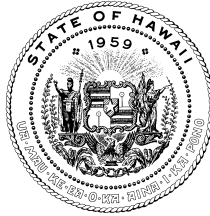


NEIL ABERCROMBIE
GOVERNOR OF HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

STATE HISTORIC PRESERVATION DIVISION
601 KAMOKILA BOULEVARD, ROOM 555
KAPOLEI, HAWAII 96707

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CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

GUY KAULUKUKUI
FIRST DEPUTY

WILLIAM M. TAM
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AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
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COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

**AGENDA
MAUI/LANAI ISLANDS BURIAL COUNCIL MEETING**

DATE: Wednesday, June 27, 2012
TIME: 9:00 A.M. to 1:00 P.M.
PLACE: County of Maui Planning Department Conference
Room
Kalana Paku'i Building 1st. Floor
250 S. High Street
Wailuku, Hawai'i 96793

- I. CALL TO ORDER**
- II. ROLL CALL/PULE**
- III. APPROVAL OF MINUTES**

May 30, 2012

IV. BUSINESS

- A. Confidentiality of Information Whenever the Location and Description of Burial Sites are under consideration, HRS §6E-43.5 (d), HAR 13-300-25 (d).**

Information/Recommendation: Discussion on the statute and administrative rules that provides for the Burial Council to go into executive session as well as the Council's desires regarding this provision.

The council may elect to go into Executive session. HRS §92-4 and 92-5 (a)(4). A board may hold meetings closed to the public pursuant to section 92-4 to consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities.

- B. Inquiry regarding Burial Agreement 93-019903 referencing property located at Pukalani Highlands Subdivision, Makawao District, Island of Maui, TMK: (2) 2-3-044-134.**

Information/Recommendation: Discussion on the above burial agreement and its effect upon a prospective purchaser of the property.

- C. Draft Burial Treatment Plan for Site 50-50-14-5200 Features 14 and 15, Palauea Ahupua'a, Makawao District, Island of Maui, TMK: (2) 2-1-011: 016.**

Information/Recommendation/Determination: Discussion on the above plan, determination whether to preserve in place or relocate, and recommendation to SHPD whether to accept the Burial Treatment Plan. Presentation by ASH, LLC.
(The Burial Council may elect to go into Executive Session pursuant to §HAR 13-300-25 Meetings. (d) The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by a concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.)

- D. Draft Burial Component of a Data Recovery Plan for Site 50-50-04-7333 and Preservation Plan for Site 50-50-04-7334 Located at the Maui Lani Commercial Center (Safeway Project), Wailuku Ahupua'a, Wailuku District, Island of Maui, TMK: (2) 3-8-07:121. Information/Recommendation:** Discussion on the above plan. Presentation by ASH, LLC
(The Burial Council may elect to go into Executive Session pursuant to §HAR 13-300-25 Meetings. (d) The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by a concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.)

V. INADVERTENT DISCOVERIES

- A. Inadvertent Discovery of Human Skeletal Remains at the former Maui Land and Pineapple Cannery Wailuku Ahupua'a, Wailuku District, Island of Maui, TMK: (2) 3-7-002: 001. Information/Recommendation:** Discussion on the above inadvertent discovery. Presentation by SCS, Inc.
(The Burial Council may elect to go into Executive Session pursuant to §HAR 13-300-25 Meetings. (d) The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by a concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.)
- B. Inadvertent Discovery of Human Skeletal Remains at the Auwahi Wind Farm, 'Ulupalakua Ranch, Auwahi Ahupua'a, Kahikinui District, Island of Maui, TMK: (2) 1-9-001: 006. Information/Recommendation:** Discussion on the above discovery as well as update on the entire project. Presentation by Pacific Legacy, Inc.
(The Burial Council may elect to go into Executive Session pursuant to §HAR 13-300-25 Meetings. (d) The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by a concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.)

VI. ANNOUNCEMENTS

A. Next meeting date is Wednesday, July 25, 2012.

VII. ADJOURNMENT

Pursuant to §92-3 HRS, all interested persons shall be afforded an opportunity to present oral testimony or submit data, views, or arguments, in writing on any agenda item. Additionally, pursuant to a policy adopted by the Maui/Lanai Islands Burial Council at its August 25, 2005 meeting, oral testimony for items listed on the agenda is limited to three minutes per person, per agenda item.

Pursuant to sections 92-4, 92-5(a)(8), and 6E-43.5, Hawaii Revised Statutes (HRS), and upon compliance with the procedures set forth in section 92-4, HRS, the council may go into a closed meeting to consider information that involves the location or description of a burial site.

A request to be placed on a burial council meeting agenda must be made with the Burial Sites Program staff at least two weeks preceding the scheduled meeting date. In addition, the request must be accompanied by all related documents. Failure to comply with this procedure will delay the item to the following month's agenda.

Materials related to items on the agenda are available for review at the Maui State Historic Preservation Division, 130 Mahalani Street Wailuku, Hawaii 96793. Persons with disabilities requiring special assistance should contact the division in advance at (808) 243-1285.