.

On the same date, January 13, 2023, the Department also received successorship claims from the Decedent's son, Valmores David Kalaola, Jr. (Valmores), and the Decedent's daughter, Valerie Ulalialani Kalaola (Valerie), both of whom have been determined to be of at least 25% Hawaiian ancestry and are also eligible for successorship to the Lease.

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.

Pursuant to Section 209, as the decedent's surviving spouse, Charlene has the highest priority to succeed to the leasehold interest. If Charlene does not succeed to the lease, then children Valmores and Valerie along with any other claim received prior to its closing shall be considered after the publication's ending date of April 7, 2023.

There are no improvements to the homestead lot.

There are no outstanding loans. The real property tax is not being assessed at this time on the undivided lease, and the lease rent account has a credit balance of \$83 dollars.

The Department requests approval of its recommendation.

HAWAIIAN HOMES COMMISSION
APRIL 17 & 18, 2023

E – ITEMS
LAND DEVELOPMENT DIVISION

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17-18, 2023

To: Chairman Kali Watson and Members, Hawaiian Homes Commission

From: Stewart T. Matsunaga, Acting Administrator
Land Development Division

Subject: Progress Report on Ho‘olehua Scattered Lots Project and Draft Environmental Assessment; Ho‘olehua-Pālā‘au, Moloka‘i, Hawai‘i; TMK Nos. (2)5-2-005:03; (2)5-2-026:003, :014, :016, :017, and :003.

RECOMMENDED MOTION/ACTION

None; for information only.

DISCUSSION

The purpose of this informational update briefing is to provide the Hawaiian Homes Commission (HHC) with a progress report on the Ho‘olehua Scattered Lots Project (Project) in Ho‘olehua, Moloka‘i, and to present summary highlights of the technical studies being prepared for the Draft Environmental Assessment (EA).

The Department of Hawaiian Home Lands (DHHL) Ho‘olehua-Pālā‘au lands make up approximately 53 percent of all DHHL lands on Moloka‘i. The lands of Ho‘olehua vary in topography, ranging from level plains to rolling hills and sea cliffs at the northern coastal boundary. Kaluape‘elua and Mane‘opapa Gulches bisect the eastern section of Ho‘olehua, and Anahaki Gulch bisects the northwest. DHHL is proposing the subdivision and improvements of five (5) lots within the Ho‘olehua-Pala‘au DHHL lands. See **Figure 1**.

The following parcels are proposed to be subdivided:

DHHL Properties in Project Scope

Parcel Number	TMK	Number of Subdivided Lots	Existing Structures
31	(2)5-2-005:031	<ul style="list-style-type: none">• Four 2-Acre Lots• Four 5.8-Acre Lots	Not applicable
03	(2)5-2-026:003	TBD	There is an existing house on this lot that was constructed in 2001. The house straddles both Lots 104-D and 30. This house will be re-appraised prior to

			lease. (Note: this is the same home noted on Parcel 16.)
14	(2)5-2-026:014	TBD	There is a dilapidated, abandoned house on this parcel which is proposed to be demolished following a hazardous materials assessment.
16	(2)5-2-026:016	TBD	There is an existing house on this lot that was constructed in 2001. The house straddles both Lots 104-D and 30. This house will be re-appraised prior to lease. There is also an abandoned greenhouse which will be demolished following a hazardous materials assessment. (Note: this is the same house noted on Parcel 03.)
17	(2)5-2-026:017	TBD	Not applicable

Improvements to the lots are needed in order to convert them into subsistence agriculture homestead lots for lease to beneficiaries. Improvements to be undertaken include creating access driveways to each of the newly created lots with connections for domestic water and irrigation water for each lot provided within the access driveways from existing systems in the neighboring roadways which include Farrington Avenue, Mo‘omomi Avenue and Pu‘u Kapele Avenue.

Technical studies were prepared for Parcels 31 and 14, which will be discussed in this Draft EA Summary. DHHL had initially proposed to subdivide Parcel 31 into eight (8) lots and Parcel 14 into two (2) lots. However, DHHL has since added three (3) additional parcels to be subdivided and improved for lease. Due to the gulches that bisect the Ho‘olehua-Pala‘au lands, there may be topographical limitations that will need to be identified in order to determine the lot configurations. Upon completion of the topographical studies and surveys of parcels, other technical studies will be updated for completion of the Draft EA.

IN-PROGRESS DRAFT EA SUMMARY

STATUS OF LOT SUBDIVISION/TECHNICAL STUDIES

Technical studies have been prepared for Parcels 31 and 17. These studies were prepared to determine and assess the technical characteristics of the proposed project, any potential environmental and/or socio-economic impacts which may result from the proposed project, as well as any proposed measures to mitigate potential impacts. The Draft EA will include a number of technical studies which will largely inform the analysis. A list of the studies, their current status, and their preparers are provided in the table below. It is noted that updated technical studies will be updated to include Parcels 03, 16 and 17.

Draft EA Technical Studies

Study	Status	Preparer
Engineering Survey/Topographic Survey	In Progress - Field work was completed in February 2023.	R.M. Towill Corporation (RMTC)
Hazardous Materials Assessment	A hazardous materials assessment will be conducted for structures located on Parcel 14 and Parcel 16	RMTC
Preliminary Engineering and Drainage Report (PEDR)	In Progress - A draft PEDR was prepared for Parcels 31 and 14.	RMTC
Archaeological Documentation and Hawai'i Revised Statutes (HRS), Chapter 6E Consultation	Tentatively Complete - Complete for Parcels 31 and 14. An archeological Literature Review and Field Inspection (LRFI) report was submitted to the SHPD for consultation. Via letter dated February 16, 2022, the SHPD concluded that the project will have no effect on significant historic properties, and concurred with DHHL's determination of " <i>No historic properties affected.</i> " SHPD will be consulted for the additional Parcels 3, 16 and 17.	Cultural Surveys Hawai'i (CSH)
Cultural Impact Assessments	In Progress - Consultation was conducted for Parcels 31 and 14.	CSH

IMPACTS AND MITIGATION

An assessment of construction-related impacts and potential impacts on the physical and socio-economic environment following implementation of the project is being carried out as part of the environmental assessment process. The proposed development is anticipated to have limited, unavoidable construction-related impacts on the environment. Based on the preliminary analysis of Parcels 31 and 14, the summarized mitigation measures below have been put forth to address anticipated adverse impacts to the physical and socio-economic environment which may result from implementation of the proposed

project. The anticipated impacts and proposed mitigation will be updated upon revision of technical studies for Parcels 03, 16 and 17.

**Summary of Preliminary Impact Assessment and
Mitigation Measures for Parcels 14 and 31**

Anticipated Impact	Proposed Mitigation Measure
Topography and Soils	The existing elevation at Parcel 14 is approximately 420 feet and is sloped toward Nānēhānaupō Stream, which lies southwest of the project site, at approximately 5 percent. Existing groundcover includes an existing house with vegetation on the exterior. The existing elevation at parcel 31 is approximately 360 feet and is relatively level. The lot is undeveloped and covered with vegetation. Anahaki gulch is located to the east and crosses Farrington Avenue near the project site.
Agricultural Lands	In 1977, the State Department of Agriculture developed a classification system to identify Agricultural Lands of Importance to the State of Hawai‘i (ALISH). The classification system is based primarily, but not exclusively, on the soil classification of the land. The three (3) categories are “Prime”, “Unique” and “Other Important” agricultural lands, with all remaining lands identified as “Unclassified”. Most of the land underlying the project site is classified as “Prime” agricultural land by the State Department of Agriculture, with portions “Unclassified.” “Prime” agricultural lands have soil quality, growing season, and moisture supply needed to produce sustained high yield crops economically. Separately, the University of Hawai‘i, Land Study Bureau (LSB) developed the Overall Productivity Rating, which classified soils according to five (5) productivity levels, with “A” representing the class of highest productivity soils and “E” representing the lowest. The project site has been classified “D” and “E” by the LSB. The proposed project will subdivide lots designated for agricultural homesteads and will provide access and infrastructure to allow for the use of the lots for agricultural uses and optional residential uses. The DHHL recognizes the value of prime and productive agricultural lands of Ho‘olehua and the proposed action will encourage agricultural activity. The project seeks to enhance and foster agriculture on Moloka‘i.
Flood, Tsunami, and Sea Level Rise Hazards	The project areas are not located within a Special Flood Hazard Area, sea level rise exposure area, nor are they located within a tsunami evacuation area.

Anticipated Impact	Proposed Mitigation Measure
Aquifer, Streams, and Wetlands	<p>The proposed lots will be serviced with potable water by the DHHL Ho‘olehua Water System, Public Water System No. 230 (PWS No. 230) which is owned and operated by the DHHL. The Kualapu‘u Aquifer is the sole source for the DHHL’s water system. The DHHL’s current water allocation from the Kualapu‘u Aquifer is 0.367 million gallons per day (MGD). The DHHL has continued coordination with the Department of Land and Natural Resources Commission on Water Resource Management (CWRM) to secure water allocation. The DHHL has a 2.905 MGD reservation which is in the process of being allocated. Existing water mains and fire hydrants are located within the existing unimproved roads. At Parcel 31, there is a 6-inch line along Farrington Avenue and 6-inch line and along Mo‘omomi Avenue. At Lot 14, there is an existing 1.5-inch lateral providing service to the existing houses on Pu‘u Kapela Avenue.</p> <p>In addition, it is anticipated that the existing Molokai Irrigation System (MIS) and new 8-inch irrigation line will be adequate to provide irrigation to the proposed lots. On Farrington Avenue, the existing 8-inch main will be extended to Parcel 31. Irrigation laterals may need to be extended to provide service to the subdivided lots. DHHL will coordinate with the State of Hawai‘i, Department of Agriculture (DOA) to obtain irrigation service and meters.</p> <p>As previously noted, the Nānēhānaupō Stream runs southwest of Parcel 14 and the Anahaki gulch is east of Parcel 31. BMPs and mitigation measures, such as infiltration trenches and Low Impact Development (LID) methods, are recommended for drainage and to control runoff. There are no wetlands in the project’s vicinity.</p>
Flora and Fauna	<p>The flora and fauna that has been observed within the project area is mostly represented by non-native species that are of no conservation concern. The native kōlea has been known to traverse the project’s vicinity, however, it is not considered to be a threatened or endangered species. The endangered ‘ōpe‘ape‘a, which has been detected in the project area, roosts in woody vegetation and will leave their young unattended in trees and shrubs while foraging. Young ‘ōpe‘ape‘a may be harmed or killed if trees or shrubs 15 feet or taller are cleared during the pup-rearing season. In addition, ‘ōpe‘ape‘a will hunt for insects from as low as three (3) feet to over 500 feet above ground and may become entangled in barbed wire fencing. As such, woody plants greater than 15 feet tall will not be</p>

Anticipated Impact	Proposed Mitigation Measure
	<p>disturbed, removed or trimmed during the pup-rearing season from June 1st through September 15th, as practicable, and barbed wire fencing will not be used. With the aforementioned mitigation measures, the project is not expected to result in significant negative impacts on threatened or endangered flora and fauna species in this area of Moloka‘i.</p>
Air Quality and Noise	<p>The proposed action will involve short-term consumption of fuel for construction equipment, vehicles, and machinery during the construction period. This usage is not anticipated to be substantial or excessive within the context of the action’s benefits over the lifetime of the project. After the project is completed, use of the homestead lots and driveways may result in increased motor vehicle traffic in the project area.</p> <p>Statewide, vehicle-related fuel consumption for commercial, industrial, and residential sectors is a less significant contributor to total Green House Gas (GHG) emissions than emissions attributable to electricity consumption, and this contribution is anticipated to continue to decrease due to ongoing reduction in vehicle emission standards as well as increased utilization of hybrid and electric vehicles. The proposed action is not anticipated to create significant direct and indirect foreseeable GHG emissions. This action does not fall within the threshold of mandatory GHG reporting.</p> <p>In order to mitigate noise impacts, construction activities are anticipated to be limited to daylight work hours. Project-related noise will be minimized through use of applicable BMPs, such as regular maintenance of construction equipment and use of properly muffled equipment. In the long term, the proposed project is not anticipated to have adverse noise quality impacts.</p>
Archaeological and Cultural Resources	<p>The archaeological Literature Review and Field Inspection (LRFI) report for Parcel 14 and Parcel 31 notes that previous archaeological studies conducted found no historic properties in the project area and only a few historic properties have been discovered in the vicinity of the project. The western property, Parcel 31, was formerly used for commercial pineapple cultivation in the 1960s but has since been vacant. No potential historic properties or cultural features were observed during the field study. Overall, most of the project area appeared to have been modified by varying levels of grading. An abandoned house was discovered on Parcel 14 and it is predicted that it was constructed sometime in the 1970s. This parcel also contained two (2) terrace alignments made of small boulders</p>

Anticipated Impact	Proposed Mitigation Measure
	<p>on the southern portion of the parcel beneath a natural drainage swale.</p> <p>Community consultation and background research conducted in preparation of the Cultural Impact Assessment (CIA) identified the following cultural practices (including traditional and customary Native Hawaiian rights) are being exercised in Pālā‘au Ahupua‘a:</p> <ol style="list-style-type: none"> 1. Agricultural and gathering practices 2. Marine resources 3. Mo‘olelo (stories) and wahi pana (storied places) 4. Recreational activities 5. Healing practices 6. Religious activities 7. Burial practices <p>The project areas are located in the general vicinity of ongoing cultural practices such as agricultural and gathering, activities, ceremonial purposes, and traditional burial practices. However, CSH has determined that no ongoing cultural practices were identified within the project areas during community consultation.</p> <p>CSH attempted to contact Hawaiian organizations, agencies, and community members as well as cultural and lineal descendants in order to identify individuals with cultural expertise and/or knowledge of the project area and vicinity. Community outreach letters were sent to 20 individuals or groups; eight responded, and two of these <i>kama ‘āina</i> (native-born) and/or <i>kūpuna</i> (elder/of the grandparent’s generation) met with CSH for more in-depth interview(s). Consultation was received from:</p> <ul style="list-style-type: none"> • Kilia Purdy-Avelino and Justin Avelino, <i>kama ‘āina</i> of Ho‘olehua • Malia Lani Forbes Greaney, <i>kama ‘āina</i> of Pālā‘au <p>The results of community consultation, underscored by background research conducted for this CIA, inform the following mitigation possibilities relative to promoting and preserving cultural beliefs, practices, and resources of Native Hawaiians and other ethnic groups:</p>

Anticipated Impact	Proposed Mitigation Measure
	<ol style="list-style-type: none"> 1. <i>Mrs. Purdy-Avelino expressed concerns for sacred sites.</i> 2. <i>Mr. Avelino stated that it is vital that no work be done to the Makahiki Grounds.</i> 3. <i>Ms. Greaney expressed concern regarding the availability of water. She noted that Ho'olehua, including Nā'iwa, is historically known for its dry and barren land, with little to no water available. She stressed that it is also important to ensure access to the appropriate amount of water is available and at a reasonable cost.</i> 4. <i>Ms. Greaney strongly suggests the soil is well tested by third party professionals for any presence of harmful chemical residue possibly remaining in the soil. This is a good safety precaution for farmers.</i> 5. <i>Ms. Greaney also suggested that future studies may also look at nearshore areas off of Pālā'au to assess for the presence of chemicals from runoff and any impacts.</i> 6. <i>Ms. Greaney insists that the homestead community should be notified well in advance of any proposed developments that will occur on the Makahiki lands.</i> 7. <i>Ms. Greaney also stated that if there are any future developments, it is important that in depth archaeological inventory surveys be conducted as it is known that many artifacts still exist in the mauka (toward the mountains) and central regions of Nā'iwa and Pālā'au.</i> 8. <i>Project construction workers and all other personnel involved in the construction and related activities of the project should be informed of the possibility of inadvertent cultural finds, including human remains. In the event that any potential historic properties are identified during construction activities, all activities will cease and the SHPD will be notified pursuant to HAR §13-280-3. In the event that iwi kūpuna are identified, all earth moving activities in the area will stop, the area will be notified pursuant to HAR §13-300-40. In addition, in the event of an inadvertent</i>

Anticipated Impact	Proposed Mitigation Measure
	<p><i>discovery of human remains, the completion of a burial treatment plan, in compliance with HAR §13-300 and HRS §6E-43, is recommended.</i></p> <p>9. <i>In the event that iwi kūpuna and/or cultural finds are encountered during construction, project proponents should consult with cultural and lineal descendants of the area to develop a re-interment plan and cultural preservation plan for proper cultural protocol, curation, and long-term maintenance.</i></p>
Chemical and Hazardous Materials	<p>There is an abandoned house on Parcel 14 and greenhouse on Parcel 16. Due to the age and use of these structures, a chemical and hazardous materials assessment will be conducted to identify potential hazards and mitigation measures prior to their demolition.</p> <p>Due to the former agricultural use of project lands, there may be the limited potential for residual hazardous materials, such as pesticides or fertilizer. However, the project sites have been vacant and the soils in the project area are not anticipated to contain significant amounts of hazardous materials.</p>
Roadways	<p>The proposed action involves the construction of access driveways from the subdivided lots to roadways. This may temporarily impact the affected roadways through the construction period, however, there are no significant adverse effects anticipated as a result of the project. The project contractor will be required to secure necessary permits and approvals prior to the start of construction. In addition, it is not anticipated that implementation of the proposed project would significantly increase traffic in the area such that improvements to area roadway would be required.</p>
Drainage	<p>To prevent soil erosion and minimize soil loss during site work, Best Management Practices (BMPs), which will include, but not be limited to, silt fences, slope protection, stabilized construction entrances, and truck wash-down areas, will be implemented. It is assumed that existing drainage patterns will not change and grading will be minimal. The proposed lot improvements are not anticipated to significantly increase the peak flow runoff. To mitigate any increase in runoff, drainage basins, culverts and swales have been recommended. Existing drainage runoff patterns will be maintained onsite and drainage areas will continue to discharge into the existing locations onsite.</p>

CONSISTENCY WITH DHHL PLANNING PROGRAM

The Draft EA will address the project's consistency with existing land use plans and applicable policies. Specifically, the Draft EA will address the project's consistency with the following provisions of the DHHL General Plan, Moloka'i Regional Plan and the Moloka'i Island Plan.

1. General Plan

The DHHL General Plan was adopted by the HHC in November 2022. The General Plan sets the vision and establishes goals and policies to guide the discussions and decision-making of the HHC. The General Plan guides DHHL plans, programs, and policies through year 2040. The Vision was developed through extensive consultation with beneficiaries, DHHL staff, the HHC Investigative Committee, and administration to identify the words and ideas that capture shared aspirations and ideals for the future of the Hawaiian Home Lands Trust. The resulting Vision for 2040 is below.

By 2040, the Hawaiian Home Lands Trust and its beneficiaries will be thriving, self-sufficient, and connected to one another and the 'āina.

THE PROPOSED PROJECT IS IN CONSONANCE WITH THE FOLLOWING GOALS AND POLICIES.

HOUSING

Goal:

- Increase the number of housing opportunities awarded each year

Policy:

- Prioritize housing for beneficiaries before considering other uses of Trust lands.

FOOD PRODUCTION

Goal:

- Provide agriculture and pastoral homestead lots for subsistence and supplemental purposes.

Policies:

- Increase the number of subsistence agricultural leases awarded.
- Align agricultural homestead offerings with beneficiary needs and preferences.

2. Moloka‘i Regional Plan

The Moloka‘i Regional Plan was most recently updated in 2019. The regional plan focuses at a regional/community level to reflect Moloka‘i’s Native Hawaiian beneficiary community’s vision for a successful homestead community.

The vision statement of the Moloka‘i Regional Plan is as follows:

Moloka‘i beneficiaries are thriving on the land where the way of life and sense of community continue to hold strong. Acknowledging the diversity of each homestead on Moloka‘i, we envision a unified community grounded in Hawaiian values and cultural traditions passed to us from our kupūna. Core values are preserved while embracing modern pathways to a sustainable future.

The proposed project is located within the Ho‘olehua-Pala‘au planning area which was identified as an in-progress project in the Moloka‘i Regional Plan. The proposed Ho‘olehua Scattered Lots Project advances the priorities of the DHHL and the Moloka‘i Regional Plan through improving subsistence agricultural lots for lease to Moloka‘i beneficiaries.

3. Moloka‘i Island Plan

The DHHL Moloka‘i Island Plan was adopted in 2005 and serves as a comprehensive resource for planning and managing the Moloka‘i island lands and establishes land use designations to encourage orderly social, physical, and economic development in a native Hawaiian-friendly environment. The Moloka‘i Island Plan designates the subject properties for subsistence and supplemental agriculture uses.

SIGNIFICANCE CRITERIA

The “Significance Criteria”, Hawai‘i Administrative Rules (HAR), Title 11, Chapter 200.1-13, Environmental Impact Statement Rules, will be reviewed and analyzed to determine whether the proposed project will have significant impacts to the environment. Upon completion of all studies an assessment of the Significance Criteria noted below, will be incorporated into the Draft EA.

1. Irrevocably commit a natural, cultural, or historic resource.
2. Curtail the range of beneficial uses of the environment.

3. Conflict with the State's environmental policies or long-term environmental goals established by law.
4. Have a substantial adverse effect on the economic welfare, social welfare, or cultural practices of the community and State.
5. Have a substantial adverse effect on public health.
6. Involve adverse secondary impacts, such as population changes or effect on public facilities.
7. Involve a substantial degradation of environmental quality.
8. Be individually limited but cumulatively have substantial effect upon the environment or involves a commitment for larger actions.
9. Have a substantial effect on a rare, threatened, or endangered species, or its habitat.
10. Have a substantial effect on air or water quality or ambient noise levels.
11. Have a substantial adverse effect on or be likely to suffer damage by being located in an environmentally sensitive area such as a flood plain, tsunami zone, sea level rise exposure area, beach, erosion-prone area, geologically hazardous land, estuary, fresh water, or coastal waters.
12. Have a substantial adverse effect on scenic vistas and viewplanes, day or night, identified in County or State plans or studies.
13. Require substantial energy consumption or emit substantial greenhouse gasses.

ANTICIPATED DRAFT EA SCHEDULE

The Draft EA is largely informed by the technical studies being prepared, as discussed above. Once all technical studies have been completed, the Draft EA will be completed and prepared for submittal and publication by the ERP.

RECOMMENDED ACTION

None; for information only.

LIST OF EXHIBITS

Exhibit A. Project Location Map

EXHIBIT A.
Project Location Map



DHHL Ho'olehua Scattered Lots Proposed Subdivision



Prepared for: State of Hawai'i, Department of Hawaiian Home Lands

SOH DHHL\Hoolehua Scattered Lots\Applications\Figures\PropSub_PPT

EXHIBIT "A"

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17-18, 2023

To: Chairman and Members, Hawaiian Homes Commission

From: Stewart T. Matsunaga, Acting Administrator
Land Development Division

Subject: For Information Only -- Draft Environmental Assessment and Anticipated
Finding of No Significant Impact Determination for the
Nā‘iwa Agricultural Subdivision
Ho‘olehua, Moloka‘i Island, Hawai‘i
Tax Map Keys (2) 5-2-003:001 and (2) 5-2-004:001, 002, 004, 007, 046

RECOMMENDED ACTION

None-for information only.

DISCUSSION

Purpose

The purpose of this informational briefing is to update the HHC on the status of the Nā‘iwa Agricultural Subdivision; to present summary highlights of the Draft Environmental Assessment (EA); and to notify Commissioners of the Draft EA prior to publication in the Environmental Review Program’s (ERP) *The Environmental Notice (TEN)* periodical. The Draft EA is attached as **Exhibit A** and will be posted on DHHL’s website following submittal to the ERP for publication.

Background

In 1920, the U. S. Congress passed the Hawaiian Homes Commission Act to administer and manage some 200,000 acres of land that belonged to the government of the Kingdom of Hawai‘i or were recognized as Crown lands. In 1924, the HHC ratified the acquisition and development agreement for the Pālā‘au-Ho‘olehua Homestead lands which includes the Nā‘iwa Agricultural Subdivision. The Nā‘iwa Agricultural Subdivision is located on 341.2 acres within six TMK parcels in Ho‘olehua, Moloka‘i as described in **Table 1** and shown in **Figure 1, Tax Map Key Boundaries Map**. The entirety of the 341.2-acre project site is owned by the Department of Hawaiian Home Lands (DHHL).

Table 1 – Tax Map Key and Acreage	
TMKs	Acreage
(2) 5-2-003:001	19.5 acres
(2) 5-2-004:001	120.1 acres
(2) 5-2-004:002	119 acres
(2) 5-2-004:004	0.5 acres
(2) 5-2-004:007	39.8 acres
(2) 5-2-004:046	42.3 acres
Total	341.2 acres

The DHHL Moloka'i Island Plan identifies the previously awarded Nā'iwa Agricultural Subdivision lots as the first priority for completion. The DHHL Molokai Regional Plan lists the Nā'iwa Agricultural Subdivision as an in-progress project, among all other current projects on the island (see Appendix B of the Molokai Regional Plan).

The purpose of the Nā'iwa Agricultural Subdivision project ("the project") is to provide infrastructure improvements in support of the Nā'iwa Agricultural Subdivision for use by native Hawaiian beneficiaries. At present, there are approximately 2,103 native Hawaiian beneficiaries on the DHHL Moloka'i waitlist.

Project Description

The proposed Nā'iwa Agricultural Subdivision will formally subdivide up to approximately 66 agricultural lots. Previously the Nā'iwa Agricultural Subdivision was proposed to be comprised of up to 58 lots ranging in size from approximately 4 to 8 acres, with an average lot size of 6 acres. Approximately 50 lots have been awarded to beneficiaries. The remaining eight (8) vacant lots (i.e., lots 9, 14, 30, 31, 33, 37, 45, and 58) are to be examined for division into two lots.¹ The final lot count will be based on an examination of all lots including vacant lots for feasibility for agricultural uses with the objective of meeting the stated purpose and need for the project. This is due to terrain, proximity to the Molokai Airport, or other constraints that affect the potential for development.

Figure 2 depicts the preliminary site plan for the proposed subdivision. Related improvements to be developed with the project include internal roadways, drainage detention basins², swales, drain inlets, underground drainage piping, drainage ditches, culverts, grading, potable water system, non-potable irrigation system, wastewater, and utility connections. A more detailed description of the project and its potential impact to the surrounding environment and proposed mitigation measures can be found in the Draft EA.

¹ Each of the 50 awarded lots in the Nā'iwa Agricultural Subdivision ranging from 4 to 8 acres were awarded as "subsistence agriculture" by DHHL in 1985. Subsequent to the Nā'iwa Agricultural Subdivision award, the acreage size for the DHHL land use designation "subsistence agriculture" was reduced to 1-3 acres. The remaining vacant lots in the Nā'iwa Agricultural Subdivision will be subject to studies for development and could result in up to approximately sixteen (16) vacant lots that are approximately half the size for new awards.

² To maintain existing runoff discharge rates, the increase in runoff onsite will be mitigated by providing detention basins within the lots upstream of the discharge from the road drainage system. The basins will be sized to provide storage volume to accommodate the peak storm event runoff and the County required storm water treatment. The basins will be dry except when needed for the temporary storage of runoff to attenuate the design storm event. Following a design storm event, the basins will be designed to naturally empty within 48 hours. The footprint for a 40,000 cubic foot basin is 6,000 square feet (60 feet wide by 100 feet long and 10 feet deep). The blue ovals in **Figure 2** depict the preliminary locations of the drainage basins and are not to scale as the basins will be smaller than shown. As much as possible, the basins will be located in vacant lots or unusable portions of awarded lots where feasible. The detention basins shown in awarded lots are tentative. The actual locations for the basins will be coordinated with the beneficiaries and their existing improvements. The detention basins will be fenced for public safety and easements provided. Maintenance of the detention basins will be by DHHL. The drainage design is being preliminarily worked on and may be subject to change based on the final design requirements of the site.

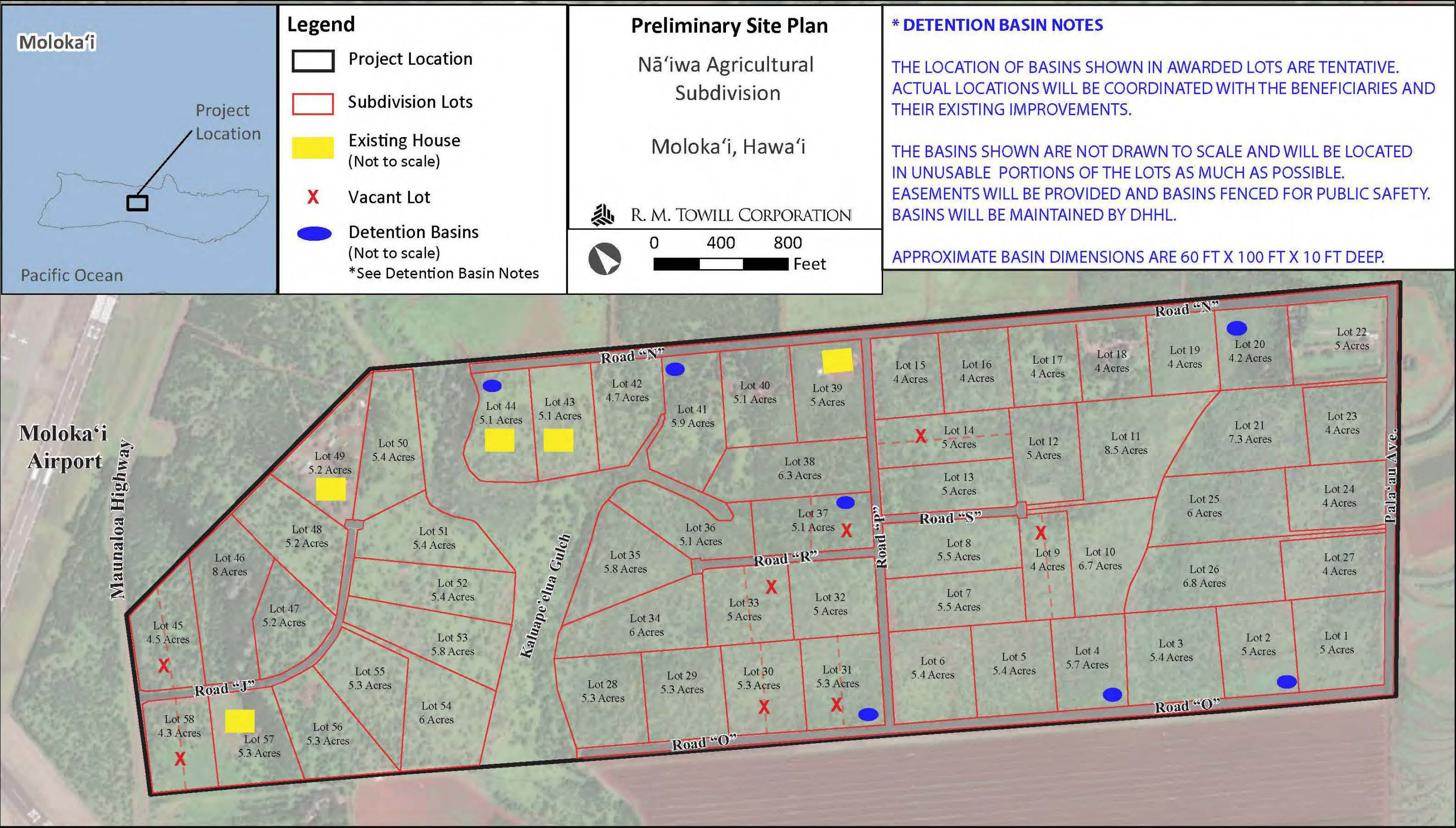


Figure 2 – Preliminary Nā'iwa Agricultural Subdivision Site Plan

- 4 -

ITEM NO. E-2

The project is proposed on DHHL lands and will involve the use of state funds, both of which trigger Chapter 343, Hawai‘i Revised Statutes (HRS) environmental review requirements. As such, a Draft EA has been prepared to assess the technical characteristics and potential environmental impacts of the proposed project, as well as advance findings and mitigative measures relative to the project. As part of the design and EA process, the following technical studies were conducted:

- Preliminary Engineering Report
- Natural Resources Assessment
- Draft Archaeological Literature Review and Field Inspection Report
- Draft Cultural Impact Assessment

In addition to gathering data through technical studies, DHHL and its consultants engaged with the beneficiary community and stakeholders as part of the planning process. The project planning process has included a number of opportunities for public awareness, education, and participation. In addition to the statutorily required comment periods on the EA, opportunities for public input were also afforded.

Beneficiary Consultations

The planning process for the DHHL Moloka‘i Island Plan was initiated in August 2004 and was developed over a 10-month period that included input from DHHL staff, commissioners, and beneficiaries.

The DHHL Moloka‘i Regional Plan was developed through a series of meetings with beneficiaries and stakeholders to identify issues and opportunities that affect that region. Community meetings were held on September 5, 2018; November 1, 2018; December 5, 2018; January 30, 2019; April 11, 2019; June 26, 2019; and October 24, 2019.

DHHL provided a Courtesy of Notice of Site Inspection and Field Work for the Nā‘iwa Agricultural Subdivision to notify interested parties that AECOS, Inc., Cultural Surveys Hawai‘i, and Surveyors would be onsite on February 22-26, 2021, and March 1-5, 2021, to collect relevant information for the preparation of the Chapter 343, HRS, EA for the project.

DHHL also held a Lessee Zoom Meeting for the Nā‘iwa Agricultural Subdivision EA on Tuesday, April 6, 2021, from 6:00 PM – 7:30 PM. The video conference was held to provide a status report on the Nā‘iwa Agricultural Subdivision EA for DHHL beneficiaries and the community.

Stakeholder Consultation for the Environmental Assessment

Pre-assessment consultation letters, dated March 23, 2021, were sent to the public and private agencies, organizations, and individuals to notify and initiate consultation for the preparation of the Chapter 343, HRS, EA for the project. All written comments received during the pre-assessment consultation are being responded to and addressed in the content of the Draft EA. The stakeholder consultation process is ongoing. The full record of the pre-assessment consultation comments received and the written responses addressing the comments will be provided in the Draft EA Appendices when completed.

Both beneficiaries and stakeholders will have additional opportunities to engage in the consultation process. The public will have an opportunity to comment on the Draft EA once published in *TEN*. DHHL anticipates publication in *TEN* in July 2022. All relevant written public comments received during the 30-day public comment period will receive a written response for inclusion and use in the preparation of the project's forthcoming Final EA.

DRAFT ENVIRONMENTAL ASSESSMENT SUMMARY

Based on the information gathered through technical studies and the consultation process the following land uses in **Table 2, Summary of Proposed Land Uses** is proposed. The Draft EA (**Exhibit A**) assesses the potential environmental impact of these proposed uses:

Table 2-Summary of Proposed Land Uses
<p style="text-align: center;">Subsistence Agriculture Homestead</p> <ul style="list-style-type: none"> • Lots 4 to 8 acres in size.³ • Lessees are required to actively cultivate subsistence agriculture OR reside and cultivate subsistence agriculture on their lot. • Crops are expected to provide food to be consumed in the home or provide supplemental household income.
<p style="text-align: center;">Conservation (Sensitive areas, with potential for)</p> <ul style="list-style-type: none"> • Drainageway buffers and development challenges.
<p style="text-align: center;">Roads& County Facilities</p> <ul style="list-style-type: none"> • Roadways- internal roadways

Figure 2, depicts the spatial layout of the proposed land uses. A more detailed description of the entire project and its potential impact to the surrounding environment and planned mitigation measures can be found in the Draft EA, Section 1.6 and Section 2. In summary, these proposed land uses are not anticipated to have a significant impact on the surrounding environment. However, the lack of action will limit the available opportunities for beneficiaries to utilize an agricultural homestead. Additionally, the lack of action will require DHHL to continue to manage 341.2 acres of vacant, fallow lands in Nā'iwa, diverting funds away from DHHL's mission of developing and delivering lands to native Hawaiians.

³ Each of the 50 awarded lots in the Nā'iwa Agricultural Subdivision ranging from 4 to 8 acres were awarded as "subsistence agriculture" by DHHL in 1985. Subsequent to the Nā'iwa Agricultural Subdivision award, the acreage size for the DHHL land use designation "subsistence agriculture" was reduced to 1-3 acres. The remaining vacant lots in the Nā'iwa Agricultural Subdivision will be subject to studies for development and could result in up to approximately sixteen (16) vacant lots that are approximately half the size for new awards.

Infrastructure will provide for the health and safety of residents and visitors, as described in **Table 3, Proposed Infrastructure**, below:

Table 3-Proposed Infrastructure
<p>Roads and Access</p> <ul style="list-style-type: none"> • Constructed to County standards with the intent to dedicate to County. • Limited access points from Maunaloa Highway and Pala'au.
<p>Grading and Runoff, Drainage, and Erosion Control</p> <ul style="list-style-type: none"> • The project will minimize the alteration of the existing draining pattern. • The project will adhere to County drainage requirements. • Gulches/streams are designated as conservation areas. • Detention basins will be constructed within existing drainage ways. • Grassed roadway and lot swales will be integrated into the project.
<p>Potable Water Supply</p> <ul style="list-style-type: none"> • The domestic water supply for the project site is serviced by the Ho'olehua Water System (PWS No. 230), which is owned and operated by DHHL. • Existing water lines, consisting of 6-inch and 8-inch water lines, and water laterals for each lot, are located within the subdivision's dirt roads; however, additional water laterals may need to be installed. • Potable water demand is based on the 600 gallons per day per the Department of Water Supply's Water System Standards for a single-family house. Assuming full buildout of the maximum 66 lots at the project site, the maximum potable water demand would be 39,600 gallons per day. • The State Commission on Water Resource Management (CWRM) approved DHHL's Water Use Permit Application in the Kualapu'u Aquifer System Area in July 2021. The CWRM approval allows DHHL to increase its pumping in the aquifer from 0.398 million gallons per day (MGD) to 0.595 MGD. Further detailed analysis on the actual availability of water from this CWRM approval for the Nā'iwa Agricultural Subdivision may be needed. This is expected to occur during the design phase following the completion of the EA process.
<p>Non-Potable (Irrigation) Water Supply</p> <ul style="list-style-type: none"> • DHHL is pursuing irrigation water through the Department of Agriculture's (DOA) Moloka'i Irrigation System for the proposed subdivision. The source of the Moloka'i Irrigation System is the Kualapu'u reservoir. • Proposed improvements to the DOA Moloka'i Irrigation System would consist of extending the existing irrigation system from Pala'au Avenue and Maunaloa Highway into the Nā'iwa subdivision roads to provide service to all the lots. New 8-inch irrigation pipes are proposed to be installed within the existing subdivision roads to distribute irrigation water to all of the lots. • Based on the conservative Water System Standards water demand of 5,000 gallons per acre per day for the portion of the site to be developed for agriculture (approximately 305.8 acres of the total 341.2-acre project site), the maximum non-potable irrigation water demand from the Moloka'i Irrigation System for the project is expected to be approximately 1.529 MGD. • Commission of Water Resources Management Sustainable Yield for the Kualapu'u Aquifer System Area is 8 MGD. The analysis indicated there is adequate irrigation

Table 3-Proposed Infrastructure	
water for the project through surface water.	
Wastewater Disposal	<ul style="list-style-type: none"> • Installation and construction of appropriate wastewater facilities would be the responsibility of the beneficiaries. • Lots that have a residence would need to install individual wastewater systems (IWS) that meet State of Hawai‘i Department of Health (DOH) standards.
Solid Waste	<ul style="list-style-type: none"> • Upon award, solid waste disposal is to be the responsibility of each lessee. • DHHL will comply with DOH-Solid and Hazardous Waste Branch regarding waste currently located within the project area including removal and any necessary investigative and/or remedial actions.
Electrical Power	<ul style="list-style-type: none"> • Hawaiian Electric Company (HECO, formerly Maui Electric Company) electrical distribution system is adequate to service the project area. • Overhead electrical lines currently traverse through the project area. Continued coordination with HECO is required to utilize existing facilities to service the project area. • A neutral conductor would need to be extended from Maunaloa Highway through the subdivision. Extending the neutral conductor would require additional poles to be installed. The additional poles would shorten the conductor spans, reducing conductor sag to allow for proper clearance between the phase conductors, neutral conductor, and ground.
Communications	<ul style="list-style-type: none"> • Cable, internet, and telephone services are currently sized, adequate, and available to service the project.
Homestead Structures	<ul style="list-style-type: none"> • Construction of homesteads, farm dwellings, and other structures supporting agricultural practices would be the responsibility of the beneficiaries based on individual requirements.

The following sections highlight key environmental impact considerations from the Draft EA analysis:

Potable Water Resources

Potable water demand is based on the 600 gallons per day per the Department of Water Supply’s Water System Standards for a single-family house. Assuming full buildout of the maximum 66 lots at the project site, the maximum potable water demand would be 39,600 gallons per day.

The State CWRM approved DHHL’s Water Use Permit Application in the Kualapu‘u Aquifer System Area in July 2021. The CWRM approval allows DHHL to increase its pumping in the aquifer from 0.398 million gallons per day (MGD) to 0.595 MGD. Further detailed analysis on the actual availability of water from this CWRM approval for the Nā‘iwa Agricultural Subdivision may be needed. This is expected to occur during the design phase following the completion of the EA process.

Historic and Cultural Resources

An archaeological literature review and field inspection (ALRFI) report, dated May 2021, was prepared by Cultural Surveys Hawai‘i, Inc. (CSH) for the DHHL Nā‘iwa Agricultural Subdivision project. Three post-Contact potential historic properties were observed: remnants of an “Old Ditch,” a possible munitions storage area; and a wastewater treatment facility. See **Figure 3, Potential Historic Properties Observed**. The proposed action will likely impact these newly identified historic properties. In accordance with HRS, Chapter 6E, State Historic Preservation Division (SHPD) will be consulted regarding the proposed project's potential to impact historic resources and the necessity for further project-related historic documentation and preservation. The DHHL is presently pursuing this process.

A Cultural Impact Assessment (CIA) was prepared by CSH for the DHHL Nā‘iwa Agricultural Subdivision Project, Pālā‘au and Ho‘olehua Ahupua‘a, Moloka‘i District, Moloka‘i Island, TMKs: [2] 5-2-003:001, 5-3-004:001, 002, 004, 007, and 046 (Kaapana, Tanaka, and Hammatt, 2023). The CIA assessed traditional cultural practices as well as resources pertaining to the project area. Through document research and cultural consultation efforts, the CIA provided information pertinent to the assessment of the planned project’s impacts on cultural practices. As a precautionary measure, personnel involved in construction or development activities will be informed of the possibility of inadvertent cultural or skeletal finds. In the event that historic resources are inadvertently discovered the SHPD will be notified and construction in the area will cease until such time that work activities may be resumed as allowed by the SHPD.

The current project area consists of DHHL lands on the plains of Ho‘olehua and Pālā‘au Ahupua‘a. Historical anecdote and environmental data for this region indicate a possible substantial pre-Contact population, subsisting on dryland agriculture consisting mostly of sweet potatoes.

The Organic Acts of 1845 and 1846 initiated the process of the Māhele—the division of Hawaiian lands—that introduced private property into Hawaiian society. According to an 1897 Hawaiian Government Survey map of Moloka‘i showing 1848 divisions of land, the entire ahupua‘a of Ho‘olehua was given to the government, and all of Pālā‘au Ahupua‘a was retained by the Crown. Therefore, most of the current project area consists of former government lands but also includes a small portion of Crown Lands. No LCAs were awarded within the current project area, and only one LCA and one Land Grant were awarded in the vicinity.

In 1920, the U. S. Congress passed the Hawaiian Homes Commission Act to administer and manage some 200,000 acres of land that belonged to the government of the Kingdom of Hawai‘i or were recognized as Crown lands. Agricultural homesteads were to be leased to native Hawaiians; with leasehold terms generally lasting 99 years with the opportunity to extend for 99-years at one dollar a year. In 1924, the program was expanded to include 11,400 acres of Pālā‘au-Ho‘olehua. The project area consists of these Pālā‘au-Ho‘olehua Homestead lands and includes a subdivision indicated as residential lots for Kalanianaʻole settlers in the western portion. Due to the homestead program, the Pālā‘au-Ho‘olehua region had the largest population of native Hawaiians in 1930. Of the 1,031 residents, 826 were Hawaiian. Families farmed a variety of crops, including corn, melons, tomatoes, cucumbers, pumpkins, sweet potatoes, squash, peanuts, beans, onions, and cabbage. Though dryland agriculture had successes at Pālā‘au-Ho‘olehua Homesteads, constant care was needed to combat hardships caused by droughts, winds, and pests.

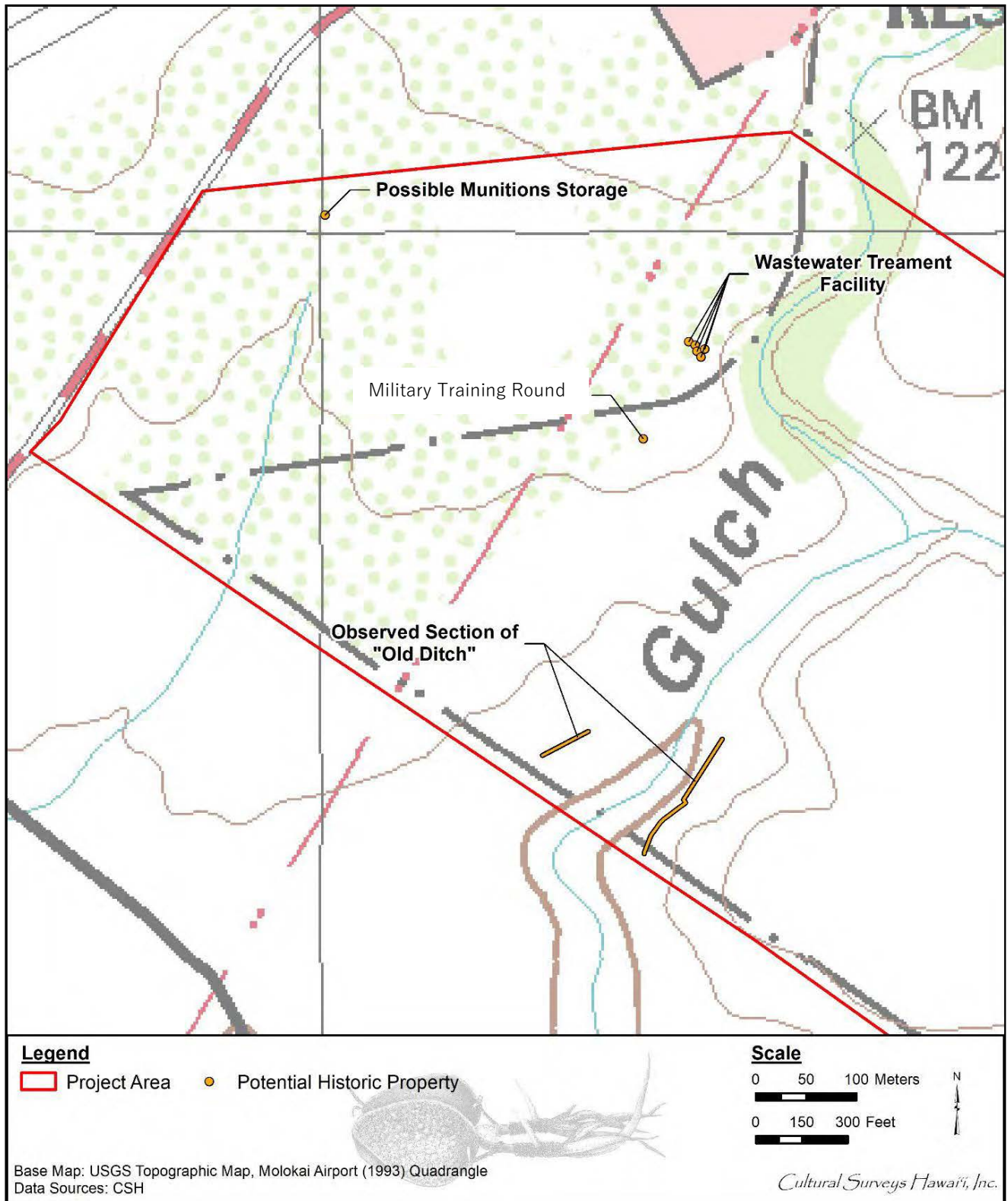


Figure 3 – Potential Historic Properties Observed

Hydrology and Drainage

The project site is gentle to moderately sloping down towards the south, dissected by gullies of Kāluape‘elua Gulch. The gullies of Kāluape‘elua Gulch cross the Nā‘iwa subdivision within TMKs: (2) 5-2-003:001; (2) 5-2-004:001, 002, 007, and 046. See **Figure 4, Surface Waters**. This gulch is indicated on the U. S. Geologic Survey (USGS) topographic sheet (USGS, 2017) as a dashed blue line “intermittent stream”. However, no part of the gulch on the subject property shows any indication of the presence of a stream and, according to the USGS topographic sheet, does not have a surface connection to the ocean.

Kāluape‘elua Gulch is classified as “Inland Class 2 Waters” by the DOH. According to Hawai‘i Administrative Rules (HAR), Chapter 11-54, Water Quality Standards, Class 2 waters can be used for “recreational purposes, support and propagation of aquatic life, agricultural and industrial water supplies, shipping, and navigation,” among other allowable uses compatible with protecting the natural resources in these waters (HAR, Chapter 11-54, Water Quality Standards). According to the U. S. Fish and Wildlife Service (USFWS) National Wetlands Inventory, Kāluape‘elua Gulch is classified as Riverine (classification code: R4SBC). No other wetlands are located within the project area. The project’s southeastern corner is approximately 2.6 miles from the nearest coastline, which is defined as Class A water (“open coastal waters”).

Mitigations including setbacks from the edges of the gulches have been designed into the project to minimize project impacts on the gulch waters. Additionally, the project will meet or exceed County drainage requirements, limiting extensive grading, and maintaining the existing drainage patterns. In addition, the project design includes detention basins⁴ integrated into the site layout; and will utilize grassed swales, vegetated or grassed drainage ditches, drain inlets, and underground drain pipes to control and convey runoff.

⁴ The basins will be sized to provide storage volume to accommodate the peak storm event runoff and the County required storm water treatment. The basins will be dry except when needed for temporary storage of runoff to attenuate the design storm event. They will be emptied in 48 hours after the design storm. As much as possible, the basins will be located in vacant lots or unusable portions of awarded lots where feasible. The detention basins shown in awarded lots are tentative. The actual locations for the basins will be coordinated with the beneficiaries and their existing improvements. The detention basins will be fenced for public safety and easements provided. The drainage design is being preliminarily worked on and may be subject to change based on the final design requirements of the site. Maintenance of the detention basins will be by DHHL.

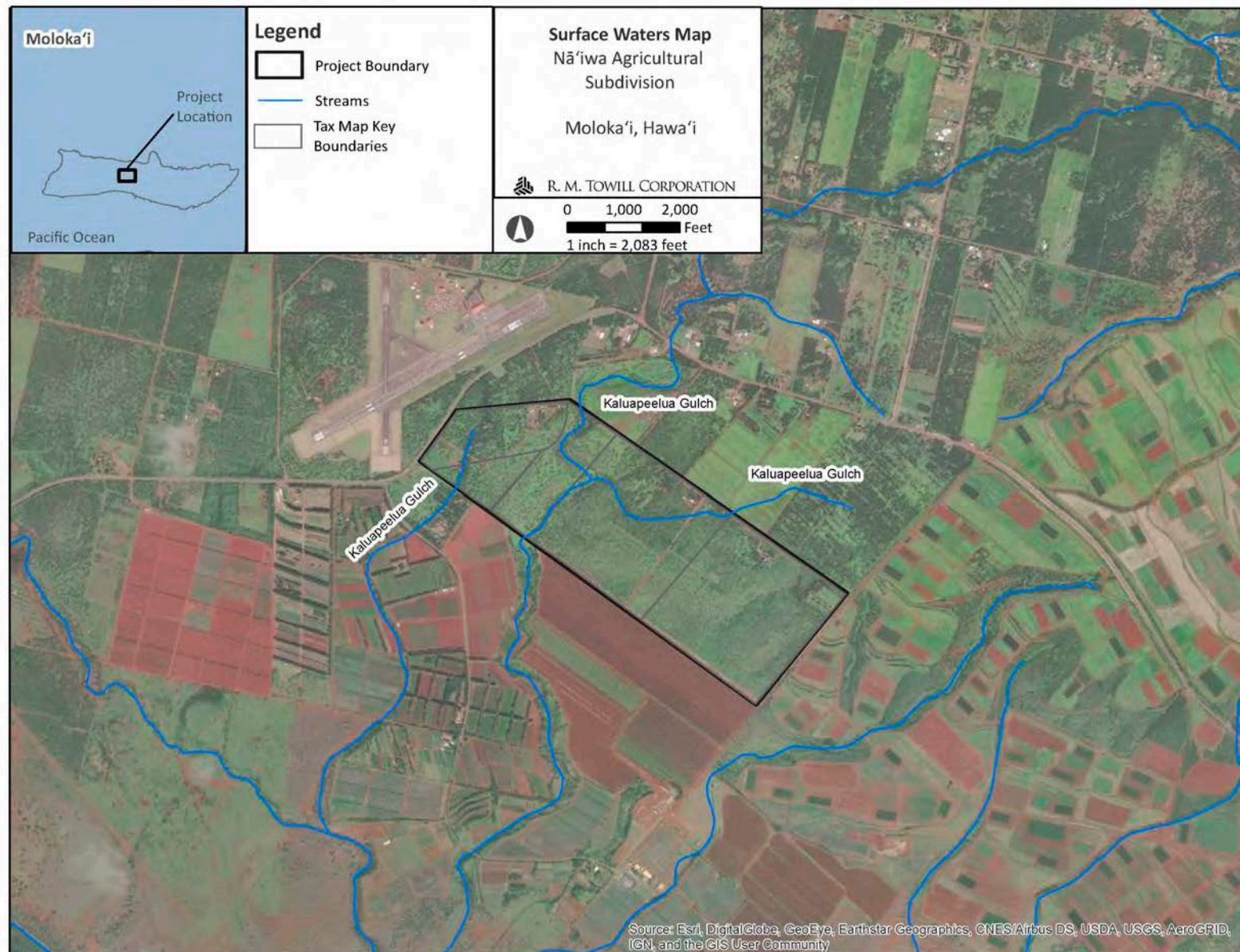


Figure 4 – Surface Waters

Natural Resources

A natural resources assessment report, dated March 2021, was prepared by AECOS Inc. for the DHHL Nā‘iwa Agricultural Subdivision project. The site is dominated by naturalized or ornamental species. Axis deer was the only mammal observed⁵. No Hawaiian Hoary Bat or 'Ope'ape'a (*Lasiurus cinereus semotus*) were detected. A total of 290 individual birds of 14 species representing 11 separate families were recorded during station counts. One species recorded—Pacific Golden-Plover or *kōlea* (*Pluvialis fulva*)—is a native, a migratory shorebird species. The remaining 13 species recorded during the survey were alien to the Hawaiian Islands. While not observed, it is possible that seabirds, including: the endangered Hawaiian Petrel (*Puffinus sandwichensis*), Band-rumped Storm-Petrel (*Hydrobates castro*), threatened Newell’s Shearwater (*Puffinus newelli*), and Migratory Wedge-tailed shearwater - ‘Ua‘u kani (*Ardenna pacificus*) overfly the project area. No suitable nesting or roosting habitat for any of these seabird species occurs in or close to the project area. Additionally, while not observed, the Hawaiian goose, Nēnē (*Branta sandvicensis*) may occur in the project area.

While also not observed, there is the chance that the project site may be home to the endangered orange-black damselfly (*M. xanthomelas*) and Blackburn's sphinx moth (*Manduca blackburnii*). Tobacco trees (host plant for endangered Blackburn's sphinx moth) and aquatic environments (breeding environment for endangered orange-black damselfly) were identified in several areas within the project.

Consistency with DHHL Planning System

The Draft EA addresses the proposed project uses for consistency with existing plans and applicable land-use policies. The DHHL Moloka‘i Island Plan, adopted in 2005, identifies the proposed Nā‘iwa Agricultural Subdivision as the first priority for completion. The parcels in which this project will be developed are currently designated by the Moloka‘i Island Plan for Subsistence Agriculture Homestead. The proposed Nā‘iwa Agricultural Subdivision would provide up to approximately 66 agricultural lots. The project is intended to provide more native Hawaiians with an opportunity to return to the land and promote self-sufficiency through farming opportunities. The final lot count will be based on an examination of all lots including vacant lots for feasibility for agricultural uses with the objective of meeting the stated purpose and need for the project.⁶

“Nā‘iwa infrastructure” is identified in the 2007 Molokai Regional Plan as a DHHL Development project. Page 25 of the Molokai Regional Plan states “this agricultural subdivision is already planned and awarded but not-built. [The] community is comprised of 58 lots on 298 acres that was part of an accelerated award program in 1986. This project is awaiting completion of the Phase IV Ho‘olehua water system improvements and other infrastructure needs.” The Molokai Regional Plan was updated in 2019 and the Nā‘iwa Agricultural Subdivision was listed in Appendix B as one of many department and community projects currently in progress.

⁵ Domestic dog, pig, domestic cattle, domestic goat, domestic sheep audio, scat, skeletal, signs, and/or tracks were found within the project boundaries.

⁶ Each of the 50 awarded lots in the Nā‘iwa Agricultural Subdivision ranging from 4 to 8 acres were awarded as "subsistence agriculture" by DHHL in 1985. Subsequent to the Nā‘iwa Agricultural Subdivision award, the acreage size for the DHHL land use designation "subsistence agriculture" was reduced to 1-3 acres. The remaining vacant lots in the Nā‘iwa Agricultural Subdivision will be subject to studies for development and could result in up to approximately sixteen (16) vacant lots that are approximately half the size for new awards.

Mitigation Measures Identified in the Draft EA

Based on the evaluation of the proposed project the following mitigations are proposed in the Draft EA:

- Best Management Practices (BMPs) will be implemented to mitigate the potential impacts of soil erosion and fugitive dust during construction.
- BMPs will also be employed to mitigate construction-related noise impacts.
- Minimizing the movement of plant or soil material between worksites, where possible, and cleaning all equipment, materials, and personnel of excess soil and debris to mitigate the spread of any high-risk invasive species in the area.
- Shielding of outdoor light fixtures to prevent harm and disorientation of seabirds.
- Avoid removing or trimming woody plants greater than 15 feet tall during the Hawaiian hoary bat birthing and pup-rearing season and the use of barbed wire to top fence lines that could entangle flying bats.
- Stopping work in the vicinity of nēnē should one be present on the site, and resuming work only when it has vacated the site of its own accord.
- Survey of the area for the Blackburn's sphinx moth and its larval host plants.
- BMPs will be employed for work in aquatic environments to minimize the degradation of water quality and impacts on fish and wildlife resources for the protection of the orange-black damselfly.
- BMPs will be employed to minimize impacts on archaeological or historic resources. Mitigations include compliance with technical consultant recommendations including:
 - Preservation Plan following HRS 6E-8 review;
 - Compliance with all laws and rules regarding the preservation of archaeological and historic sites;
 - Further (ongoing) consultation with SHPD;
 - In the unlikely event that subsurface historic resources are identified during development, work will cease in the immediate vicinity of the find, the find will be protected from additional disturbance, and SHPD will be contacted;
 - Relevant construction documents will include a provision detailing the aforementioned criteria for all project-related development of the project site; and
 - Continued consultation with stakeholders related to historic practices will be conducted.
- Construction of onsite drainage detention basins to detain the expected increase in peak stormwater flows to a rate that does not exceed pre-development levels in compliance with Maui County stormwater drainage standards and to mitigate stormwater-related potential water pollution.
- A Notice of Proposed Construction or Alteration (or multiple notices) will be submitted to the Federal Aviation Administration (FAA) as needed. DHHL will restrict agricultural activities that could attract wildlife to nearby airport facilities.

ANTICIPATION OF A FINDING OF NO SIGNIFICANT IMPACT

Based upon the analysis completed in the Draft EA, Staff anticipates a finding of no significant impact (FONSI) for the Nā‘iwa Agricultural Subdivision. This determination is based upon the 13 criteria of significance that approving agencies must consider as specified in HAR, Section 11-200.1-13. An analysis of the 13 criteria of significance is presented below:

1. Irrevocably commit a natural, cultural, or historic resource.

The proposed project is not anticipated to involve any construction activity that may lead to the loss or destruction of any sensitive natural or cultural resource. The project area has been subject to a natural resources assessment, an ALRFI, and a CIA. There are no known rare, threatened, or endangered species of flora, fauna, avifauna, or important habitats located within the project site.

Three post-Contact potential historic properties were observed and documented during the ALRFI for the project: remnants of an “Old Ditch,” a possible munitions storage area; and a wastewater treatment facility. Based on the field inspection and background research for the ALRFI report, the historic properties are likely significant only for their information potential regarding plantation-era sugarcane cultivation and World War II-era military use in the area. The proposed action will likely impact these newly identified historic properties. In accordance with HRS, Chapter 6E, SHPD will be consulted regarding the proposed project's potential to impact historic resources and the necessity for further project-related historic documentation and preservation. The DHHL is presently pursuing this process. Measures to avoid impacts to natural, cultural, and historic resources are identified within the Draft EA should they inadvertently be encountered in the development phases of the proposed project.

2. Curtail the range of beneficial uses of the environment.

The project would expand the beneficial use of the project area by supporting the use of up to approximately 66 agricultural lots for the purpose of various agricultural activities, homesteads, and/or residential uses by native Hawaiians on land that is lying fallow. The proposed project complies with the State of Hawai‘i Agricultural Lands of Importance classification of “Unique,” as the site’s primary purpose will be for agricultural uses.

3. Conflict with the State’s environmental policies or long-term environmental goals established by law.

The proposed project is not in conflict with the long-term environmental policies, goals, and guidelines of the State of Hawai‘i. As presented in the project EA, the project’s potential adverse impacts are associated only with short-term construction-related activities, and such impacts can be mitigated through adherence to standard construction mitigation practices.

4. Have a substantial adverse effect on the economic welfare, social welfare, or cultural practices of the community and State.

The proposed project will have beneficial effects on the economy and social welfare by providing lands that are currently lying fallow to beneficiaries to utilize for agricultural practices and to possibly reside. The proposed project is also expected to provide beneficial impacts with respect to cultural practices, by creating opportunities to grow, process, trade, and sell traditional and/or native plants that can serve aesthetic, traditional, and educational purposes.

5. Have a substantial adverse effect on public health.

The proposed action will be developed in accordance with Federal, State, and County rules and regulations governing public safety and health. During the construction period, the proposed action would result in temporary impacts to air quality, noise levels, and the generation of storm water runoff; however, these potential impacts are not anticipated to substantially affect public health and will be addressed through the application of appropriate mitigation measures as described in the project EA. Wastewater disposal will be accommodated by individual wastewater disposal systems that are approved by the DOH. Furthermore, the proposed action is not anticipated to create significant direct or indirect foreseeable GHG emissions and does not fall within the threshold of mandatory GHG reporting. As such, no adverse impact to public health or welfare is anticipated as a result of the proposed action.

6. Involve adverse secondary impacts, such as population changes or effect on public facilities.

Although the project will increase the population in the immediate area, the population increase has been planned for through long-range land use and infrastructure planning on the part of DHHL, the County of Maui, and the State of Hawai'i as discussed throughout the project EA.

7. Involve a substantial degradation of environmental quality.

Construction activities associated with the proposed project are anticipated to result in negligible short-term impacts on noise and air quality, and the generation of stormwater runoff in the immediate vicinity. With the incorporation of the recommended mitigation measures during the construction period, the project will not result in the degradation of environmental quality. No long-term negative impacts are expected from project implementation.

8. Be individually limited but cumulatively have substantial adverse effect upon the environment or involves a commitment for larger actions.

The design of the project area minimizes cumulative impacts on the environment. These design elements include the use of detention basins, landscape buffers adjacent to gulches, and grassed/vegetated swales and ditches to accommodate and return water to the ground rather than piping toward nearshore resources. The proposed project does not instigate a commitment to larger actions. As described throughout the EA document, long-term land use planning and

infrastructure planning have identified the project site for development and as such, DHHL, the County of Maui, and the State of Hawai‘i have been developing or projecting infrastructure improvements to support the development.

9. Have a substantial adverse effect on a rare, threatened, or endangered species, or its habitat.

The proposed project is not anticipated to have any adverse impact on rare, threatened, or endangered species. Opportunities for positive impacts on botanical resources are expected from the project through the reintroduction of traditional practices and supporting resources including ethnic and/or native species, and the incorporation of native species in landscaping. Mitigation measures to avoid impacts to seabirds, Hawaiian hoary bat, nēnē, orange-black damselfly, and Blackburn’s Sphinx Moth are included in this EA.

10. Have a substantial adverse effect on air or water quality or ambient noise levels.

Construction activities for the development of the project could potentially impact air, noise, and water quality levels within the immediate project area. However, these impacts will be short-term and mitigatable. All construction activities will comply with applicable regulations and will implement appropriate mitigation measures as necessary. After construction, the development is not expected to adversely impact air, noise, or water quality levels. There will be an increase in impervious surfaces over the project area's former undeveloped use; however, any increase in runoff will be accommodated by proposed low-impact drainage improvements and will not detrimentally affect water quality.

11. Have a substantial adverse effect on or be likely to suffer damage by being located in an environmentally sensitive area such as a flood plain, tsunami zone, sea level rise exposure area, beach, erosion-prone area, geologically hazardous land, estuary, fresh water, or coastal waters.

The development will not affect any environmentally sensitive area and buffers are proposed adjacent to the gulches that run through the project site. Development areas are located outside Flood Insurance Rate Map-designated flood plains and inland from the coast away from tsunami zones, sea level rise exposure areas, and beaches. Homes will be constructed by beneficiaries in compliance with County of Maui building codes, which are adopted to protect residents to the extent possible from hazardous weather conditions.

12. Have a substantial adverse effect on scenic vistas and view planes, day or night, identified in county or state plans or studies.

The project site is not specifically listed as a scenic vista or view plane. The expected development is of a low-rise nature that will not be impactful to views across the landscape.

13. Require substantial energy consumption or emit substantial greenhouse gasses.

The proposed project will increase energy consumption over the current use, of vacant land. However, the energy consumption of the future proposed beneficiaries' agricultural activities and homes is not considered to be substantial, or excessively more than the energy consumed by similar developments throughout the region.

Based on these criteria, DHHL does not expect that activities associated with the Proposed Project would have a significant effect on the environment.

NEXT STEPS FOR EA COMPLETION

The following is a list of anticipated next steps and milestones in the completion of the EA.

- Draft EA is anticipated to be published in May 2023, ERP *TEN*
- The 30-day public comment period on the Draft EA is anticipated to end in June 2023.
- Revise Draft EA per public comments and complete Final EA (TBD).
- Present Final EA to HHC; HHC issues FONSI declaration for the project (TBD).
- HHC FONSI declaration for the project and Final EA submitted to ERP for publication in ERP bi-monthly bulletin. (TBD)

NEXT STEPS FOR OVERALL PROJECT IMPLEMENTATION

In addition to the completion of the Final EA and HHC declaration of FONSI for the project in accordance with HRS Chapter 343 and HAR 11-200.1, the following actions permits, approvals, and coordination are needed.

Responsible Entity	Permit/Approval/Coordination
Federal Aviation Administration	FAA Form 7460-1 Notice of Proposed Construction or Alteration
U. S. Army Corps of Engineers	Department of the Army Permit
State Department of Health – Clean Water Branch	National Pollutant Discharge Elimination System (NPDES) Permit
State Department of Health – Clean Water Branch	Section 401, Water Quality Certification
State Department of Health – Indoor and Radiological Health Branch	Community Noise Permit (if applicable)
State Department of Health – Wastewater Branch	Review, Individual Wastewater System approval (by future lessees)
State Department of Land and Natural Resources – State Historic Preservation Division	Chapter 6E, HRS compliance, and Section 106 compliance as needed
State Department of Land and Natural Resources – Commission on Water Resource Management	Water Use Permit
County of Maui Department of Public Works	Grading/Subdivision/Building/Electrical Permits, plan review
DHHL Moloka‘i Water System	Review, coordination, and allocation of additional water
County of Maui Planning Department and/or Planning Commission	Use Permits, plan review
State Department of Agriculture	Review, coordination, and allocation of additional irrigation water
State Department of Land and Natural Resources – Commission on Water Resource Management	Incorporate into Agricultural Water Use and Development Plan
County of Maui Planning Department and/or Department of Water Supply	Incorporate into Water Use and Development Plan
State Department of Land and Natural Resources Engineering Division	Incorporate into State Water Projects Plan
County of Maui Department of Transportation	Coordination regarding the proposed internal roadway upkeep
Lessees and beneficiaries on the waitlist	Initiate vacant lot award offerings
DHHL and lessees and beneficiaries on the waitlist	Easement for utility connections
State Legislature	Secure sufficient budget appropriation

Furthermore, the completion of the engineering design, construction of site infrastructure, and a willingness by current and future decision-makers to follow through with various aspects of the project will be needed to ensure successful implementation.



HAWAIIAN HOME LANDS

HAWAIIAN HOMES COMMISSION · DEPARTMENT OF HAWAIIAN HOME LANDS

Moloka'i Island Project Updates

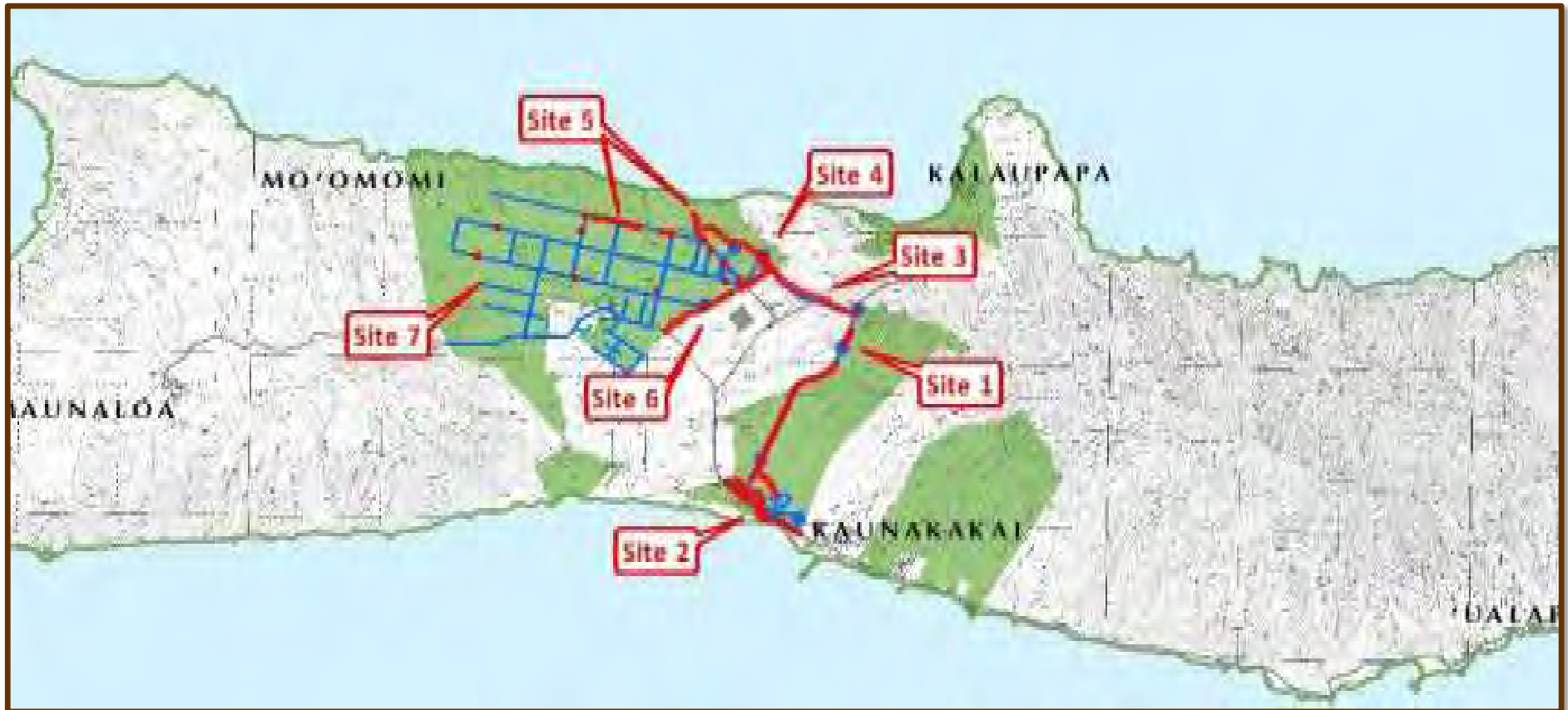
**Item E-3
For Information Only
April 17-18, 2023**

DEPARTMENT OF HAWAIIAN HOME LANDS - LAND DEVELOPMENT DIVISION



Ho'olehua Water System

Improvements Located at Seven Sites



DEPARTMENT OF HAWAIIAN HOME LANDS - LAND DEVELOPMENT DIVISION



Ho'olehua Water System - Proposed Improvements

Objectives:

- Improve reliability and functionality of water delivery
- Address Water Pressure issues
- Address Fire Protection Deficiencies
- Improve Water System Safety and Security
- Reduce Energy Cost



Ho'olehua Water System Improvements - Project Funding



•USDA Loan:	<u>\$ 7,455,000</u>
•USDA Grants:	<u>\$ 11,634,083</u>
•DHHL Contribution:	<u>\$ 12,528,712</u>
•Legislature CIP:	<u>\$ 500,000</u>
•NAHASDA:	<u>\$ 2,700,000</u>

Total Funds:	<u>\$ 34,817,795</u>
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Ho'olehua Water System – Project Status

- **Package 1: Ho'olehua (Site 1, Site 3-7)**
 - Contractor: Goodfellow Bros. LLC
 - Construction status: 72% complete
 - In progress: Two 3.5 MG tanks repairs at Site 4 (\$3.3M)
New Maintenance Bldg at Site 7 (\$1.5M)
- **Package 2: Kalamaula**
 - Contractor: Goodfellow Bros. LLC
 - Construction status: 100% complete
- **Package 3: Photovoltaic system**
 - Reassess installation of Photovoltaic system
- **Package 4: Equipment for Operations and Maintenance**
 - Various equipment has been procured and delivered to Molokai District Office
 - Smart Meter installation by others



Kalanianaʻole Hall

- Act 88, SLH 2021, as amended by Act 248, SLH 2022, provides for \$1,500,000 to Homestead Services repair improvements
- On March 3, 2023, Governor Josh Green, M. D., releases grant funds
- \$500,000 earmarked for Improvements to Kalanianaʻole Hall, including but not limited to:
 - Termite fumigation and ground treatment
 - Foundation work as needed
 - New floor sheathing and tiles
 - Roof repair and sealing if needed
- Schedule: To be determined





Nā'iwa Ag Subdivision – Site Improvements

PLANNED INFRASTRUCTURE FOR SUBDIVISION UP TO 66 LOTS

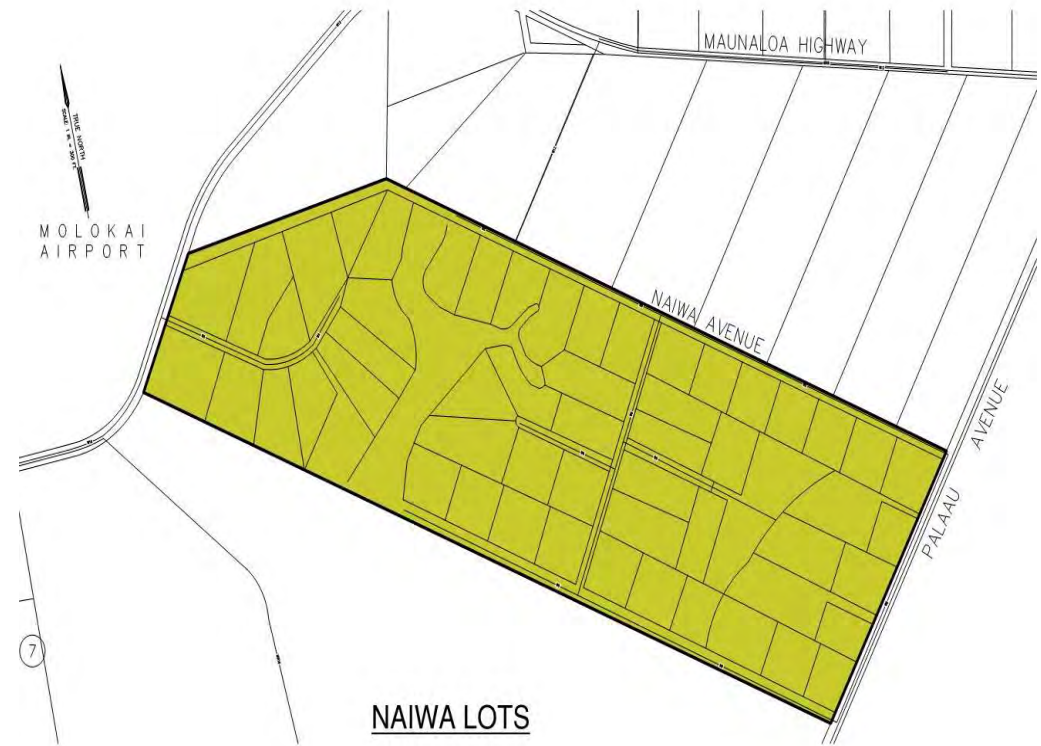
- Paved Roadways
- Potable water
- Irrigation water
- Overhead Electrical Service
- Drainage detention basins in lots

BUDGET

- Environmental Assessment & Preliminary Engineering Report: \$550,000
- Design & Subdivision Approval: \$950,000
- Construction: \$30,000,000 (estimated)

TENTATIVE SCHEDULE

- Early 2021: Start Chap. 343 Environmental Documentation
- Mid 2023: Complete Environmental Documentation
- Early 2024: Complete design
- Mid 2024: Advertise bids for construction
- Late 2024: Begin construction
- Late 2025: Construction completed; Final Subdivision Approval



***Subject to construction funding**

Ho'olehua Scattered Lots – Site Improvements

SCOPE OF WORK

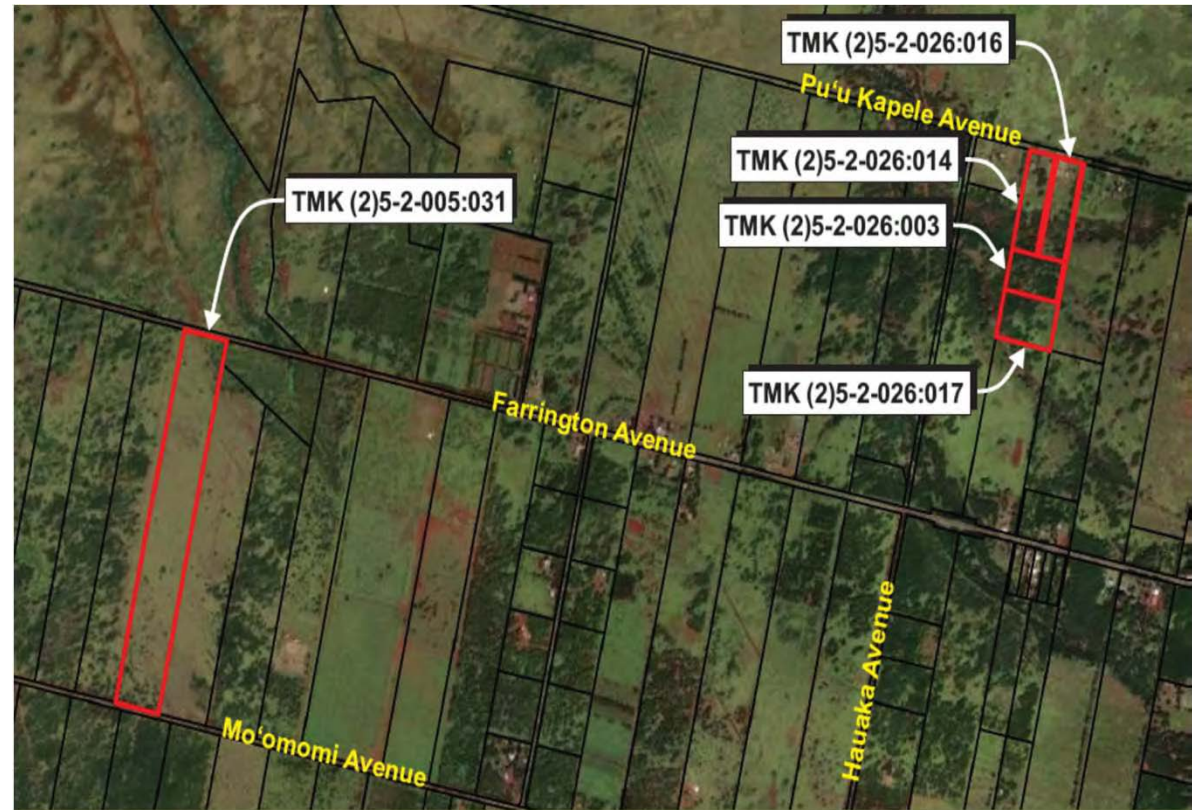
- Create at least 12 new lots from existing unencumbered ag lots; subdivide to Subsistence Ag standards for additional lots
- Potential Infrastructure Improvements
 - Roadway and electrical
 - Potable and Irrigation water

BUDGET

- Design: \$900,000
- Environmental Assessment: \$600,000
- Construction: \$3,000,000

SCHEDULE

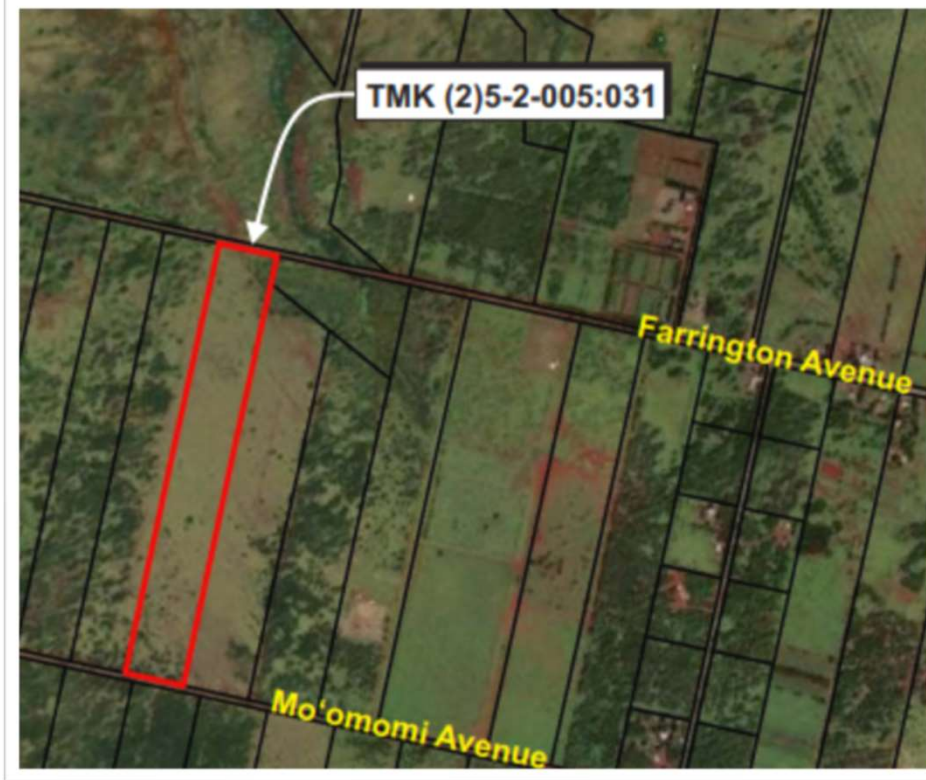
- Mid 2024: Complete Environmental Documentation
- Mid 2024: Complete design
- Early 2025: Advertise bids for construction
- Mid 2025: Begin construction
- Early 2026: Construction completed



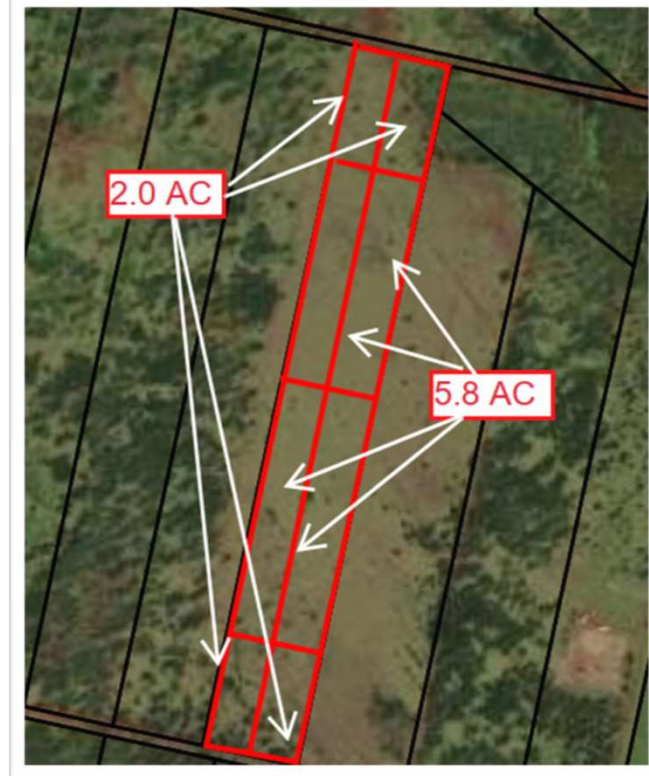
*subject to construction funding

Ho'olehua Scattered Lots – Site Improvements

TMK (2)5-2-005:031

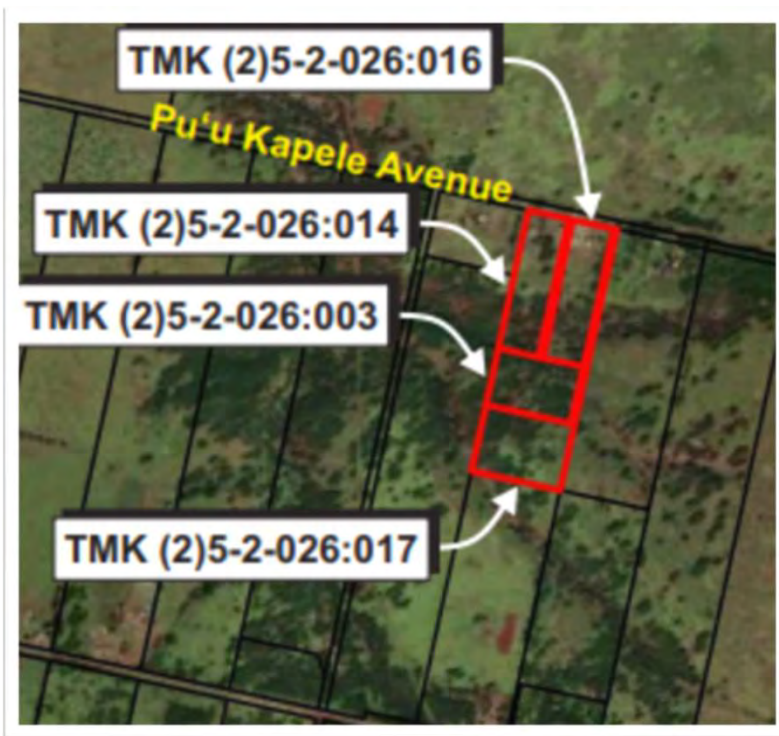


PROPOSED LOT SUBDIVISION

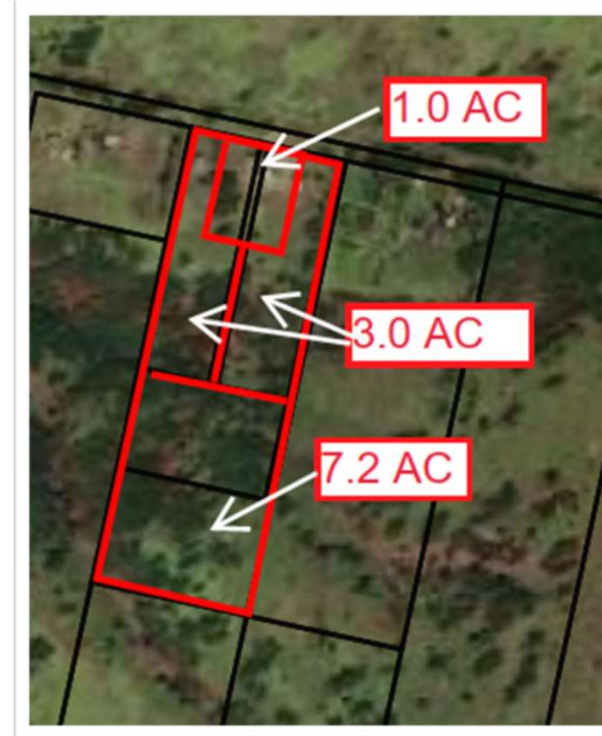


Ho'olehua Scattered Lots – Site Improvements

TMKs (2)5-2-026:003, :014, :016, and :017



PROPOSED LOT SUBDIVISION





Hoolehua Veterans and Homestead Residents Center

- New design-build facility for joint use by DHHL Homestead Residents and Molokai Veterans; includes offices, kitchen, meeting rooms, event space, parking lot, new septic tank and leach field
- Legislative Appropriation \$4 million (encumbered)
- Construction began October 4, 2022, with an anticipated completion date in October 2023
- Contractor: Diede Construction Inc.

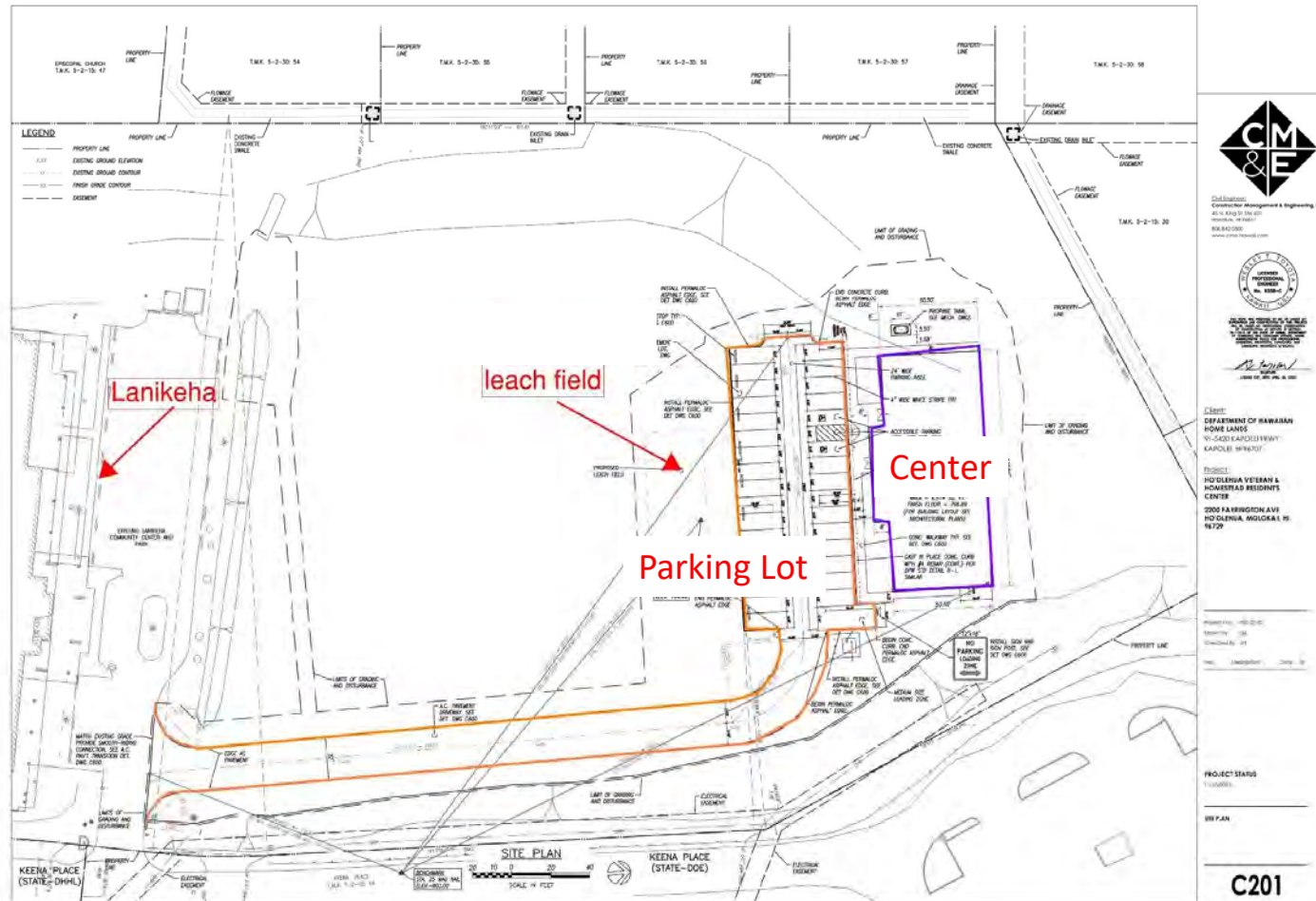
Project Location





Hoolehua Veterans and Homestead Residents Center

- Site Plan



DEPARTMENT OF HAWAIIAN HOME LANDS - LAND DEVELOPMENT DIVISION



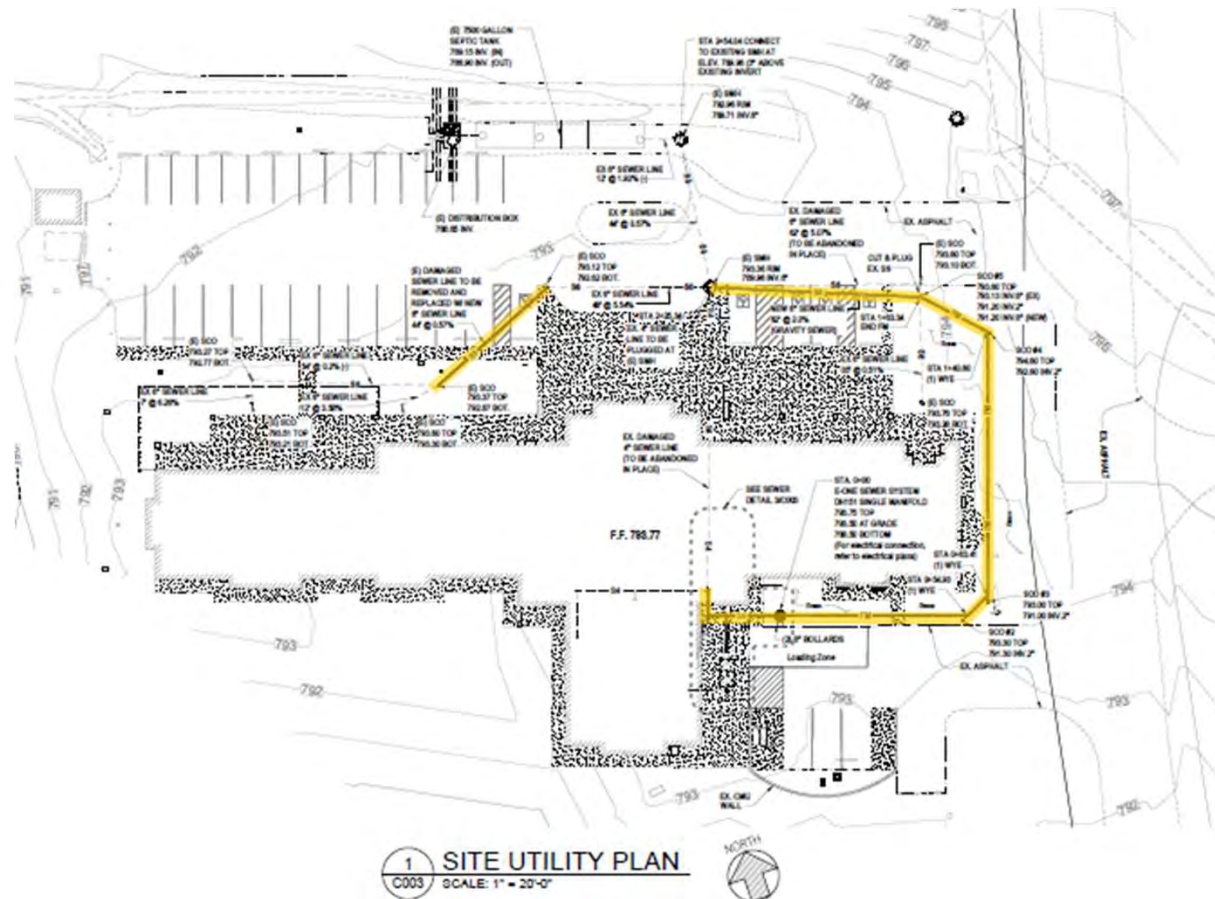
Lanikeha Center

- Act 88, SLH 2021, as amended by Act 248, SLH 2022, provides for \$1,000,000 to Molokai Homestead Farmers Alliance for Lanikeha Center renovations including restroom and sewer improvements
- On March 3, 2023, Governor Josh Green, M. D., releases grant funds
- Hawaii Engineering Group prepared engineering plans to reroute kitchen wasteline around Lanikeha Center





Lanikeha Center





Moloka'i Cesspool Assessment

Enabling Legislation:

- **Act 125, Session Laws of Hawaii, 2021 requires upgrade, conversion, or sewer connection of all cesspools by 2050, unless exempted**

Hawaii Engineering Group Project Objectives:

1. Build an accurate database of existing cesspools
2. Create baseline engineering drawings for cesspool evaluation
3. Assess existing conditions for conversion of cesspools to comply with Act 125 (SLH 2017) by 2050
4. Evaluate existing infrastructure and make recommendations for possible cesspool conversions



Moloka'i Cesspool Assessment

Field Survey Completed in September 2022

Homestead	Existing DHHL Data	Field Verified Data
Kapa'akea		
Septic Tank	N/A	8
Cesspool	43	45
One Ali'i		
Septic Tank	N/A	5
Cesspool	26	26
Kalama'ula		
Septic Tank	N/A	67
Cesspool	93	64
Ho'olehua-Pala'au		
Septic Tank	N/A	39
Cesspool	319	268
Total		
Septic Tank	0	119
Cesspool	481	403



Moloka'i Cesspool Assessment

- **HEG is preparing Final Report with recommendations for Cesspool conversion options by August 2023**
- **Main options for cesspool conversion are individual onsite septic tanks or a decentralized “cluster” wastewater system to serve several homes in a neighborhood**
- **DHHL understands the financial situation within our communities and seeks to lessen the burden on beneficiaries while we all malama the aina and maintain our precious water resources**

Your kokua is appreciated!



Moloka'i Drainage Study

The Molokai Island communities have a number of streams that run through the subdivisions. These streams cause flooding of communities during heavy rain storms as has happened during the December 2022 rain storm events that hit the island. There are 7 defined streams:

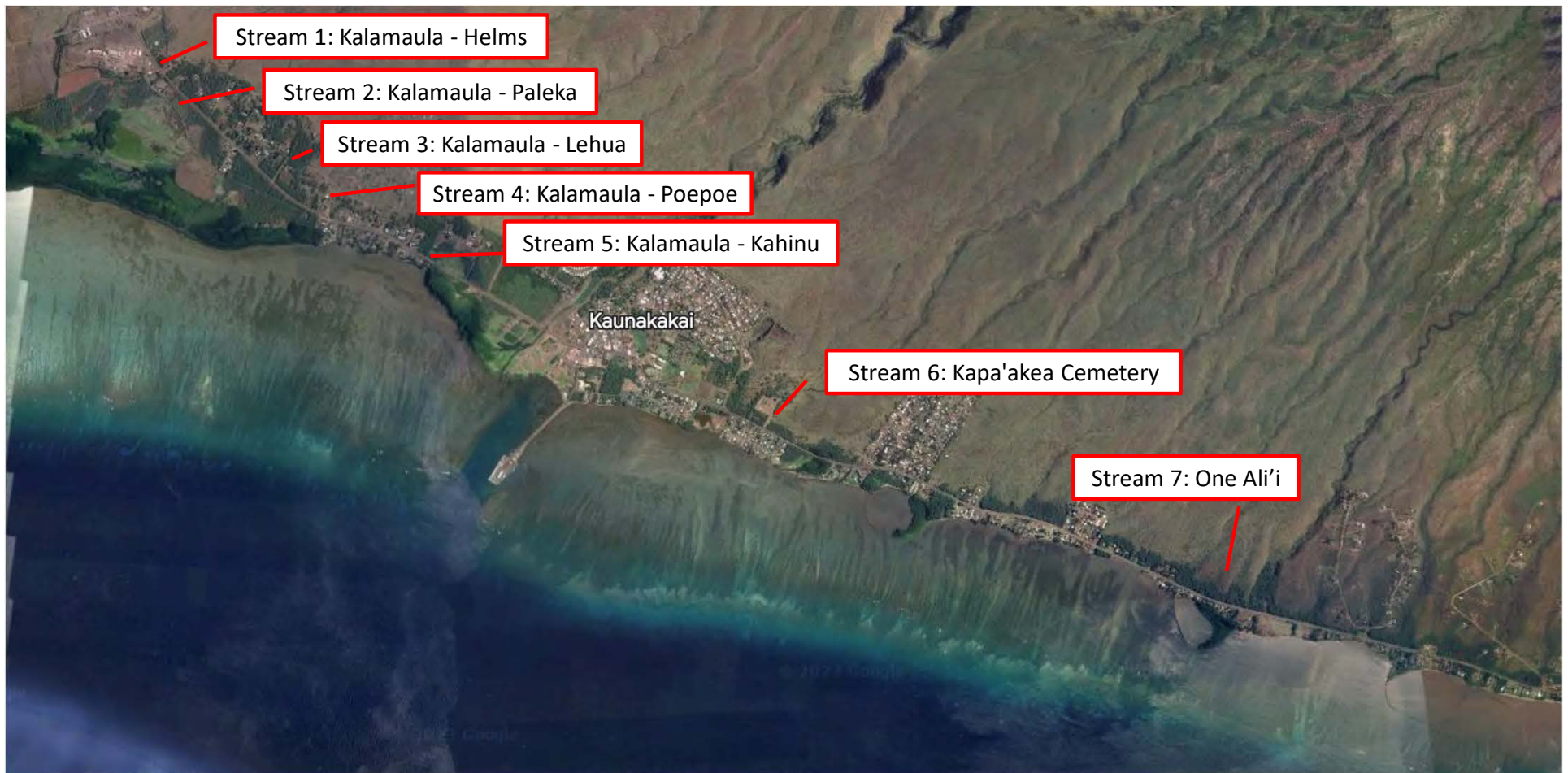
Kalamaula

- Helms Stream
- Paleka Stream
- Lehua Stream
- Poepoe Stream
- Kahinu Stream
- Kapa'akea Cemetery Stream
- One Ali'i Stream

DHHL has authorized a drainage study of these streams starting in May and is projected to be completed by November 2023



Moloka'i Drainage Study





Moloka'i Drainage Study



Kapa'akea Channel 1 During and After Rain Storm



Moloka'i Drainage Study



Kapa'akea Channel 2 During and After Rain Storm



Mahalo




DEPARTMENT OF HAWAIIAN HOME LANDS

www.dhhl.hawaii.gov

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17-18, 2022

To: Chairman and Members, Hawaiian Homes Commission

From: Stewart Matsunaga, Acting Administrator
Land Development Division 

Subject: For Information Only
Implementation Progress Report, as of March 31, 2023, for Act 279, Session
Laws of Hawaii 2022

RECOMMENDED MOTION/ACTION

None, for information only.

BACKGROUND

Act 279 enacted in Regular Session of 2022 of the 31st Legislature appropriated \$600,000,000 in general funds to provide a multi-pronged approach to reducing the DHHL waitlist. The \$600,000,000 will address the needs of those on the waitlist and those beneficiaries still waiting. (Excerpt from “Strategic Plan to Implement Act 279 of 2022 dated November 2022)

On August 16, 2022, The Hawaiian Homes Commission (HHC) approved the Strategic Approach to Implement Act 279 - August 2022. Further, on November 22, 2022 the HHC approved the Strategic Plan to Implement Act 279 of 2022.

Pursuant to Section 4(c), Act 279, DHHL shall submit the strategic plan, including findings, recommendations, and any proposed legislation, to the Legislature, no later than December 10, 2022. On December 6, 2022 copies of the Strategic Plan to Implement Act 279, SLH 2022 was transmitted to the Senate President and members of the Senate and President of the House and members of the House of Representatives, pursuant to Section 4(c), Act 279.

DISCUSSION ON FY 2023 IMPLEMENTATION

SECTION 6, Act 279, SLH 2022 states:

“There is appropriated out of the general revenues of the State of Hawaii the sum of \$600,000,000 or so much there of as may be necessary for the fiscal year 2021-2022 for the purposes of this Act; provided that any moneys not encumbered for specific purposes shall lapse to the general fund on June 30, 2025.” Please note that there is continuing controversy surrounding the establishment of the lapse date of June 30, 2025. The Department is seeking clarity of the lapsing date with the Department of the Attorney General.

In order to comply with the Legislative deadline to encumber \$600,000,000 by June 30, 2025, as noted in SECTION 6, Act 279, SLH 2022 the HHC approved Agenda Item C-5, an implementation budget for Act 279, SLH 2022 on August 15, 2022.

On November 7, 2022, Governor David Ige approved the release of \$172,750,000 for the implementation of FY 2023 projects, approved by the Hawaiian Homes Commission.

Exhibit “A” provides the procurement, contract and encumbrance status of FY 2023 Strategic Plan projects.

In its approval of the Act 279 Implementation Budget, the HHC authorized the Chairman to shift funding of expenditures between cost elements and funds as warranted, but not to exceed the total budget. In June 2023, DHHL shall submit a revised budget subject to the encumbrance of various Land Acquisition and Development projects. DHHL will also indicate which projects require more time for encumbrance, as well as projects funded with other sources of financing.

RECOMMENDED MOTION/ACTION:

None—for information only.

DEPARTMENT OF HAWAIIAN HOME LANDS
Act 279 IMPLEMENTATION IN FY 2023
PROJECT STATUS AS OF MARCH 31, 2023

Island	FY23 Subdivision/Project	Lots	Phase	Act 279 Budget approved by HHC 8/15/22	Amend #1 approved to 12/31/22	ENCUMBERED	EXPENDITURE	Status
Hawaii	Laiopua Villages 2/1 (Includes N. Kona Water Development KS Well 2 and 2A		Land	\$ 4,000,000	\$ 4,000,000			Continuing negotiations with Kamehameha Schools and Hawaii County Department of Water Supply
Hawaii	North Kona Water Development Private land owner.		Land					Continuing negotiations with private landowner.
Lanai	Lanai Residence Lots Offsite Infrastructure	75	Design	\$ 2,000,000	\$ 2,000,000			Negotiate scope and fees. Coordinate with Pulama Lanai.
Maui	Pu'unani Homestead Subdivision	161	Construct ion	\$ 17,500,000	\$ 17,500,000	\$ 17,171,944		Notice to Proceed. Plan for groundbreaking .
	Pu'unani Homestead Subdivision (Offsite Water Tank)		Design/ Construct ion			\$ 5,509,000		Construction plan review; bid in Summer 2023.
Maui	Leialii 1B Offsite Water		Construct ion	\$ 15,000,000	\$ 13,533,000			Final Environmental Assessment in Summer 2023. Project RFP/RFQ in Fy 2024.
Maui	Honokowai Subsistence Ag Ph. 1	50	Design		\$ 1,467,000	\$ 1,470,000		Site Survey and design in process. Coordinate R-1 water with County of Maui and Pulelehua development.
Oahu	Kaupea, Phase 2		Land	\$ 8,250,000	\$ 8,250,000	\$ 8,250,000	\$ 8,250,000	Transfer Agreement Executed; funds transfered to HHFDC.\$8.25M Encumbered December 2022; funds transferred shortly thereafter.
	Kaupea, Phase 2	60	Dev Agree					Proposals due 4/28/23. Estimated infrastructure cost= \$15,000,000
Oahu	East Kapolei II Backbone Infrastructure		Design	\$ 3,000,000	\$ 3,000,000			Design funds encumbered with Trust Fund to expedite Design work. Construction estimated in early 2024.
Oahu	East Kapolei IIA	300	Dev Agree	\$ 14,000,000	\$ 14,000,000			RFP/RFQ scheduled for Fall 2023 for multifamily rental development. Shift funding to FY24.
Oahu	East Kapolei IIE	142	Dev Agree	\$ 21,000,000	\$ 21,000,000			RFP/RFQ scheduled for Fall 2023, subject to development of backbone infrastructure designs. Shift funding to FY24.
Kauai	Hanapepe Residence Lots, Phase 2	82	Construct ion	\$ 23,000,000	\$ 23,000,000	\$ 17,800,126		Construction contract encumbered. County of Kauai construction plan approval pending. Plan for groundbreaking.
Statewide	Land/Project Acquisition		Professio nal Services	\$ 1,500,000	\$ 1,500,000	\$1,500,000	\$26,000	Bowers+Kubota provides project management assistance to supplement DHHL staff.

DEPARTMENT OF HAWAIIAN HOME LANDS
Act 279 IMPLEMENTATION IN FY 2023
PROJECT STATUS AS OF MARCH 31, 2023

Island	FY23 Subdivision/Project	Lots	Phase	Act 279 Budget approved by HHC 8/15/22	Amend #1 approved to 12/31/22	ENCUMBERED	EXPENDITURE	Status
	Land/Project Acquisition		Dev Agree	\$ 33,500,000	\$ 33,500,000			RFP let in November 2022; 7 Offers under review. Selections in Feb 2023.
Oahu	Proposal "A" Ewa Villages (Haseko)	142						Proposal Acceptable Acquisition: \$17,646,772 Source: NAHASDA Development: \$20,239,443 Source: Act 279 Begin acquisition and development agreement negotiations.
Maui	Proposal "B" Wailuku (DDC2 LLC)	207						Proposal Acceptable Acquisition: \$5,200,000 Source: Act 279 Development: \$43,445,272 Source: Act 279 Begin acquisition and development agreement contracting.
Hawaii	Proposal "C" Kaumana (Avalon Development)	168				\$ 2,000,000	\$ 2,000,000	Proposal Acceptable for Acquisition Only Acquisition: \$2,000,000 Source: Act 279 Development: \$ 40,836,000 Not acceptable
Maui	Proposal "D" Waiehu (DDC3 LLC)	366						Proposal Acceptable Acquisition: \$12,000,000 Source: Act 279 Development: \$91,814,040 Source: Act 279 Begin acquisition and development agreement formulation.
Oahu	Proposal "E" Waialua (Mill Camp Development Group, LLC)	92						Proposal review continues with discussions with Developer. Acquisition: \$2,100,000 Development: \$15,101,760
Statewide	Project Financing/Partnerships		Dev Agree	\$ 30,000,000	\$ 30,000,000			Draft RFP/RFQ in Summer 2023. Propose budget amendment to shift funding to FY24. Further discussion with Chair Watson
	Total	1845		\$ 172,750,000	\$ 172,750,000	\$ 53,701,070.00	\$ 10,276,000.00	11/17/22 \$172.75M ALLOTMENT released by Governor Ige. 1/26/23 \$172.75M ALLOTMENT ADJUSTMENTS FOR 2ND AND 3RD Q APPROVED.
				ALLOTTED	ALLOTTED	ENCUMBERED	\$52.85M expenditure limit per Maintenance of Effort	

Exhibit A

In Progress Draft Environmental Assessment for the Nā‘iwa Agricultural Subdivision


HAWAIIAN HOMES COMMISSION
APRIL 17 & 18, 2023


F – ITEMS
LAND MANAGEMENT DIVISION

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17-18, 2023

To: Chairman and Members, Hawaiian Homes Commission

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

From: Shelly Carreira, Land Agent
Land Management Division 

Subject: Approval to Annual Renewal of Right of Entry Permit(s), Moloka'i Island

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

- A) Renew all Moloka'i Island Right of Entry Permit(s) as listed on Exhibit "A" and identified by approximate location on the Moloka'i Island Map Exhibit "A-1" that are in compliance and issued temporary approvals, as of May 1, 2023.
- B) The annual renewal period, shall be on a month-to-month basis, for up to twelve (12) months, but no longer than April 30, 2024 or at the next scheduled HHC meeting on Moloka'i island whichever occurs sooner.
- 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 Moloka'i Island ROE permit(s) only, which shall effectively expire on April 30, 2023. 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 Moloka'i 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 Moloka'i Island land inventory covers approximately 25,900.0 acres¹ or 13% of DHHL's statewide inventory. The short-term disposition(s) cover approximately 9,980.0 acres or 39% of its inventory.

¹ DHHL Moloka'i Island Plan, June 2005

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 Moloka'i Island, which is less 1.0% (\$16,533) of the ROE total revenues (\$2,636,200) that DHHL receives statewide. Moloka'i Island holds 8 of the 145 ROE permits Statewide which are used for various purposes outside of industrial/commercial use. Land Management Division (LMD) proposes an average increased rent of 4% to permittees whose land use is designated for commercial/industrial purposes.

FY 2023		Total	FY 2024		Total
Agriculture	\$2,353	2	Agriculture	\$0	2
Caretaker/Landscape	\$0	-	Caretaker/Landscape	\$0	-
Commercial	\$2,622	1	Commercial	\$0	1
Community	\$1,440	2	Community	\$0	2
Industrial	\$0	-	Industrial	\$0	-
Office	\$7,478	1	Office	\$0	1
Pastoral	\$2,640	2	Pastoral	\$0	2
Preservation	\$0	-	Preservation	\$0	-
Recreation	\$0	-	Recreation	\$3	-
Research	\$0	-	Research	\$0	-
Stabling	\$0	-	Stabling	\$0	-
	\$16,533	8		\$16,533	8

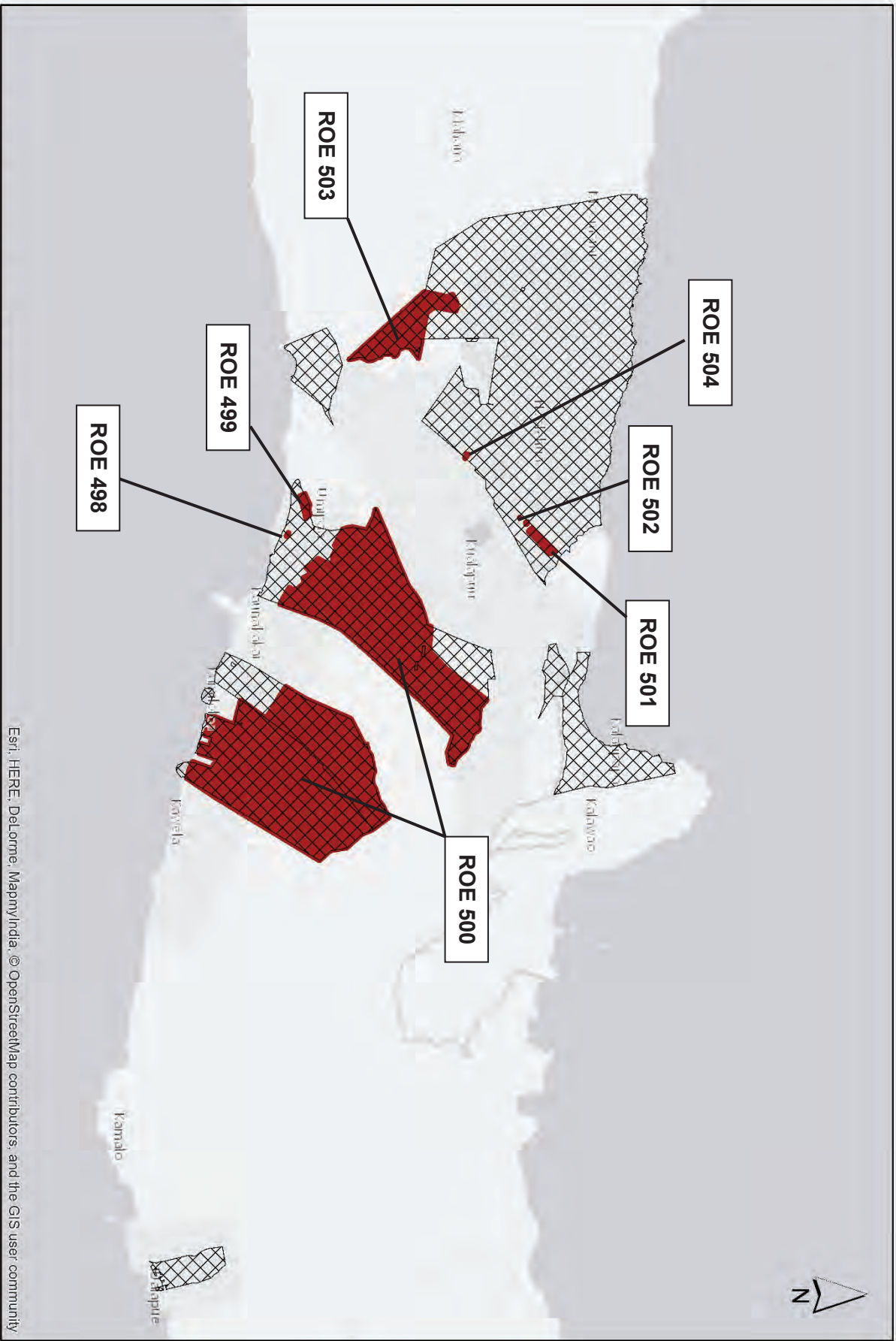
For FY 2023, renewals for the 8 Right of Entry Permits located on Moloka'i Island total annual rent revenue of \$16,533 as referenced in the table above. Rental fees for agricultural and pastoral use permits vary and are typically established at less than fair market rates (discounted) but not less than \$240/annum due to various site issues such as, insufficient/no infrastructure, no legal access, substandard lot size or irregular shape, etc. LMD respectfully recommends maintaining its current rental rates without any increase.

AUTHORITY / LEGAL REFERENCE:

§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.



MOLOKAI RIGHTS-OF-ENTRIES (Note map depicts general locations and size of areas under existing ROE.)

Exhibit "A-1"

Legend

Item No. F-1



DHHL Land



Existing ROE

RIGHT OF ENTRY PERMITS - MOLOKAI ISLAND, as of APRIL 2023					Denotes Beneficiary		Denotes Delinquent	
NO.	ACRE	USE	PERMITTEE/ADDRESS	TMK	Date Started	Current Annual Rent	Proposed Annual Rent	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
499	30.000	Agricultural	Monsanto Hawaii	(2) 5-2-011:033	2/1/2005	\$2,352	-	Rent is current; portion of a larger parcel that is designated Special District Use. Insufficient infrastructure.
501	35.000	Agricultural	Harry K. & Marlene K. Purdy, III	(2) 5-2-007:079 and:080	4/1/2000	\$1	-	Rent is current; portion of a larger parcel that is designated Subsistence Agricultural Use. Insufficient infrastructure.
498	0.860	Commercial	Patricio Jr. & Cora Sanchez, dba Kalamaula Motors	(2) 5-2-008:107	8/1/1997	\$2,622	-	Rent is current; portion of a larger parcel that is designated Special District Use. Insufficient infrastructure.
504	0.975	Community	Molokai Humane Society	(2) 5-2-004:052	7/1/2007	\$1,200	-	Rent is current; parcel that is designated Community Use.
507	0.490	Community	Ahupua'a O Molokai	(2) 5-2-030:007	9/1/2003	\$240	-	Rent is delinquent (\$100 = 5 mos rent / \$20/mo); parcel identified as a power line easement; Insufficient infrastructure.
502	0.036	Office	Partners in Development Foundation	(2) 5-2-015:053(P)	4/1/2005	\$7,478	-	Rent is current; parcel that is designated Community Use.
500	9370.000	Pastoral	Molokai Homestead Livestock Association	(2) 5-2-010:001(P) & (2) 5-2-003	5/1/1995	\$240	-	Rent is current; portion of a larger parcel that is designated General Agriculture & Special District Use. Insufficient infrastructure.
503	78.640	Pastoral	Desmund & Christy Manaba	(2) 5-2-001:004 & (2) 5-2-001:030 (p)	4/1/2007	\$2,400	-	Rent is current; portion of a larger parcel that is designated General Agricultural Use. Insufficient infrastructure.

Exhibit "A-2"
Item No. F-1

HAWAIIAN HOMES COMMISSION

APRIL 17 & 18, 2023

G – ITEMS

PLANNING OFFICE

PLANNING OFFICE
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17-18, 2023

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Andrew H. Choy, Acting Planning Program Manager

FROM: Lillie Makaila, Planner

SUBJECT: Accept the Beneficiary Consultation Report for the Hana Laulima Lāhui o Ka'ū's Land Use Request to utilize at 10.4 acre portion of Hawaiian Home Lands in Wai'ōhinu, Ka'ū, Hawai'i, TMK (3)-9-5-005:003 (por.)

RECOMMENDED MOTION/ACTION

That the Hawaiian Homes Commission (HHC) accept this Beneficiary Consultation Report as the official public record of beneficiary input and feedback relative to Hana Laulima Lāhui o Ka'ū's Land Use Request for a 10.4 acre area in Wai'ōhinu, Ka'ū, Hawai'i.

DISCUSSION

Background

Hana Laulima Lāhui o Ka'ū, a non-profit organization offering programming serving Ka'ū, Hawai'i, is seeking a 10.4 acre portion of land in Wai'ōhinu, Ka'ū, Hawai'i for the construction of the Ka'ū Hawaiian Cultural Center (KHCC) (See EXHIBIT A, Location Map).

The goal of this project is to provide Native Hawaiians and DHHL beneficiaries in Ka'ū a place to harness their ancestral practices to grow the prosperity, jobs, and resilience of the people and environment of Ka'ū. The KHCC will open to serve the community and families. Programs will serve keiki, mākuā and kūpuna living, learning and visiting Ka'ū. The master plan for the KHCC includes a visitor's center, museum, multi-purpose room, certified and instructional kitchen, outdoor ample performance area/stage, shared business/incubator space, and a Hawaiian botanical garden.

The purpose of the beneficiary consultation meeting was to provide more information regarding Hana Laulima Lāhui o Ka'ū's land use request to beneficiaries and to collect beneficiary mana'o on the request.

The DHHL recognizes that meaningful, timely, and informative beneficiary consultation is necessary for the successful formulation and implementation of its policies, programs, and projects. In 2009, the HHC adopted a Beneficiary Consultation (BC) Policy (Policy). The purpose of the Policy is to ensure that appropriate beneficiary consultation processes and activities are incorporated into DHHL's planning and decision-making. The Policy requires BC for four types of proposals: 1) Statewide Policy Issues, 2) Amendments to Land Use Designations, 3) Development of DHHL Plans and 4) Proposed long-term use of DHHL lands for non-homesteading uses.

The request by Hana Laulima Lāhui o Ka'ū to utilize a portion of DHHL lands for the Ka'ū Hawaiian Cultural Center constitutes a long-term non-homesteading use of DHHL lands and therefore required a beneficiary consultation meeting prior to HHC action on the request. A virtual beneficiary consultation meeting was held on March 10, 2023 with DHHL beneficiaries and community members that reside in Ka'ū, Hawai'i.

Beneficiary Consultation Process

The proposed use of Hawaiian Home Lands went through the following steps prior to ensure that beneficiaries were informed about the opportunity to provide feedback on the Land Use Request.

STEP 1. THE PROPOSED ACTION IS DESCRIBED AS:

Hana Laulima Lāhui o Ka'ū, a non-profit serving Ka'ū, Hawai'i, is looking to construct the Ka'ū Hawaiian Cultural Center on a 10.4 acre portion of DHHL lands in Wai'ōhinu, Ka'ū, Hawai'i.

STEP 2. BENEFICIARIES WERE NOTIFIED OF OPPORTUNITIES TO CONSULT

The Department conducted a beneficiary consultation meeting utilizing the Zoom virtual meeting platform with DHHL beneficiaries that reside in Ka'ū, Hawai'i.

1. Approximately 33 postcards were mailed to all Ka'ū homestead lessees. [Exhibit B]
2. Approximately 139 postcards were mailed to all waitlist applicants with Ka'ū mailing addresses. [Exhibit B]

STEP 3. PRESENTATION MATERIALS FOR MEETINGS ARE AVAILABLE FOR FEEDBACK:

A slideshow presentation was prepared for the beneficiary consultation (EXHIBIT C). This slideshow was presented on March 10, 2023 to participants at the virtual meeting, and can be viewed as a part of the meeting recording.

DHHL created a webpage to disseminate information and provide easy access to information related to this request, including:

1. A weblink to the BC meeting and recording;
2. A weblink to meeting notes from the March 10, 2023 BC meeting

The webpage for this consultation meeting can be found here:

<https://dhhl.hawaii.gov/po/hawaii-island/hana-laulima-lahui-o-kau-land-use-request/>

STEP 4. COMMENTS ARE COMPILED INTO MEETING REPORTS:

The following table and data below captures the level of participation and engagement at the March 10, 2023 consultation and subsequent 30-day comment period:

Table 1: Summary of beneficiary participation

Beneficiary Consultation Meeting	Estimated Attendance	No. Self-ID as DHHL Beneficiaries	No. of Questions and/or Comments
June 23, 2021	14	3	12
Written Comments Submitted during the 30-Day Comment Period	--	--	--
TOTAL	14	3	12

BC attendees did not sign a physical sign-in sheet due to their participation via a virtual online platform. Instead, attendees were asked to sign-in to the "Chat-box" on Zoom and self-identify whether or not they were a DHHL beneficiary. However, not all attendees complied with the request to sign-in. Also, there may have been multiple people participating from a single computer or mobile device. Therefore, it is difficult to determine the exact amount of participants during the meeting.

As reflected in Table 1, approximately fourteen (14) participants attended the virtual meeting on March 10, 2023. Additionally, two (2) persons attended on behalf of Hana Laulima Lāhui o Ka'ū to share a presentation on the organization's request, along with the DHHL Interim Chair, a Hawaiian Homes Commissioner, and four (4)DHHL staff, totaling twenty-two (22) persons in attendance. Three (3) participants in the meeting self-identified as a DHHL beneficiaries.

DHHL also received 12 questions, comments and/or opinions during the BC process. There were no additional comments received during the 30-day comment period following the beneficiary consultation.

The following exhibit reflects the BC meeting notes, participant opinions and/or comments:

- Exhibit D - March 10, 2023 Meeting Notes

Summary of Beneficiary Comments:

In summary, the majority of the comments from those that participated in the consultation process supported Hana Laulima Lāhui o Ka'ū's land use request. The self-identified beneficiaries did not provide any comments or have any questions during the meeting. No participants expressed opposition to the land use request by Hana Laulima Lāhui o Ka'ū. Some participants had questions regarding the Department's other lands in the region, and encouraged the Department to expedite homesteading opportunities to beneficiaries for those other lands. Comments are further discussed below.

Support for granting the Land Use Request for KHCC

Participants expressed support for the land use request for the KHCC by Hana Laulima Lāhui o Ka'ū. No comments expressing opposition to the request were shared during the consultation process.

"As you know, I've lived in Ka'ū since 1972, and I have known Dane and Terry since they were very young. Years ago, when I worked for the Office of Hawaiian Affairs, they started their project, and I was fortunate enough to help them. And they were awarded funding, but time lapsed and the funding got put back. So, it has been a long haul for them. They have worked very hard in our community, trying to develop this project, which to me is a very worthy one, because it addresses, as you saw in the videos, very young children, but it also involves their families which is really important because that way the culture perpetuates through the generations."

"I wanted to jump on here and show my full support for this project and the work that they have been doing in our community. I think the reality is that you are seeing that they have been doing this for years and years and years. And they have shown that they can get the funding... I think this can be an economic driver for Ka'ū and it is something that is very needed in this area. Specifically centered around Native Hawaiian culture, which is something that this specific community is known across the entire state for having. And we really need to emphasize and uplift the indigenous and native 'ōiwi speakers and the community and culture and resilience of Ka'ū through a project like this."

"Yes, the cultural center is good too. And no forget, Hawaiians and non-Hawaiians, cuz we are a multicultural district."

Other comments regarding DHHL lands in the region

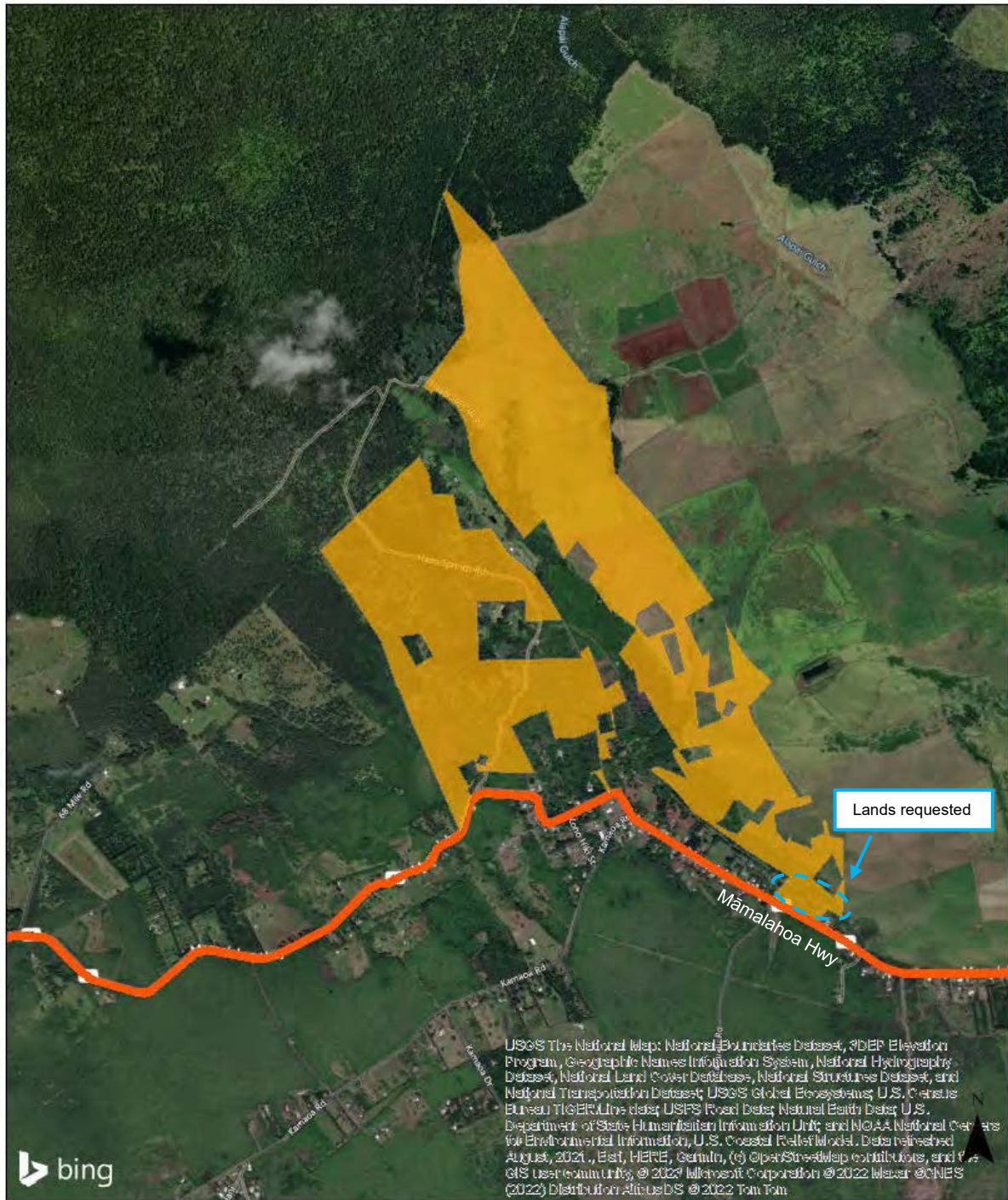
"No forget the people, because my sister is one of them that is still in limbo in that Discovery Harbor land, and stuff like that, and many others that is still waiting for get something to call their own yeah, to be self-sufficient and stuff like that. So again, no forget the people of Ka'ū cuz get plenty that's still waiting for their land."




Next-Steps

- HHC approve ROE request to Hana Laulima Lāhui o Ka'ū to conduct due diligence and feasibility studies including studies related HRS Chapter 343 and HRS 6E compliance;
- Hana Laulima Lāhui o Ka'ū conduct due diligence studies and raise funds for construction.

Recommendation

Staff respectfully requests that the Hawaiian Homes Commission approves the recommended motion as stated.



-  Portion of DHHL land requested by Hana Lāulima Lāhui o Ka'ū – approx. 10.4 acres
-  DHHL Lands
-  Māmalahoa Highway

BENEFICIARY CONSULTATION VIRTUAL MEETING



Hana Laulima Lāhui O Ka'ū Land Use Request



This is Not an Awards Notice

dhhl.hawaii.gov/po/oahu

Beneficiary Consultation Virtual Meeting



DEPARTMENT OF HAWAIIAN HOME LANDS
P.O. BOX 1879 HON, HI 96805

Hana Laulima Lāhui O Ka'ū Land Use Request

Friday, March 10, 2023
6:00 p.m. to 7:30 p.m.

Meeting Purpose:

To gather beneficiary mana'o regarding the organization's land use request to the Department in Ka'ū, Hawai'i.

Join the Virtual Meeting:

dhhl.hawaii.gov/po/hawaii-island

Questions? dhhl.planning@hawaii.gov



HAWAIIAN HOME LANDS

HAWAIIAN HOMES COMMISSION • DEPARTMENT OF HAWAIIAN HOME LANDS

Beneficiary Consultation

Hana Laulima Lāhui o Ka'ū Land Use Request

March 10, 2023

Meeting will start at 6:00pm

A decorative background of green leaves is visible on the left side of the slide.

Meeting purpose

- To gather beneficiary mana‘o on Hana Laulima Lāhui o Ka‘ū’s land use request for a 10.4 acre portion of DHHL lands located in Wai‘ōhinu, Ka‘ū, Hawai‘i.



👋 Raise Hand



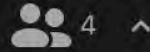
Unmute



Stop Video



Security



Participants



Chat



Share Screen



Record



Reactions

End

House Keeping

- Please keep your microphone on mute when you are not talking
- Type your questions in the chat or raise your virtual hand
- Please keep in mind this meeting is being recorded
- In the CHAT please sign-in (First & Last Name, where you live, applicant, lessee, or other)



Meeting Kuleana

- Be respectful of the person talking – please do not interrupt the person that is talking;
- Wait for the facilitator to call on you or type your question into the chat box;
- When addressing other participants (verbally or in the chat box), be respectful, show aloha, treat others how you would like to be treated;
- Agree to disagree — accept that others may have different perspectives and opinions;
- Have an open mind — take home new ideas or new information.



DHHL Beneficiary Consultation Policy

- Beneficiary Consultation is required for four types of proposals that require Hawaiian Homes Commission approval
 - Statewide Policy Issues
 - Amendments to Land Use Designations
 - Development of DHHL Plans
 - Long-term use of DHHL land for a non-homestead use




Tonight's Agenda


- Welcome & Introductions
- **Presentation by Hana Laulima Lāhui o Ka'ū**
- Beneficiary mana'o on request
- Wrap-Up & Next-Steps

Land Use Request Location



 Portion of DHHL land requested by Hana Lailima Lāhui o Ka'ū – approx. 10.4 acres

 DHHL Lands

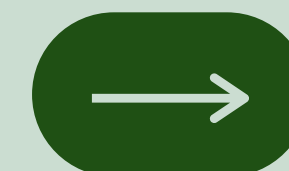
 Māmalahoe Highway



HANA LAULIMA LĀHUI O KA'Ū

DEPARTMENT OF HAWAIIAN HOME LANDS

BENEFICIARY CONSULTATION



KA'Ū 'ĀINA KIPI.

Ka'ū land of rebels against oppression.

OUR UPDATE

Mission

History

Strategic Plan

Funding Plan

Ka'ū Hawaiian Culture Center

OUR MISSION

SUPPORT THE DEVELOPMENT OF A NEW ECONOMIC BASE FOR THE DISTRICT OF KA'Ū THAT WILL ENHANCE ECONOMIC GROWTH, ADVANCE A SECURE ECONOMIC FUTURE FOR THE COMMUNITY AND THE CHILDREN OF KA'Ū, WHILE PRESERVING THE PEOPLE OF KA'Ū'S CULTURAL HERITAGE AND LOVE FOR THE 'ĀINA.

OUR STRATEGIC PRIORITIES

1

**DEVELOP AND IMPLEMENT
PROGRAMS TO MEET
COMMUNITY NEEDS**

2

**DEVELOP AND IMPLEMENT A
FUND DEVELOPMENT PROGRAM
IN ORDER TO RAISE SUFFICIENT
PROGRAM AND CONSTRUCTION
FUNDS.**

3

**DESIGN, PLAN AND
CONSTRUCT THE KA' Ū
HAWAIIAN CULTURAL
CENTER.**



PRIORITY 1

Developed and implemented programs to meet community needs.

Delivered 3000 meals to kūpuna and 'ohana during pandemic

Annual Ho'olaule'a

Provided cultural activities for 100+ families and multiple generations



PRIORITY 2

Develop and implement a Fund Development Program in order to raise sufficient program and construction funds.

Increased funding by 20% each year.

SY21-22 \$100,000 for program funds.

Marketing plan developed and implemented.



PRIORITY 3

Design, plan and construct the Ka'ū Hawaiian Cultural Center.

Secure land for permanent facility.

Secure \$350,000 for design-related activities.

Hire Design Team and update facility development plans.

KAHEA MAI

Kahea Mai Ka 'Āina Program has provided intercession programming for ten years. Currently, most programming occurs during intercessions and summer via 'ohana camps. These camps serve learners from kindergarten to grade 12 and their families.

1. By the end of the program year, 70% of students will increase their Hawaiian language proficiency.
2. By the end of the program year, 80% of students will improve their cultural practices with their families.



Goal of Ka'ū Hawaiian Cultural Center

The Ka'ū Hawaiian Cultural Center will be open to serve the community and families. Programs will serve keiki, makua, and kupuna living, learning, and visiting Ka'ū. The master plan includes a visitor center, a museum and resource facility, certified and instructional kitchen, outdoor performance area, shared business/incubator space, imu and educational programs.

1

**Learning
Laboratory**

2

**Teaching and
Production Kitchen**

3

**Multi-Purpose
Indoor/Outdoor
Spaces**

OUR PROGRESS

Create a place for Ka'ū to come together to practice our culture and learn innovations in sustaining our families and communities.



Acquire Land - In process



Revise and Renew Design Plan
- In process



Market Feasibility Study - In
process

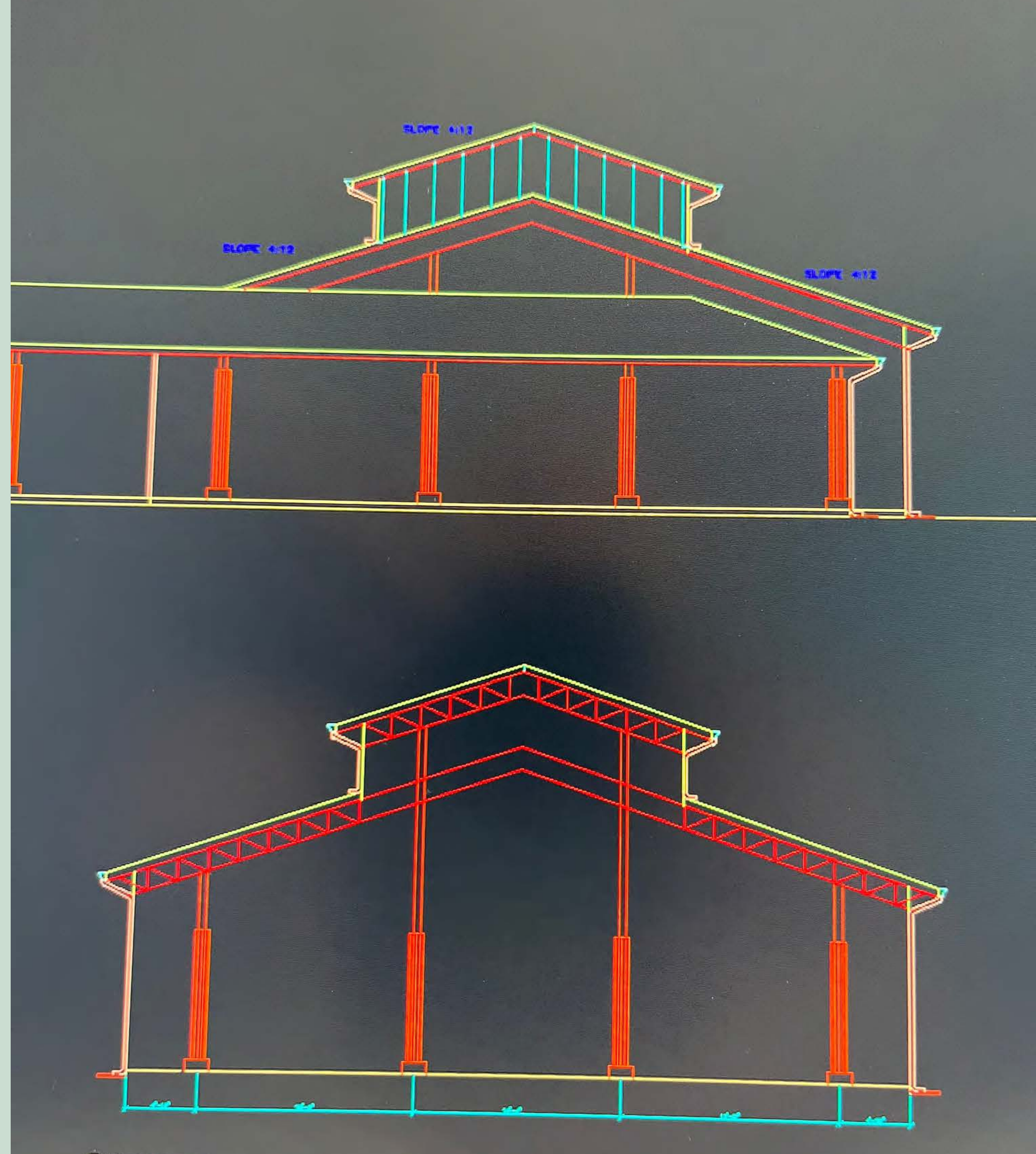


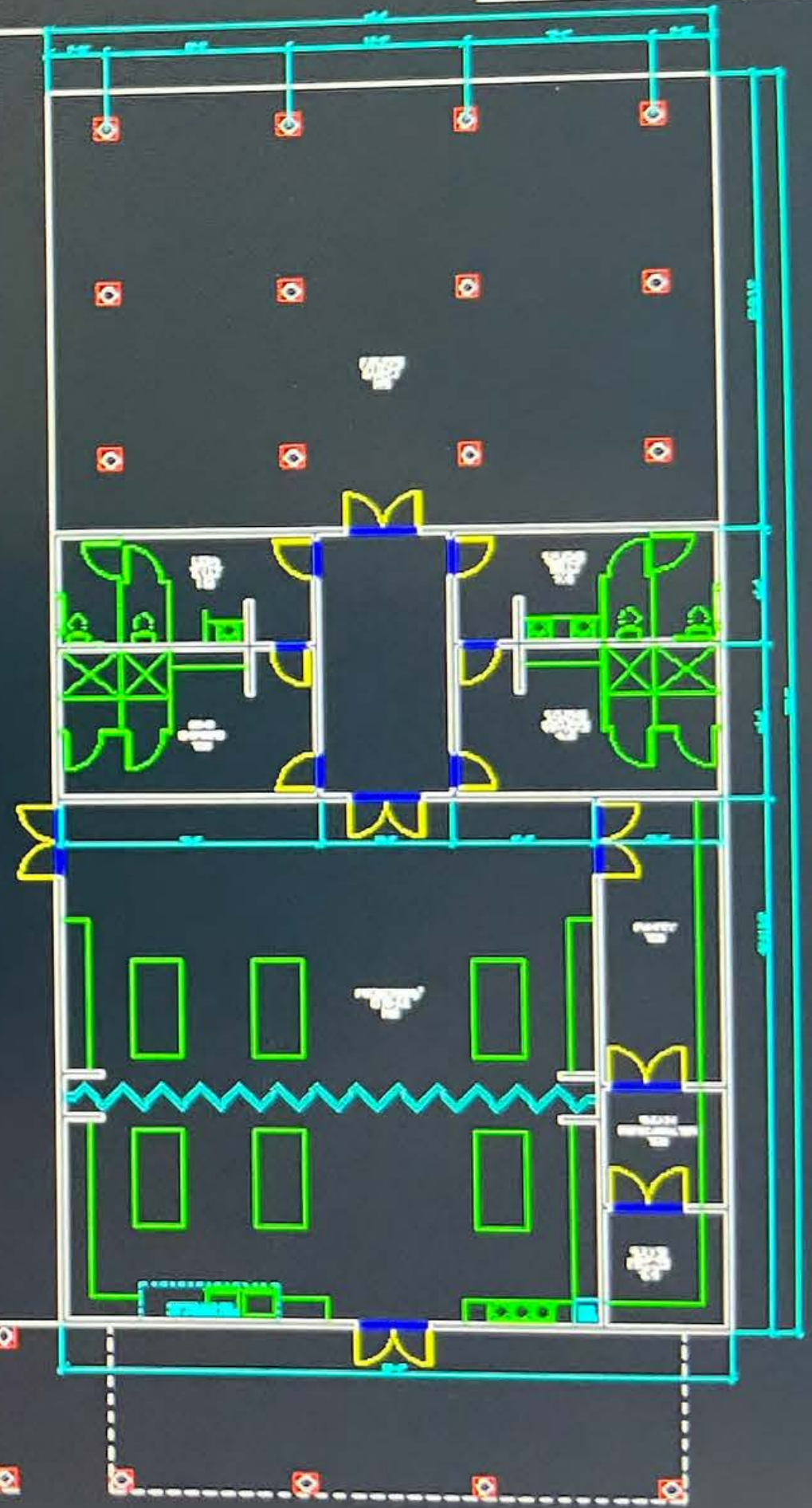
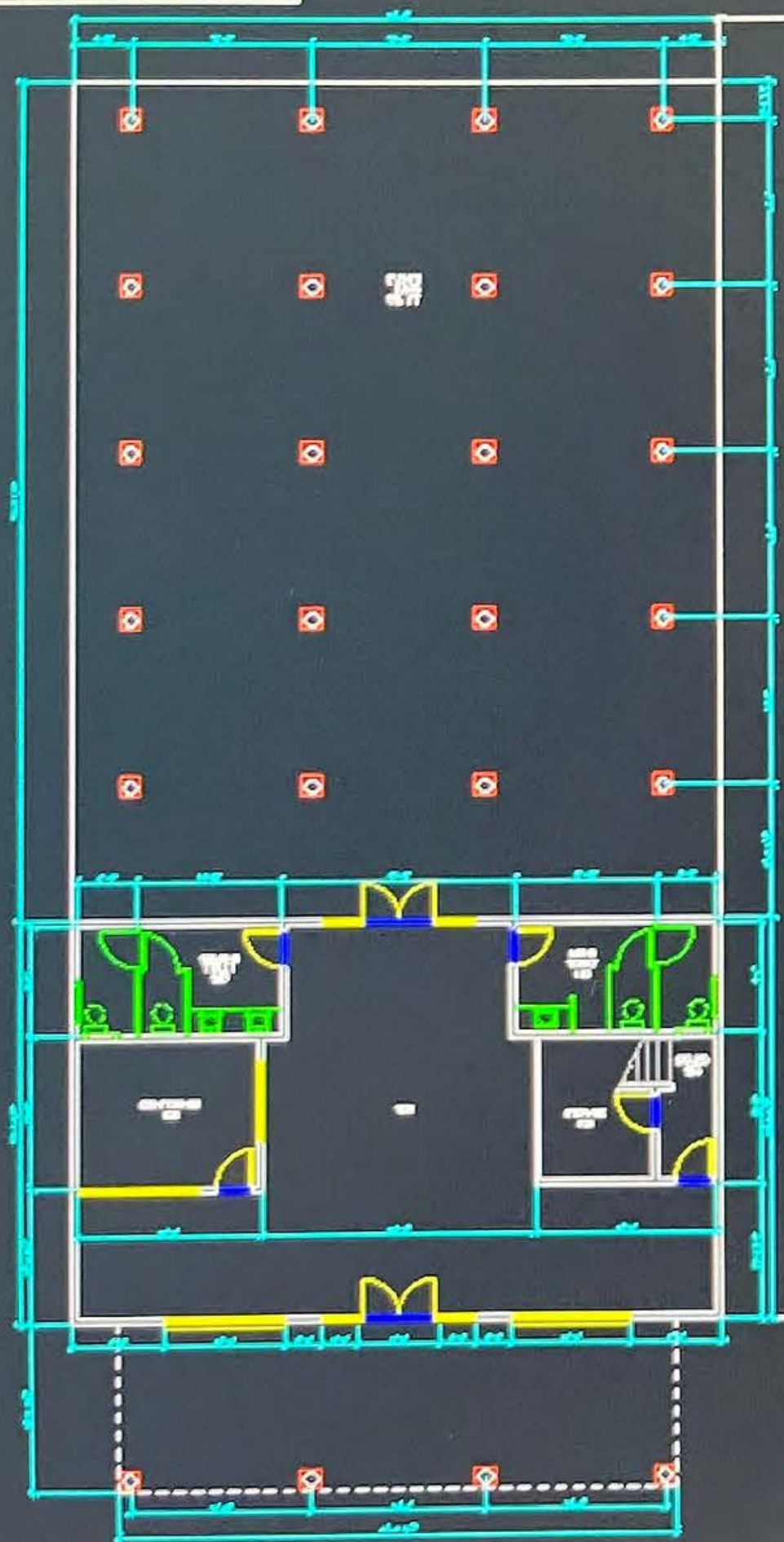
Complete Design Documents



Raise Funds & Construct

Replicable Design

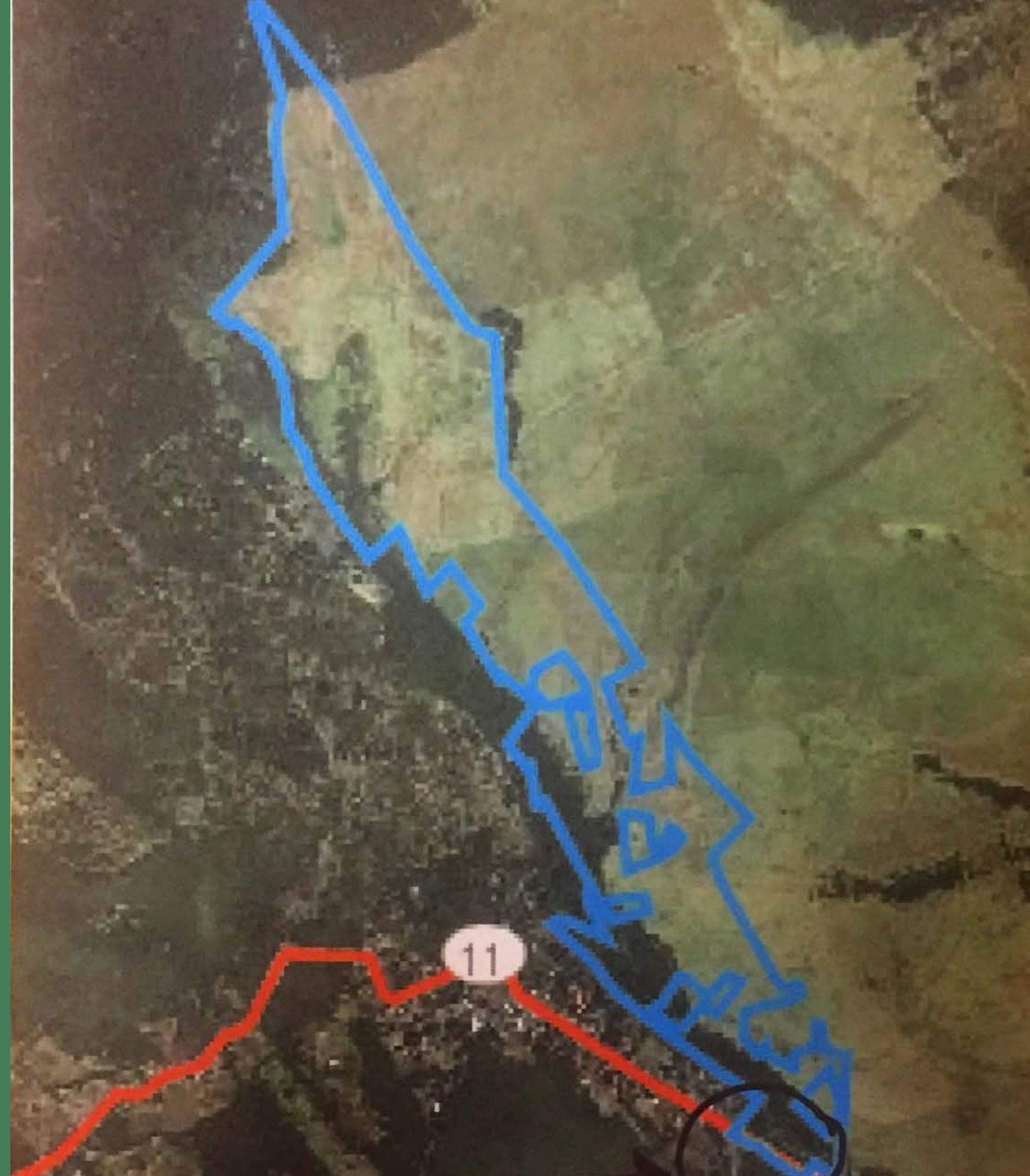




DHHL Site

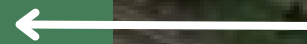
10.4 acres of DHHL lands in
Waiohinu.

March 10, 2023 Beneficiary
Consultation





Kona Direction



Hilo Direction



Hawaiian
Culture
Center

parking

entrance

Hwy 11



Community & Beneficiary Benefits

- A community-certified kitchen to support Native Hawaiian businesses and increase food security.
- Native Hawaiian malā
- Resource Center
- Shared office space - possible DHHL resource office
- Native Hawaiian Cultural sharing
- Entrepreneurship workshops & training
- Opening for DHHL beneficiary as board member
- Native Hawaiian educational programs (including Hawaiian language immersion and culture-based)

Ka'ū malo 'eka kua wehi.

THE HARD-WORKING PEOPLE OF
KA'Ū



Nīnau & Mana‘o

Questions & Comments on
Hana Laulima Lāhui o Ka‘ū’s
proposed use of DHHL land



Next-Steps

- 30-Day Beneficiary Consultation Comment Period:
March 10 to April 10

Email comments to: [dhhl.planning@hawaii.gov](mailto:dhdl.planning@hawaii.gov)

- Beneficiary Consultation Report to the Hawaiian Homes Commission and Seek Commission Approval on Requests
- 

3-10-2023 Hana Laulima Lāhui o Kaʻū Land Use Request Beneficiary Consultation
Virtual Beneficiary Consultation Meeting
March 10, 2023, 6:00 pm to 7:30 pm
[DHHL Notice](#) | [Video Recording](#) (Passcode: S8.D5knn)

Meeting Purpose

The purpose of this beneficiary consultation is to gather beneficiary manaʻo on the Hana Laulima Lāhui o Kaʻū's land use request to the Department. The Hana Laulima Lāhui o Kaʻū request is for a portion of DHHL lands located in Waiʻōhinu, Kaʻū, Hawaiʻi totaling approximately 10.4 acres, for the construction of the proposed Kaʻū Hawaiian Cultural Center (KHCC). The proposed KHCC will provide Native Hawaiians and DHHL beneficiaries in Kaʻū a place to harness ancestral practices to grow the prosperity, jobs, and resilience of the people and environment of Kaʻū. The proposed programs at the KHCC will serve keiki, mākuā and kūpuna living in, learning in and visiting Kaʻū. The master plan for the proposed KHCC includes a visitor's center, museum, multi-purpose room, certified and instructional kitchen, outdoor ample performance area-stage, shared business/incubator space, and a Hawaiian botanical garden.

Participants

- **Department of Hawaiian Home Lands (DHHL)**
 - Andrew Choy, Planning Program Manager
 - Ikaika Anderson, Chair
 - Nina Fisher, East Hawaiʻi District Manager
 - Kahana Albinio, Land Management Division Administrator
 - Lillie Makaila, Hawaiʻi Island Planner
 - Mike Kaleikini, Commissioner
- **Presenters**
 - Terry Lee Shibuya, Hana Laulima Lāhui o Kaʻū, President
 - Dane Shibuya, Hana Laulima Lāhui o Kaʻū, 1994 President
- **Beneficiaries & Participants**
 - Jeanne Kapela, State House Representative
 - Sharon Moraes, Applicant
 - A. Davis, Applicant
 - Kala Mossman, Applicant
 - Jamie Kawauchi
 - Tiare-Lee Shibuya
 - Kaimi Kaupiko
 - Darlyne Vierra,
 - Elizabeth Murph
 - Nālani Parlin
 - Brandy Shibuya
 - Janice Javar
 - Justin Canelas
 - Kassie Ross

Synthesis

Presentation by Hana Laulima Lāhui o Kaʻū for Land Use Designation

The mission of Hana Laulima Lāhui o Kaʻū is to support the development of a new economic base for the district of Kaʻū that will enhance economic growth, advance a secure economic future for the community and the children of Kaʻū, while preserving the people of Kaʻū's cultural heritage and love for the 'āina. The goal for the Kaʻū Hawaiian Cultural Center will be to serve the communities and families. Programs will serve keiki, mākuā, and kūpuna living, learning, and visiting Kaʻū. The master plan includes a visitor center, a museum and resource facility, certified and instructional kitchen, outdoor performance area, shared business incubator space, imu, and educational programs. The hope is that the Kaʻū Hawaiian Cultural Center will be a place for Kaʻū to come together, practice culture, and learn innovations in sustaining our families and communities.

Community Member Questions & Answers by DHHL and Hana Laulima Lāhui o Kaʻū

- **Q: Will DHHL award the 262 acres of sustainable ag lands in Wai'ōhinu to the hundreds or maybe thousands of beneficiaries still on the ag or pastoral waitlist?**
 - *There are 262 acres of agricultural land at Wai'ōhinu that is currently under a right of entry to a DHHL beneficiary for pastoral use. It is supposed to be a temporary disposition until such time that the Department is ready to develop that area. Currently, the Department has no development funds for the 262 acre tract to develop homestead.*
- **Q: Will DHHL award the 11,000 acres of farm and ranch lands in the Kamao'a Pu'ueo ahupua'a, in South Point?**
 - *Regarding lands such as the pastoral lands in Kamao'a and Pu'ueo, a significant barrier of awarding those lands is the lack of water infrastructure. The Department is currently working to provide a water source to the current 25 pastoral lessees down at South Point and the construction for the project should start in late 2023 or early 2024. Until the Department is able to develop more water infrastructure down at South Point, they will be unable to award those lands in a timely manner.*
- **Q: Will DHHL award the 300 acres above Wai'ōhinu that was recently transferred from DLNR?**
 - *The 300 acres that the Department recently received from DLNR was transferred to the Department from DLNR via executive order. Those lands, which are some of the lands that Hana Laulima Lāhui o Kaʻū is requesting, have not been transferred to DHHL from DLNR with the fee title. This means while DLNR still owns the land, the Department has site control over the land. The Department however, does not have a fee title and therefore, does not have the authority to award a 99 year homestead lease.*

3-10-2023 Hana Laulima Lāhui o Ka'ū Land Use Request Beneficiary Consultation
Virtual Beneficiary Consultation Meeting
March 10, 2023, 6:00 pm to 7:30 pm
[DHHL Notice](#) | [Video Recording](#) (Passcode: S8.D5knn)

- **Q: Will the residential lots in Discovery Harbour be given out to applicants on the waitlist who are still awaiting to be placed on that land?**
 - *The Department is very aware of the need to do more homesteading and are working their hardest to provide that to beneficiaries.*
- **Q: Has the transfer of the 10 acres of land between DLNR and DHHL been completed? Legislatively what will it take to complete this transfer?**
 - *The transfer between DLNR and DHHL has been completed via an executive order. DLNR still maintains ownership of the land. The Department has site control over the land and has the option to lease it to other entities. According to DHHL's Attorney General, the Department does not have the ability to issue a 99 year homestead lease to the property as they do not have the fee title. Therefore, the land cannot take the status of Hawaiian Home Lands. The Department is working to identify other potential options for the use of this property.*
- **Q: If Hana Laulima Lāhui o Ka'ū is awarded the land, how long will they be able to keep the award?**
 - *This would be subject to further discussions with Hana Laulima Lāhui o Ka'ū on the term or the length of the lease or license that the Department would be issuing. The Department would consult Hana Laulima Lāhui o Ka'ū on the length of time for which they are looking at having the property. A specific conversation on a specific amount of time they are seeking has not been done as the Department wanted to share this land use request first.*
- **Q: Is this the first time the Department has collaborated with other community organizations to give available property?**
 - *No. Communities in various locations across the State where beneficiary consultation is conducted have had similar types of requests. The Department has received requests from other homestead associations and nonprofit organizations who desire to provide services to beneficiaries and the surrounding community.*
- **Q: Does Hana Laulima Lāhui o Ka'ū have the option to request a lease that is not for 99 years?**
 - *The 99 year homestead lease is the homestead portion that authorizes the Department to provide that lease to their beneficiary class who is on the waitlist; the 99 year lease is unique to the homestead portion.*
 - *The Department is also authorized under the Hawaiian Homes Commission Act to look at other types of dispositions, including leases, licenses, or rights of entry for types of uses other than homesteading.*
- **Q: If awarded the land, can Hana Laulima Lāhui o Ka'ū request to renew their original lease once it is completed?**
 - *General Leases are typically for 65 years and do not have an extension.*
 - *The Commission can provide licenses for up to 65 years. Typically licenses will be granted for 20 to 40 years. Once the license expires, it would have to return to the Commission to identify whether another license would be granted.*

3-10-2023 Hana Laulima Lāhui o Kaʻū Land Use Request Beneficiary Consultation

Virtual Beneficiary Consultation Meeting

March 10, 2023, 6:00 pm to 7:30 pm

[DHHL Notice](#) | [Video Recording](#) (Passcode: S8.D5knn)

- **Q: What are the implications of the parcel of land being located next to a highway and County water source?**
 - *Hawaiʻi County Department of Water Supply's line is in close proximity to the property. As Hana Laulima Lāhui o Kaʻū conducts their due diligence studies, they will need to have conversations with the County Department of Water Supply to identify if the Department of Water Supply will grant access to the water line and whether the water system has capacity to provide water to this new development. Hana Laulima Lāhui o Kaʻū will need to figure out how much water is going to be used for this project. The Department of Water Supply will then figure out if they can accommodate that estimated use in the future.*
 - *These conversations between Hana Laulima Lāhui o Kaʻū, Hawaiʻi County, and DHHL will be required as due diligence prior to development is completed, should the Commission approve the right of entry to them to begin the process of due diligence.*
- **Q: If Hana Laulima Lāhui o Kaʻū is awarded a portion of the 370 acres, who is responsible for subdividing?**
 - *Acreage confirmed or awarded by the Commission will be subsequently removed or subdivided by the Department from the original acreage*

Community Member Concerns

- ***Remain Focused on Housing Applicants on the Waitlist*** -- while it is important to support the Cultural Center and nonprofit organizations, a concern was raised to the Department to focus on applicants on the homestead waitlist.

Suggestions and Comments from Community Members

- ***Desire for Hana Laulima Lāhui o Kaʻū's Ongoing Work to be Supported by the Department*** -- as a few people shared the positive impact of Hana Laulima Lāhui o Kaʻū's organization to the community of Kaʻū and generations past, present, and future. Others lifted up the gap that the organization has filled to provide economic, educational, and cultural opportunities to residents and beyond.
- ***DHHL to Take the Opportunity to Uplift an Organization Native to Kaʻū*** -- as a comment was made that this is an opportunity for the Department to support the work of people who are born and raised in Kaʻū.
- ***Offer of Help from Legislature*** -- State House Representative Jeanne Kapela shared support for Hana Laulima Lāhui o Kaʻū's project and shared that the organization has support from the House to work on grant-in-aid funding and other similar funding that the House may have.

Next Steps

- ***Thirty Day Comment Period*** -- there will be a 30 day comment period after March 10, 2023 for beneficiaries and other individuals who were unable to attend the beneficiary

3-10-2023 Hana Laulima Lāhui o Ka'ū Land Use Request Beneficiary Consultation

Virtual Beneficiary Consultation Meeting

March 10, 2023, 6:00 pm to 7:30 pm

[DHHL Notice](#) | [Video Recording](#) (Passcode: S8.D5knn)

consultation meeting to send their mana'o regarding the land use request. Comments can be emailed to dhhl.planning@hawaii.gov.

- *Beneficiary Consultation Report* -- in April, the Department will compile all comments regarding the land use request into a Beneficiary Consultation Report. This document will be presented to the Commission to accept the Report as the official record of beneficiary comment. The Department hopes to do this by the April Commission meeting.
- *Right of Entry Permit* -- the Department may seek Commission approval of a Right of Entry permit to Hana Laulima Lāhui o Ka'ū to conduct due diligence, which includes:
 - *Conducting studies* -- to ensure that their project is feasible
 - *Securing infrastructure* -- identifying that the organization has the necessary infrastructure to support the project
 - *State Compliance Requirements* -- as Hana Laulima Lāhui o Ka'ū would be on State lands need to ensure compliance with the HRS Chapter 343 Environmental Assessment Law
- *May 2023 Commission Meeting* -- will be held in Waimea on Hawai'i Island. If the Right of Entry is not presented during the April Commission meeting, it will be presented at the May meeting by DHHL's Land Management Division.

Beneficiary Q&A and Mana'o on Hana Laulima Lāhui o Ka'ū Land Use Request

From 23:36 - 1:01:19 of Recording

Notes

- Andrew: At this time we'll start to transition to 2nd part of the meeting
 - Opportunity for folks to ask questions
 - Share their mana'o on the presentation that they just saw
 - I'll just start it off
 - I had a direct message from Janice Javar that contains a couple of questions to the group
 - She said, this is from Jeff Kekoa, Ka'u has about 11,000 acres of farm and ranch lands in the Kamao'a Pu'ueo ahupua'a, also known as South Point. Wai'ōhinu has 262 acres of sustainable ag lands. DLNR transferred about 300 acres above Wai'ōhinu to DHHL. The last time any ag or pastoral lands were awarded was in the mid 1980's, awarded by the Department
 - Currently about 10 lessees are on pastoral and no one is on Ka'ū's ag lands. Will DHHL start awarding these lands to the hundreds or maybe thousands of beneficiaries still on the ag or pastoral waitlist?
 - That question is for the Department
 - The Wai'ōhinu lands, the 262 acres of ag

3-10-2023 Hana Laulima Lāhui o Kaʻū Land Use Request Beneficiary Consultation

Virtual Beneficiary Consultation Meeting

March 10, 2023, 6:00 pm to 7:30 pm

[DHHL Notice](#) | [Video Recording](#) (Passcode: S8.D5knn)

- That's currently under a right of entry to a DHHL beneficiary for pastoral use
- It's supposed to be a temporary disposition until such time that the Department is ready to develop that area
- Currently, the Department has no development funds for that tract, the 262 acre tract to develop homestead funding
- It's currently under a right of entry agreement with a DHHL beneficiary for pastoral use
- The 300 acres that the Department recently received from DLNR was transferred to the Department from DLNR via executive order
 - That means, those lands, which is some of the lands that Hana Laulima is requesting this evening
 - Those lands haven't been transferred to DHHL from DLNR with the fee title
 - Which means, DLNR still owns the land
 - But the Department received the land and has site control over the land
 - When we checked with our Attorney Generals, they told us that those lands because the Department doesn't have a fee title, we don't have the authority to award a 99 year homestead lease
 - But we can look at other ways that the land could benefit DHHL
 - Like potentially partnering with Hana Laulima to provide programs and services to our beneficiaries
- Regarding the other lands, the pastoral lands in Kamao'a and Pu'ueo
 - One of the major drawbacks or barriers of awarding those lands is the lack of water infrastructure
 - When the Department originally awarded those lands in the 1980's, they awarded, it was under our accelerated program where the Department provided the land
 - But not the infrastructure at the time
 - The assumption was that the Department and the State would develop the infrastructure in a timely manner, but that hasn't happened
 - We are currently trying to provide a water source to the current 25 pastoral lessees down at South Point
 - That project, the construction for the project should start either later this year or early 2024
 - But until we develop more water infrastructure down at South Point
 - We will be unable to award those lands in a timely manner
- We learned our lesson from the acceleration

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- That we have to build the infrastructure
- Otherwise, if we give out those lands, those lessees still might be waiting for water
- We learned our lesson and are trying to build water infrastructure in partnership with the County of Hawai'i
 - So that we can award some of those 11,000 acres that Jackie mentioned
- So mahalo for that question
- Other questions, mana'o, or comments on the presentation we saw tonight
 - Just a reminder, you can type your question in the chat if you're shy like me
 - Or you can raise your hand and share your mana'o and I will call on you
- Jamie
- Jamie: Andrew as you know, I lived in Kaʻū since 1972, I've known Dane and Terry since they were very young
 - Years ago when I worked at the Office of Hawaiian Affairs, they started their project
 - I was fortunate to help them
 - They were awarded funding, but time lapsed and the funding got put back
 - It's been a long haul for them, they've worked very hard in their community
 - Tried to develop this project
 - To me, a very worthy one
 - It addresses as you saw in the videos, very young children
 - It also involves their families, very important
 - That way, the culture perpetuates through the generations
 - It broadens out to the other members in our community who aren't necessarily Hawaiian but there's a lot of people in Kaʻū who are very eager to learn about the culture
 - To make their learning experiences here more rich and rewarding
 - This program as many of you know who have been involved in nonprofit community projects
 - It takes a lot of work
 - Takes lot of dedication, commitment
 - Takes money, which Dane and Terry have been very fortunate
 - While they did seek funding, there has been a lot of community support
 - Volunteers who have come forward
 - Their family, their kids, they have come and helped them through the years to help the other children in the community be rewarded with learning things from our culture
 - So for me, I really feel that I support them wholeheartedly
 - I hope that this time around they do get the funding they need to develop this program

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- Thank you
- Andrew: Mahalo Jamie for your comments
 - I see Representative Kapela's hand up
- Representative Jeanne Kapela: Thank you, sorry the light is so dark
 - One of the things, wanted to jump on here and show my full support for this project and the work they've been doing in our community
 - I think the reality is that you're seeing, they've been doing this for years and years and years
 - They've shown they can get the funding
 - For me, I wanted to jump on here and show that you have support from the House to really work on grant-in-aid funding and whatever funding we can try to pull
 - I think this can be an economic driver for Ka'ū
 - And is something that is very very needed in this area
 - Specifically centered around Native Hawaiian culture, which is something that is specific community is known across the entire state for having
 - I think that we really need to emphasize and uplift indigenous and native 'ōiwi speakers
 - And the community, culture, and resilience of Ka'ū through a project like that
 - You have support from the House
 - Have had support from the Senate for years
 - Know Senator Kanuha is very supportive
 - You have it from the house
 - The reality is that these folks just need a space
 - And when you drive through Ka'ū and you see the lot that these folks are asking for
 - And the reality that they've been digging tires out of it
 - And have been trying to do cleanings on the side of the road, it's a wasteland just sitting there
 - You have people that are willing and waiting and all they need is the land
 - Think, that when I had my meeting with DHHL on O'ahu
 - The reality is that there is obvious need for pastoral lands to be awarded
 - You have so much land in Ka'ū, and yet it's not being awarded
 - We need to do whatever it is from the House or State side that we need to support you folks with
 - We need to make sure we are doing that, so you are awarding that land
 - And it's not just sitting there
 - Especially with this, this could be the heart and the start of something really beautiful
- Andrew: Mahalo, Representative for your mana'o
 - Other questions, comments, mana'o
 - Tiare-Lee, if I said your name incorrectly I apologize

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- Tiare-Lee: No you said it correctly, thank you very much
 - Some of you should know me, I should look familiar
 - Dane and Terry are my parents
 - I am their 3 child
 - I just want to share some first hand experience and knowledge
 - My parents started this, I was 1 year old, now going to be 29
 - So I have sort of been involved in this process
 - I have to say, we really grew up with the thought of always giving back to our community
 - Being so loving and caring for anything and everything that breathes
 - This program, this lot that they are trying to get
 - Specific place for families to come, for children to learn Hawaiian culture
 - It means everything
 - My whole life, the person I am today is because of the things they taught me
 - And I went from being a student, to an alaka'i leader, and now I get to be a kumu for these kids
 - It's huge
 - Some of the kids, you see the transition from day 1, day 3, day 7, day 14 or whatever day it ends
 - They learn so much
 - And they're so grateful
 - And they go home teach their siblings what they learned
 - I can't put into words how much of a difference it makes in all of these families
 - I see my parents working so hard, everyday
 - I wish I was rich, so I could buy you land already
 - I just want to share the experience pretty much
 - It's totally worth it
 - It'll be something that people look back on, totally a legacy
 - Something that people will continue for generations
 - I'm my parent's 2nd generation and I'm creating the 3rd generation
 - And it'll keep building from there
 - It's really just beautiful to watch
 - I really hope it all works out, thank you
 - Andrew: Mahalo Tiare, Kaimi, I see your hand up
 - Kaimi: Aloha kākou, I just wanted to come on and show support for the work of Uncle Dane and Aunt Terry
 - I know them from when I was little, in the last 10-15 years, I live in neighboring community, Miloli'i
 - But I have been able to work alongside them in many projects
 - In many things they've been trying to do for the community
 - I 100% support them in this effort

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- Think this is the time right now, especially for the Department
- Hearing these things, Ka'ū need these types of support, activities, programs to really help the next generation
- I work with kids primarily, I'm a teacher, I do stuff in our community
 - Like anybody, to protect their natural resources so that we can see them last for the next 7-8 generations
- What they've done in the past 30 years
 - Remarkable
 - But they cannot do it by themselves
 - They need all of our support, our kōkua
 - Especially the Department has a lot of these places that can help them and help bring to life all of the work they have done, their 'ohana have done, their daughter has done
 - To bring this cultural center and the works they want to see happen for Ka'ū
- I really wanted to encourage the Department
 - To see in the last few years, a lot of the lands haven't been given or funds have been lost
 - I see that we cannot continue to wait
 - With so much things happening today, really important, these drastic decisions start to happen
 - Think it will inspire more of us to believe there's hope
 - I have been 100% behind this programs
- Look forward to seeing that something can help them for this
- Just wanted to come on and share my support for the work they've done and mahalo
- Andrew: Mahalo Kaimi
 - Darlyne, think I saw your hand up
- Darlyne: Can you hear me
- Andrew: Yes
- Darlyne: Aloha everybody, I am Darlyne Vierra
 - Guess this question is to Hawaiian Home Lands
 - Talk about infrastructures and stuff like that
 - Will you folks help to support with like, our biggest problem, water
 - And that area also is in the flood control area and stuff like that
 - Basically, with Hawaiian Homes, like South Point, provide some sort of infrastructure, water tank or something that can help
 - Being that the acres where the culture center would like to be and stuff like that
 - Another thing too
 - Looking at the other lands, like Discovery Harbour, the residential lots and stuff like that

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- There are people, Hawaiians still waiting for their turn to get their residential lot in Discovery Harbour
- They still in limbo
- Good cause like everything else, but get Hawaiians waiting their turn to move on the land and stuff like that
- It was open, awarded in what, 2022 and still nothing and stuff like that
- So no forget the people
 - There are other people still waiting for the land, waiting for their land
- Nice to give to nonprofits, know for a fact lot of grants out there for nonprofits
- But no forget the people
- My sister is one of them, still in limbo in that Discovery Harbour land, and many others who are still waiting for get something to call their own, to be self sufficient and stuff like that
- No forget the people of Kaʻū
 - Because get plenty still waiting to get their land
 - Pastoral, got them
 - Residential, that's Discover Harbour
 - And I understand that they are going to open up awards up again for more land
 - We still waiting for the Discovery Harbour one
- For the Ag lots which is down in Kamaoʻa
 - That was 25 ag lots given out and of course it's less
 - Less now given of the land
 - Don't forget the people too that's still waiting on the waiting list
 - Hopefully it doesn't turn into Kalima vs the State of Hawai'i
- No forget the people, we still waiting, it's very important
- Yeah the cultural center is good too
 - No forget Hawaiians and non Hawaiians
 - We're a multicultural district, mahalo
- Andrew: Mahalo, Darlyne for sharing that manaʻo
 - Yes, the Department is very aware of the need to do more homesteading
 - We are trying to work our hardest to provide that to our beneficiaries, so thank you for that
 - Other manaʻo or questions related to the land use request that was presented by Hana Laulima this evening
 - Jamie, you have your hand up
- Jamie: At the present time, the parcel you're looking at, the 10 acres
 - The transfer hasn't been done
 - So at this point, would they consider a Memorandum of Agreement between the two agencies
 - Legislatively is that what it's going to take to transfer the property

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- Andrew: The transfer between DLNR and DHHL has been completed
 - But DLNR agreed to
 - To transfer... kind of via executive order
 - Trying to explain what this is, really the transfer of the land to the Department, except for the fee title
 - So DLNR still maintains ownership of the land
 - But the Department is their lessee in sort of way
 - So we have the site control and we have the option to lease it to other entities
 - But according to our Attorney General, we do not have the ability to issue a 99 year homestead lease to the property because we don't have the fee title
 - Because we don't have the fee title it doesn't take the status of Hawaiian Home Lands
 - That's why we're looking at other options for the use of this property
- Jamie: So say it gets approved, right
 - How long would they be able to have this award
- Andrew: That would be subject to further discussions with Hana Laulima on the term or the length of the lease or license that the Department would be issuing to them
 - We would probably have to consult with them on what length of time they are looking at having the property for
- Jamie: So at this point, you folks are pretty open to the term or the number of years that it would be possibly available to them
 - Looking at the building itself, I can imagine the cost
 - The insurance they would have to take out on the building, on the land, the liability of who is going to come and utilize their programs
 - That's a lot of money
 - For them, in all fairness a reasonable amount of years to me, would be feasible
 - That's still in the talking stages, is that what it is
- Andrew: Yes, we haven't had a specific conversation with them on a specific amount of time that they are seeking to use it
 - We wanted to share the idea first before we get into the details into the length of time for potential future use
- Jamie: I think it's worthwhile, I really do
 - The availability of potentially bringing in more entrepreneurs, sustainability
 - There's a garden there
 - There are classes they can have
 - There's even space in there for people who even want to have a picnic with their family right, there's open spaces
 - So the variety of what is potentially available there is sustainable in my opinion

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- I'm grateful that you folks have come together like this
 - This is a first I've never heard of anyone else doing this
 - Is this the first time
- Andrew: I think that's a question for Hana Laulima so I will pass it to them
- Jamie: No, you guys
- Andrew: Where we've come together
- Jamie: Come together for a community foundation a there to give available property
- Andrew: For the Department this isn't the first time, we have other communities in other locations across the state where we conduct beneficiary consultation on not exactly the same type of requests
 - But requests we either get from other Homestead Associations or nonprofit organizations who want to provide services to our beneficiaries and the surrounding community
- Jamie: Oh, very good, thank you
- Andrew: Elizabeth, I see your hand up
- Elizabeth Murph: Thank you Andrew, I appreciate what you were saying Jamie
 - That's where my question is coming from as well
 - Andrew, straight up question
 - If for instance Hana Laulima were to request perhaps a 95 year lease
 - Just throwing a number out there
 - And an ability to renew
 - Is that a possibility
 - Or is just that 99 year lease, is that specific type of lease that DHHL has
 - But this one, for this special use
 - What I'm hearing from you, maybe there would be options that maybe you could work with them
 - That was my first question on the number of years, as long as it's not 99 would that be possible
 - Secondly, can that lease, the original lease, also be renewable
 - Possible renew
- Andrew: Will take your first question and have Kahana answer the second one
 - First question, is 99 the specific number
 - For those of you who are not familiar with the DHHL program
 - 99 year homestead lease is what most of our beneficiaries want from the Department
 - So 99 is not necessarily the number, 99 is the homestead portion that is special and unique
 - The Department is authorized to provide that lease to our beneficiary class who is on the waitlist
 - That is what makes it unique, not necessarily the 99 number
 - The Department is also authorized under the Hawaiian Homes Commission Act
 - To look at other types of what we call, dispositions

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- Leases, licenses, or right of entries for other type of uses other than homesteading uses
 - So I'll pass that to Kahana in regards to terms or average terms of the other types of leases that the Department typically gives for non-homesteading leases
- Kahana: Thank you Andrew, thank you for the question
 - Again, dispositions, people get mixed up with licenses and lease
 - General lease is typically for 65 years
 - It never goes beyond that
 - If it's the 65 years, there's no extension after that
 - Licenses can go up for, the Commission can say go up to 65 years
 - Typically they go for 20 to maybe 40 years, I've seen
 - After the 40 years, if the 40 years expire, it'd have to come back to the Commission to see if we'd continue another license for another term, typically
 - The maximum I think would be around 40 to 50 years for a license
 - And 65 years basically for a lease
- Andrew: Does that answer your questions Elizabeth
- Elizabeth: Thank you, just wanted to come back it's such a wonderful specific to understand
 - I used to be the grants manager for Harold Castle Foundation
 - So we'd vet all of the incoming grants
 - Many grants through Harold Castle Foundation are often for construction of facilities across our state
 - Long term lease is always the first required foundation in an organization's request
 - If you don't have the long term lease, you won't have the option to have those long term funds coming through
 - So I'm really happy to know, so 40 sounds like the magic number
 - That's really good to know
 - And then there's the opportunity at that point to towards the close of that lease to come back to DHHL and request renewal at that time, correct
 - Thank you for that, I appreciate it so much
- Andrew: Good questions
 - Other questions or mana'o at this time
 - Jamie
- Jamie: Being that the property, the parcel is located right along the highway, we have County water, correct
 - So wouldn't it make it a little more feasible on both of your sides, you and Hana Laulima, for the location and have the availability of that water source
 - Does that make a difference
- Andrew: I think it makes it more attractive
 - The County department of water supplies line is in close proximity to the property
 - Think we'll go over this in next steps

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- As Hana Laulima does their due diligence studies
 - They will have to have conversations with the County Department of Water Supply to see if the Department of Water Supply will let them access the water line to see
 - So the Department of Water Supply will let them know whether or not their water system has capacity to provide water to this new development
 - Hana Laulima will also have to figure out how much water they're actually going to use for this project
 - The Department of Water Supply will then figure out then if they can accommodate that estimated use in the future
- Conversations that will have to happen between Hana Laulima, the County, and DHHL as they do their due diligence for this development, should the Commission approve of right of entry to them to start the due diligence
- Jamie: Thank you
- Andrew: Other questions or comments
 - Mahalo everyone for the discussion so far, it's been very productive
 - Any other comments, questions, also just a reminder if you are shy like me, can put it in the chat
- Kahana: Andrew really quick clarification on the general lease and license just for the group
 - When we say general lease, we got to remember that the entire parcel covers 300 some acres
 - If we lease it, it would have to be subdivided and created a lot for that 10 acres
 - Would have to be consolidated or subdivided kind of thing
 - Correct me if I'm wrong Andrew
- Andrew: Yeah, typically when we give out a general lease it'd be for a specific TMK
 - So we would have to, yeah
- Kahana: Yes, then to clarity, for a license we can do a portion of that TMK
 - Just wanted to clarify that
- Andrew: Other questions or comments related to the general idea of the Department partnering with Hana Laulima on this proposed project
- Jamie: I have a question before we go there
 - The lease, Kahana if they get a portion of the 370 acres or whatever
 - Who is responsible for subdividing
- Kahana: I think we put the onus on the user, not on Hawaiian Home Lands
 - If we went ahead and the Commission confirmed or approved a portion of that
 - We take out a portion, withdraw a portion and consolidate or subdivide it out of that
- Jamie: Ok, thank you, Kahana
- Andrew: Elizabeth, I see your hand up, and I also see that Chair Anderson and Commissioner Kaleikini turned their camera on so I'll pass it to them after Elizabeth
- Elizabeth: Thank you so much, just very quickly

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- I'd like to say that there are other organizations in Ka'ū who have requested funding from OHA or from other grantors in our state
- They are doing Native Hawaiian cultural work as well, but they are not from Ka'ū
 - This is your chance DHHL to award funds to people born and raised with ancestors going back hundreds and hundreds of years
 - They carry the heart of Ka'ū, the native people heart
 - This is your chance, the other folks that are there are doing great things, they are not from Ka'ū
 - Just want to make it very clear
- And of course, as you can tell, I support the initiatives and hope that this time this can actually happen, this time, in our world and in our state, in our world, and our people that this can happen
- Thank you so much
- Andrew: Mahalo, Chair Anderson if you wanted to make a comment
- Chair Anderson: Mahalo Andrew
 - I'll make a few comments but I wanted to defer first to Commissioner Kaleikini of Hawai'i Island, thank you
- Andrew: Ok
- Commissioner Mike Kaleikini: Appreciate that Chair
 - Thank you Andrew
 - I just wanted to say, my big mahalos to Dane and Terry for putting out this presentation
 - Look forward to us looking at this at the Commission level
 - Totally supportive of what you're doing out there, great people
 - That's my thoughts, just wanted to share that
 - Thank you, Chair for letting me go
- Chair Anderson: Mr. Kaleikini, much mahalo for your support
 - Would also like to thank our Department of Hawaiian Home Lands staff for moving this forward
 - Especially, much mahalo to you both, Auntie Terry and Uncle Dane for your folks work over the decades to bring this project to fruition
 - I actually found out about this project during the summer of last year, prior to my arriving at DHHL as the interim Director and interim Chair of the Hawaiian Homes Commission
 - But I believed in this project when I first heard about it, when I had the opportunity to work with Commissioner Kaleikini and now Commissioner Freitas and the commission and our staff to advance this
 - We jumped at the opportunity
 - So hopeful that after I depart from the Hawaiian Homes Commission and the Department of Hawaiian Home Lands
 - With the leadership of Commissioner Freitas and Commissioner Kaleikini will be able to move this forward with the community

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- Would also like to especially thank our Representative Kapela for jumping on this evening
 - Always been a staunch advocate for the people of Kaʻū
 - Thank you so much Representative, your support means the world
 - Know it's your community
 - But it's also important for the Commission to know that the Legislature supports this effort
 - Also understand that there is solid support from Senator Kanuha as well
 - So much mahalo to the State Legislature and the lawmakers representing Kaʻū
- But really the aloha and mahalo goes to the community for carrying this forward all these years
- So everyone, let's work together, let's get this done for the community, thank you
- Andrew: Mahalo, Chair
 - And mahalo to you for moving, and doing this and directing the Department to move on this wonderful idea
 - I know we're scheduled to end at 7:30, I guess are there any other questions or comments at this time
- Chair Anderson: Andrew, can you just explain where we go from here please

Slide Presentation by Hana Laulima Lāhui o Kaʻū

From 6:55 - 23:35 of Recording

Notes

- Terry: Aloha and mahalo to DHHL staff
 - Thank you for giving us this opportunity tonight to speak on behalf of Hana Laulima Lāhui o Kaʻū
 - I am Terry Lee Shibuya
 - President of Hana Laulima Lāhui o Kaʻū
 - On my right hand side I have former President, Dane Shibuya of Hana Laulima Lāhui o Kaʻū in 1994
- Dane: First of all, thanks Andrew for coordinating this and all of those on the DHHL side
 - Commissioners Mike and Kahana, Ikaika and all those guys involved
 - Thank you for the opportunity and I guess we'll begin our slideshow
- Terry: Kaʻū 'āina kipu
 - Kaʻū land of rebels against oppression
- Dane: We all know Kaʻū, hard, we hard people
 - Always don't back down to challenges

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- One of these objectives, we trying to deal with the cultural center, trying to promote that for the Hawaiians
- Terry: Our Update
 - Our mission
 - History
 - Strategic plan
 - Funding plan
 - Kaʻū Hawaiian Culture Center
- Dane: I want to touch little bit on the history
 - Back in 1994 a group of Hawaiians enrolled in the Alu Like entrepreneurship training
 - At that time each individual had their own piece of the puzzle
 - One wanted to do lei making
 - Poi pounding, taro
 - Imu
 - Hula, cultural moʻolelo part
 - We all participated in that, graduated
 - This came out of the vision of the Hawiaian cultural center
 - Each individual would be part of the schematic of the whole layout
 - Sad part of that is right now, 80% of the original Board has passed on already
 - Still can remember to this day
 - They'd tap us, because me and her the youngest of the group
 - Make sure you guys carry this on
 - And that's the history
- Terry: And not to mention they were beneficiaries as well
 - Covering from South Point to Kapaloa
- Dane: And most of them were 100% Hawaiian as well
- Terry: Our mission
 - Support the development of a new economic base for the district of Kaʻū that will enhance economic growth, advance a secure economic future for the community, and the children of Kaʻū, while preserving the people of Kaʻū's cultural heritage and love for the 'āina
- Dane: Next
- Terry: Our strategic priorities
 - #1, develop and implement programs to meet community needs
 - #2, develop and implement a fund development program in order to raise sufficient program and construction funds
 - #3, design, plan, and construct the Kaʻū Hawaiian Cultural Center
- Dane: Next
- Terry: Priority 1
 - Developed and implement programs to meet community needs
 - Delivered 3,000 meals to kūpuna and 'ohana during pandemic

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- Annual Ho'olaulea, coming up this month March 25th
 - Provided cultural activities for 100 families and multiple generations
- Dane: That's kahea mai ka 'āina program
 - Mentioning that
- Terry: Priority 2
 - Develop and implement a fund development program in order to raise sufficient program and construction funds
 - Increase funding by 20% each year
 - \$100k for program funds
 - Marketing plan and development plan implemented
 - Priority 3
 - Design, plan and construct the Ka'ū Hawaiian Cultural Center
 - Secure the land for permanent facility
 - Secure \$350k for design related activities
 - Hire design team and update facility development plan
 - Kahea mai
 - Kahea mai ka 'āina meaning, the land is calling, when the land calls, we need to get back to the roots and mālama, take care of the 'āina, for the 'āina will take care of us
 - Kahea mai ka 'āina program has provided intercession programming for 10 years
 - Most programming occurs during intercessions and summer via 'ohana camps
 - These camps serve learners from grades kindergarten through twelfth grade and their families
 - By the end of the program year
 - 70% of students will increase their Hawaiian language proficiency
 - By the end of the program year
 - 80% of students will improve their cultural practices with their families
 - Kahea mai ka 'āina
 - Hana Laulima is like the non profit, Kahea mai is a program under the 501c3
 - It goes hand in hand
 - It's a program that we do on our farm, many many years back
 - They'd live with us practically, for a week on the farm
 - And they would experience doing imu making
 - Doing weaving
 - Doing mo'olelo, history of Ka'ū
 - Lei making
 - Kalo and learning about hāloa

3-10-2023 Hana Laulima Lāhui o Kaʻū Land Use Request Beneficiary Consultation

Virtual Beneficiary Consultation Meeting

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- And at the end of the provide the pula pula, we want them to take those back home with them and do their own imus in their own backyards
 - So they can provide food for their families
 - Teach their ohanas
 - And keep the generation going
 - We also have alakaʻis in the program
 - So we will teach the alakaʻi
 - And the alakaʻi will teach the younger ones
 - It's such a really good program
 - We like the fact that the families are involved
 - And most importantly, we also have beneficiary children onboard too as we do this program for many many years
 - Now I'm teaching the beneficiaries children's children
 - That's what we do and continue to do to preserve the culture
- Dane: Next is one video
 - 2nd video
- Terry: Goal of Kaʻū Hawaiian cultural center
 - The Kaʻū Hawaiian cultural center will be open to serve the communities and families.
 - Programs will serve keiki, makua, and kupuna living, learning, and visiting Kaʻū. The master plan includes a visitor center, a museum and resource facility, certified and instructional kitchen, outdoor performance area, shared business incubator space, imu and educational programs
 - #1 learning laboratory
 - #2 teaching and production kitchen
 - #3 multi-purpose indoor outdoor spaces
 - Our progress
 - Create a place for Kaʻū to come together, practice our culture and learn innovations in sustaining our families and communities
 - #1 acquire land, in process
 - #2 revise and renew design, in process
 - #3 market feasibility study, in process
 - #4 complete design documents
 - #5 raise funds and construct
- Dane: Ok this is one of the original plans
 - Constructing the Hawaiian Cultural Center
 - Can first see, there's a parking lot area
 - As you come in, walking path
 - Amphitheater, 40x40 dimensions
 - To do all the hula shows
 - Open space, classrooms, and grassy area could be used to do farmers market

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- Out back, before this is what we call the Hawaiian botanical garden
 - All the different Hawaiian herbs
 - And variety you could think of was all thought of and put in the plan
- Final building, Kaʻū Hawaiian Culture center itself
 - Multipurpose building with multiple things
 - Kitchen, museum, visitor center, and some place to eat
- On to the new, what was done previously, we doing a new plan in the design
 - Right now in this process, replica on what the building could look like
- DHHL site like Andrew mentioned prior
 - 10.4 acres of DHHL land in Waiʻōhinu
 - This is the location
 - Along Highway 11 between Nāʻālehu and Waiʻōhinu
 - Used to be location where Sydney Andrade them used to do some farming back in the plantation days
- This is the view from overhead looking down
 - Right now it's a vacant property with bushes
 - Can see the flat area where they used to garden
 - This is where the entry would be
 - With the parking lot and Hawaiian Cultural Center
 - Towards Kona
 - Towards Hilo
 - If people not familiar with where the location is
 - It's actually part of the 270 somewhat acres that goes up above the hill
 - But we're just looking at right below, utilize the ravine, backdrop to be an echo for the Hawaiian music and hula
- Terry: Community and beneficiary benefits
 - Community certified kitchen to support Native Hawaiian businesses and increase food security
 - Native Hawaiian māla
 - Resource center
 - Shared office space, possible DHHL resource office
 - Native Hawaiian cultural sharing
 - Entrepreneurship, workshops, and training
 - Opening for DHHL beneficiary as board member
 - Native Hawaiian educational programs, including Hawaiian language immersion and culture-based
- Dane: And all of this, we all Hawaiians in Kaʻū, majority
 - Somehow everybody is connected
 - In the sense, even for the beneficiaries, this is all of them also
 - We not secluding anyone out, this is for everybody in Kaʻū
 - Furthermore, educational programs

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- Kamehameha Schools, we don't even have a preschool here
- For all the districts in the Big Island, Kaʻū don't have one
- Hopefully the intent, we can possibly build on Hawaiian Home Lands, this can be offered to the beneficiaries alive and the rest of the district
- Terry: Kaʻū malo ʻeka kua wehi
 - The hardworking people of Kaʻū
- Dane: That concludes our presentation, thank you Andrew
- Andrew: Mahalo Terry and Dane for that presentation

Introduction

From 0:00 - 6:49 of Recording

Notes

- Andrew: Aloha everyone, welcome to this beneficiary consultation being held by the Department of Hawaiian Home Lands (DHHL) regarding Hana Laulima Lāhui o Kaʻū's land use request
 - My name is Andrew Choy, the Planning Program Manager at the Department of Hawaiian Home Lands, I will be facilitating the meeting tonight
 - With me tonight from the Department is Chair Ikaika Anderson
 - Commissioner Mike Kaleikini
 - East Hawai'i district manager Nina Fisher
 - Kahana Albinio from our Land Management division. He is the administrator for that division
 - Also have Lillie Makaila, our Hawai'i Island Planner
 - Would like to mahalo Representative Jeanne Kapela for joining us this evening
 - Next slide
 - Purpose of tonight's meeting is to gather beneficiary manaʻo on Hana Laulima Lāhui o Kaʻū's land use request for a 10.4 acre portion of Hawaiian Home Lands located in Waiʻōhuinu, Kaʻū, Hawai'i
 - Next slide
 - Couple of housekeeping items
 - For those of us who have been on Zoom through the last couple of years, this might be standard for you
 - When you are not talking, please try to keep microphone on mute
 - So we can eliminate any unintentional background noise, dog barking or neighbor cutting the grass
 - Please type your questions in the chat or raise your virtual hand
 - Since I am the facilitator, I will call on you when I see your hand up or see a comment on the chat
 - Lillie will also help me to identify comments as the meeting goes on
 - Just a reminder, this meeting is being recorded and will be posted on the Department's website

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- Right now since this is a virtual meeting, we don't have a sign-in sheet to keep a physical record of who attended
 - If you don't mind, at this time, please in the chat sign in
 - First and last name, where you live and if you are a DHHL applicant or lessee
 - Or if you are not one of those, you can put other
 - Thank you for taking the time to do that
 - It helps with our record keeping so we can report to our Commission who attended the meeting and who did not
- For those of you who have participated in prior DHHL beneficiary consultation meetings
 - This is quick reminder, please be respectful of the person talking
 - Please do not interrupt the person that is talking
 - Wait for the facilitator to call on you
 - Or type your question in the chat if it is something burning and want to get across
 - And we will try to acknowledge that comment in the chat later on
 - When addressing other participants, either verbally or in the chat
 - Please be respectful
 - Show aloha to the others in this space
 - Reminder to treat others the way you want to be treated
 - We can agree to disagree
 - Sometimes others might have different opinions or perspectives than you
 - But this is a space for us to learn about new ideas and to have an open mind to new ideas or new information
- Next Slide
- The Department has a beneficiary consultation policy
 - Tonight is an enactment of that policy
 - The beneficiary consultation is required for 4 types of proposals that require Commission approval. The 4 types of proposals are listed below
 - Policy issues
 - Land use amendments to our Island Plans
 - Development of our DHHL Plans
 - So like our Island Plans
 - Regional Plans
 - Or Master Plans
 - Long term use of DHHL land
 - Or what we call a non-homestead use
 - So a use that does not involve a 99 year homestead lease
 - What Hana Laulima o Kaʻū is proposing is a long term use of DHHL lands
 - So we want to get our beneficiary's mana'o on this proposed use

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- Next slide
- Tonight's agenda
 - We are almost done with welcome and introductions
 - We will have a presentation by Hana Laulima Lāhui o Ka'ū to go over where they are requesting DHHL land
 - And what they intend to do with the land, should the Commission approve the request
 - And how that request will benefit Department beneficiaries
 - The next part of meeting is an opportunity for everyone on the call to share their mana'o on that request
 - And ask any questions at this time either to Hana Laulima or the Department
 - After that section we'll quickly wrap up with next steps out of this process
- Next slide
- Just to point out
 - This is the approximate location of where Hana Laulima is requesting Hawaiian Home Lands
 - This is our tract by Wai'ōhinu
 - They are looking for approximately a 10 acre tract by Māmalahoa Highway
- Next slide
- Lilia: That is the end of our slides, Andrew
- Andrew: Ok, awesome
 - At this time I will pass it over to Hana Laulima o Ka'ū to give their presentation

Next Steps & Closing

From 1:01:19 - End of Recording

Notes

- Andrew: Yes, Lillie if you can put the slides on the next steps
 - We can quickly go over where we go from here
- Chair Anderson: Thank you, and then the community has a solid understanding of where we go from here
 - And we'll work with Commissioner Freitas and Commissioner Kalekini to bring this to the future agenda of the Hawaiian Homes Commission as soon as possible
 - But thank you, Andrew, please proceed
- Andrew: Ok, mahalo, Chair
 - DHHL beneficiary consultation process
 - We just want to make sure that there's as much opportunity for beneficiaries to comment
 - After tonight's meeting

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- There will be a 30 day comment period for our beneficiaries to send their manaʻo
- We know that not everyone could make it tonight
- Other people might have had other family or work commitments
- We just want to make sure we provide that extra opportunity for folks to share their manaʻo
- So if there are folks that you know that were wanting to participate and share their manaʻo on this land use request
 - Let them know they still have an opportunity
 - And they can email their comments to dhhl.planning@hawaii.gov
 - We will also put this meeting video and our contact information on the website that you folks used to access this meeting tonight
 - If you were able to access the meeting
 - It's the same place that the video will be posted
 - If you want to share this with other folks that you know who would like to comment on this initiative
 - Feel free to do so
 - And they will have the opportunity in the next 30 days
- In April
 - We will compile all of the comments in what we call a Beneficiary Consultation Report
 - It is a summary of all of the comments that were made this evening
 - As well as the comments we receive in the next 30 days
 - And we will present that to the Commission to accept the Report as the official record of beneficiary comment
 - We hope to do that at the April Commission meeting
- Depending on the timing, we may either seek Commission approval on right of entry permit to Hana Laulima to do due diligence
 - To study the land
 - To be able to go on the land
 - Study the land and talk story with all of the agencies who may be able to provide infrastructure support
 - That approval for right of entry permit might either happen in April or May
- So in the next couple of months, there will be several, starting in April, there will be several items before the Commission related to this initiative
- Right of entry permit
 - Just a permit to let Hana Laulima do their due diligence
 - Do their studies
 - Make sure that the project is feasible
 - That they would have the necessary infrastructure to support the project

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- Because this is State lands, to make sure that they are compliant with the HRS Chapter 343 Environmental Assessment Law
 - That would be their opportunity to make sure they meet all of those important compliance requirements
- Chair Anderson: Andrew, are you saying then that it is possible the ROE approval could come before the Commission for action in April
 - That's possible
- Andrew: It's possible
 - April possibly, but definitely May
- Chair Anderson: Definitely May, ok, thank you very much
- Kahana: And May would be good to because it's going to be on Island
 - On Hawai'i Island, Waimea
- Andrew: Yes, on the north end of the island but it will be on island
- Kahana: Yes, and not only that
 - But the right of entry will be presented by Land Management, the department that I oversee
- Andrew: Ok, so that takes us through the next steps
 - If there aren't any other questions or comments at this time, would like to mahalo everyone for taking the time to meet with us this evening and sharing your thoughts on this proposed use of Hawaiian Home Lands
 - Thank you everyone, have a good weekend and safe evening
- Kahana: Mahalo
- Terry: Thank you all

3-10-2023 Hana Laulima Lāhui o Kaʻū Land Use Request Beneficiary Consultation

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Chat

- 18:06:50 From Lillie Makaila to Everyone: Please sign in here! First & Last, where you live, and applicant, lessee, or other
- 18:06:59 From Nālani to Everyone: Nālani Parlin, Kaʻū, other
- 18:07:03 From Elizabeth Murph to Everyone: Elizabeth Naholowaa Murph, Hilo, HI other
- 18:07:07 From Lillie Makaila to Everyone: Reacted to "Elizabeth Naholowaa ..." with ❤️
- 18:07:13 From Lillie Makaila to Everyone: Reacted to "Nālani Parlin, Kaʻū,..." with ❤️
- 18:07:20 From Lillie Makaila to Everyone: Removed a ❤️ reaction from "Elizabeth Naholowaa ..."
- 18:07:28 From Lillie Makaila to Everyone: Reacted to "Elizabeth Naholowaa ..." with ❤️
- 18:07:33 From Sharon Moraes to Everyone: Sharon Moraes, Volcano Village I am a DHHL applicant.
- 18:07:49 From Jamie Kawauchi to Everyone: Aloha mai e kakou! Jamie Moana Kawauchi, Kahilipali Iki, Ka'u. Other
- 18:08:01 From A. to Everyone: A.Davis, Kaʻu, applicant
- 18:08:01 From Kala, Waiohinu/Honohononui to Everyone: Kala Mossman, Waiohinu applicant
- 18:08:09 From Lillie Makaila to Everyone: Reacted to "Sharon Moraes, Volca..." with ❤️
- 18:08:12 From Lillie Makaila to Everyone: Reacted to "Aloha mai e kakou! J..." with ❤️
- 18:08:15 From Lillie Makaila to Everyone: Reacted to "A.Davis, Kaʻu, appli..." with ❤️
- 18:08:19 From Lillie Makaila to Everyone: Reacted to "Kala Mossman, Waiohi..." with ❤️
- 18:08:36 From Rep. Jeanné Kapela (she/her) to Everyone: Rep. Jeanne Kapela (South Kona-Keaau) other
- 18:08:40 From Lillie Makaila to Everyone: Reacted to "Rep. Jeanne Kapela (...)" with ❤️
- 18:09:03 From brandyshibuya to Everyone: Brandy Shibuya Naʻalehu (Other)
- 18:09:47 From Lillie Makaila to Everyone: Reacted to "Brandy Shibuya Naʻal..." with ❤️
- 18:09:52 From Justin Canelas to Everyone: Justin Canelas, Naʻalehu, Other
- 18:10:05 From Kassie Ross to Everyone: Kassie Ross (Nāʻālehu) Other
- 18:10:57 From JJavar to Andrew H. Choy (Direct Message): From JKekoa: Kaʻu has about 11,000 acres of farm and ranch lands in the Kamaoa/Puueo ahupuaa (South Point). Waiohinu has 262 acres of sustainable ag lands. DLNR transferred about 300 acres above Waiohinu to DHHL. The last time any ag or pastoral lands were awarded was in the mid 1980's. Currently about 10 lessees are on pastoral and no one is on Kaʻu's ag lands. Will DHHL start awarding these lands to the hundreds or maybe thousands of beneficiaries still on the ag or pastoral waitlist?
- 18:11:25 From JJavar to Everyone: Janice Javar

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- 18:11:28 From Tiare to Everyone: Tiare-Lee Shibuya (Naalehu) other
- 18:12:18 From Andrew H. Choy to JJavar (Direct Message): Aloha Janice. Is it ok if I read and answer your questions to the larger group.
- 18:12:46 From JJavar to Everyone: Sure
- 18:13:05 From JJavar to Andrew H. Choy (Direct Message): Yes Andrew
- 18:13:31 From Andrew H. Choy to JJavar (Direct Message): Mahalo! It's a good question that should be shared.
- 19:06:36 From Lillie Makaila to Everyone: email to dhhl.planning@hawaii.gov
- 19:10:27 From Elizabeth Murph to Everyone: Mahalo nui for your time!

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17 - 18, 2023

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Andrew H. Choy, Planning Program Manager *AC*

Nancy M. McPherson, Planner *NMM*

Subject: For Information Only - Status Update on Plan
Implementation, Island of Moloka'i

Recommended Action

None. For information only.

Background

The Department of Hawaiian Home Lands (DHHL) provides the Hawaiian Homes Commission (HHC) with updates for the respective DHHL geographic regions in which the HHC conducts its regularly scheduled community meetings. The purpose of the monthly update is to provide the HHC with information related to DHHL plans, programs and projects previously adopted by the HHC that are specific to that geographic region. A status report of DHHL's progress in implementing these initiatives is included for the HHC's consideration.

For April 2023, the Planning Office is providing an update on Planning projects for the island of Moloka'i. Note that status updates on the following Planning Office projects are also provided to the HHC under separate staff submittals:

- Item G-3, Molokai Water Issues and Projects Update Draft
- Item G-4, Draft Ualapue'e Kuleana Homestead Settlement Plan

Discussion

EXISTING DHHL PLANS AND IMPLEMENTATION STATUS

DHHL Moloka'i Island Plan (2005)

The purpose of each DHHL Island Plan is to (1) assign land use designations for land holdings on each island; (2) establish

land use goals and objectives of the General Plan, specific to each island; and (3) identify island-wide needs, opportunities, and priorities. At a minimum, an island plan shall do the following:

- (1) Apply the criteria from the general plan to identify suitable homestead lands, including areas for new development, infill, and redevelopment;
- (2) Apply criteria to determine available lands not required for homesteading, including areas for revenue generation, community use, and other non-homesteading uses designated in the general plan;
- (3) Prioritize the development or redevelopment of designated homestead lands based on defined criteria;
- (4) Identify infrastructure requirements; and
- (5) Analyze state and county plans to identify potential impacts on department land use and infrastructure.

The DHHL Moloka'i Island Plan was approved by the HHC in June 2005. DHHL lands on Moloka'i are situated in five major areas: 'Ualapu'e, Kapa'akea-Kamiloloa-Makakupa'ia, Kalama'ula, Kalaupapa-Pālā'au (Apana 3) and Ho'olehua-Pālā'au (Apana 1 & 2). Since the 2005 Moloka'i Island Plan was approved by the HHC, the following updates have been made:

- The Mo'omomi-Anahaki land use designations for 1,050 acres were amended from "General Agriculture" and "Community Use" to "Special District". This amendment was approved by the HHC in December 2010.
- A land exchange of 34 acres of land on Moloka'i for 89 acres of State land in Mā'ili on O'ahu was completed in 2010 in order for DHHL to develop residential homesteads. The 34 acres of land that was exchanged consisted of 22 acres in Community Use and 12 acres in Subsistence Agriculture. This 34 acres is adjacent to the Ho'olehua Fire Station and the Lanikeha Community Center, including the Moloka'i High School and Middle School site and the athletic field across Farrington Avenue.
- In June 2011, the Department of Land and Natural Resources (DLNR) transferred to DHHL four parcels totaling 4.6 acres at Malama Park, near Kaunakakai Wharf. In January 2018, the HHC approved the recommended land use designation of "Special District."
- In January 2021, DLNR approved the return to DHHL of approximately 42.313 acres in Nā'iwa.

These amendments to the 2005 Moloka'i Island Plan and changes to the DHHL land inventory have resulted in the following land use designations and acreage amounts shown in Table 1 below.

Table 1
Moloka'i Land Use Designations

Moloka'i Land Use Designations	Acres	Percent
Residential Homestead	742	2.87
Subsistence Agriculture	2,338	9.04
Supplemental Agriculture	5,862	22.66
Pastoral	1,927	7.45
General Agriculture	6,415	24.80
Special District	7,758	29.99
Community Use	93	0.36
Conservation	655	2.53
Commercial	58	0.22
Industrial	16	0.06
TOTALS	25,864	100.0

DHHL Moloka'i Island Plan Implementation Status

As stated in the 2005 DHHL Moloka'i Island Plan, the following are plan priorities and their current status.

Priority for completion: Nā'iwa Agricultural homestead

- 58 agricultural lots awarded in the 1986 Acceleration Program.
- Located on 298 acres southeast of the Moloka'i Airport.
- Implementation challenges: access to and availability of potable water supply from the DHHL Ho'olehua water system (Public Water System No. 230) and non-potable water from the Department of Agriculture Moloka'i Irrigation System, respectively.

Status:

DHHL is currently conducting due diligence to pursue subdividing these lots. The Draft Environmental Assessment (DEA) is scheduled to be presented under a separate staff submittal by the Land Development Division (Agenda Item E-2) at the current HHC meeting in April. The DEA provides further discussion on potable and irrigation water.

First priority for new residential areas: 'Ualapu'e

- The 2005 DHHL Molokai Island Plan recommended development 74 residential homestead lots on 25 acres in Mana'e (East End), mauka of Kamehameha V Highway.

Status:

Based on beneficiary consultation during the Molokai Regional Plan Update.

Update:

- During the 2019-2020 DHHL Moloka'i Regional Plan update process, beneficiaries proposed a Kuleana Subsistence Agriculture Homestead in the 'Ualapu'e tract. This became the number one priority project in the DHHL Moloka'i Regional Plan. More details are provided below in the discussion of the DHHL Moloka'i Regional Plan and Agenda Item G-4 "Draft 'Ualapu'e Kuleana Homestead Settlement Plan."

Second priority for new residential areas: Kapa'akea-Kamiloloa-Makakupa'ia

- Develop 286 residential homestead lots on 201 acres two miles east of Kaunakakai, mauka of Kamehameha V Highway.
- An onsite wastewater treatment facility will be required.

Status:

This project is on hold until the County of Maui's water allocation is increased and/or additional water source is identified and developed.

DHHL Moloka'i Regional Plan (2020)

The DHHL Moloka'i Regional Plan was updated in 2019, then approved by the HHC in February 2020. Moloka'i beneficiaries, responding to outreach and engagement efforts throughout the extensive planning process (over 15 months), identified the following priority projects:

- (1) 'Ualapu'e Kuleana Subsistence Agriculture Homestead Project and Cultural Resources Management Plan
- (2) Ho'olehua Hale Improvements
- (3) Water Rates Assessment and Legal Analysis of Beneficiary Rights Given Potable Water Rate Disparities
- (4) Shared Farm Equipment for Agricultural lessees
- (5) Road Improvements

DHHL Moloka'i Regional Plan Implementation Status

Table 2 below identifies the "project champion" and summarizes the status of each Regional Plan priority project.

Table 2
2020 DHHL Moloka'i Regional Plan Priority Projects Status

PRIORITY PROJECTS	PROJECT CHAMPION(S)	STATUS
'Ualapu'e Kuleana Subsistence Agriculture Homestead Project and Cultural Resources Management Plan	Ahonui Homestead Association and DHHL	Currently in the due diligence and planning process to determine project feasibility and best homestead layout option to settle beneficiaries on the land. Due diligence includes the Environmental Assessment, Kuleana Homestead Settlement Plan, and recommendations for land use amendments to the 2005 DHHL Moloka'i Island Plan. See agenda Item G-4 for more information.
Ho'olehua Hale Improvements	Ahupua'a o Moloka'i	Construction in progress.
Water Rates Assessment and Legal Analysis of Beneficiary Rights Given Potable Water Rate Disparities	DHHL	Not started. Pending staff and resource allocations.
Shared Farm Equipment for Agricultural lessees	Ahupua'a o Moloka'i	The Ahupua'a is partnering with Napualei O Hina and more recently, Ho'opili Farmers Association to continue to implement this project. Napualei O Hina applied for and received a DHHL grant in FY '21. Ho'opili Farmers Association also received a DHHL grant for this project in FY 22.

PRIORITY PROJECTS	PROJECT CHAMPION(S)	STATUS
Roads Improvements	DHHL	To assist DHHL, Kalama'ula Homesteaders Association applied for and received a DHHL Regional Plan Priority Project grant in FY `22, which was awarded. Initial scope is to inventory roads and conditions and prioritize which roads to address.

OTHER DHHL PROJECTS IN THE PLANNING OR IMPLEMENTATION PHASE

Kalama'ula Agriculture Lots - Planning and Design (LDD & PLO)

- 66 agriculture lots were awarded in the 1985 Acceleration Program (Kalaniana'ole 2nd Series).
- LDD has obtained budget resource allocation needed to initiate the due diligence process for planning and design of subsistence agriculture lots.

Next Steps:

- Procure consultant services to prepare subdivision design and Environmental Assessment for HRS Chapter 343 compliance.

Malama Cultural Park Special Area Plan (LMD & PLO)

The final Malama Cultural Park Special Area Plan was approved by the HHC at its July 2022 meeting. The SAP's Implementation Plan describes beneficiary desire for collaboration with the Molokai community to pursue a Community-Based Stewardship Management Model for the Park. The first step in the plan's implementation is to identify potential community partners to help DHHL effectively manage the designated park lands.

Next Steps:

- DHHL and/or beneficiaries may initiate the land use request process to begin evaluation of applicants interested in serving as future management partners for various areas of the Park.
- DHHL will review submitted applications and nominate qualified applicants for land dispositions.
- DHHL will conduct a beneficiary consultation meeting to seek final beneficiary approval of the nominated entities prior to issuance of land dispositions.
- DHHL will continue to work with stakeholders to develop a park management structure that may include a Park Advisory Council (PAC) as outlined in HAR §10-4-33.

South Moloka'i Shoreline Erosion Management Plan (SM-SEMP)

The Final South Molokai Shoreline Erosion Management Plan was approved by the HHC at its December 2022 meeting. SM-SEMP recommendations include the following core strategies and actions, as shown in Table 3 below.

Table 3
SM-SEMP Highlighted Actions

CORE STRATEGIES	Action Highlights ¹
<u>Restore</u> natural shoreline function.	<ul style="list-style-type: none"> Remove and replace invasive plants and trees with climate adapted, drought tolerant native grasses, shrubs, and trees such as ‘aki‘aki grass, pōhuehue, naupaka, and milo. Develop a detailed vegetation management plan to guide shoreline and dune restoration within the SM-SEMP Area. Remove man-made debris between the high and low water line including tires, appliances, vehicle parts, concrete and asphalt rubble, CMU blocks, pallets, steel and plastic drums, and other non-indigenous materials and dispose of it properly.
<u>Educate</u> beneficiaries on the causes and consequences of sea level rise and coastal erosion, including appropriate mitigation measures.	<ul style="list-style-type: none"> Provide beneficiaries living in flood prone areas with the following information: <ul style="list-style-type: none"> <i>“Answers to Questions about Substantially Improved / Substantially Damaged Buildings”</i>, FEMA publication 213, August 2018. <i>“Homeowners Handbook to Prepare for Natural Hazards”</i> 4th Edition, by Dennis Hwang and Darren Okimoto, Sea Grant, University of Hawai‘i. Flood zone and sea level rise exposure maps.
<u>Strengthen</u> the <u>regulation</u> and <u>management</u> of shoreline resources.	<ul style="list-style-type: none"> Recommend consistency with identified State of Hawai‘i and Maui County regulations governing buildings and construction, the shoreline, and flood hazard areas. Recommend consistency with Federal and State DLNR regulations regarding shoreline surveys, armoring, and coastal construction on submerged lands.
<u>Adapt</u> structures and systems to better withstand coastal hazards.	<ul style="list-style-type: none"> Require new dwellings to be elevated above flood hazard zones (base flood elevation, SLR inundation) by more than one foot in elevation (freeboard). Encourage lessees to reconfigure dwellings by moving the kitchen mauka and elevating food preparation areas so that stove, refrigerator, and appliances are elevated or located at the highest, driest part of the property. Convert cesspools to septic systems wherever feasible to reduce the risk of contaminated water and protect beneficiary health.
<u>Prepare</u> for the relocation or retirement of structures out of areas threatened by sea level rise and coastal erosion.	<ul style="list-style-type: none"> Prepare a community-based plan for the relocation of vulnerable buildings, infrastructure, and public facilities away from areas threatened by sea level rise and/or coastal erosion. Prepare and implement a planned obsolescence strategy for infrastructure at risk of damage from SLR, coastal erosion, and flooding including roads, drainages, wastewater treatment, and centralized utility systems and services.

¹ This table includes a sample of the SM-SEMP’s highlighted actions. A complete list of the Plan’s actions is in Chapter 6.

Next Steps:

- Incorporate SM-SEMP recommendations into the upcoming community resilience planning project, "Developing Community Resilience for Moloka'i Coastal Homesteads," to be conducted over the next two years.
- Pursue an investigation of options and alternatives for more effective and responsive coastal management through direct DHHL administration of coastal zone management for Hawaiian Home Lands lessees living along coastlines.
- Work with Molokai homestead associations and beneficiary-serving organizations to implement the "Restore natural shoreline function" core strategy via community projects supported with grant funding.
- Work with shoreline lessees to adapt to rising sea levels and increased shoreline erosion by using best management practices that are not harmful to the coastal environment.
- Continue to engage with organizations such as Sust'Āinable Molokai and Molokai Wetland Partnership to increase community resilience and implement nature-based solutions such as wetland restoration and enhancement.
- Continue to seek technical assistance and funding from county, state and federal agencies to address acute coastal hazards and mitigate impacts from sea level rise and other climate change-related hazards along Molokai's southern shoreline.

Developing Community Resilience for Moloka'i Coastal Homesteads

This 2-year project, which received grant funding from the National Fish and Wildlife Foundation (NFWF) National Coastal Resilience Fund (NCRF), is to develop a resilience plan for homestead communities on the island of Moloka'i through scientific analyses and modeling of projected sea-level rise, flooding, groundwater upwelling and other increasing coastal hazards. The community resilience plan, which will include the entire tracts of Kalama'ula, Kapa'akea and Kamiloloa-Makakupa'ia, will identify priorities for projects that will stabilize and restore shorelines, mitigate coastal flooding and sedimentation, and emphasize culturally grounded, nature-based solutions.

Next Steps:

- Complete procurement process for project consultant (Spring 2023)
- Initiate data gathering and community outreach (starting Summer 2023)

Kalaupapa Beneficiary Consultation

The Kalaupapa Beneficiary Working Group (KBWG) was convened by the DHHL Planning Office with facilitation assistance from the Hawaii Alliance for Community-Based Economic Development (HACBED). Initially, a series of up to six meetings was proposed, with the first meeting held in September of 2021. The last update on this process was given to the HHC at its meeting on Molokai in April 2022 (see Item G-4, For Information Only - Kalaupapa Update).

Since that update, additional time was needed for staff to do research and prepare thorough responses to 27 questions on DHHL's General Lease (GL) with the National Park Service (NPS) submitted to DHHL during the consultation process. DHHL met with the KBWG in February 2023 on the GL. Data for many of the responses was provided by NPS and the State Dept. of Health, Hansen's Disease Branch (DOH) in order to provide timely and accurate information on current levels of funding as well as projected expenditure needs to maintain structures and infrastructure.

In addition, DHHL staff has made several trips to Kalaupapa and met in December 2022 with beneficiaries who live and work in the Settlement, many of whom have lineal ties to kōkua (those who stayed in Kalaupapa to provide assistance to the patients) and/or 'ohana who were displaced when the Hansen's Disease settlement was created in the 1800's. A number of beneficiaries had makua and kūpuna who had also worked in Kalaupapa, as well as kūpuna with ties to the Backside valleys such as Waikolu and Pelekunu. These meetings have been very productive and informative, providing a more well-rounded knowledge base from which staff and consultants can better frame beneficiary needs and concerns about the future of Kalaupapa. While NPS staff was unavailable for the Molokai HHC Meeting this year, it is anticipated that they will be engaging with the Molokai Community in the near future to provide updates on various projects being conducted in Kalaupapa, such as repairs to the electrical system and fences.

Next Steps

- Continue to work with HACBED on refining and framing the issues and improving how DHHL engages with beneficiaries.
- Continue to engage with beneficiaries living and working in Kalaupapa as well as those living Topside Molokai.
- Prepare for the next round of wider community discussions tentatively starting in late 2023 or early 2024, to include more beneficiary participants that have a tie to Kalaupapa based on the criteria previously approved by the HHC.

Recommendation

None. For information only.

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

April 17 - 18, 2023

To: Chairman and Members, Hawaiian Homes Commission

From: Andrew Choy, Planning Program Manager *AC*

Subject: For Information Only - Molokai Water Projects and
Issues Update

RECOMMENDED MOTION/ACTION

None; for information only.

DISCUSSION

The following is an update to previous annual submittals to the Hawaiian Homes Commission (Commission) which also concerned water projects and issues of significance to beneficiaries and the Department of Hawaiian Home Lands (DHHL or the Department) on Molokai. In 2014, the Commission adopted their [Water Policy Plan](#) (WPP), the first comprehensive policy guiding management of water issues since passage of the Hawaiian Homes Commission Act (HHCA) in 1921. These updates are provided under the WPP Goal 1, to "Affirmatively communicate with beneficiaries regarding water decisions, performance, and water rights on a regional and annual basis."

A general overview of DHHL tracts and implementation of plans DHHL is provided in the status Update on Plan Implementation on Molokai. Some updates regarding operation and management of DHHL Ho`olehua water system may also be addressed in other submittals. This submittal focuses on the following four items:

- Determining Water Availability and Issuing New Water Meters for the DHHL Ho`olehua Water System
- Securing additional groundwater reservations by rule on Molokai

- Securing additional surface water reservations related to amended Interim Instream Flow Standards for streams on Molokai; and
- Continued participation with beneficiaries in the Maui County update to the Molokai Water Use and Development Plan.

I. Determining Water Availability and Issuing New Water Meters for the DHHL Ho`olehua Water System

Background: Permitted Pumping Amounts

The DHHL Ho`olehua Water System (Public Water System 230) provides water for approximately 2,400 customers through around 581 service connections, serving close to 33% of island residents. The primary and usually only source of water for the DHHL Ho`olehua Water System are our Kauluwai Wells (Kauluwai 1 & 2).¹ As has been covered in multiple updates to the Commission and the subject of decades of controversy, the initial Water Use Permit (WUP) awarded to DHHL by the Commission on Water Resource Management (CWRM) in 1993 was for .367 million gallons a day (mgd), which was less than was actually being pumped and utilized at the time. This CWRM action, among other impacts, led DHHL to decline to issue new water meters from the system since pumping already exceeded our permitted amount.

As noted in previous Molokai Water Projects and Issues update, the Department officially submitted an updated Water Use Permit Application (WUPA) to on October 12, 2020, and sent an addendum responding to their further questions on March 26, 2021. Data in our application were based on pumping and use records from 2019.

Staff and consultants worked closely in a number of beneficiary-initiated virtual meetings to explain the WUPA, the approval process, and CWRM meetings. With extensive beneficiary support CWRM approved the full permit as submitted at their July 20, 2022 meeting, bringing to a close a twenty-seven-year effort to secure necessary water

¹ Interconnects exist between the DHHL water system, one of the County water systems, and the Molokai Ranch water system, which are used in case of emergency.

from our existing wells for existing and immediate water needs.

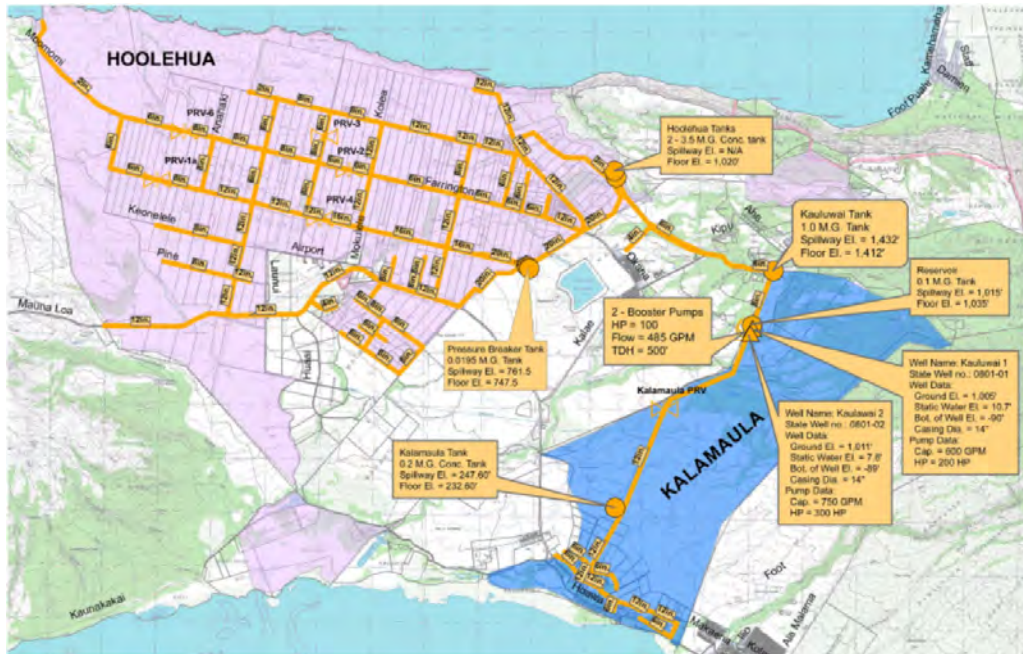


Figure 1. Key infrastructure in the Ho'olehua water system.
Source: Ho'olehua DEA, Fig. 2, Existing Facilities, at 111.

This increased our legal ability to pump water from our wells from .367 million gallons a day (mgd) to .595 mgd. This amount was requested as the maximum volume that the groundwater source and existing infrastructure are believed to reliably able to provide. It is calculated as a twelve month moving average (12 MAV), which is calculated as the average of the previous 12 months of total pumping from both wells.

Based on the pumping and consumption data available when our WUPA was prepared, we estimated we would be able to issue an additional 211 new meters after issuance of our new WUP. Based on existing plans approved by the HHC, we estimated these would be allocated for already committed service connections in Ho'olehua, Nā'iwa, and Kalama'ula Mauka and new connections for subdividable lots in Ho'olehua as follows:

**Table 1. 2020 Estimate of New Meter Availability,
Ho`olehua Water System (based on 2019 data)**

Area	Meters
Ho`olehua	13
Nā`iwa	58*
Kalama`ula Mauka	100
Subdividable lots	40
Total	211

Additional background: The "Water Meter / Water Credit Procedures"

**Current DHHL plans for Naiwa estimate potentially 8 new lots for total of 66 lots in Naiwa.*

The successful securing of increased authorized pumping in July 2022 allowed staff and consultants to move forward with implementing another goal in the WPP, development of a consistent and equitable method for issuing water meters (on DHHL owned systems) and water credits (an authorization to obtain a meter) on non DHHL owned systems. Following years of discussion and a presentation in August 2022, The "Process for Allocation of Water Credits and Water Meters on Water Systems Serving DHHL Lands", referred to as our "Water Meter Procedures" or as our "Water Credit Procedures" was approved by this Commission on September 19, 2022.

Planning Office staff and consultants have worked with the Molokai District Office Staff to operationalize the recently approved policy. Staff collected and categorized all pending requests and identified that some were for an agricultural water rate (which is not covered by the recently adopted process), and others were requests for meters. Staff are working through and responding to requests for meters from oldest to newest, and in accordance with the process' priorities for meters for residential use.

Factors impacting the availability of new meters for the DHHL Ho`olehua Water System

In the course of implementing the procedures to issue new meters, it was also noted that in the regular maintenance and upgrades to the water system, new "flow meters" - meters measuring how much water flows from each of our two groundwater pumps - were installed in April of

2021. After a full year of operations, it was confirmed that these meters were measuring a higher volume of water being pumped from the wells than the previous meters, on which our WUPA was based.

Table 2. Pumping from Kauluwai 1 & 2, October 2021 - September 2022

Month	Year	Monthly Average Pumping (mgd)
October	2021	0.593
November	2021	0.555
December	2021	0.327
January	2022	0.321
February	2022	0.425
March	2022	0.459
April	2022	0.572
May	2022	0.547
June	2022	0.607
July	2022	0.556
August	2022	0.637
September	2022	0.552
	12 MAV	0.513

Based on this recent 12 MAV of .513 mgd, we have an additional .82 mgd in capacity (82,000 gallons per day) (.595 - .513 = .82). A new residential service connection is, under County Water System Standards, allocated 600 gallons per day, which indicate an ability to currently issue up to 136 new meters (82,000 gpd / 600 gpd = 136.6 new meters).

There are a number of actions that staff can pursue to increase the availability of meters and to continue to issue new meters in accordance with the "Water Meter Procedures" which prioritize issuance of meters for residential uses.

- The timing of demand for new meters in Kalama`ula Mauka can be refined, to determine when these will need to be issued;
- Continued implementation of the improvements to the system should increase efficiency and decrease water

loss on the system, which should allow new water meters to be issued;

- Continued efforts to identify non potable uses that can be shifted to either the Molokai Irrigation System or the Mountain Water System would increase availability of potable water for new meters on the Ho`olehua system

II. Securing additional groundwater reservations by rule on Molokai

As noted in our April 2021 update, a DHHL request to secure water from a now withdrawn Maui County WUPA in Ualapu`e gave rise to a DHHL request for additional groundwater reservations for Ualapu`e. In response, CWRM staff asked for additional information and also inquired if the Department wished to secure any other reservations of water on the island, and possibly combine the public hearings on rulemaking that are necessary.

Prior to beneficiary consultation, DHHL provided beneficiary training on these issues. Staff and consultants worked with the Ka Huli Ao Center for Excellence in Native Hawaiian Law at the William S Richardson School of Law at the University of Hawai`i at Mānoa to DHHL to develop and deliver the training. Subsequently DHHL held a virtually beneficiary consultation meeting on these requests on the evening of May 5, 2021. Subsequently a beneficiary consultation report was approved by the HHC on July 19, 2021. Following research, analysis and further writing, a formal request for groundwater reservations was submitted to CWRM on January 2, 2022.

At their [March 2022 meeting](#) CWRM approved an action item authorizing staff to move to rulemaking on these requests. At that meeting while there was considerable beneficiary support, there were also community concerns regarding the use of water in Ualapu`e; ongoing work on the Ualapu`e settlement plan and on preparing for groundwater reservations will hopefully address these concerns and refine and improve the requests for water use. DHHL is currently coordinating with CWRM staff on the timing of a required public hearing for that, in conjunction with ongoing County water planning work (see below). No further progress has been recently made on these matters.

III. Securing additional surface water reservations related to amended Interim Instream Flow Standards for streams on Molokai; and

Also at their [March 2022 meeting](#), CWRM considered amending the Interim Instream Flow Standards (IIFS) for the streams diverted by the Molokai Irrigation System (MIS) and the Molokai Ranch Mountain Water System (MWS). In response to years of DHHL advocacy, CWRM on their own proposed setting aside water reservations for DHHL in conjunction with the proposed IIFS. Detailed information on these proposals can be found in CWRM submittals from that [meeting](#), particularly items B4² and B5³.

Item B4 was in partial response to a long-standing complaint from the Molokai organization Molokai No Ka Heke, which includes many homesteaders. Their formal complaint alleged waste by Molokai Ranch and seeks stream restoration, particularly for Kawela Stream. Since the March meeting DHHL staff and consultants have been working with members and counsel for Molokai No Ka Heke, and separately with Molokai Ranch, and CWRM staff, to see if an IIFS can be recommended that would provide for DHHL reservations, current Molokai Ranch water needs, and full restoration of Kawela Stream. CWRM considered this matter for action at their April 2022 meeting which overlapped with the second day of an HHC meeting.

At that meeting CWRM approved amended IIFS for five Molokai Streams and additionally reserved surface water for DHHL from some of those streams, to be delivered via the Mountain Water System and the MIS. Continued work with the Department of Agriculture and Molokai Ranch will be necessary to secure this water.

IV. Participation with beneficiaries in the Maui County update to the Molokai Water Use and Development Plan

²<https://files.hawaii.gov/dlnr/cwr/submittal/2022/sb20220315B4.pdf>

³<https://files.hawaii.gov/dlnr/cwr/submittal/2022/sb20220315B5.pdf>

Finally, while all these matters have been proceeding, Maui County with their consultants Townscape initiated an update process for the Molokai Water Use and Development Plan. This plan, part of the overall Hawai'i Water Plan, is a critical place for DHHL and beneficiary water needs to be considered. DHHL staff and consultants have participated in every meeting so far on this, and have worked directly with beneficiaries and County consultants to try and ensure the plan reflects the needs and desires of our Molokai beneficiaries. Updates on that process can be found at <https://waterresources.mauicounty.gov/205/Molokai-Island-Water-Use-Development-Pla>.

DHHL staff and consultants have participated consistently in this process and offered edits and comments to draft documents.

RECOMMENDATION

None; for information only.

PLANNING OFFICE
DEPARTMENT OF HAWAIIAN HOME LANDS

April 17-18, 2023

TO: Chairman and Members, Hawaiian Homes Commission
THROUGH: Andrew H. Choy, Acting Planning Program Manager *AC*
FROM: Gigi Cairel, Grants Specialist
SUBJECT: For Information Only - Presentation on the Draft
Kuleana Homestead Settlement Plan for 'Ualapu'e,
Moloka'i TMK (2) 5-6-002:001, :024, :025, :026,
:027, :036, (2) 5-6-006:017 (por.), :040

RECOMMENDED MOTION/ACTION

None. For information only.

DISCUSSION

Background

The 2005 Moloka'i Island Plan (MIP) analyzed all the DHHL lands on Moloka'i and recommended land use designations for each tract. The MIP was created through consultation with the beneficiary community and adopted by the Hawaiian Homes Commission (HHC) on June 21, 2005. 'Ualapu'e, located on the east end of Moloka'i, was identified as a high priority area to provide new homesteads for waitlist beneficiaries. However, development of residential homesteads did not occur because infrastructure upgrades to accommodate residential homesteads was never developed and the existing County water system cannot accommodate the 74 residential homesteads contemplated in the 2005 Moloka'i Island Plan.

In February 2019, the Ahonui Homestead Association (AHA) was founded by a group of Hawaiian Homes successors, lessees, and agricultural applicants who have been waitlisted for Moloka'i lands since 1950 as a grassroot response towards community-based governance. During the 2019 DHHL Moloka'i Regional Plan (MRP) process, AHA proposed to HHC the idea of Agricultural Kuleana Homesteads at 'Ualapu'e in lieu of single-family residential homestead lots. In addition to the beneficiary feedback provided

during the 2019 Moloka'i Regional Plan process, 'Ualapu'e was selected for DHHL Kuleana Homestead due to its remote location that lacked existing infrastructure for residential homesteading, which would otherwise make it costly to consider single-family residential homestead development.

During the Regional Planning meetings with DHHL, beneficiaries identified various opportunities and issues for DHHL lands on Moloka'i, which were consolidated into a list of 24 potential projects. Beneficiaries selected their top five projects from these 24 potential projects. The "'Ualapu'e Cultural Resources Management Plan and Kuleana Settlement Plan" received the highest number of votes of all 24 projects and was thus selected as Priority Project #1 in the 2019 Moloka'i Regional Plan. The Moloka'i Regional Plan was approved by HHC in February 2020.

According to the Kuleana Homestead Program Hawai'i Administrative Rules (HAR) §10-3-30, DHHL is required only to provide a) metes and bounds description of the kuleana homestead lots, and b) an unpaved right-of-way to the awarded lots. Awardees will then have immediate access to their lots. In exchange for immediate access to lots, beneficiaries who decide to accept a kuleana homestead award acknowledge that DHHL is not obligated to provide county standard infrastructure. HAR §10-3-30 also requires that DHHL complete a kuleana homestead settlement plan in consultation with its beneficiaries prior to the awarding of kuleana homestead leases. Consultant G70 began coordinating work to develop this draft 'Ualapu'e Kuleana Homestead Settlement Plan (KHSP) in August 2021.

Studies Completed During the 'Ualapu'e Kuleana Homestead Settlement Plan Process

Prior to Beneficiary Consultation meetings and Community meetings with east Moloka'i residents, pertinent studies, prior planning documents, and environmental studies within and adjacent to 'Ualapu'e were reviewed. In addition, DHHL consultants initiated various studies which were conducted to provide a clear evaluation of existing conditions in 'Ualapu'e. Studies conducted to date include:

- A high-resolution aerial mapping survey and digital elevation model collected via remote sensing light detection and ranging (LIDAR) in a single fly-over mission;
- Archaeological literature review and field study;
- A biological evaluation of plants and animals;
- Wildfire hazard assessment;

- Assessments on water availability and water source options;
- Roads and access study; and
- Potential for community-based economic opportunities.

Outreach Process to Date

As part of this process, a combination of beneficiary consultation meetings and community meetings with east Moloka'i residents were held. Beneficiary consultations were held to provide beneficiaries with a better understanding of the Kuleana Homestead Program, provide information related to the site characteristics and conditions of the project area, and to better understand the beneficiaries' vision for the area and beneficiary preference for lot size and configuration. DHHL has a fiduciary trust obligation to serve and listen to its beneficiaries before others.

Community meetings were held to present the project to, and receive feedback from, the wider community, which primarily consisted of residents from the east end of Moloka'i. Community outreach was conducted via email, newspaper announcements and mailouts to those that live in the ahupua'a from Kahananui to Keōpuka Loa. DHHL created a webpage to disseminate information on this project, located here:

<https://dhhl.hawaii.gov/po/molokai/ualapue-kuleana-homestead-project/>

Other than the first site visit and small group meetings, larger beneficiary and community meetings at the start of the planning process were held virtually due to COVID-19 restrictions. In-person meetings were planned once restrictions were lifted. A timeline of meetings for the Project is presented in Table 1 below.

In addition to the beneficiary meetings, members of the Edith Kanaka'ole Foundation (EKF) facilitated a Honuaiākea session with a small group of members of the Moloka'i community, in an effort to incorporate ancestral knowledge into Hawai'i's community development planning process. Honuaiākea is a community planning framework that uses 'oli (chants), mele (songs), and ka'ao (stories/fables) interpreted through the eyes and experiences of community members and those who practice in those areas to understand the important resources that are crucial for ecosystem stability and community survival (kapu) and the actions needed to maintain said resources (kānāwai). The formulation of the kapu and kānāwai and their application for community management of 'Ualapu'e is further discussed in Chapter 4 of the Draft 'Ualapu'e Kuleana Homestead Settlement Plan [Exhibit A].

Table 1. Timeline of Beneficiary Consultation and Community Meetings		
Meeting	Date	Meeting Type
Beneficiary Consultation #1	October 14, 2021	Virtual
Site Visit and Small Group Meetings	October 25-26, 2021	In-Person
Honuaiākea Process	November 20-21, 2021	Virtual
Community Meeting #1	December 1, 2021	Virtual
Beneficiary Consultation #2	March 2, 2022	Virtual
Community Meeting #2	April 13, 2022	Virtual
Community Meeting #3	October 20, 2022	In-Person
Beneficiary Consultation #3	November 30, 2022	Virtual

Summary of Concerns and Recommendations by the Draft 'Ualapu'e Kuleana Homestead Settlement Plan

In summary, most beneficiaries that participated in the consultation process supported the Draft 'Ualapu'e Kuleana Homestead Settlement Plan, but had concerns related to the provision of utilities (especially water); environmental impacts (including water and erosion), cultural, archaeological and community impacts; kuleana lease rights and responsibilities; and DHHL's relationship to future lessees.

Many east Moloka'i community members that attended the beneficiary consultation meetings are lineal descendants to the area, and care very deeply for their home. There is a perception that DHHL is acting like a foreign developer, and not listening to the generational families that live in and around these lands in 'Ualapu'e. The community raised questions regarding impacts to subsistence practices, the priority development status of the area, and who and how many beneficiaries would be awarded lots.

The following provides a high-level summary of these concerns, related information uncovered through technical studies, and recommendations provided in the Settlement Plan.

Land History/Kuleana Properties (Land Commission Awards)

- Many community members were concerned that the property owned by DHHL has no clear title and that the area could actually have kuleana parcels or Land Commission Awards (LCAs). Over 30 LCAs were awarded in 'Ualapu'e Ahupua'a primarily along the coastline in the lower flatlands around

and near 'Ualapu'e Fishpond. No LCAs were awarded in the current project area during the Māhele.

- The DHHL 'Ualapu'e parcel was initially retained by the Crown for an initial payment of \$50 by Kamehameha III in 1847. The Crown lands were leased by the Hawaiian Kingdom, Provisional and Territorial governments, and the State of Hawai'i to various individuals through to the 1960s. The land transfer from the Department of Land and Natural Resources to DHHL was completed in 1999.
- No change to the Settlement Plan is needed based on LCA research.

Cultural, Historical and Archaeological Sites

- Beneficiaries identified the preservation of historical and archaeological sites as a top priority of the 'Ualapu'e Settlement community. Respondents were equal in their preference to fence and preserve (50%), or restore for education and reuse (50%), as opposed to allowing sites to remain in current condition.
- Community members feel that this area is very spiritual and should not be developed; some people have become pupule (crazy) from collecting artifacts and pōhaku improperly.
- Two heiau, known as Kalauonākukui and Kalauonōkukui Heiau, are located along the boundary with Kahananui ahupua'a, a common location for heiau in this area. The 2022 archaeological field inspection survey of the Settlement Plan area by Honua Consulting, LLC identified a total of 103 possible historical and/or cultural sites. Approximately 60% are traditional Hawaiian constructions that date from the pre-contact to early historic period, with most initially evaluated as habitation sites (30%), cultivation/garden sites (29%), and windbreaks (6%). Thirteen percent of the sites date to the late historic period and include ranching features and structures related to water storage and distribution. The remaining 28% of the sites are indeterminate.
- The Draft KHSP recommends that an Archaeological Inventory Survey (AIS) be conducted on all of the sites within the Settlement Plan area in consultation with State Historic Preservation Division (SHPD) and other key stakeholders to further understand the function, association, age, and significance of these sites from which appropriate mitigation, i.e., preservation, data recovery, etc. would be determined.
- The Draft KHSP has delineated Special Districts around archaeological sites where homesteads would not be located.

Delineation may be revised after consultation with SHPD. Proper protocol is intended when entering these areas.

- In addition, the Draft KHSP recommends formulation of a Wahi Kūpuna Stewardship Plan by the future 'Ualapu'e Homestead Association to care for and protect ancestral spaces and places.

Access for Cultural Practices, Subsistence Hunting and Gathering

- 'Ualapu'e serves as the "ice box" for the whole east end of Moloka'i as other east end ahupua'a have restricted access. Access to hunting, gathering, cultural and spiritual areas are community concerns. Currently, 4x4 access roads and trails provide access to these areas, and originated by the creation and use of hunters. The road created by DHHL and maintained by the 'Ualapu'e community homestead association needs to ensure access to these community resources.
- Beneficiaries expressed a desire to keep access open and promote interactions with other area users, i.e., hunters, gatherers, kilo, who may access the 'āina for other traditional and customary practices.

Natural Resources: Flooding, Drainage, Soil and Erosion

- Flash flooding often impacts roadways and access in the area. According to Maui County Code 19.62.060, no new construction will be permitted within Flood Zone A unless it is demonstrated that proposed construction, when combined with existing and anticipated construction, will not increase the water surface elevation of the base flood at any point. The Draft KHSP also recommends flood improvements for this area, such as berms and swales.
- Community members mentioned a diversion of water in the uplands of 'Ualapu'e that diverts water from the ahupua'a to the west side of Moloka'i. The Draft KHSP recommends that DHHL contact the State Commission of Water Resources Management (CWRM) to further investigate this claim. Removal of diversions would likely require a Stream Diversion Works Permit from CWRM.
- Community members are concerned with agricultural pesticides, fertilizers and wastewater seeping into the ground and contaminating the 'Ualapu'e well, the only well providing water to the east end. The Draft KHSP has located homestead lots in areas outside of the designated Wellhead Protection Areas. DHHL will follow wellhead protection requirements from the County ordinance, and lessees will be encouraged to follow best management practices for protecting water supply for residential and agricultural uses.

- During community and beneficiary meetings, erosion, runoff, and the impacts of that runoff on the natural resources of the kai and fishponds were mentioned. Historically (19th and 20th centuries), mauka lands in 'Ualapu'e were used for pasture. Cattle, deer and goats have deforested the area leading to erosion and soil compaction.
- To alleviate the concerns above, the Draft KHSP recommends that a community working group composed of DHHL beneficiaries, 'Ualapu'e residents, the East Moloka'i Watershed Partnership, and advisor experts convene to develop a draft Natural Resources Management Plan (NRMP). This plan could include kapu and k  n  w  i that were identified in the Honuail  kea process. It is recommended that AHA work with these and other groups to form a management plan and request a Right-of-Entry (ROE) from DHHL to restore native vegetation while they wait for the award process to occur.

Site Safety, Wildfire, Roads and Traffic

- Residents were concerned with the lack of fire and emergency services in the area to support the homesteads. DHHL recently issued a license that allows the County of Maui, Department of Fire and Public Safety to lease portions of DHHL property along 'Ualapu'e Water Tank Access Road for a fire house. The Draft KHSP recommends the development and implementation of a wildfire management and protection program by the Homestead Association to reduce the risk of wildfire. Health and safety codes will also apply to any homestead structure. Emergency access has been planned through two roads in and out of the Settlement Plan area.
- The existing roads are on a steep slope and severely eroded, making it difficult to traverse the entire property. The Draft KHSP recommends that new roads and the existing 4x4 roads in the settlement plan area be designed using Natural Resources Conservation Service best management practices, which will protect natural resources and minimize erosion and runoff.
- Community members were concerned with how this project would affect traffic in the area. Traffic will be analyzed during the Environmental Assessment.

Provision of Utilities

- Under Kuleana Homestead rules HAR   10-3-30, utilities are the responsibility of the lessee. The Draft KHSP provides several suggestions for off-grid utilities, including potential potable and non-potable water source options;

wastewater treatment, storage and disposal; and solid waste management.

Preference for Selection of 'Ohana from Moloka'i

- The community is concerned about the changing demographics of the east end population, and has a desire for Moloka'i residents to be considered first priority for the Kuleana Homestead lot awards.
- Preference for beneficiaries currently residing on Moloka'i would require administrative rule amendments and require additional consultation with beneficiaries. This could potentially take another two years before this decision is made.
- Consultation with AHA members in March 2023 disclosed the concern that native Hawaiians have already been waiting too long to be awarded a lot, and that additional time added before the awarding of lots was unacceptable. The awarding of this type of lot will sort out those beneficiaries who are willing and able to live this subsistence lifestyle from those that have other lifestyle choices and experience. The Draft KHSP recommends using the current system for awarding lots at 'Ualapu'e. The process to discuss the preference for local beneficiaries may still occur separately, as other rural DHHL communities are voicing similar concerns.

Recommended Kuleana Agriculture Homestead Lot Plan

After the analysis conducted above, the total 401-acre DHHL parcel has been designated as follows: approximately 30 acres as DHHL Kuleana Homestead lots, 8 acres as Community Use, 85 acres as Special District, 129 acres as Stewardship, and 149 acres as Conservation (Figure 1).

Of the total 30 acres that have been allocated for DHHL Kuleana Homestead lots, **23 one-acre lots** are proposed for Phase 1A (Figure 2, in yellow) and 7 one-acre lots are proposed for Phase 1B (Figure 2, in hatched yellow).

The areas for the lots were selected primarily on lands that had manageable but steep slopes up to and around 30%, higher ratings for agricultural productivity, were not located within drainage ways or flood hazards, and primarily adjacent to existing dirt roads used by the community when accessing the DHHL properties. Utilizing existing roadways reduces development costs and minimizes potential impacts to undiscovered natural and historic properties.

The new homestead community will also include 8 acres of Community Use areas (Figure 2) in order to promote community cohesion and agricultural economic opportunities. Lands designated as Community Use are common areas intended for uses such as cultural activities, parks, recreation activities, meeting pavilions, camping areas, public amenities, commercial activities, and community-based economic development.

Interspersed in the Kuleana Homestead lots are 85 acres of Special District areas (Figure 2) intended to protect archaeological sites and to allow for education and continued cultural practices.

Stewardship areas (129 acres) would not be used for homesteading, but for forestry, plant restoration and subsistence agriculture in addition to, and as an extension of, the individual kuleana lots for cultural and subsistence gathering purposes (Figure 1). Proposed uses for Stewardship lands could include limited opportunities for diversified agriculture outside of the kuleana homestead (including large-scale and small-scale agriculture and community gardens); establishing portions of the mauka regions as an extension of the proposed subsistence access for hunting and gathering purposes, as well as cultural practices; and providing the opportunity for watershed protection through forestry and plant restoration.

The Conservation District for DHHL's 'Ualapu'e parcel includes areas both near the parcel's mauka border and the areas around the three gulches for a total area of 149 acres (Figure 1).

Tentative Schedule of Next-Steps

The awarding of kuleana homestead leases requires applicants, together with DHHL, to develop a plan for settlement and development of the designated tract. For a timeline of the planning process including projected dates, see Table 2.

The timeline to complete the metes and bounds survey and road improvements is dependent upon sufficient funding being allocated to this project and thus timeline to awards is currently to be determined.

Until such time, DHHL and HHC could consider approving a ROE to Ahonui to begin mālama 'āina activities and community work days to steward the area in the interim.

Table 2. Planning Process Timeline for 'Ualapu'e Kuelana Homestead Settlement Plan	
Action	Date
Literature Review and Aerial survey	September 2021
Biology, HWMO and G70 Site Visits	October 2021
Archaeological Site Visits	November 2021, March and June 2022
Lot Schemes, Alternatives, Preferred Land Use	October 2022
Draft Kuleana Homestead Settlement Plan (DKHSP)	May 2023
HRS 343 Early Consultation with Agencies	July 2023
Draft Environmental Assessment (DEA)	September 2023
HHC Approval of Final Environmental Assessment (FEA), Settlement Plan, and Land Use Amendments (if any)	November 2023

Recommendation

For information only. No action required.

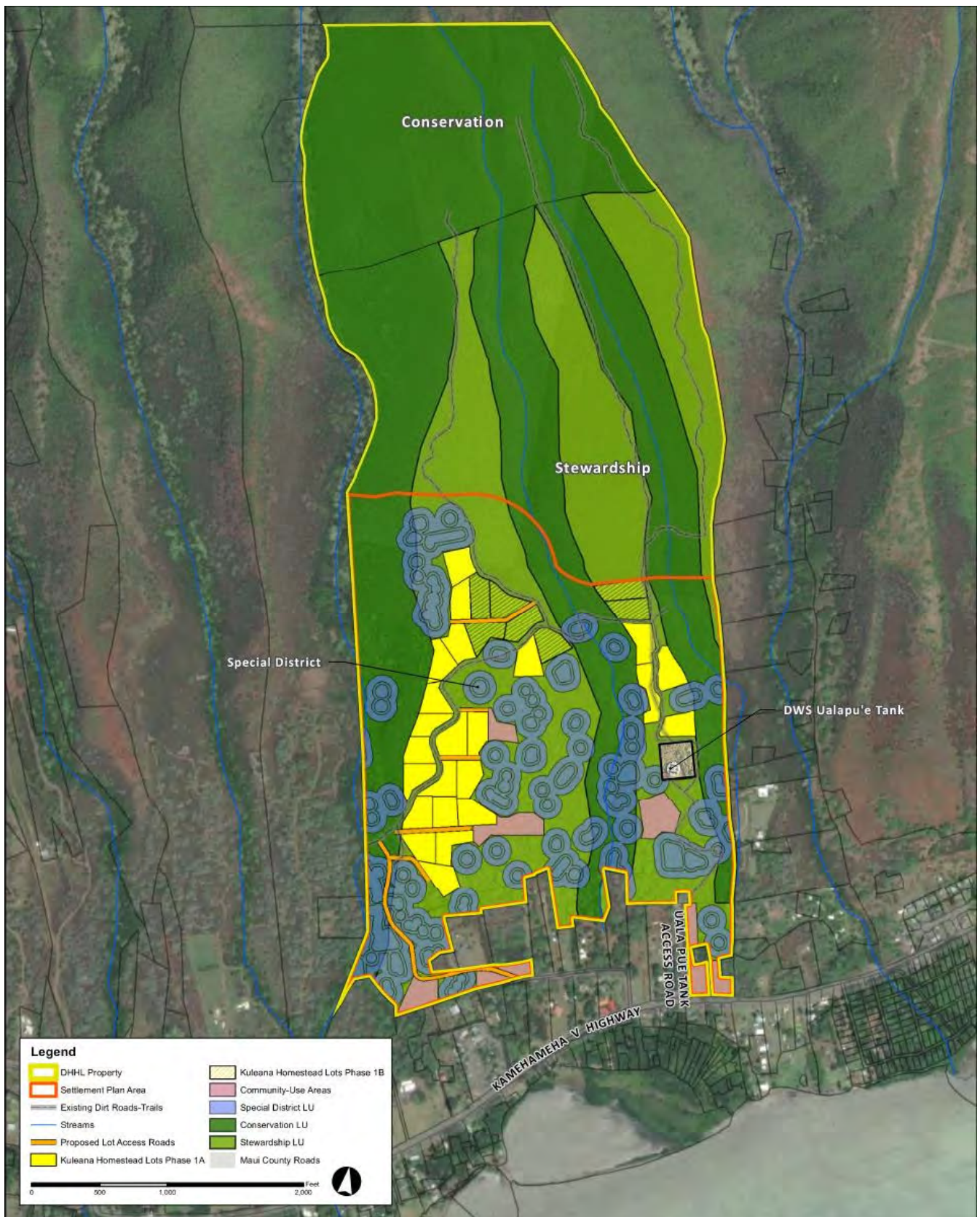


Figure 1. 'Ualapu'e Land Use Designations

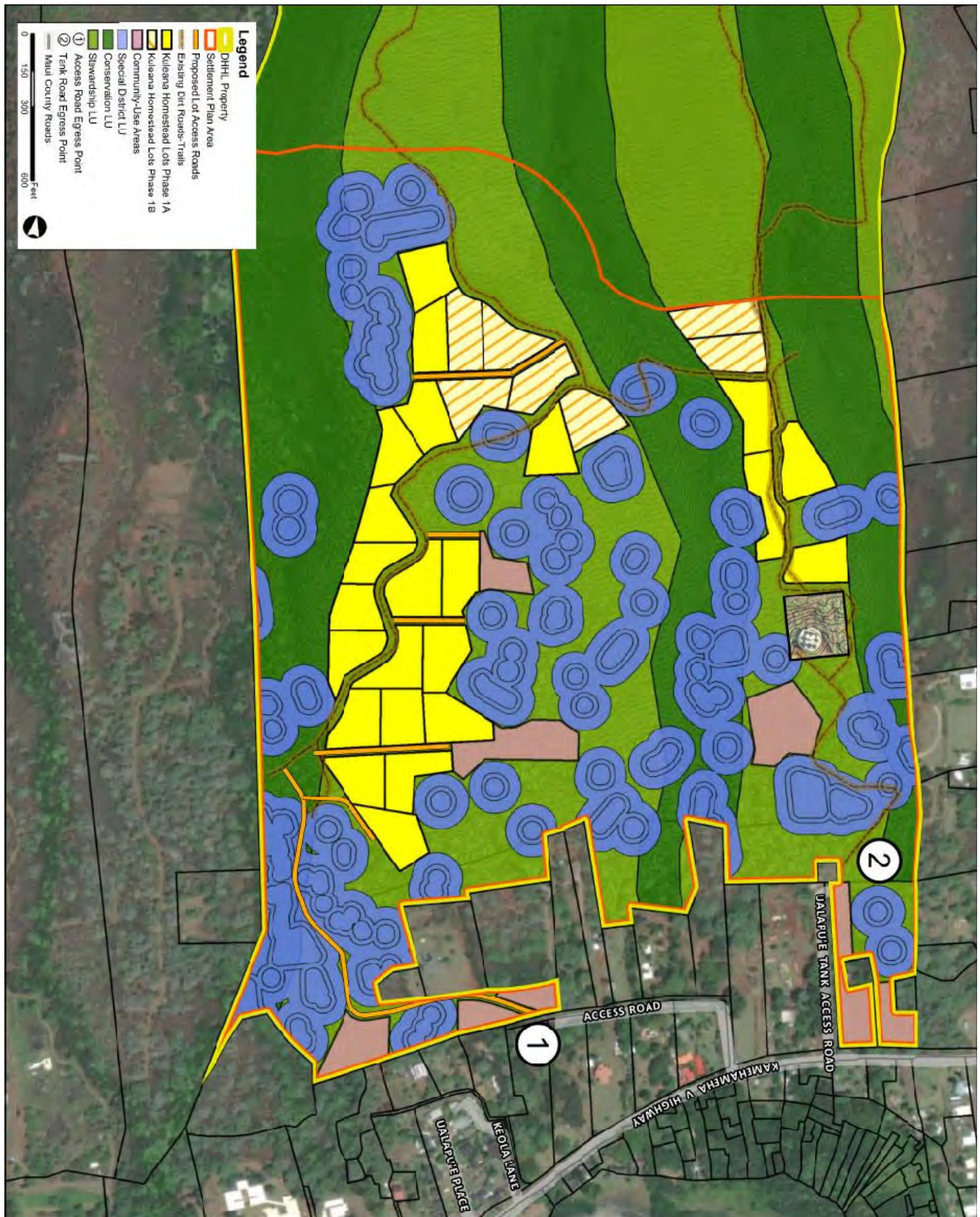
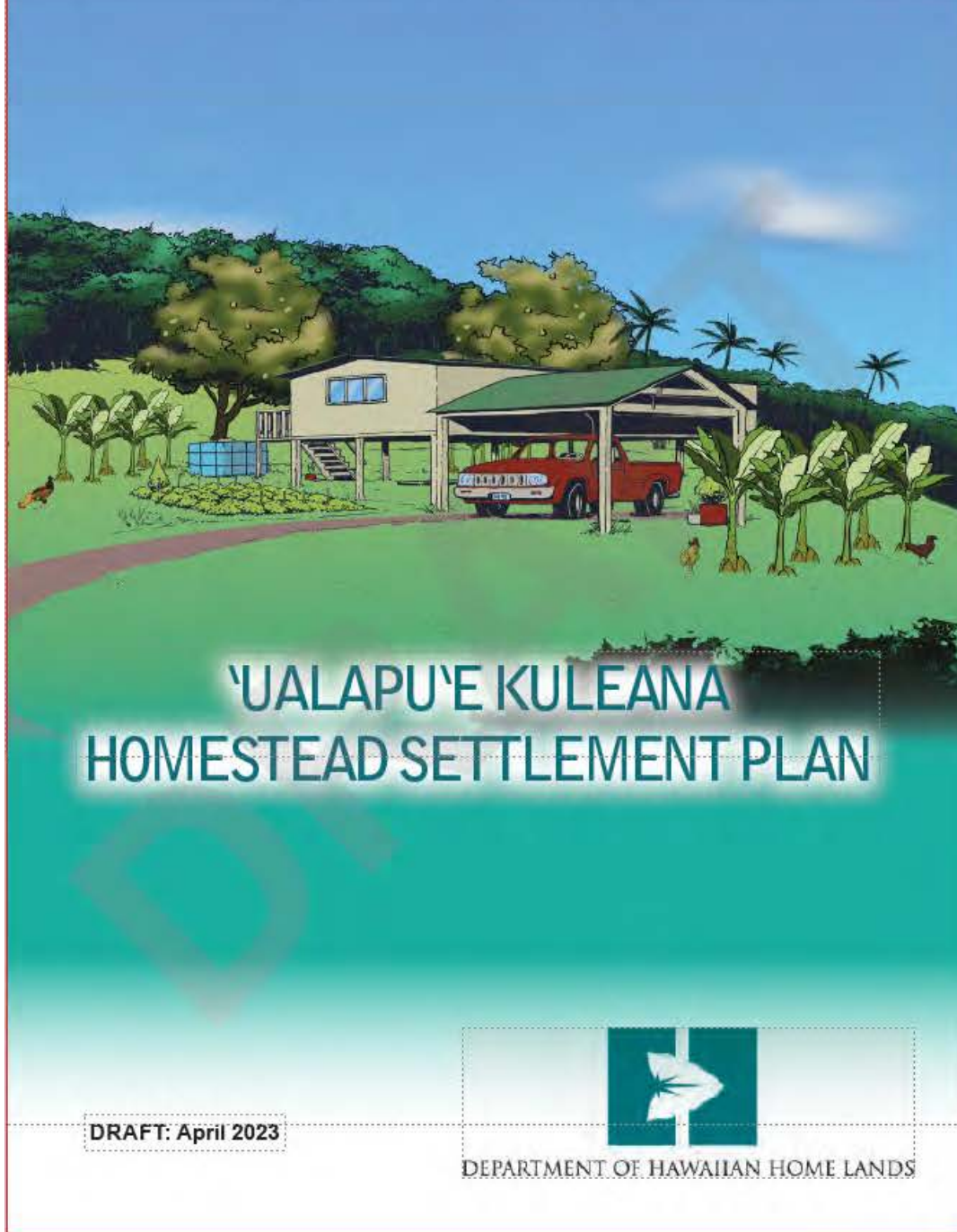


Figure 2. 'Ualapu'e Settlement Plan Area

ITEM NO. G-4
EXHIBIT A

Draft
'Ualapu'e Kuleana Homestead
Settlement Plan
April 2023



NOTE: The Draft Plan was uploaded as a separate item in the April Meeting Section

HAWAIIAN HOMES COMMISSION
APRIL 17 & 18, 2023

J – ITEMS
REQUESTS TO ADDRESS THE
COMMISSION

Hawaiian Homes Commission Meeting
April 18, 2023
J Agenda

- J-1 Cora Schnackenberg – ‘Ahonui Homestead Association
- J-2 Iwalani Kadowaki and Kupuna– Molokai Concerns
- J-3 Wayde Lee – Molokai Concern
- J-4 Walter Ritte – Molokai Concerns
- J-5 Lori Buchanan - West Oahu Funeral Service
- J-6 John McBride – Kupuna Concerns
- J-7 Harold Vidinha- Kauai Right of Entry Request
- J-8 Faith Chase – Farmer’s Alliance
- J-9 Blossom Feiteira – Various Concerns
- J-10 Patrick Kahawaiolaa – Keaukaha Water Line
- J-11 Kekoa Enomoto – Maui/Lanai Mokupuni Council
- J-12 Christine Kaehuaea – Keaukaha Right of Entry Request
- J-13 Lydia Kamoku – Kaupea Lease Issue
- J-14 Allen Cardines – Nanakuli Community Security
- J-15 Sharmaine and Robert Taua – Nanakuli Lease Issue
- J-16 Dayne Kahau – Papakolea Lease Issue

From: dhl.icro1@hawaii.gov
To: [Burrows-Nuuanu, Leatrice W](#)
Subject: HCC Contact:
Date: Wednesday, March 29, 2023 3:41:36 PM

First Name

Cora

Last Name

Schnackenberg

Email

cora.schnackenberg@yahoo.com

Subject

To Commission Secretary

Message

Please I'm requesting that Chair Watson and new HHCommissioners acquaint themselves on the Ualapue Kuleana Subsistence Homestead Project by watching 4/19/22 HHC video recording which I submitted as testimony.

Please add me to the April 17-18, 2023
J agenda and 5 Kupunas (Ahonui) together on J agenda (separate) from me.
Cora Schnackenberg
Ahonui Homestead Association

From: [Cora Schnackenberg](#)
To: [Burrows-Nuuanu, Leatrice W](#)
Subject: Re: [EXTERNAL] Re: HCC Contact:
Date: Tuesday, April 04, 2023 9:51:37 AM
Attachments: [image002.png](#)

Iwalani Kadawoki
Herbert Hoe
Patricia Mimis
Irene Kaahanui
Judy Caparida
William Kekauoha

[Sent from Yahoo Mail for iPhone](#)

On Tuesday, April 4, 2023, 9:26 AM, Burrows-Nuuanu, Leatrice W <leatrice.w.burrows-nuuanu@hawaii.gov> wrote:

Aloha e Cora,
Can I get one of their names for the agenda?



Leah Burrows-Nuuanu
Hawaiian Homes Commission
Department of Hawaiian Home Lands
91-5420 Kapolei Parkway
Kapolei, HI 96707
Phone: 808 620 9503/ Fax: 808 620 9529
Email: Leatrice.W.Burrows-Nuuanu@hawaii.gov

From: Cora Schnackenberg <cora.schnackenberg@yahoo.com>
Sent: Monday, April 03, 2023 9:48 PM
To: Burrows-Nuuanu, Leatrice W <leatrice.w.burrows-nuuanu@hawaii.gov>
Subject: [EXTERNAL] Re: HCC Contact:

What about the 5 Kupunas, can they be together (sharing 10 minutes) on J agenda as well?

On Apr 3, 2023, at 9:42 AM, Burrows-Nuuanu, Leatrice W
<leatrice.w.burrows-nuuanu@hawaii.gov> wrote:

Aloha e Cora,
Mahalo for your email. You have been added to the April 18th J Agenda.
I'll forward the filed agenda on Tuesday, April 11th. The Zoom Meeting ID
will be on the agenda; there is no password. If you wish to submit

From: dhhl.icro1@hawaii.gov
To: [Burrows-Nuuuanu, Leatrice W](#)
Subject: HCC Contact:
Date: Wednesday, March 29, 2023 11:30:35 AM

J-3

First Name

Wayde Hoapiili

Last Name

Lee

Email

wayde.h.lee@gmail.com

Subject

To Commission Secretary

Message

Aloha

I requesting to be on DHHL Commissioners meeting on Molokai April 18, 2023. I will be there in person and would like to do a PowerPoint presentation. Please advise what do I need to execute that. I will have copies for all the Commissioners of PowerPoint presentation. Look forward to hear from you soon on my request.

Mahalo

Wayde Hoapiili Lee

From: [Lori Buchanan](#)
To: [Burrows-Nuuanu, Leatrice W](#)
Cc: [Lori Buchanan](#)
Subject: [EXTERNAL] DHHL Molokai Meeting
Date: Monday, April 03, 2023 4:52:16 PM

J-5

Aloha Leah!

Hope all is well with you and Ohana. I saw that the commission will be on Molokai for the next commission meeting and I was hoping to get on the J agenda to give commissioners an update on the ROE for Waianae Homestead Association that they voted on granting at the December 2022 Commission Meeting. Specifically, I would like to give a very brief update on my project "West Oahu Funeral Service"

Aloha Lea!

Hope all is well with you and ohana. I saw that the commission will be here on Molokai for the next Commission meeting and I wanted to request giving a very brief update on the commission's "J" agenda from the "West Oahu Funeral Service" (WOFS) a project under the ROE granted to the Waianae Homestead Association back at the December 2022 commission meeting. Because WOFS will also directly benefit the DHHL beneficiaries of Molokai I believe it is important to share that with commissioners. Please let me know if that is possible. Thank you for your time and consideration, Lea love you!

Mahalo Plenty,

Aunty Lori Buchanan

From: [John McBride](#)
To: [Burrows-Nuuuanu, Leatrice W](#)
Subject: [EXTERNAL] Address Commissioners
Date: Tuesday, March 28, 2023 9:06:24 AM

Aloha Leah,

I wanted to be listed on the J agenda for the commissioner's meeting on April 23, 2023 Monday in Molokai. Talking about Wallace Ishibashi, former commissioner and the needs of our Kupunas.
Let me know.

Mahalo,

John McBride

molokaidaytour@hawaii.rr.com

Sent from my iPhone

From: dhl.icro1@hawaii.gov
To: [Burrows-Nuuanu, Leatrice W](#)
Subject: New submission from Submit J-Agenda Testimony
Date: Tuesday, March 07, 2023 12:44:14 PM

Name

harold vidinha

Email

haroldvidinha@yahoo.com

Message

I would like to be added to the J Agenda for march 21 2023. I will be discussing Hawaiian Homeland property TMK; 1200200450000

From: dhl.icro1@hawaii.gov
To: [Burrows-Nuuanu, Leatrice W](#)
Subject: New submission from Submit J-Agenda Testimony
Date: Monday, March 06, 2023 2:43:04 PM

Name

Faith Chase

Emailfaith@farmersvoicehawaii.com**Message**

Temporary Transitional Housing for Beneficiaries

From: [Blossom Feiteira](#)
To: [Burrows-Nuuuanu, Leatrice W](#)
Subject: [EXTERNAL] J agenda
Date: Tuesday, April 04, 2023 5:30:43 AM

Aloha Lea;

Would like to request opportunity to testify on this month's Hawaiian Homes Commission meeting J agenda.

Attempted to sign up on the website and saw that submission is closed? Since today is the deadline, how can I make the request?

Let me know please, mahalo!!!

Aloha,

Blossom
Sent from my iPhone

From: [Pat Kahawaiolaa](#)
To: [Burrows-Nuuanu, Leatrice W](#)
Subject: [EXTERNAL] Re: Please join Zoom meeting in progress
Date: Tuesday, March 21, 2023 11:29:36 AM

Kala mai e Leah,
VA changed my appointment and therefore I was not able to connect to the Commission today... do I now need to request for next meeting in April again? Or could you remain me... not sure if the process works like that? Mahalo for helping the elemakule with connecting....

Aloha Unco Pat

On Tue, Mar 21, 2023 at 9:50 AM Burrows-Nuuanu, Leatrice W <leatrice.w.burrows-nuuanu@hawaii.gov> wrote:

Join Zoom Meeting
<https://zoom.us/j/6097542925>

Meeting ID: 609 754 2925
One tap mobile

From: [Kekoa Enomoto](#)
To: [Burrows-Nuuuanu, Leatrice W](#)
Cc: [George Purdy LANA'I ENTREPRENEUR](#); [Deb Kaiwi](#); [Kainoa Lei MacDonald CREDIT EDGE](#); [Kahanu Noa WAITLIST](#); [Robin Leihuanani Keali'inohomoku WAIT](#)
Subject: [EXTERNAL] J Agenda 4/18/23
Date: Saturday, April 01, 2023 3:49:55 AM

Aloha mai kua e commission secretary Leah,
May I RSVP to advocate on the Hawaiian Homes Commission J Agenda at/about 11 Tuesday morning 4/18/23?
E kala mai ia'u, I missed advocating last month and, as may happen at the same time the third Tuesday of the month, I also w/be in the queue to testify before CWRM 4/18/23.
Me ka mahalo,
- 'Anake Kekoa

Kekoa Enomoto
Chairwoman of the board,
Pa'upena Community Development Inc.

From: [Stargazer Industries Inc](#)
To: [Burrows-Nuuanu, Leatrice W](#)
Cc: [Albinio Jr, Peter K](#); [Yee Hoy, Louise K](#)
Subject: Re: [EXTERNAL] Question...
Date: Friday, March 24, 2023 10:02:40 AM
Attachments: [image002.png](#)
[image002.png](#)

J-12

Leah,

Thank you for your response. I appreciate your assistance and will have a PowerPoint deck .pdf to you and Louise two weeks prior for insertion to Commission materials.

I will be attending/presenting via ZOOM and look forward to receiving the link when available. Thank you for a path.

Have a blessed day.
E malama pono.

May peace and hope find you this year,

Christine Kaehuaea
Founder/CEO
Direct Mobile: 925.895.9098

Stargazer Industries Inc.
"Creating pathways to sustainable independence."

P.O. Box 117
Naalehu, Hawaii 96772
Main: 808.765.5416
StargazerIndustriesInc@gmail.com

FOLLOW US
www.StargazerIndustriesInc.com
www.facebook.com/StargazerIndustriesIncNaalehu



Aloha Commissioners,

Thank You For Giving Me This Opportunity To Share My Testimony With You!

My Full Name Is Lydia Pua Kamoku, Successor And Beneficiary For My Deceased Sister Mrs. Rosalie L. Glover. In 2017 My Sister Was Diagnosed With Stage 4 Lung Cancer. She Was Given 6 Month's Or Last To Live. She Lost Her Battle With Cancer. Passed Away On January 19, 2018. With The Time That, She Had Left To Live. My Sister Wanted To Make Sure. Everything That Was Precious And Dear To Her. Was Taken Care Of. One Of Them Was Choosing A Beneficiary To Her DhhI Hawaiian Homeland Wait-List. On December 07, 2017 She Chose Me To Fulfill Her Final Wish. My Sister Handed Me A Signed Letter With Her Designated Hawaiian Homeland Application. (Copy Attached). Told Me To Take It To DhhI Hawaiian Homelands For Her. I Cried With Her As She Hugged Me. Whispering In My Ear, I Love You My Tita!!! With All My Heart And Soul!!! I Will Miss You!!! But ,I Will Always Be With You In Spirit!!! (God It Hurts)!!!

At The Time My Sister Nor I, Was Unaware That I Couldn't Receive Another Award.

I Hand Carried My Sister's Final Wish To DhhI Hawaiian Homelands Office In Kapolei. And Though, I Am Known To Some Staff Members There. I Was Not Informed, As I Handed Both Documents Over To A Department Staff.

After My Sister's Passing 2018, I Received A Letter From DhhI Applications Dept. And Again On March 2023. (Letter Attached). Both Times Responded..

For The First Time, Being Told To Surrender My Successorship (Beneficiary). To The Department Of Hawaiian Homelands. Because I Was Awarded Already. I Cannot Be Awarded Again. My Sister's Name Will Be Released And Published In The Newspaper For Other Family Members To Claim.

Commissioners I Respect The Rules Of Law! I'm Retired From The State Of Hawaii The Dept. Of Public Safety/Corrections.

Commissioners, This Is My Dying Sister's Final Wish!!! From One Blood-Sister To The Other!!!

In 2007 ,Yes I Was Given An Award Lot #14. My Home Was Located At 91-1055 Kaupea Street. Kapolei, Hi. 96707. (Document Attached) I Can Never Forget!!! I Was The Most Happiest Person Alive!!! Many Years Of Long Hard Working Hours. Saving Every Extra Money I Could. And Now Retired. Finally Paid Off!!! My Prayers Was Answered!!! I Felt So Blessed, Grateful And So Appreciated To The Department Of Hawaiian Homelands. For My Forever Home!!!

My Home Was Really Beautiful And Immaculate. (Pictures Attached). I Took Pride Of Home Ownership. I Worked Hard Everyday. In My Home And Around My Property. Adding Many Beautiful Upgrades Inside And Outside. Adding 266 Square Feet More. To My Homes Existing Square Footage. With A Fully Screened In Back Patio. (Photo's Attached) God Knows That, I Never Wanted To Sell My Forever Home. I Was Never In Financial Trouble . I've Paid My Mortgage And All Utilities Earlier Or On-Time. Never Late. Have No Bills. Retired After 30 Yrs. Of Work. So Why Would I Sell My Forever Home?

Well, It Started In 2008. Until The Very Last Day In My Home August 4, 2015. My Neighbor, Where Operating A Furniture Making Business.

I Got Sick And Tired Of Being Bombarded Everyday, With Very, Very Fine Saw-Dust. Inside And Outside Of My Home. I Started Suffering With Bad Sinus. Irritated Swollen Red-Eyes. And Shortness Of Breath. I Found Myself Going To The Doctors Much More Often. My Little Dog (Photo Attached) Suffered With Constant Coughing Every. As Though Her Chest, Was Going To Fallout. Infected Ears And Constant Red-Watery Eyes. Her Vet Bills, Was Getting Very Costly. My Family, Kids And Friends Would Experience Same Symptoms.

I Went Over To Talk, With My Furniture Making Neighbors. About The Saw-Dust. The Effects, It's Causing On Our Health. Walking Over To They Home. I Seen Joey. Husband Of Lessee, Wife Corrina. I Asked If I Could Talk With Him. Looking Frustrated, I Told Him About The Dust. "All I Got From Joey Was, "Oh Okay, I Will Take Care Of It". Since Then And Throughout The Years. Nothing Was Done,. To Correct The Problem. The Saw-Dust Got Worser And Heavier. Along With Snubs And No Aloha. As I Wave, Seeing The Family Daily.

I Needed To Reach Out For Help. Throughout The Years, I've Made Numerous Complaints. To Hawaiian Homelands Enforcement Team, John Piper. Kapolei Association Kimberly, The Board Of Health And H.P.D. All Came Out To My Home. And The Neighbor. Unfortunately, Each Time I Complained. My Furniture Neighbors Retaliated More. Operating They Saw's, Sanding Machines Cutting For Longer Hours. Releasing Into The Air, Strong Smells Of Chemicals And Wood Staining Varnish.. And More Saw-Dust.

Then One Day, H.P.D. Was Called Out To My Home. A Male Figure Was Seen By Me. Bend Forward In Front Of My Home Media-Strip. Picked Something Up And Threw It, Onto My Front-Lawn. Then Walked Back Into My Neighbors Gate, (Furniture Neighbors). I Then Went Outside To Observe, What Was Thrown Onto My Lawn. It Was Dog Feces. The Dog Feces, That My Furniture Business Neighbors, Didn't Pickup. After Letting They Dogs Out, Three Days Prior. I Went Over To They Home. Joey Came Out. I Politely And Calmly, Explained What I Seen. And If He Could Send Someone Out To Pick It Up, Off My Lawn. Then I Said, Thank You!!! Turned And Walked Away. Immediately Joey Started Yelling, What Lydia You Accusing Us. I Told Joey No. I Told You What I Seen. I Continued Walking, Entering Into My Garage. Joey Followed, Yelling, Repeating He's Words. Joey Entered My Garage, Behind Me. As I Turnaround. Joey, Got-Up Closer Into My Face. With Chess And Arms Out Slightly. Standing As Though He Was Getting Ready To Hit Or Push-Me. I Immediately, Ordered Joey Three Times To Step-Back. Get Out Of My Garage. Joey Didn't Comply. He Kept On Yelling. Not Taking My Eyes Off Joey. I Started Walking Backwards Into My Home, From My Garage. Entered And Locked My Screen Door. My Cousin Called. I Asked Her To Call The Cops For Me. Joey Then Left. Police Officer Arrived, Joey Intercepted The Officer Upon Arrival. I Waited Inside My Garage. The Officer Came Over After Talking With Joey. Told Me, Joey Claims, He Wasn't The One Who Threw The Dog Feces. Into My Yard. But, He Still Picked It Up. I Said Officer, That's All I Wanted Joey To Do. But He, Got Really Angry.

Before Leaving My Property The Officer Advised Me. Should Joey Act-Up Again. For Me Not To Hesitate To Call 911. He Will Come Back Out. Officer Also Advised Me To Take This Complaint To Hawaiian Homelands. Next Day I Did. I Notify John Piper. My Family Got Wind Of The Situation. And What Was Taking Place In Regards To The Saw-Dust And Chemical Smells. My Brothers, My Sister, Nieces And Nephews. Was Really Angry. Finding Out What I, Was Going Through. My Brothers And Nephews Wanted So Much To Confront Joey And Son.. As For Corrina The Wife And Leasee. She Always Hid. Never Making An Effort To Talk With Me. Leasee To Leasee!!! I Had Pleaded With My Family. Not To Confront Anyone Of Them. It Was Hard. So I Made Lesser Family Gathering At My Home. Cause I Know, Joey Or Son Would Get Badly Hurt. And That Won't Solve Anything. I'm Retired From Corrections. I Don't Need Anyone Of My Family Members In Jail.

From That Day Forward The Saw-Dust Has Gotten So Bad. It Became Much More Noticeable. I Would Walk Around My Home. Watering My Plants, Hosing-Down The Fine Saw Dust Off The Leafs. And Noticing My Footprints On The Cement. (Like Leaving Your Footprints In The Sand). My Furnitures, Walls, Carpet, Tiles, Laminated Wood Floors, Countertops, Base Boards, Window Edges, Ceiling Fans, Windows And Screens Inside/Outside, Patio Area And Screens ,

Pool Table, Storage Sheds, Gazebo Area, Roof-Top And Solar-Panels, Etc.(My Entire Home). Needed Constant Cleaning And Wiping-Down Daily (Not Normal). My Four Air-Condition Units Inside. Needed Filters Cleaned Or Replaced. At Least Once A Month. Power-Unit Outside. Needed Power Washed And Wiped. Along With My Roof-Top And Solar Panels. My Home Outside Wall, Nearest To Neighbors Home. Also Needed Daily Washing. When Preparing Meals, I Needed To Shut My Windows. Preventing Dust From Getting Inside My Food. While I'm Cooking.

Sadly Depressed And At The Edge Of Losing Control Of My Patients. Towards My Neighbors Operating A Furniture Making Business. With No Hope Off Stopping. I Couldn't Take It Any Longer. And With No Help In Site. In 2014 I Decided To Sell. Taking A \$8,000 Dollars Lesser Than My Appraisal Amount. On August 05, 2015 Was The Most Saddest Day For Me. Beside Losing My Beloved Mother And Sister. Leaving The Keys To My No-Longer Forever Home. In The Garage. Then Closing My Garage Door For The Last Time. And Driving Away With My Dog.

See Commissioners, It's Not About Money. Cause I Still Have Every Last Penny In My Credit Union. It's About Our Health!!! Living Comfortable And Secured!!! And Loving Thy Neighbors!!! I Just Needed Help!!! Having My Neighbors, Stop The Dust Making And Chemical Smells!!!!!! Sadly It's Been 7 Years Now. Going On 8 Years. Finally I Got Help. Someone Very Sweet And Kind From Dhhl Hawaiian Homelands. Advised Me To You, Commissioners...May God Bless Her Always!!! I Wish, I Where Giving The Advice To Talk With You Commissioners From The Start... I Know That, Something Would've Been Done. To Make Everything Right!!! And I Would Still Be Living Out My Life, "In My Forever Home." On The Positive-Side, I Can Now Start To Healing!!!

Our Lord Says, Love Thy Neighbors!!! And Pray For Your Enemies And All Who Prosecute You!!! Mahalo Commissioners, God Bless You All!!!

Lydia P. Kamoku

Lydia P. Kamoku
03/30/23

JOSH GREEN, M.D.
GOVERNOR
STATE OF HAWAII
*Ke Kio 'Aina o ka 'Aloha 'Aina 'o
Hawaii*

SYLVIA J. LUKE
LT. GOVERNOR
STATE OF HAWAII
*Ka Hope Kio 'Aina o ka 'Aloha 'Aina
'o Hawaii*



IKAIKA ANDERSON
CHAIRMAN DESIGNATE HHC
Ka Luna Ho'ohole

KATIE L. DUCATT
DEPUTY DESIGNATE TO THE
CHAIRMAN
Ka Hope Luna Ho'ohole

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS
Ka 'Oihana 'Aina Ho'opulapula Hawaii'i

P. O. BOX 1879
HONOLULU, HAWAII 96805
March 1st, 2023

2nd Attempt

Lydia Kamoku
1661 Meyer St #9
Honolulu, HI 96819

Dear Ms. Kamoku:

Subject: Successorship for Hawaiian Home Lands Application
Oahu Islandwide Residential, Dated October 18, 1996
Rosalie L. Glover, Deceased

You were designated to succeed to the above application. It is strongly recommended that you contact the Application Branch. **Please contact our office no later than 30 days from the date of this letter; otherwise, the above application may go to public notice. If we do not hear from you, we will assume that you are not interested.**

Please contact the Application Branch at (808)620-9220 and refer to the contents of this letter.

Aloha,

Applications Branch *AB*
Homestead Services Division

DHHH Commissioners - Mrs. Terna

DAVID Y. ICE
GOVERNOR
STATE OF HAWAII

SHAN S. TSUTSUI
LT. GOVERNOR
STATE OF HAWAII



JOBBIE M. K. MASAGATANI
CHAIRMAN
HAWAIIAN HOMES COMMISSION

WILLIAM J. AILA, JR.
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879
HONOLULU, HAWAII 96805

January 25, 2017

Lydia P. Kamoku
1661 Meyer St #9
Honolulu, HI 96819

Aloha,

Subject: Your Application(s) for Hawaiian Home Lands Lease

The Department of Hawaiian Home Lands acknowledges receipt of your application(s) date stamped January 18, 2017.

Final processing will take a few months to complete. We will notify you of your status upon completion of our review.

Mahalo for your interest in the Department of Hawaiian Home Lands program.

DEPARTMENT OF HAWAIIAN HOME LANDS



DAVID Y. IGE
GOVERNOR
STATE OF HAWAII

SHAN S. TSUTSUI
LT. GOVERNOR
STATE OF HAWAII



JOBIE M. K. MASAGATANI
CHAIRMAN
HAWAIIAN HOMES COMMISSION

WILLIAM J. AJLA, JR.
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879
HONOLULU, HAWAII 96805

APR 11 2017

LYDIA P KAMOKU
1661 MEYER ST #9
HONOLULU, HI 96819

Dear Applicant:

SUBJECT: Hawaiian Home Lands Lease Application

Congratulations! We are pleased to inform you that the Department of Hawaiian Home Lands (DHHL) has accepted your lease application. Accordingly, we have placed your name on the following waiting list:

<u>Island</u>	<u>Application Type</u>	<u>Application Date</u>
OAHU	RESIDENTIAL	January 18, 2017.

We have enclosed a copy of your application and a copy of the relevant sections of the *Hawaii Administrative Rules* pertaining to lease applications and the application process. Please read and retain for your future reference.

As all official Department communication with applicants is by mail, it is important that you inform the DHHL in writing when there is a change in your mailing address.

If you have any questions or need assistance, please contact the DHHL district office on your island of residence.

Aloha,

APPLICATION BRANCH
DEPARTMENT OF HAWAIIAN HOME LANDS

Enc. Copy of accepted application
Title 10 Excerpts from the *Hawaii Administrative Rules*

DEPARTMENT OF HAWAIIAN HOME LANDS
APPLICATION BRANCH (WAIT-LIST)
P.O. BOX 1879
HONOLULU, HAWAII 96805

TO WHOM IT MAY CONCERN,
ALOHA MY NAME IS, MRS. ROSALIE LEIOLA GLOVER...
MY MAIDEN NAME, MRS. ROSALIE LEIOLA KAMOKU...
PRESENT ADDRESS, 87-1043 HUAMOA STREET,

D.O.B.- MAY 27, 1956
APPLICATION DATE:

I AM PRESENTING THIS LETTER TO THE DEPARTMENT OF HAWAIIAN HOME LANDS. GIVING FULL POWER AND AUTHORIZATION TO MY NATURAL SISTER, LYDIA PUA KAMOKU, D.O.B. OCTOBER 7, 1957. TO ATTEND ON MY BEHALF AND INTEREST. ANY AND ALL FUTURE HOME OFFERINGS ON THE ISLAND OF OAHU, IN THE CITY OF KAPOLEI, STATE OF HAWAII 96707. FOR THE BENEFICIARIES OF NATIVE HAWAIIANS WITH THE BLOOD QUANTUM OF 50% OR MORE. WITH AND ON THE DEPARTMENT OF HAWAIIAN HOME LANDS WAIT-LIST. OFFERED AND HELD BY THE DEPARTMENT OF HAWAIIAN HOME LANDS... SHOULD THE DEPARTMENT OF HAWAIIAN HOME LANDS, HAVE ANY QUESTIONS OF ME. PLEASE DO NOT HESITATE TO CONTACT ME, MRS. ROSALIE LEIOLA GLOVER. AT THE PHONE NUMBER'S OR E-MAIL PROVIDED WITH THIS LETTER... YOUR IMMEDIATE ATTENTION INTO THIS MATTER IS GREATLY APPRECIATED... MAHALO VERY MUCH... MRS. ROSALIE LEIOLA GLOVER...

Mrs. Rosalie Leiola Glover

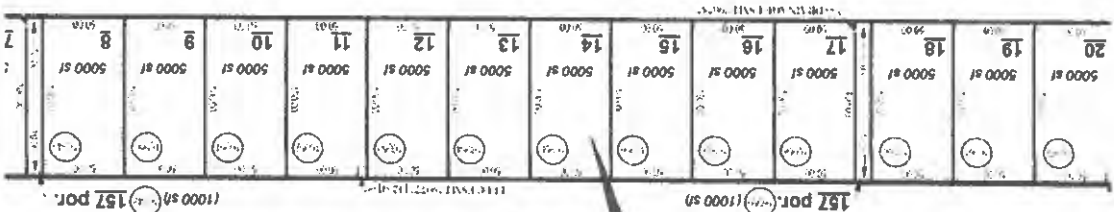
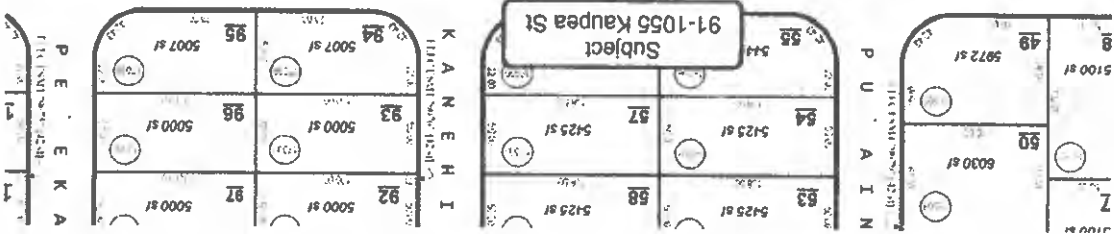
DATE:

1.15.2017

HAWAIIAN HOME LANDS
HONOLULU
RECEIVED
2017 JAN 18 AM 10:21

Borrower Dwayne/Shannon Baufista			
Property Address 91-1055 Kaupae St			
City Kapolei		County Honolulu	
State HI		Zip Code 96707	
Lender/Client Homestead Bank - Hawaii-HFC			

Plat Map



PLAT 6
COPYRIGHT CITY & COUNTY
FOR PROPERTY ASSESSMENT PURPOSES, PARCE



Front view curb appeal



Large living room view from kitchen looking toward front door



2nd view of living room, an open floor plan with view of kitchen in background



Spacious Kitchen with view of enclosed patio in background



Detailed view of kitchen



Enclosed lanai, gameroom



Outdoor patio



2nd view of outdoor patio looking toward enclosed lanai



Master bedroom



Master bath



Home office



Main bath



Laundry room



Serene rock garden fronting entry



Left side of house with privacy fence and lush row of palms



Right side of house with privacy fence and mature plants



Tropical foliage and privacy



Garage views

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Subject Interior Photo Page

Borrower	Dwayne/Shannon Bautista					
Property Address	91-1055 Kaupae St					
City	Kapolei	County	Honolulu	State	HI	Zip Code 96707
Lender/Client	Homestreet Bank - Hawaii-HFC					



Additional Front Photo

91-1055 Kaupae St
Sales Price 440,000
Gross Living Area 1,307
Total Rooms 5
Total Bedrooms 3
Total Bathrooms 2.0
Location N;Res;
View N;Res;
Site 5000 sf
Quality Q3
Age 8



Additional Front Photo

N/A



DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU

650 SOUTH KING STREET * HONOLULU, HAWAII 96813

Phone: (808) 768-8220 * Fax: (808) 768-6111

BUILDING PERMIT

FOR THE PERFORMANCE OF WORK UNDER THE
BUILDING ELECTRICAL, PLUMBING, AND SIDEWALK CODES
CHAPTERS 16, 17, 19, AND 20, RESPECTIVELY, AND UNDER CHAPTER 18
(FEES AND PERMITS) OF THE REVISED ORDINANCES OF
THE CITY AND COUNTY OF HONOLULU

PAID
Kapolei

LOCATION

Zone	Section	Plat	Parcel
9	1	140	014

91-1055 KAUPUA STREET

5,000 Sq. Ft.

Site Address (if other than primary): **lot 37, 5000sf**

\$171.00

PERMIT FEE

Type of Payment(s)

Cash

Check ☒

Charge

**PROJECT: (BP #638926) [TMK: 91140014] LYDIA KAMOKU -- NEW COVERED
LANAI (2008/IBP1578)**

Accepted Value of Work: **\$8,000**

TYPE OF WORK

Addition Y
Other **ENCLOSED LANAI**

Alteration Y

Electrical Work Y

RIGHT OF WAY WORK

Sidewalk Types:
Linear Ft. of Sidewalk:

Driveway: New:
Curbing Types:
Linear Ft. of Curbing:

Existing: X

Private:
Driveway Types:
Linear Ft. of Driveway:

Please notify the Building Inspector listed below at least 24 hours before starting work in the Right-Of-Way.

GENERAL CONTRACTOR

KAMOKU, LYDIA

Contact Info:

Lic. No.:

NOTES

DATE ISSUED: 02/20/2009

Location Permit Issued: **Kapolei**

Location Application Created: **FMB**

Permission is hereby given to do above work according to conditions hereon and according to approved plans and specifications pertaining thereto, subject to compliance with ordinances and laws of the City and County of Honolulu and State of Hawaii.

Key
FOR DIRECTOR OF DEPARTMENT OF PLANNING AND PERMITTING

THIS PERMIT MUST BE POSTED IN A CONSPICUOUS PLACE ON THE SITE DURING THE PROGRESS OF WORK. 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.

ELECTRICAL AND PLUMBING WORK TO BE DONE BY LICENSED PERSONS AS REQUIRED UNDER CHAPTER 448 E, HAWAII REVISED STATUTES.

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.

ALL CONSTRUCTION UNDER THIS BUILDING PERMIT IS SUBJECT TO INSPECTION BY THE BUILDING OFFICIAL. IT SHALL BE THE DUTY OF THE PERSON DOING THE WORK AUTHORIZED BY THIS PERMIT TO NOTIFY THE BUILDING OFFICIAL THAT THE WORK IS READY FOR INSPECTION.

THE FOLLOWING ARE THE INSPECTORS ASSIGNED TO INSPECT THE CONSTRUCTION UNDER THIS PERMIT AND THEIR TELEPHONE NUMBERS:

Building Inspector
Name: **SAMUEL ROWLAND**
Phone No.: **(808) 768-3189**

Electrical Inspector
Name: **LUKE BECHARD**
Phone No.: **(808) 768-8173**

Plumbing Inspector

APPLICATION NO.: **A2008-02-0876**

JobID: **27789077**
ExternalID: **027788904-002**

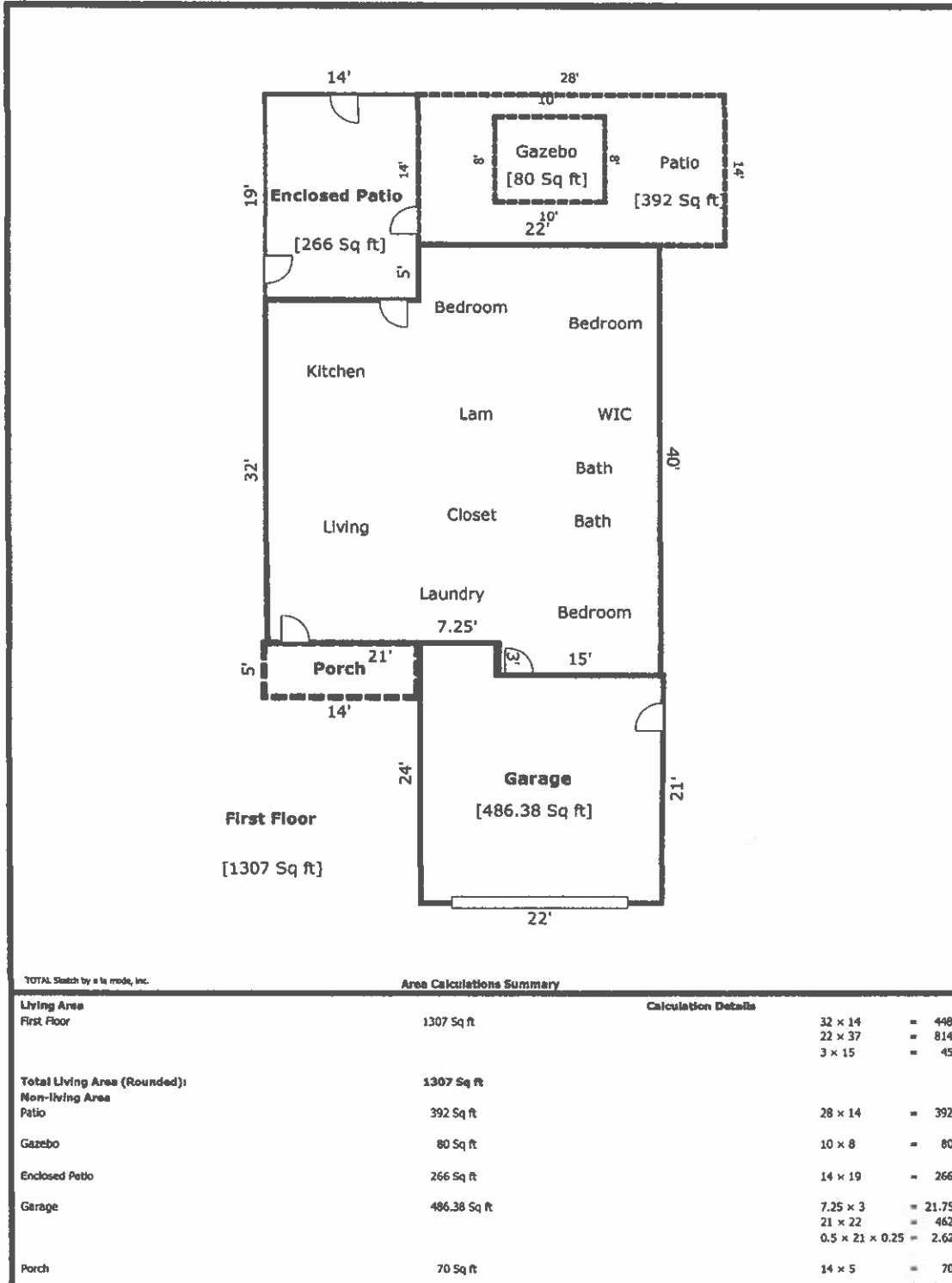
PERMIT NO.: **638926**

Initial Print Date: Friday, February 20, 2009 10:13 am

Page 1 of 1

Building Sketch

Borrower	Dwayne/Shannon Bautista				
Property Address	91-1055 Kaupae St				
City	Kapolei	County	Honolulu	State	HI Zip Code 96707
Lender/Client	Homestreet Bank - Hawaii-HFC				



Photograph Addendum

Borrower	Dwayne/Shannon Bautista				
Property Address	91-1055 Kaupaa St				
City	Kapolei	County	Honolulu	State	HI Zip Code 96707
Lender/Client	Homestreet Bank - Hawaii-HFC				



Additional Rear Photo



Additional Rear Photo



Rear/Side Photo



Gazebo



Rear/Side Photo



Additional Street Photo

Neighbors furniture Business.

Neighbors bringing home Daily. Rather hiring room Sets.

Storing in back yard against they Home One on top of the other. IT was so noticeable and High.
(Fire Hazzard)



Neighbors would Refurbish old furn. Tunes. AND make Complete Koa or regular Wood. Furniture Complete Sets.

- 1- Coach
- 2- single Chairs
- 2- end-Tables.
- 1- Coffex Table



TITLE & ESCROW OF HAWAII



B. TYPE OF LOAN

1. <input type="checkbox"/> FHA	2. <input checked="" type="checkbox"/> RHS	3. <input type="checkbox"/> Conv. Unins.	6. File Number 6840003492-JK	7. Loan Number 0000657580	8. Mortgage Insurance Case Number 61002507202130
4. <input type="checkbox"/> VA	5. <input type="checkbox"/> Conv. Ins.				

C. NOTE: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.

D. Name and Address of Borrower Dwayne K. Bautista and Shannon M. Bautista 98-850 E Iho Pl. #188 Aiea, HI 96701	E. Name and Address of Seller Lydia P. Kamoku 91-1055 Kaupaa St. Kapolei, HI 96707	F. Name and Address of Lender HomeStreet Bank 601 Union Street # 1900 Seattle, WA 98101
G. Property Location 91-1055 Kaupaa St. Kapolei, HI 96707	H. Settlement Agent Old Republic Title & Escrow of Hawaii, Ltd. 900 Fort Street Mall, Suite 1900 Honolulu, HI 96813 (808) 566-0100	I. Settlement Date 8/5/2015
	Place of Settlement 900 Fort Street Mall, Suite 1900 Honolulu, HI 96813	

J. SUMMARY OF BORROWER'S TRANSACTION		K. SUMMARY OF SELLER'S TRANSACTION	
100. GROSS AMOUNT DUE FROM BORROWER		400. GROSS AMOUNT DUE TO SELLER	
101. Contract sales price		401. Contract sales price	440,000.00
102. Personal property		402. Personal property	
103. Settlement charges to borrower (line 1400)		403.	
104.		404.	
105.		405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. City/town taxes to		406. City/town taxes to	
107. County taxes to		407. County taxes 08/05/15 to 01/01/16	121.66
108. Assessments to		408. Assessments to	
109.		409. Lease Rents Proration 08/05/15 to 01/01/16, 146 days	0.41
110.		410. Management Proration 08/05/15 to 09/01/15, 26 days	33.58
111.		411.	
112.		412.	
120. GROSS AMOUNT DUE FROM BORROWER		420. GROSS AMOUNT DUE TO SELLER	440,155.65
200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER		500. REDUCTIONS IN AMOUNT DUE TO SELLER	
201. Deposit or earnest money		501. Excess deposit (see Instructions)	0.00
202. Principal amount of new loan		502. Settlement charges to seller (line 1400)	28,272.26
203.		503. Existing loan(s) taken subject to	
204.		504. Payoff 1st Home Street Bank	249,200.54
205.		R.E. Tax 1st Installment 2015-2016 ((1) 9-1-140-014-0000)	150.00
206.		506.	
207.		507.	
208.		508.	
209.		509.	
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. City/town taxes to		510. City/town taxes to	
211. County taxes to		511. County taxes to	
212. Assessments to		512. Assessments to	
213.		513.	
214.		514.	
215.		515.	
216.		516.	
217.		517.	
218.		518.	
219.		519.	
220. TOTAL PAID BY/FOR BORROWER		520. TOTAL REDUCTION AMOUNT DUE SELLER	277,622.80
300. CASH AT SETTLEMENT FROM/TO BORROWER		600. CASH AT SETTLEMENT TO/FROM SELLER	
301. Gross amount due from borrower (line 120)		601. Gross amount due to seller (line 420)	440,155.65
302. Less amounts paid by/for borrower (line 220)	()	602. Less reductions in amount due seller (line 520)	(277,622.80)
303. CASH <input type="checkbox"/> FROM <input type="checkbox"/> TO BORROWER		603. CASH <input checked="" type="checkbox"/> TO <input type="checkbox"/> FROM SELLER	162,532.85

The Public Reporting Burden for this collection of information is estimated at 35 minutes per response for collecting, reviewing, and reporting the data. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number. No confidentiality is assured; this disclosure is mandatory. This is designed to provide the parties to a RESPA covered transaction with information during the settlement process.

DAVID Y. IGE
GOVERNOR
STATE OF HAWAII

SHAN S. TSUTSUI
LT. GOVERNOR
STATE OF HAWAII



JOBIE M. K. MASAGATANI
CHAIRMAN
HAWAIIAN HOMES COMMISSION

WILLIAM J. AILA, JR.
DEPUTY TO THE CHAIRMAN

**STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS**

P. O. BOX 1879
HONOLULU, HAWAII 96805

November 23, 2015

Ms. Lydia Pua Kamoku
91-1069 Kaupea Street
Kapolei, Hawaii 96707

Dear Ms. Kamoku:

Subject: Department of Hawaiian Home Lands Residence
Lease No. 12100, Lot No. 16955, Kaupea, Oahu

Your request to transfer the above lease to Ms. Gwendolyn Leinaala Bautista, has been approved for the remaining term of the lease.

Enclosed is the assignment document recording this transfer. It should be kept in a safe place with your other important papers.

If there are questions, please contact Ms. Karen Lucero at 620-9253.

Aloha,

Juan Garcia, Homestead District Supervisor
Homestead Services Division

Enclosure

From: acardinesjr@gmail.com
To: [Burrows-Nuuanu, Leatrice W](#)
Subject: [EXTERNAL] Request to be on J Agenda for April 18, 2023
Date: Monday, April 03, 2023 6:36:05 PM
Importance: High

J-14

Aloha Leah!

Would it be possible for me to be on the J Agenda for the DHHL Commission meeting April 18th?

Thank you very much!

Blessings,
Pastor Allen

From: dhhl.icro1@hawaii.gov
To: [Burrows-Nuuuanu, Leatrice W](#)
Subject: HCC Contact:
Date: Monday, April 03, 2023 6:39:41 AM

First Name

Robert & Sharmaine

Last Name

Taua

Email

Taua96792@gmail.com

Subject

To Commission Secretary

Message

Aloha Leah,

We would like to be placed on the March J Agenda for Leasee Concerns via Zoom with the ability to share our screen.

From: dhl.icro1@hawaii.gov
To: [Burrows-Nuuanu, Leatrice W](#)
Subject: HCC Contact:
Date: Monday, April 03, 2023 11:29:28 AM

First Name

Dayne

Last Name

Kahau

Emailpanakopkoa04@yahoo.com**Subject**

To Commission Secretary

Message

Request to be on April 18, 2023 J agenda
4/03/2023