

**OFFICE OF PLANNING**  
State Office Tower, 6<sup>th</sup> Floor  
235 S. Beretania Street  
Honolulu, Hawaii 96813

Telephone: 808-587-2846  
Facsimile: 808-587-2824

RECEIVED  
OCT 21 2009

STATE OF HAWAII  
LAND USE COMMISSION

**BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAII**

In the Matter of the Petition of	)	<b>DOCKET NO. BR09-784</b>
	)	
<b>OFFICE OF PLANNING,</b>	)	<b>PETITION FOR LAND USE</b>
<b>STATE OF HAWAII</b>	)	<b>DISTRICT BOUNDARY</b>
	)	<b>AMENDMENT</b>
	)	
To Amend the State Land Use Urban District	)	
Boundary into the Conservation Land Use	)	
District For Approximately 215 Acres of	)	
Lands Situated At Ka Iwi State Park and	)	
Queen's Beach, Maunaloa, Island of Oahu,	)	
State of Hawaii	)	
Identified by TMK 3-9-011:002 (por.)	)	

---

**PETITION FOR LAND USE DISTRICT BOUNDARY AMENDMENT;**

**VERIFICATION**

**PETITIONER'S EXHIBITS 1 - 12**

**CERTIFICATE OF SERVICE**

Table of Contents

	Page
I. Authority for Relief Sought	4
II. Petitioner's Standing	5
III. Authorized Representatives	5
IV. Description of the Subject Property	6
V. Reclassification Sought and Proposed Use	8
VI. Petitioner's Property Interest in the Petition Area	8
VII. Type of Use or Development Being Proposed	9
VIII. Petitioner's Financial Condition	9
IX. Present Use of the Property	9
X. Assessment of Impacts on Resources of the Area	11
A. Environment	11
B. Recreational Resources	13
C. Cultural and Historic Resources	14
D. Scenic Resources	16
E. Air Quality	17
F. Noise	17
XI. Availability or Adequacy of Public Services and Facilities	17
XII. Location of Proposed Use in Relation to Adjacent Land Use Districts and Centers of Trading and Employment	17
XIII. Economic Impacts, Employment Opportunities, and Impacts on Agriculture	18
XIV. Housing Impacts	18
XV. Need for Reclassification	18
XVI. Conformance with the Hawaii State Plan	19
XVII. Conformance with Chapter 205A, HRS, The Coastal Zone Management Program	23
XVIII. Conformance with County General Plan, Community Plan and Zoning	25
XIX. Development Schedule	26
XX. Hawaiian Traditional and Customary Rights	27

<b>XXI. Written Comments from Agencies, Organizations, or Individuals</b>	<b>27</b>
<b>XXII. Notification of Petition Filing</b>	<b>27</b>
<b>XXIII. Conformance with Standards and Requirements for State Land Use Boundary Amendment</b>	<b>28</b>
<b>VERIFICATION</b>	<b>30</b>

**PETITIONER'S EXHIBITS**

<b>Petitioner's Exhibit 1</b>	<b>Memorandum on Chapter 343, HRS, compliance from the Office of Environmental Quality Control</b>
<b>Petitioner's Exhibit 2</b>	<b>Map of the State Land Use Districts in East Honolulu Surrounding the Petition Area</b>
<b>Petitioner's Exhibit 3</b>	<b>Map of Petition Area in East Honolulu</b>
<b>Petitioner's Exhibit 4</b>	<b>Map of the City and County of Honolulu Zoning Surrounding the Petition Area</b>
<b>Petitioner's Exhibit 5</b>	<b>Map of the East Honolulu Sustainable Communities Plan Surrounding the Petition Area</b>
<b>Petitioner's Exhibit 6</b>	<b>Map of the State Land Use Districts Surrounding the Petition Area</b>
<b>Petitioner's Exhibit 7</b>	<b>Survey and Tax Map of the Petition Area</b>
<b>Petitioner's Exhibit 8</b>	<b>Copy of Executive Order No. 3879</b>
<b>Petitioner's Exhibit 9</b>	<b>Hawaii Kai Neighborhood Board February 23, 2009 Minutes Recording Action Taken Supporting the Petition, Pages 5 &amp; 6</b>
<b>Petitioner's Exhibit 10</b>	<b>Letter from the City and County of Honolulu Office of the City Clerk transmitting Resolution 09-29, CD1 supporting the Petition</b>
<b>Petitioner's Exhibit 11</b>	<b>Notification of Petition Filing</b>
<b>Petitioner's Exhibit 12</b>	<b>Affidavit of Bryan C. Yee Attesting to Service of the Notification of Petition Filing</b>

**CERTIFICATE OF SERVICE**

## **PETITION FOR LAND USE DISTRICT BOUNDARY AMENDMENT**

The Office of Planning, State of Hawaii ("Petitioner"), an agency of the State of Hawaii, whose business address is 235 South Beretania Street, 6<sup>th</sup> floor, Honolulu, Hawaii 96813, and whose mailing address is P.O. Box 2359, Honolulu, Hawaii, 96804, respectfully requests the Land Use Commission of the State of Hawaii ("Commission" or "LUC") to amend the land use district classification of certain lands, hereinafter described, consisting of 215 acres, more or less, from the Urban District to the Conservation District. The Petition Area is a portion of the Ka Iwi State Scenic Shoreline ("Ka Iwi SSS" or "Park") consisting of approximately 343.041 acres in total. The Park is adjacent to the Makapuu State Wayside ("Wayside") which is currently in the Conservation District. The reclassification will place all lands in Ka Iwi SSS in the Conservation District and provide a contiguous open space and coastal region with the Wayside.

In support of Petitioner's request to amend the Land Use classification of the Petition Area from the Urban to Conservation State Land Use District, Petitioner respectfully alleges and presents the following:

### **I. Authority for Relief Sought**

This Petition is filed pursuant to Sections 205-4 and 205-18, Hawaii Revised Statutes ("HRS"), as amended, and Title 15, Chapter 15, Hawaii Administrative Rules ("HAR"), as amended, and all other applicable statutes and rules, which authorize the Office of Planning to petition the Commission for state land use boundary amendments which it deems appropriate to conform to the Hawaii State Plan, county

general plans, and county development and community plans. The Commission is authorized to grant the relief sought herein pursuant to the provisions of Chapter 205, HRS, as amended, and applicable statutes and rules promulgated and governing the Commission.

On March 12, 2009, the Office of Environmental Quality Control informed the Petitioner that an environmental assessment is not required under Chapter 343, HRS, before the LUC makes a decision on this Petition, as shown in Petitioner's Exhibit 1.

## **II. Petitioner's Standing**

Petitioner is the Office of Planning, Department of Business and Economic Development and Tourism, State of Hawaii. Pursuant to Sections 205-18 and 225M-2, HRS, Petitioner is authorized to periodically review classifications and districting of lands in the State and submit petitions for Land Use District Boundary amendments on behalf of State agencies. The Petition is submitted to place all the lands in the Ka Iwi State Scenic Shoreline Park into the State Land Use Conservation District.

Pursuant to Hawaii Revised Statutes ("HRS") §205-4, §205-18, and Hawaii Land Use Commission Rules ("LUC Rules"), §15-15-46(a)(1), Petitioner has standing to file this Petition for a Land Use District Boundary Amendment.

## **III. Authorized Representatives**

The Department of the Attorney General is hereby authorized to represent the Petitioner in its Petition for a Land Use District Boundary Amendment and the

proceedings thereon. Pursuant to LUC Rules §15-15-50(c) (2) all correspondence and communications in regard to this Petition shall be addressed to the following:

Mr. Abbey Seth Mayer, Director  
State Office of Planning  
State of Hawaii  
P.O. Box 2359  
Honolulu, Hawaii 96804

Mr. Bryan C. Yee, Esq.  
Deputy Attorney General  
Commerce and Economic Development Division  
Department of the Attorney General  
425 Queen Street  
Honolulu, Hawaii 96813

**IV. Description of the Subject Property**

The real property for which the relief is sought is situated on the eastern tip of the island of Oahu on the makai side of Kalaniana'ole Highway between Sandy Beach and Makapu'u Lookout as shown in Petitioner's Exhibits 2 – 7. The Petition Area is approximately 215 acres and consists of Tax Map Key Number: (1) 3-9-011:002 (por.) as shown in Petitioner's Exhibit 7.

A metes and bounds description of 307.944 acres, acquired from Kamehameha Schools through condemnation in 1991 and subsequent purchase in 2001, includes lands in both the State Urban District (the 215 acres that are the subject area of this Petition) and lands in the State Conservation District. The net acreage of the acquired area is 304.830 acres where land was excluded for various easements and accesses. This metes and bounds description is shown in Petitioner's Exhibit 8: Executive Order No. 3879.

The Conservation and Urban lands were not described separately. Petitioner intends to request from the Commission, a waiver for the submittal of metes and bounds description of the Petition Area. If the Commission grants our request to amend the land use district classification of Urban to Conservation, this metes and bounds description, shown in Petitioner's Exhibit 8: Executive Order No. 3879, will thereafter be an accurate description of the property in the Conservation District.

The Petition Area is located about 15.5 miles from downtown Honolulu on easternmost point on Oahu in the East Honolulu District. Adjacent is the Makapu`u Beach Park to the north, Hawaii Kai Golf Course across Kalanianaole Highway to the west, Sandy Beach to the southwest and the Wayside to the northeast. Ka Iwi Scenic Shoreline wraps around the coast from Makapuu Point going south to Queen's Beach.

The Petition Area is surrounded by lands in the Conservation District. The north boundary is the upper slope of Makapuu Beach; the east boundary is the adjacent Wayside containing the Makapuu Lighthouse and Summit Lookout; the south boundary is the coastal shoreline of the Queen's Beach area; and to the west is Kalanianaole Highway and mauka open space. Refer to Exhibits 2 and 6.

The Petition Area is zoned P-2, General Preservation District by the City and County of Honolulu ("CCH"). The areas adjacent to the Petition Area are zoned P-2 and P-1, Restricted Preservation District. Refer to Exhibit 4.

The Petition Area is designated as Preservation with the southern portion of Kaloko Point and Ka`ili`ili Point designated as Major Parks and Golf Courses by CCH in its East Honolulu Sustainable Communities Plan. Refer to Exhibit 5.

The topography of the area is composed of four different types: a coastal zone known as Queen's Beach, a valley (Kealakupapa Valley), a rocky headland (Makapu'u Head), and a coastal bench at the base of the eastern face of Makapu'u Head. The south and southwest slopes are 0 – 10%, center slopes range from 10 – 60 %; north slopes range from 100 – 360% and east slopes range from 75 – 150%.

**V. Reclassification Sought and Proposed Use**

The Petition Area consists of approximately 215 acres presently in the Urban District and being used as a state park. The reclassification of the Petition Area to the Conservation District is being requested in order to protect the scenic, cultural, and recreational resources and bring the state land use classification into consistency with current County community plans. The proposed reclassification will not affect any existing uses.

**VI. Petitioner's Property Interest in the Petition Area**

The Petition Area is owned by the State of Hawaii. The Petition Area is included in Executive Order No. 3879 (Petitioner's Exhibit 8) setting aside 307,944 acres for retention of open spaces and scenic vistas to the Department of Land and Natural Resources, Division of State Parks. Petitioner has filed the current Petition pursuant to Section 205-18, HRS, in order to conform the Petition Area with the City and County of Honolulu's General Plan, and East Honolulu Community Development Plan and the State's Five-Year Boundary Review. Accordingly, the Petitioner is not required to have a property interest in the Petition Area.



**VII. Type of Use or Development Being Proposed**

The Petition is not proposing development of any kind in the Petition Area. No subdivision of the property into lots is being proposed. The current use of the property as a state park will continue.

**VIII. Petitioner's Financial Condition**

Pursuant to LUC Rules §15-15-50 (c)(8), as an agent of the State of Hawaii, the Petitioner is not required to submit a statement of current financial condition.

**IX. Present Use of the Property**

The Petition Area is primarily in a natural state. The area is part of the Ka Iwi State Scenic Shoreline Park maintained by the State Parks Division in the State Department of Land and Natural Resources.

The Park is used for a variety of recreational activities, including shoreline fishing; ocean recreation; hiking; access to viewing from the scenic overlook at the Makapu'u Lookout and the Summit Lookout above the Makapu'u Lighthouse; and whale watching when the Humpback whales are in Hawaiian waters. The Makapu'u Lookout, the Summit Lookout, and the Makapu'u Lighthouse are already in the Conservation District and, therefore, not part of the Petition.

In 2006, DLNR completed improvements of parking areas and entry roads for the Makapu'u Lookout and the lower trail for the hike to the Makapu'u Lighthouse and summit which are contained within the Petition Area.

The U.S. Coast Guard, through agreement with DLNR, uses the entry road to access their 11-acre Makapu'u Lighthouse property for operation and maintenance of the Lighthouse which is now a facility of the U.S. Department of Homeland Security. The parcel containing the Lighthouse is part of the Wayside which is already in the Conservation District and therefore is not part of the Petition.

Most of the naturally formed soils in the Petition Area are either extremely rocky or very sticky and very plastic clay, not suitable for intensive agriculture or landscaping; also, boulders, soils and dredge spoil have been stockpiled from the development of Hawaii Kai and its marina. The soil types include rock outcrop, rock land, stony clay, Lualualei clay, Koko silt loam, Jaucas sand and beach. There are no agricultural lands of importance to the State of Hawaii in the Petition Area.

Runoff from adjacent leeward mauka areas, Kalama Valley and Queen's Gate subdivision, on the southwest border areas, are directed toward a 40-foot concrete drainage channel which passes under Kalaniana'ole Highway and into a ditch that empties into Ka'iili'ili Bay. Runoff from the northwest mauka areas and Makapu'u Lookout is channeled through a culvert underneath the highway and onto the central area of the Petition Area. Regional drainage and storm runoffs flow into Kaloko inlet, Ka'iili'ili Bay and Kaho'ohaihai Inlet in the Petition Area. FEMA's 2007 DFIRM ratings are AE and VE for portions of the Petition Area adjacent to the Queen's Beach shoreline and inlets.

The topography of the area is composed of four different regions: a coastal zone referred to as Queen's Beach to the south and southwest; Kealakipapa Valley to the northeast and center; a rocky headland, Makapu'u Head; to the north; and a coastal bench at the base of the eastern face of Makapu'u Head.

**X. Assessment of Impacts on Resources of the Area**

Reclassification from the Urban District to the Conservation District will not impact the environment, agriculture, existing uses, recreational uses, cultural resources, historic sites, scenic views, flora and fauna, groundwater, or any other resources of the area.

**A. Environment**

**1. Physical Conditions**

The proposed reclassification will not directly affect the topography, geology, or soils of the Petition Area. There will be a positive indirect effect; however, since reclassification to the Conservation district is intended to exclude uses which would be detrimental to the Petition Area's physical resources, including its rich scenic and recreational qualities.

**2. Hydrological Conditions**

The proposed reclassification will have a positive effect on the Petition Area's hydrological conditions since urban development, which is often the source of accelerated runoff and erosion, will be restricted. The potential for groundwater contamination from pesticides and residential or other urban uses is also greatly reduced on Conservation District lands. Similarly, the coastal zone, including Kaloko Inlet, Ka'ili'ili Bay, Kaho'ohaihai Inlet and tide pools will benefit from the greater restrictions on land uses in the Conservation District.

**3. Flora and Fauna**

Flora and Fauna populations will benefit from the increased protection afforded by the Conservation District. Many of the threats to their habitats, including

grading, urban development, and pollution, are what the Conservation District is intended to preclude. The Petition Area includes 115 plant species of which nine are endemic, including an endangered water fern, *Marsilea villosa*, an endangered Hawaiian sedge, *Cyperus trachysanthos*, and Hawaiian cotton, ma'o. The Hawaiian cotton at Ka Iwi is unique in that it supports a dependent host weevil, *Rhyncogonus simplex*, whose range is limited to these plants, but no weevils have been found in the Petition Area. The tide pools and inlets serve as a protected environment for reef fish, crabs, shrimp, and lobsters; also, octopus, snails, oysters, sea cucumbers and sea urchins. In years past, pueo (Hawaiian owls) are believed to have hunted over the grasslands at dusk. Because the Petition Area hosts rare and endangered species it is especially important to reclassify it into the Conservation District.

#### 4. Agriculture

There are no agricultural activities taking place in the Petition Area. The soils in the Petition Area reflect both the relatively recent volcanic activity (29,000 to 41,000 years ago) that created the cones, craters, and lava flows of the area and the rise and fall of the sea that deposited blocks of marine limestone and sand, cut a sea cliff around Makapu'u Head and a shore bench at the base of Makapu'u Lookout. Most of the naturally formed soils in the Ka Iwi area are either extremely rocky or very sticky and very plastic clay. Though neither of these characteristics are suitable for intensive agriculture or landscaping, there were agricultural activities in the 1840's with the cultivation of sweet potato on the coastal plain, followed by ranching from 1856 to 1952. Boulders, soil and dredge spoil have been stockpiled over about half of the coastal plain makai of Kalaniana'ole Highway. The Soil Conservation Service has classified the soils

as rock outcrop, rock land, Lualualei extremely stony clay, Lualualei clay, Koko silt loam, Jaucas sand, beach sand, and stockpiled boulders. Reclassification will not impact agriculture. The ALISH system did not rate the Petition Area. The tsunami of 1946 affected the soils and landscape of the coastal plain.

## **B. Recreational Resources**

Ka Iwi Scenic Shoreline Park protects a number of recreational opportunities. The Makapu'u Lighthouse access road provides a safe and easy hike for people of almost any physical ability level, including those in wheelchairs. There are other informal trails throughout the park. Shore fishing from the coastal bench at the base of Makapu'u Head is available. Picnicking along the Queen's Beach shoreline is popular. Off-road vehicles are now prohibited due to the potential for erosion damage; however, many Oahu residents made use of the informal trail system makai of the highway in the past. Swimming and wading in tide pools and looking for shells and bits of beach glass are other recreational activities.

Makapu'u is one of the most popular para-gliding and hang-gliding sites on Oahu due to strong up-draft conditions on tradewind days; these activities can be seen from the park's lookouts, as gliders launch off and land within the adjacent Makapu'u Beach Park outside of the boundaries of Ka Iwi Scenic Shoreline Park. Reclassification into Conservation will serve to protect the recreational resources of the Petition Area.

### C. Cultural and Historic Resources

In pre-contact times, Kealakupapa Valley was the site of Wawamalu Village and a portion of the King's Highway that connected Waimanalo and Maunalua. Before 1800, a community of farmers and fishers lived in the populous village called Wawamalu set behind Sandy and Wawamalu beaches. Wawamalu translates to “shady valley” and refers to a more wooded landscape in the past. *Uhi* (yam) and *'uala* (sweet potato) were cultivated in the area between Kealakupapa and Kalama valleys. Some of these crops were sold to the whaling ships.

The historic land uses in the park area have influenced the present day landscape. In the 1820s, the *nai'o* and beach sandalwood were harvested, thus removing a major part of the native vegetation. The cleared area was used for the cultivation of sweet potato on the coastal plain in the 1840s. By 1856, cattle ranching moved into the area and lasted until 1952. The Wawamalu Ranch was established by Alan S. Davis in 1932 and lasted until the tsunami of 1946.

Kealakupapa Valley Road may have existed as a path in 1822 and was altered to accommodate horses and carts in the late 1800s. The route connected Waimanalo to Maunalua and crossed over the gap to the *mauka* side of Makapu'u Head. Segments of the road are still present in the park on the *makai* side of Kalaniana'ole Highway and where it takes several switchbacks below the current Makapu'u Lookout.

In 1909, construction of a lighthouse at Makapu'u Head was started to assist vessels traveling the 25-mile wide Kaiwi Channel between Moloka'i and O'ahu at night. The need for the lighthouse became evident when the cargo liner *Manchuria* with 257 passengers went ashore on Rabbit Island off Waimanalo in 1906. The lighthouse

was constructed by the Lighthouse Service on 28.826 acres of land and designated the Makapu'u Military Reservation. The site selected for the lighthouse is 395 feet above sea level on a spot below the 647-foot summit on the north facing cliff of Makapu'u Head. With dynamite, a trail was made across the steep lava incline and a shelf was blasted out for the lighthouse building. At the same time, a road was being constructed from the southern side of Makapu'u Head to the summit area where the lightkeeper's houses were built. The 35-foot high tower housed a hyper-radiant lens, the only one that was ever used in the history of U.S. lighthouses. The Makapu'u Lighthouse was listed on the National Register of Historic Places in 1977 as the U.S. Coast Guard Makapu'u Point Light (Site No. 50-80-15-1355).

In 1922, the U.S. government leased 3.93 acres for a fire control station at the summit of Makapu'u Head as part of the coastal defense system on O'ahu. During its period of use, the station contained a pair of optical instruments. One was used to obtain target angles for transmission to the plotting rooms of distant gun batteries and the other was used to observe the fall of shot so that correction data could be transmitted.

In the period around WWII, the U.S. government acquired other small parcels to construct pillboxes, gun positions and bomb-proof shelters for personnel and ammunition. There are several concrete structures on the ridge and the east and west facing slopes of Makapu'u Head.

From 1932 until 1946, Alan S. Davis leased Kealakupapa Valley and Queen's Beach and built a family home named Wawamalu Ranch after the village that once existed there. The ranch was destroyed in the 1946 tsunami, leaving only a portion of stone wall and the saltwater swimming pool enclosure.

In the 1930's, J. Gilbert McAllister conducted an archaeological survey that identified thirteen historical sites within the entire Ka Iwi area. A reconnaissance survey done in 1984 failed to find any of the shoreline surface sites, with the exception of the road remnant, probably because they were obliterated by the 1946 tsunami. The 1984 survey did find two new sites, a cliff face cave and a midden pile.

Reclassification of the Petition Area to Conservation will ensure that these historic properties and cultural resources will not be impacted by urban development; and together with State Parks' management, outreach education and interpretive activities will protect these resources.

#### **D. Scenic Resources**

The sweeping panoramic views within Ka Iwi Scenic Shoreline Park encompass the shoreline of eastern O'ahu from Mokapu Peninsula to the north around Makapu'u to Koko Head on the south. Within the view plane are the dramatic volcanic landforms that extend out into the Ka Iwi Channel. Makapu'u Head is a remnant of the Ko'olau shield volcano which formed the eastern portion of the island of Oahu approximately 2.5 million years ago. The Koko Rift Zone was one of the last areas of volcanic activity on Oahu. From 41,000 to 29,000 years ago, Koko Head, Koko Crater, Kalama Valley flows, and Manana and Kaohikaipu Islands were created, plus other smaller tuff cones and lava flows. Reclassification will serve to further protect the scenic resources within the Petition Area.



**E. Air Quality**

Except for vehicles driving on Kalaniana'ole Highway and illegal beach bonfires, there are no sources of air pollution. The tradewinds keep air pollutants out of this shoreline area, except when southeasterly winds bring vog from Kilauea Volcano to cover the entire island of Oahu. Establishment of Ka Iwi Scenic Shoreline Park promotes improved the air quality by prohibiting off-road vehicles. Reclassification will not impact air quality of the Petition Area.

**F. Noise**

Reclassification will have no impact on noise levels in the Petition Area.

**XI. Availability or Adequacy of Public Services and Facilities**

Reclassification from the Urban District to the Conservation District will have no impact on schools, parks, wastewater systems, solid waste disposal, drainage, water, transportation systems, public utilities, police and fire protection, and any public agency with a role in serving the Petition Area. Public services and facilities are adequate for the current use of the area as a state park.

**XII. Location of the Proposed Use in Relation to Adjacent Land Use Districts and Centers of Trading and Employment**

The Petition is not proposing development of any kind in the Petition Area. The subject property is bounded by the Conservation District, ocean, and Kalaniana'ole Highway. Across Kalaniana'ole Highway is the Hawaii Kai Golf Course

and undeveloped private property in the Urban District that is zoned Preservation. The closest centers of trading and employment are Hawaii Kai and Waimanalo. The reclassification of the Petition Area will result in a contiguous open space and shoreline park area stretching from Makapu'u to Koko Head, with over 1,600 acres in the public domain.

### **XIII. Economic Impacts, Employment Opportunities, and Impact on Agriculture**

Hawaii's visitor industry relies, in part, on scenic beauty and natural landscapes. The proposed reclassification will help to preserve the spectacular views and wilderness character of the Ka Iwi coastline. The proposed reclassification will not directly impact employment opportunities; although an enhanced visitor experience may have an indirect benefit on the visitor industry. Agriculture will not be impacted because agricultural activities were discontinued in the Petition Area in 1946 when a tsunami destroyed Wawamalu Ranch.

### **XIV. Housing Impacts**

A residential development is not proposed. Therefore, the Petition does not address the housing needs of low-income, low-moderate income, and gap groups.

### **XV. Need for Reclassification**

When lands at Makapu'u Head and Queen's Beach were first classified, the property was divided between the Conservation District and the Urban District. The lands around Makapu'u Lighthouse and the adjacent sea cliffs which comprise the

Wayside and a portion of the Park were placed in the Conservation District. The lands under private ownership (Kamehameha Schools, formerly known as Bishop Estate), including the Queen's Beach area and most of the Park, were placed in the Urban District. Reclassification of the Urban District lands, now owned by the State of Hawaii, will place these lands in the Conservation District and result in all the lands included in Ka Iwi Scenic Shoreline State Park being in the Conservation District. Reclassification into the Conservation District will extend the protection of the natural and recreational resources of the area to the entire park.

The island of Oahu has a population of approximately 910,000, plus 100,000 visitors per day, and there is a need for scenic and recreational space to balance the dense urban areas on the island.

#### **XVI. Conformance with the Hawaii State Plan**

The proposed reclassification is in conformance with the following objectives and policies of the Hawaii State Plan, Chapter 226, HRS.

§226-11, HRS: Objectives and policies for the physical environment – land based, shoreline, and marine resources.

§226-11(a)(1), HRS: Prudent use of Hawaii's land based, shoreline, and marine resources.

§226-11(a)(2), HRS: Effective protection of Hawaii's unique and fragile environmental resources.

In support of these objectives, the proposed reclassification is consistent with the following Hawaii State Plan Policies:

§226-11(b)(1), HRS: Exercise an overall conservation ethic in the use of Hawaii's natural resources.

§226-11(b)(2), HRS: Ensure compatibility between land-based and water-based activities and natural resources and ecological systems.

§226-11(b)(6), HRS: Encourage the protection of rare or endangered plant and animal species and habitats native to Hawaii.

§226-11(b)(9), HRS: Promote increased accessibility and prudent use of inland and shoreline areas for public recreational, educational, and scientific purposes.

Comment: The reclassification of the Petition Area into the Conservation District will protect unique and irreplaceable resources. Park management, public education and interpretive activities are other components for resource protection.

§226-12, HRS: Objectives and policies for the physical environment – scenic, natural beauty, and historic resources.

§226-12(a), HRS: Planning for the State's physical environment shall be directed towards achievement of the objective of enhancement of Hawaii's scenic assets, natural beauty, and multi-cultural/historic resources.

In support of this objective, the proposed reclassification is consistent with the following Hawaii State Plan policies:

§226-12(b)(1), HRS: Promote the preservation and restoration of the significant natural and historic resources.

§226-12(b)(3), HRS: Promote the preservation of views and vistas to enhance the visual and aesthetic enjoyment of mountains, ocean, scenic landscapes, and other natural features.

§226-12(b)(4), HRS: Protect those special areas, structures, and elements that are an integral and functional part of Hawaii's ethnic and cultural heritage.

Comment: The Ka Iwi coastline provides views of the ocean and shoreline of southeastern Oahu that are unique. The intent of the proposed reclassification is to preserve these natural resources of the Petition Area.

§226-13, HRS: Objectives and policies for the physical environment – land, air, and water quality.

§226-13(a)(1), HRS: Maintenance and pursuit of improved quality in Hawaii's land, air, and water resources.

§226-13(a)(2), HRS: Greater public awareness and appreciation of Hawaii's environmental resources.

Comment: The reclassification of the Petition Area to the Conservation will ensure that passive recreational activities will continue that do not impact air, land and water quality.

In support of these objectives, the proposed reclassification is consistent with the following Hawaii State Plan policies:

§226-13(b)(2), HRS: Promote the proper management of Hawaii's land and water resources.

§226-13(b)(8), HRS: Foster recognition of the importance and value of the land, air, and water resources to Hawaii's people, their cultures, and visitors.

Comment: The proposed reclassification promotes proper management of and fosters recognition of the value of land, air and water quality.

§226-23, HRS: Objective and policies for socio-cultural advancement – leisure.

§226-23(a), HRS: Planning for the State's socio-cultural advancement with regard to leisure shall be directed towards the

achievement of the objective of the adequate provision of resources to accommodate diverse cultural, artistic, and recreational needs for present and future generations.

In support of this objective, the proposed reclassification is consistent with the following Hawaii State Plan policy:

§226-23(b)(6), HRS: Assure the availability of sufficient resources to provide for future cultural, artistic, and recreational needs.

Comment: Conservation District protection will help to ensure that the recreational resources of the Petition Area, including hiking, fishing, and swimming will be available for future generations to enjoy.

#### **Priority Guidelines of the Hawaii State Plan**

The proposed reclassification is also in conformance with the following priority guidelines set forth in Chapter 226, HRS:

§226-104(b)(9), HRS: Direct future urban development away from critical environmental areas or impose mitigating measures so that negative impacts on the environment would be minimized.

§226-104(b)(10), HRS: Identify critical environmental areas in Hawaii to include but not be limited to the following...wildlife habitats (on land and in the ocean); areas with endangered species of plants and wildlife...scenic and recreational shoreline resources; open space and natural areas; historical and cultural sites...and scenic resources.

§226-104(b)(12), HRS: Utilize Hawaii's limited land resources wisely, providing adequate land to accommodate projected population and economic growth needs while ensuring the protection of the environment and the availability of the shoreline, conservation lands, and other limited resources for future generations.

§226-104(b)(13), HRS: Protect and enhance Hawaii's shoreline, open spaces, and scenic resources.

Comment: The proposed reclassification recognizes that the Ka Iwi coastline contains unique scenic and recreational shoreline resources by placing the portion of the Ka Iwi Scenic Shoreline Park remaining in the Urban District into the Conservation District.

### **State Functional Plans**

Section 226-55, HRS, requires functional plans for various functional areas e.g., transportation, conservation, etc. These plans are one of the implementing mechanisms of the Hawaii State Plan. The State Functional Plans outline specific strategies and implementing actions to carry out the long-term objectives of the State. The proposed reclassification is in general conformance with the objective and policies of the State Conservation Lands Function Plan. The following objective relates most directly to the proposed reclassification:

Objective IIB: Protection of fragile or rare, natural resources.

Comment: The proposed reclassification will protect the Ka Iwi Scenic Shoreline's native coastal vegetation and tide pools.

### **XVII. Conformance with Chapter 205A, the Coastal Zone Management Program**

The proposed reclassification meets the following objectives of §205A-2, HRS, Coastal Zone Management Program:

§205A-2 (b) (1) Recreational resources;

(A) Provide coastal recreational opportunities accessible to the public.

§205A-2 (b) (2) Historic resources;

(A) Protect, preserve, and where desirable, restore those natural and manmade historic and prehistoric resources in the coastal zone management area that are significant in Hawaiian and American history and culture.

§205A-2 (b) (3) Scenic and open space resources;

(A) Protect, preserve, and, where desirable, restore or improve the quality of coastal scenic and open space resources.

§205A-2 (b) (4) Coastal ecosystems;

(A) Protect valuable coastal ecosystems, including reefs, from disruption and minimize adverse impacts on all coastal ecosystems.

§205A-2 (b) (6) Coastal hazards;

(A) Reduce hazard to life and property from tsunamis, storm waves, stream flooding, erosion, subsidence, and pollution.

§205A-2 (b) (8) Public participation;

(A) Stimulate public awareness, education, and participation in coastal management.

§205A-2 (b) (9) Beach protection;

(A) Protect beaches for public use and recreation.

§205A-2 (b) (10) Marine resources;

(A) Promote the protection, use, and development of marine and coastal resources to assure their sustainability.

The proposed reclassification meets the following policies of §205A-2, HRS:

§205A-2 (c) (1) Recreational resources;

(A) Improve coordination and funding of coastal recreational planning and management; and



(B) Provide adequate, accessible, and diverse recreational opportunities in the coastal zone management area by:

- (i) Protecting coastal resources uniquely suited for recreational activities that cannot be provided in other areas;
- (iii) Providing and managing adequate public access, consistent with conservation of natural resources, to and along shorelines with recreational value;
- (iv) Providing an adequate supply of shoreline parks and other recreational facilities suitable for public recreation;
- (v) Ensuring public recreational uses of county, state, and federally owned or controlled shoreline lands and waters having recreational value consistent with public safety standards and conservation of natural resources...;

§205A-2 (c) (3), HRS: Scenic and open space resources;

(A) Identify valued scenic resources in the coastal zone management area;

(C) Preserve, maintain, and, where desirable, improve and restore shoreline open space and scenic resources...;

Comment: The proposed reclassification identifies, preserves, and protects a valued scenic and ecological resource consistent with the above coastal zone management objectives and policies. The Petition Area lies within the Special Management Area as defined by the City and County of Honolulu. The applicable objectives and policies of §205A-2, HRS, as described above, also apply to special management areas.

**XVIII. Conformance with County General Plan, Community Plan and Zoning**

The General Plan for the City and County of Honolulu is a policy document containing objectives and policies addressing the health, safety, and welfare of

Oahu's people. The proposed reclassification conforms to the following General Plan objectives and policies for the Natural Environment:

Objective A: To protect and preserve the natural environment.

(1) Protect Oahu's natural environment, especially the shoreline, valleys, and ridges, from incompatible development.

(10) Increase public awareness and appreciation of Oahu's land, air, and water resources.

Objective B: To preserve and enhance the natural monuments and scenic views of Oahu for the benefit of both residents and visitors.

(1) Protect the Island's well-known resources: its mountains and craters, forests and watershed areas ...;

(2) Protect Oahu's scenic views, especially those seen from highly developed and heavily traveled areas.

Comment: The proposed reclassification will help protect the Ka Iwi Scenic Shoreline for the benefit of future generations.

The East Honolulu Development Plan includes the Ka Iwi Scenic Shoreline which describes the entire Petition Area as Preservation. The proposed reclassification into the Conservation District conforms to the East Honolulu Development Plan. The Petition Area is also zoned Preservation. Reclassification into the Conservation District will be in conformance with the County zoning for the property.

#### **XIX. Development Schedule**

Reclassification from the Urban District to the Conservation District will not result in any development. Therefore, a development schedule is not applicable.

**XX. Hawaiian Traditional and Customary Rights**

The Hawaii State Constitution, Article XII, Section 7, reaffirms and protects all rights, customarily and traditionally exercised for subsistence, cultural, and religious purposes by native Hawaiians, subject to the right of the State to regulate such rights. Reclassification, since it will not result in any change to the area, will not negatively impact those rights.

**XXI. Written Comments from Agencies, Organizations, or Individuals**

The Hawaii Kai Neighborhood Board held two public hearings and on February 24, 2009, voted by unanimous consent to support the proposed reclassification as shown in Petitioner's Exhibit 9. The Honolulu City Council held a public hearing and adopted Resolution 09-29, CD1, supporting the proposed reclassification on February 25, 2009, as shown in Petitioner's Exhibit 10. Testimony from elected officials, organizations and individuals was in support of the reclassification. There was no testimony in opposition to the resolutions or reclassification.

**XXII. Notification of Petition Filing**

Attached hereto as Petitioner's Exhibits 11 and 12 respectively, and incorporated herein by reference, is a true and corrected copy of the notification of filing of the Petition, and Affidavit of Bryan C. Yee Attesting to the Service of the Notification of Petition Filing required under Section 15-15-50(d), HAR.

### **XXIII. Conformance with Standards and Requirements for Boundary Amendment**

In accordance with the LUC Rules, §15-15-77, HAR, and §205-4, HRS, and based on facts, data, and information contained in this Petition and Exhibits and by the evidence and testimony to be submitted by the Petitioner in the proceedings, the district boundary amendment requested in this Petition is reasonable, not violative, of §205-2, HRS, as amended, and is consistent with the policies and criteria established pursuant to §205-16, §205-17, and §205A-2, HRS, and Chapter 226, HRS, as amended.

The proposed reclassification conforms to the following Conservation District standards contained in §15-15-20, HAR. The Conservation District shall include:

*(2) ...land's susceptibility to inundation by tsunami...*

Queen's Beach was inundated by the 1946 tsunami and low elevation lands mauka of the shoreline remain vulnerable to future tsunamis.

*(3) ...lands used for national or state parks;*

The Ka Iwi Scenic Shoreline is a state park.

*(4) ...lands necessary for the conservation, preservation, and enhancement of scenic, cultural, historic, or archaeological sites and sites of unique physiographic or ecological significance;*

The Ka Iwi Scenic Shoreline Park protects the stunning scenic views from Makapu'u Head for public enjoyment.

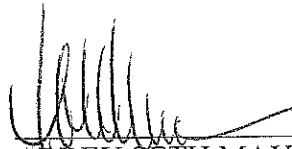
*(5) ... lands necessary for providing and preserving parklands, wilderness and beach reserves...*

The subject property has been threatened with development in the past which would have limited the public's ability to enjoy this wilderness park and beach area.

Wherefore, Petitioner requests an Order Amending the Land Use District Boundary of the Petition Area from the Urban District to the Conservation District.

DATED: Honolulu, Hawaii, this 21st day of October, 2009.

OFFICE OF PLANNING  
STATE OF HAWAII

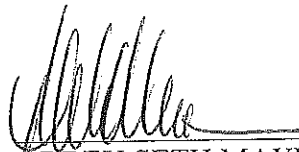


---

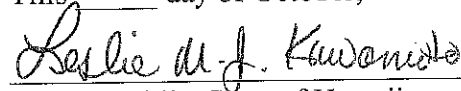
ABBEY SETH MAYER  
Director  
Office of Planning

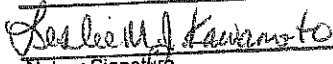
VERIFICATION

ABBEY SETH MAYER, on oath deposes and says that he is the director of the Hawaii State Office of Planning, an agency for the State of Hawaii, and as such is authorized to make this verification on behalf of the Hawaii State Office of Planning, that he has read the foregoing petition and has full knowledge of the contents thereof, and that the same are true to the best of his knowledge, information and belief.

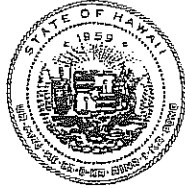
  
\_\_\_\_\_  
ABBEY SETH MAYER, Director  
State Office of Planning  
Petitioner

Subscribed and sworn to before me  
This 21st day of October, 2009.

  
\_\_\_\_\_  
Notary Public, State of Hawaii  
My commission expires: 11/25/2020  
State of Hawaii

Doc. Date:   /  /   # Pages: 76  
Leslie M. J. Kawamoto First Circuit  
Doc. Description: Docket No. BR09-784  
Petition for Land Use  
District Boundary Amendment  
 10/21/2009  
Notary Signature Date  
NOTARY CERTIFICATION

LINDA LINGLE  
Governor of Hawaii'i



KATHERINE PUANA KEALOHA, ESQ.  
Director

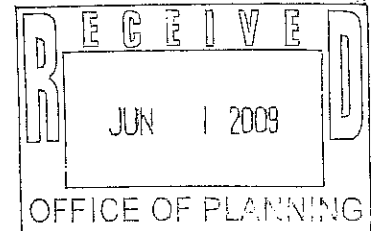
STATE OF HAWAII  
OFFICE OF ENVIRONMENTAL QUALITY CONTROL

Telephone (808) 586-4185  
Facsimile (808) 586-4186

Electronic Mail: [oeqcc@doh.hawaii.gov](mailto:oeqcc@doh.hawaii.gov)

235 South Beretania Street  
Leiopapa A Kamehameha, Suite 702  
Honolulu, Hawaii 96813

VIA E-MAIL TRANSMITTAL



To: Abbey Mayer, Director  
Office of Planning

Fr: Katherine Puana Kealoha, Esq. *KPK*

Dt: March 12, 2009

Re: Chapter 343 Review: 234 acres of State land  
Urban to Conservation: Land Reclassification

Thank you for the opportunity to review the above-entitled proposed action. If I understand the situation correctly, the question that has been posed is whether an environmental assessment (hereinafter referred to as an "EA") or environmental impact statement (hereinafter referred to as an "EIS") is required before the Land Use Commission makes a decision on the Office of Planning's proposed land reclassification request.

The quick response is, no. Based on my research, and discussions with Deputy Attorney General Ted Bohlen and Deputy Attorney General Bryan C. Yee, we have come to the conclusion that an action which reclassifies land from Urban to Conservation would not trigger the necessity to complete an EA or EIS under the Hawaii Revised Statute (hereinafter referred to as "HRS") Section 343.

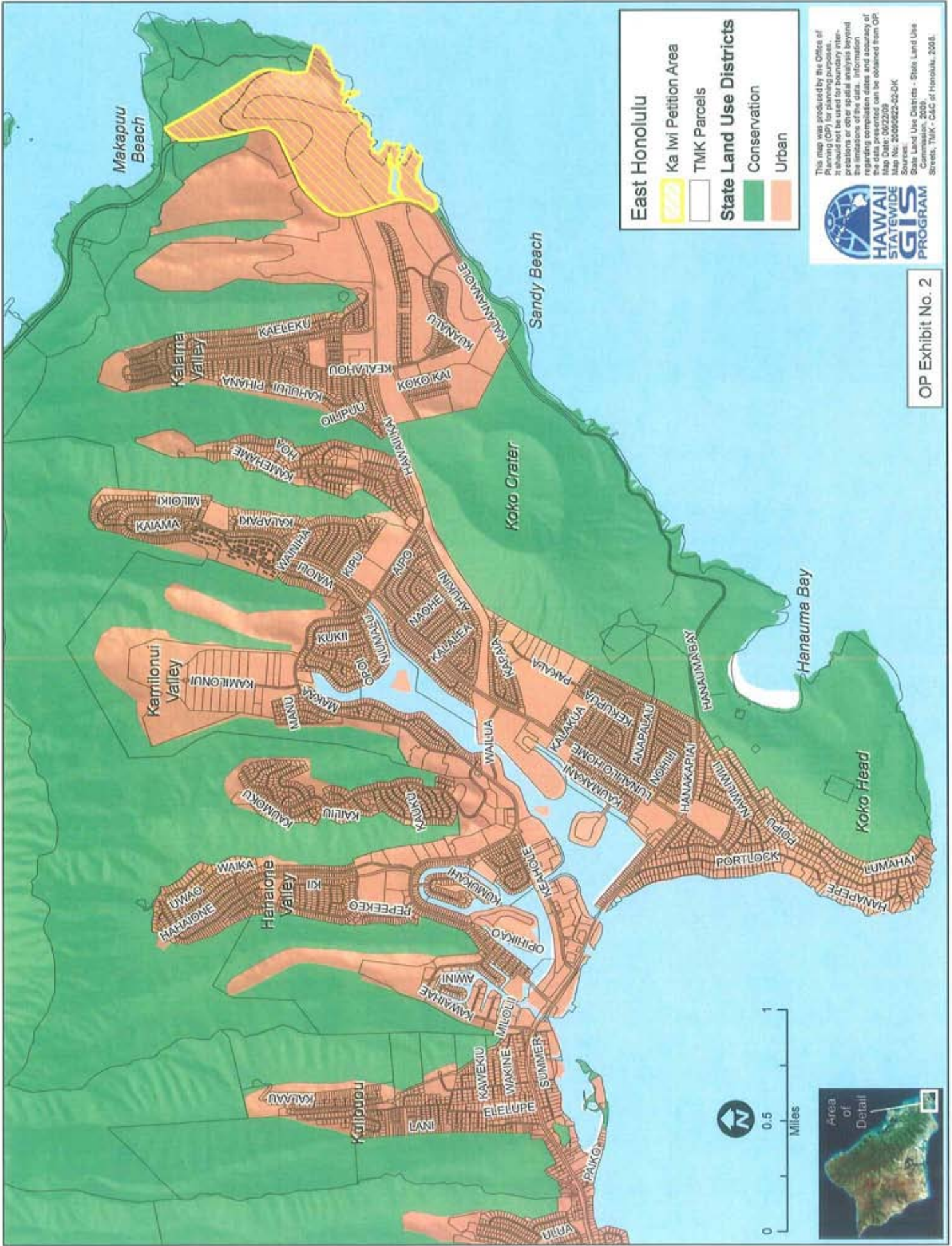
The overall philosophy of the HRS 343 section requires an EA or EIS when there are substantial changes, improvements or developments to the overall petition area. In this case, the reclassification will further the protection and conservation of this area; thereby keeping with the spirit of the law.

Additionally, an EIS for this project was previously completed, thus even an ultra-conservative look at this situation would not require an additional or supplemental EA or EIS.

Thank you for the opportunity to review and comment on this proposal. Please feel free to contact me if you have any further questions or concerns.

OP  
EXHIBIT NO. 1





**East Honolulu**

**Ka Iwi Petition Area**

**TMK Parcels**

**State Land Use Districts**

- Conservation
- Urban

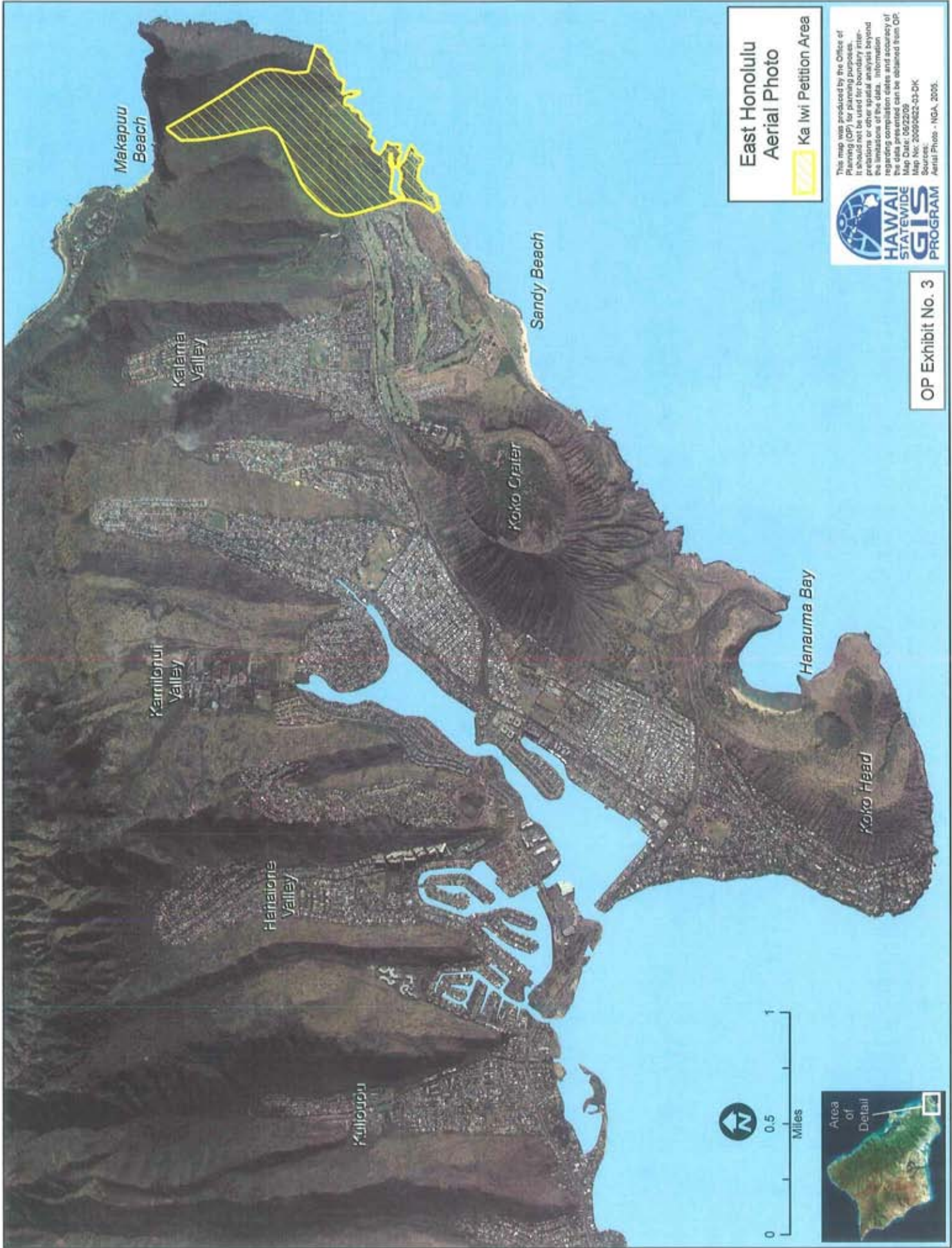
This map was produced by the Office of Planning (OP) for planning purposes. It should not be used for boundary interpretations or other spatial analysis beyond the immediate area shown. Information regarding completion dates and accuracy of the data is available from OP. Sources: State Land Use Districts - State Land Use Commission, 2009. Streets, TMK - CAC of Honolulu, 2008.



OP Exhibit No. 2







Makapuu Beach

Sandy Beach

Kalihi Valley

Koko Crater

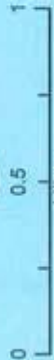
Kaimaliinui Valley

Hanauma Bay

Kalaheo Valley

Koko Head

Kalihi



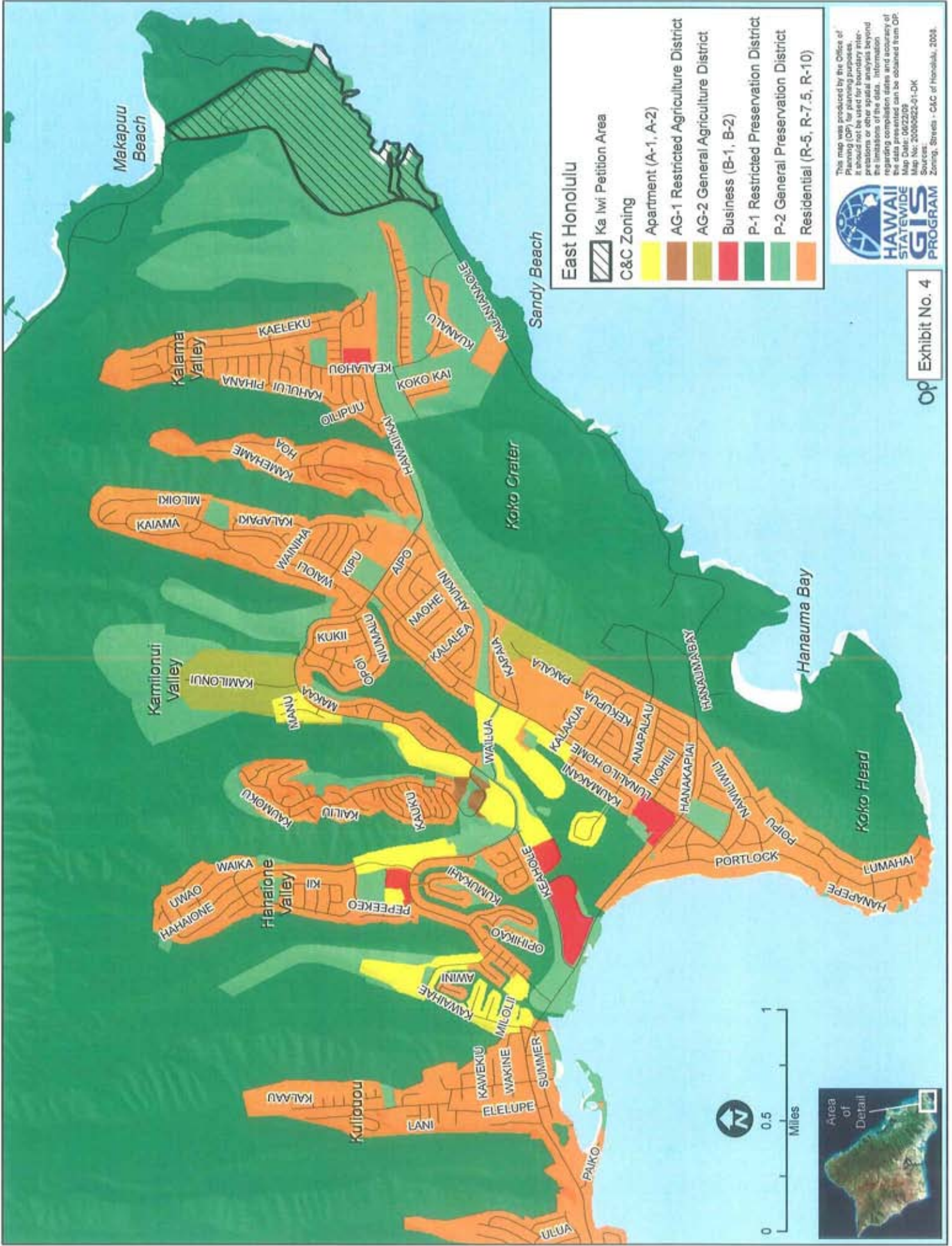
East Honolulu  
Aerial Photo  
Ka Iwi Petition Area

This map was produced by the Office of Planning (OP) for planning purposes. It should not be used for boundary, title, or other spatial analysis beyond the information provided. The accuracy of the data presented can be obtained from OP.  
Map Date: 05/22/09  
Map No: 20090022-03-DK  
Sources: Aerial Photo - NGA, 2005.



OP Exhibit No. 3





**East Honolulu**

Ka Iwi Petition Area

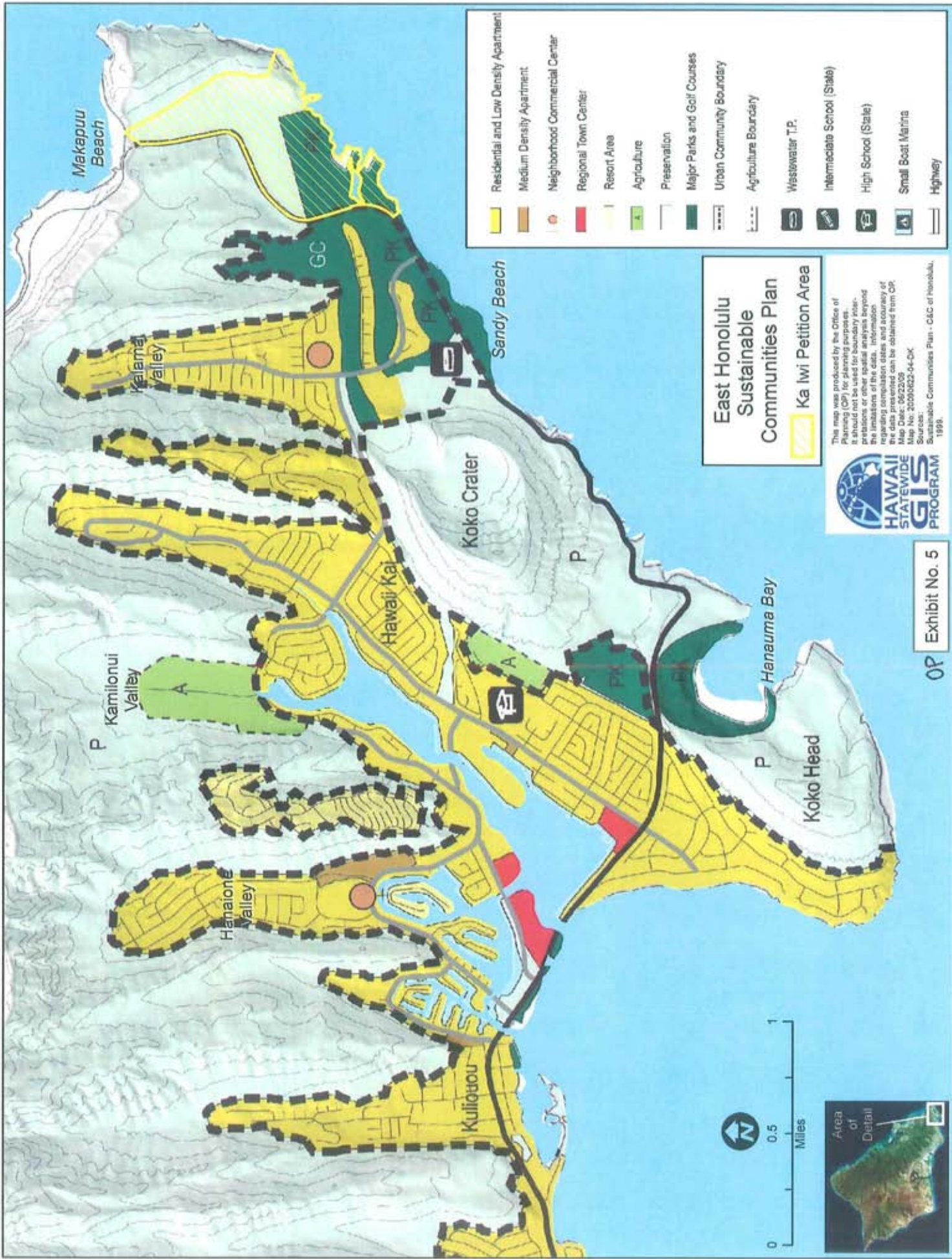
**C&C Zoning**

- Apartment (A-1, A-2)
- AG-1 Restricted Agriculture District
- AG-2 General Agriculture District
- Business (B-1, B-2)
- P-1 Restricted Preservation District
- P-2 General Preservation District
- Residential (R-5, R-7.5, R-10)

This map was produced by the Office of Planning (OP) for planning purposes. It should not be used for boundary interpretations or other spatial analysis beyond the limitations of the data. Information regarding the content and accuracy of the data contained herein can be obtained from OP.  
 Map No: 06/23/08  
 Sources: 20060522-01-DK  
 Zoning - Streets - C&C of Honolulu, 2008.





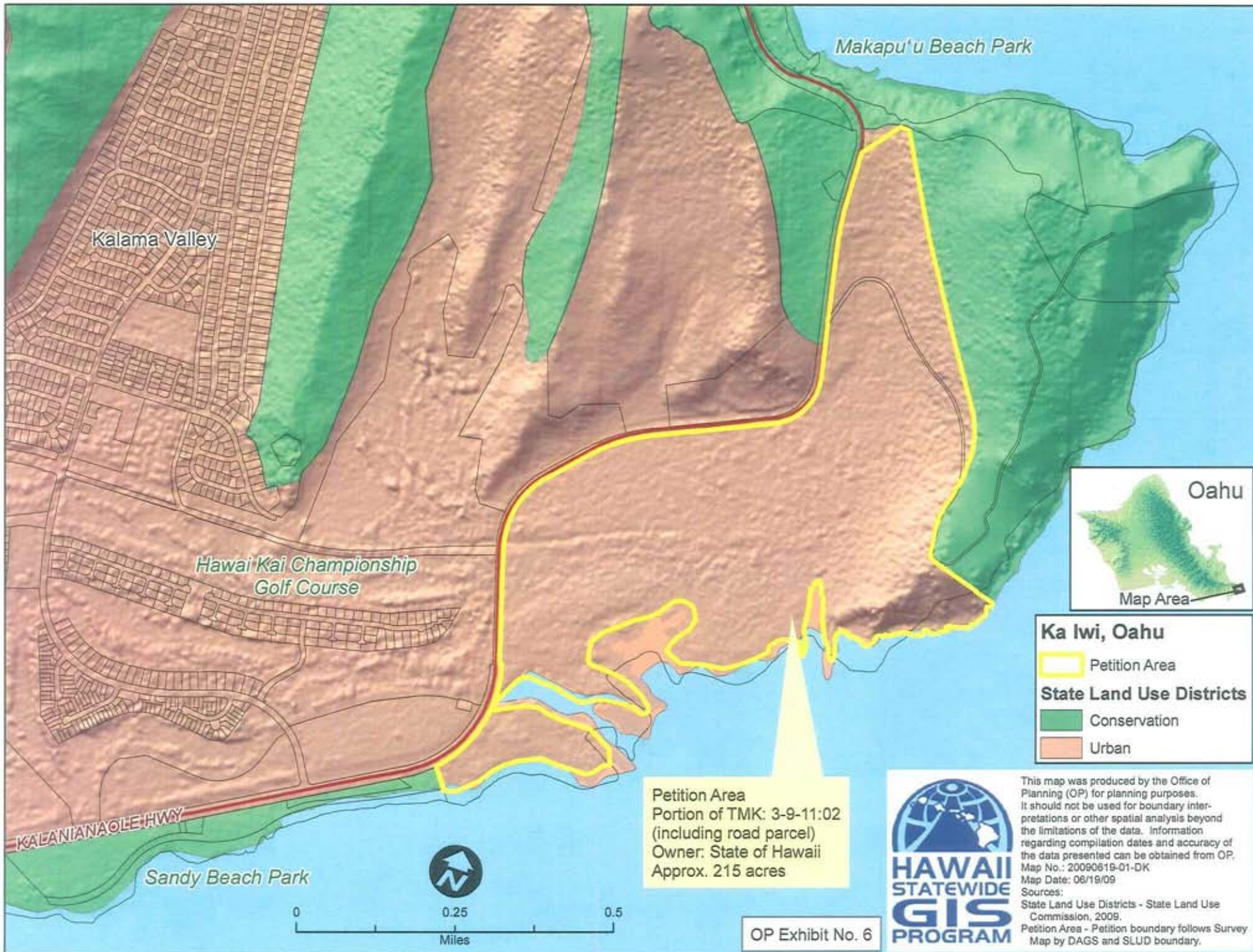


**East Honolulu Sustainable Communities Plan**  
**Communities Plan**  
 Ka Iwi Petition Area

This map was produced by the Office of Planning (OP) for planning purposes. It should not be used for boundary resolutions or other spatial analysis beyond the limitations of the data. Information regarding compilation dates, and accuracy of the data presented can be obtained from OP. Map No. 20200623-04-0K  
 Sources: Sustainable Communities Plan - CAC of Honolulu, 1999.







**Ka Iwi, Oahu**

- Petition Area

**State Land Use Districts**

- Conservation
- Urban

Petition Area  
 Portion of TMK: 3-9-11:02  
 (including road parcel)  
 Owner: State of Hawaii  
 Approx. 215 acres

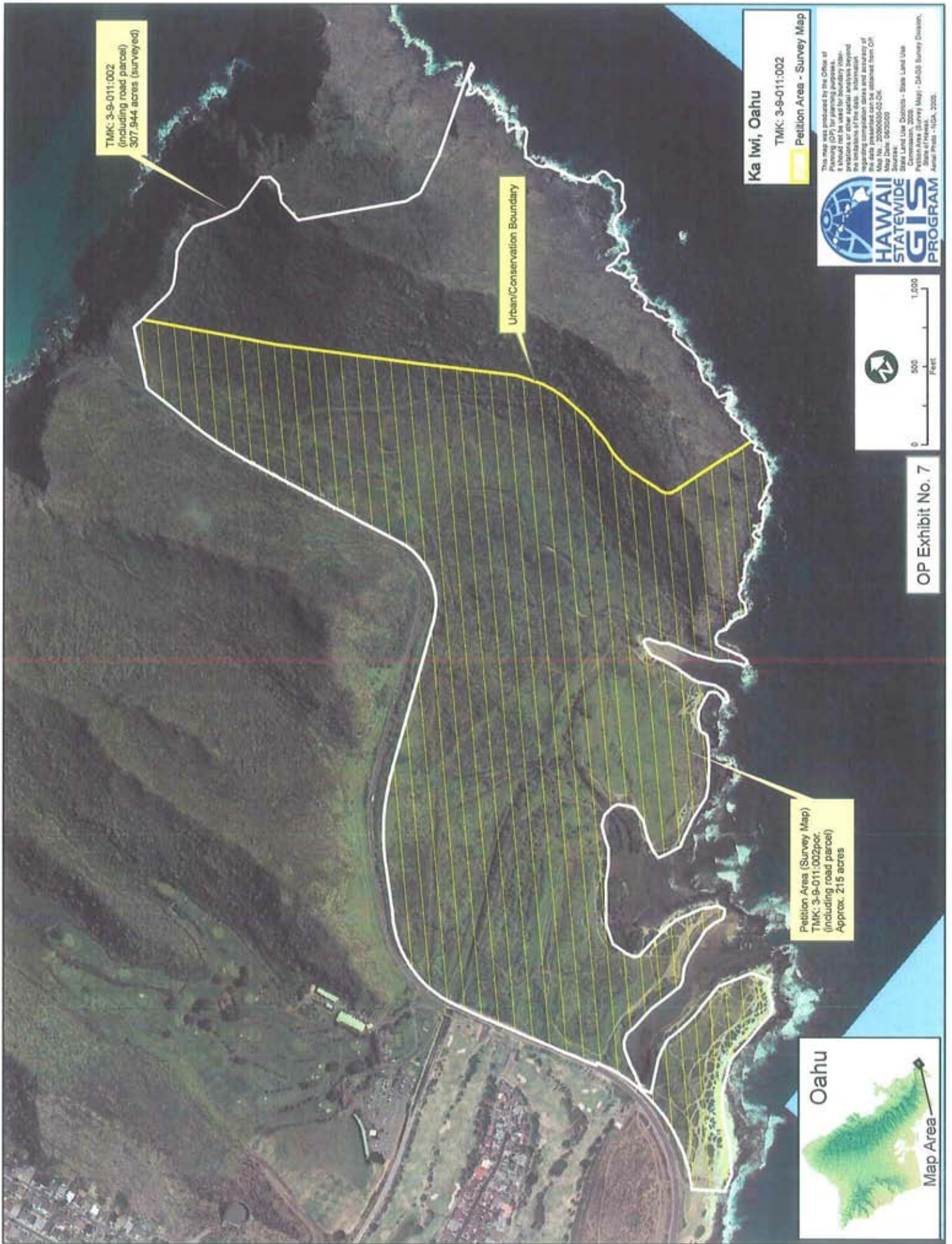


This map was produced by the Office of Planning (OP) for planning purposes. It should not be used for boundary interpretations or other spatial analysis beyond the limitations of the data. Information regarding compilation dates and accuracy of the data presented can be obtained from OP, Map No.: 20090619-01-DK, Map Date: 06/19/09.

Sources:  
 State Land Use Districts - State Land Use Commission, 2009.  
 Petition Area - Petition boundary follows Survey Map by DAGS and SLUD boundary.

OP Exhibit No. 6





TMK: 3-9-011:002  
(including road parcel)  
307.944 acres (surveyed)

Urban/Conservation Boundary

Petition Area (Survey Map)  
TMK: 3-9-011:002por.  
Approx. 215 acres

**Ka Iwi, Oahu**  
TMK: 3-9-011:002  
Petition Area - Survey Map

This map was produced by the Office of Planning and Information Systems. It should not be used for boundary determination or other spatial analysis beyond the limitations of the data. Information on the accuracy of the data presented can be obtained from OPI. Map No.: 20080000-00-02K. Map Date: 06/20/09. State Land Use Database - State Land Use Commission, 2008. Petition Area (Survey Map) - D403 Survey Division, State of Hawaii - OPI, 2008.



OP Exhibit No. 7





FOR RETENTION OF OPEN SPACES AND SCENIC VISTAS, to be under the control and management of the Department of Land and Natural Resources, Division of State Parks, being those parcels of land situate at Maunaloa, Honolulu, Oahu, Hawaii, identified as "Ka Iwi Scenic Shoreline Site," containing a gross area of 307.944 acres, more or less and a net area of 304.830 acres, more or less after excluding therefrom Exclusion 1 containing an area of 2.333 acres and Exclusion 2 containing an area of 0.781 of an acre, vehicle access into and from Kalaniana'ole Highway, Seismic Wave Damage Rehabilitation Project SDR-1(1) shall not be permitted over and across Course 45 of the above-described Ka Iwi Scenic Shoreline Site, Subject, However, to the following easements, Easement A containing an area of 43,813 square feet, Easement B containing an area of 15,122 square feet, Easement C containing an area of 6793 square feet, Easement D-7 containing an area of 1540 square feet, Portion of Proposed Drain Easement D-8 containing an area of 187,047 square feet, more or less, Portion of Proposed Drain Easement D-8 containing an area of 6589 square feet, more or less. The Ka Iwi Shoreline Site is SUBJECT, ALSO, to the following easements:

1. Power Line Easement (25.00 feet wide).
2. Power Line Easement (10.00 feet wide)
3. Perpetual Easements for a communication line and a cable hut.
4. Flowage Easement covered by Grant of Easement.


All more particularly described in Exhibit "A" and delineated on Exhibit "B," both of which are attached hereto and made parts hereof, said exhibits being respectively, a survey description and survey map prepared by the Survey Division, Department of Accounting and General Services, State of Hawaii, said description being designated C.S.F. No. 23,142 and dated August 8, 2001, and said map being designated H.S.S. Plat 2196-B.

SUBJECT, HOWEVER, that upon cancellation of this executive order and/or in the event of non-use or abandonment of the premises or any portion thereof for a continuous period of one (1) year, or for any reason whatsoever, the Division of State Parks shall, within a reasonable time, restore the premises to a condition satisfactory and acceptable to the Department of Land and Natural Resources, State of Hawaii.


SUBJECT, FURTHER, to disapproval by the Legislature by two-thirds vote of either the Senate or the House of

Representatives or by majority vote of both, in any regular or special session next following the date of this Executive Order.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Hawaii to be affixed. Done at the Capitol at Honolulu this 1st day of October, 2001.

  
Governor of the State of Hawaii

APPROVED AS TO FORM:

  
Deputy Attorney General

Dated: September 20, 2001

a:w\eol\eosa\stateparks\tnk(1)3-9-11:2,2,#5maunaloa\kaiwi.re



STATE OF HAWAII

Office of the Lieutenant Governor

THIS IS TO CERTIFY That the within is a true copy of Executive Order No. 3879 setting aside land for public purposes, the original of which is on file in this office.

IN TESTIMONY WHEREOF, the Lieutenant Governor of the State of Hawaii, has hereunto subscribed her name and caused the Great Seal of the State to be affixed.

*Maui K. Limas*

DONE in Honolulu, this 4<sup>th</sup> day of October, A.D. 2001



STATE OF HAWAII  
SURVEY DIVISION  
DEPT. OF ACCOUNTING AND GENERAL SERVICES  
HONOLULU

C.S.F. No. 23,142

August 8, 2001

KA IWI SCENIC SHORELINE SITE

Maunaloa, Honolulu, Oahu, Hawaii

Comprised of the following:-

- A. Portion of Royal Patent 4475, Land Commission Award 7713, Apana 30 to Victoria Kamamalu acquired by the State of Hawaii by Final Order of Condemnation, Civil No. 98-0559-02 dated July 11, 2001 and recorded as Document No. 2001-106848 (Land Office Deed S-28491).
- B. Portion of the Old Government Road (Kealakipapa).

Beginning at the northwest corner of this parcel of land and on the east side of Kalaniana'ole Highway, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KOKO HEAD 3" being 16,550.06 feet East and 15,944.77 feet East as shown on Government Survey Registered Map H.S.S. Plat 2196-B, thence running by azimuths measured clockwise from True South:-

1. 215° 31' 50"                      387.84 feet along the remainder of R.P. 4475, L.C.Aw. 7713, Ap. 30 to V. Kamamalu to the top of ridge between the lands of Maunaloa and Waimanalo;

EXHIBIT. \*\*A\*\*

August 8, 2001

Thence along the top of ridge along the Hawaiian Home Lands of Waimanalo, for the next seven (7) courses, the direct azimuths and distances between points along said top of ridge being:

2.	275°	29'	50"	340.50 feet;
3.	239°	38'	50"	240.00 feet;
4.	265°	22'	50"	189.40 feet;
5.	298°	54'	50"	300.30 feet;
6.	269°	30'	50"	238.40 feet;
7.	326°	24'	50"	70.70 feet;
8.	13°	07'	20"	71.60 feet;
9.	37°	53'	50"	103.60 feet along Parcel 3 of Makapuu Point State Wayside Park, Governor's Executive Order 3520;
10.	5°	57'	50"	153.70 feet along Parcel 3 of Makapuu Point State Wayside Park, Governor's Executive Order 3520;
11.	312°	21'	50"	698.60 feet along Parcel 4 of Makapuu Point State Wayside Park, Governor's Executive Order 3520;
12.	290°	08'	50"	128.90 feet along Parcel 4 of Makapuu Point State Wayside Park, Governor's Executive Order 3520;
13.	257°	22'	50"	252.50 feet along Parcel 4 of Makapuu Point State Wayside Park, Governor's Executive Order 3520;

14. 250° 55' 50" 620.00 feet along Parcel 4 of Makapuu Point State Wayside Park, Governor's Executive Order 3520 to the highwater mark as delineated by R. M. Towill Corporation on aerial photo dated 1978 and as adjudicated by Final Order of Condemnation, Civil No. 98-0559-02;

15. Thence along the highwater mark as delineated by R. M. Towill Corporation on aerial photo dated 1978 and as adjudicated by Final Order of Condemnation, Civil No. 98-0559-02, the direct azimuth and distance being: 26° 57' 09" 4013.48 feet to the upper reaches of the wash of waves at seashore;

Thence along the upper reaches of the wash of the waves at seashore as of January 16, 1998, and as adjudicated by Final Order of Condemnation, Civil No. 98-0559-02 for the next twenty-nine (29) courses, the direct azimuths and distances between points along said upper reaches of the wash of the waves at seashore being:

- |     |              |              |
|-----|--------------|--------------|
| 16. | 351° 49' 40" | 256.89 feet; |
| 17. | 78° 47'      | 36.37 feet;  |
| 18. | 154° 24'     | 185.48 feet; |
| 19. | 157° 45'     | 461.26 feet; |

August 8, 2001

20.	97° 07'	56.09 feet;
21.	350° 55'	495.80 feet;
22.	350° 29'	110.80 feet;
23.	34° 01'	64.80 feet;
24.	140° 53'	30.28 feet;
25.	178° 33'	123.75 feet;
26.	61° 31'	265.86 feet;
27.	339° 31'	42.55 feet;
28.	64° 20'	740.93 feet;
29.	115° 41'	157.80 feet;
30.	204° 29'	355.01 feet;
31.	108° 42'	248.51 feet;
32.	45° 28'	725.39 feet;
33.	340° 15'	212.45 feet;
34.	289° 22'	582.81 feet;
35.	31° 56'	90.26 feet;
36.	82° 43'	488.89 feet;
37.	101° 04'	454.78 feet;
38.	36° 38'	381.63 feet;
39.	343° 45'	56.98 feet;

- 40. 263° 41' 798.33 feet;
- 41. 348° 42' 388.91 feet;
- 42. 76° 39' 739.61 feet;
- 43. 49° 35' 460.94 feet;
- 44. 145° 24' 20" 216.16 feet along Koko Head Park;
- 45. Thence along the east side of Kalaniana'ole Highway, Seismic Wave Damage Rehabilitation Project SDR-1(1) on a curve to the left with a radius of 1004.93 feet, the chord azimuth and distance being:  
205° 20' 03" 648.94 feet;
- 46. Thence along the east side of Kalaniana'ole Highway, Seismic Wave Damage Rehabilitation Project SDR-1(1) on a curve to the left with a radius of 1004.93 feet, the chord azimuth and distance being:  
174° 59' 20" 400.99 feet;
- 47. 73° 28' 50" 20.00 feet along a jog on the east side of Kalaniana'ole Highway, Seismic Wave Damage Rehabilitation Project SDR-1(1);
- 48. 163° 28' 50" 966.61 feet along the east side of Kalaniana'ole Highway;
- 49. Thence along the east side of Kalaniana'ole Highway on a curve to the right with a radius of 686.30 feet, the chord azimuth and distance being:  
192° 24' 50" 664.05 feet;
- 50. 221° 20' 50" 400.14 feet along the southeast side of Kalaniana'ole Highway;

August 8, 2001

C.S.F. No. 23,142

51. Thence along the southeast side of Kalaniana'ole Highway on a curve to the right with a radius of 1402.69 feet, the chord azimuth and distance being:  
233° 39' 50" 598.43 feet;
52. 245° 58' 50" 1014.36 feet along the southeast side of Kalaniana'ole Highway;
53. Thence along the southeast side of Kalaniana'ole Highway on a curve to the left with a radius of 440.275 feet, the chord azimuth and distance being:  
207° 13' 50" 551.16 feet;
54. 168° 28' 50" 1050.79 feet along the east side of Kalaniana'ole Highway;
55. Thence along the east side of Kalaniana'ole Highway on a curve to the right with a radius of 2834.93 feet, the chord azimuth and distance being:  
173° 40' 50" 513.87 feet;
56. 178° 52' 50" 349.47 feet along the east side of Kalaniana'ole Highway to the point of beginning and containing a GROSS AREA OF 307.944 ACRES, MORE OR LESS and a NET AREA OF 304.830 ACRES, MORE OR LESS after excluding therefrom Exclusion 1 containing an area of 2.333 ACRES and Exclusion 2 containing an area of 0.781 OF AN ACRE. Said Exclusions more particularly described as follows:

EXCLUSION 1

Being all of Parcel 5 of Makapuu Point State Wayside Park,  
Governor's Executive Order 3520.

August 8, 2001

Being also a portion of the roadway for the Former Makapuu Point Light-Station conveyed to the State of Hawaii by the United States of America by deed dated June 17, 1987 and recorded in Liber 20812, Page 456 (Land Office Deed S-27629).

Being a strip of land twenty (20.00) feet wide and extending ten (10.00) feet on each side of the following described centerline:

Beginning at the north end of this centerline, the true azimuth and distance from the end of Course 11 of the above-described Ka Iwi Scenic Shoreline Site being  $290^{\circ} 08' 50''$  8.20 feet, thence running by azimuths measured clockwise from True South:-

- |     |                        |              |
|-----|------------------------|--------------|
| 1.  | $356^{\circ} 32' 50''$ | 9.87 feet;   |
| 2.  | $11^{\circ} 33'$       | 227.75 feet; |
| 3.  | $30^{\circ} 21' 40''$  | 255.17 feet; |
| 4.  | $345^{\circ} 30' 40''$ | 123.51 feet; |
| 5.  | $314^{\circ} 58' 10''$ | 131.24 feet; |
| 6.  | $329^{\circ} 43' 30''$ | 186.05 feet; |
| 7.  | $1^{\circ} 35' 50''$   | 255.85 feet; |
| 8.  | $354^{\circ} 33' 50''$ | 132.67 feet; |
| 9.  | $12^{\circ} 18' 50''$  | 75.47 feet;  |
| 10. | $340^{\circ} 11' 20''$ | 81.35 feet;  |
| 11. | $7^{\circ} 47' 20''$   | 246.65 feet; |



August 8, 2001

12.	3° 37' 50"	197.22 feet;
13.	356° 04' 20"	250.10 feet;
14.	28° 04' 50"	126.10 feet;
15.	301° 07'	124.30 feet;
16.	37° 22' 50"	206.95 feet;
17.	27° 41'	156.28 feet;
18.	64° 16' 40"	176.72 feet;
19.	141° 14' 05"	70.06 feet;
20.	174° 57' 25"	152.13 feet;
21.	178° 33' 10"	258.62 feet;
22.	190° 47' 10"	248.51 feet;
23.	171° 43' 50"	197.50 feet;
24.	153° 56' 40"	275.27 feet;
25.	144° 12' 10"	404.29 feet;
26.	137° 08'	158.40 feet;
27.	128° 25' 30"	352.30 feet to the west end of this centerline, being also the point of beginning of Parcel 6 of Makapuu Point State Wayside Park, Governor's Executive Order 3520 and containing an AREA OF 2.333 ACRES.

EXCLUSION 2

Being all of Parcel 6 of Makapuu Point State Wayside Park,  
Governor's Executive Order 3520;

Being also a portion of the roadway for the Former Makapuu  
Point Light-Station conveyed to the State of Hawaii by the United  
States of America by deed dated June 12, 1987 and recorded in  
Liber 20,812, Page 456 (Land Office Deed S-27629).

Being a strip of land thirty (30) feet wide and extending fifteen  
(15.00) feet on each side of the following described centerline:

Beginning at the east end of this centerline and at the west side of  
Parcel 5 of Makapuu State Wayside Park, Governor's Executive Order 3520, the  
coordinates of said point of beginning referred to Government Survey Triangulation  
Station "KOKO HEAD 3" being 15,194.15 feet North and 16, 807.82 feet East as  
shown on Government Survey Registered Map H.S.S. Plat 2196-B, thence running by  
azimuths measured clockwise from True South:-

1. 138° 58' 50"                      410.91 feet;
2. Thence on a curve to the left with a radius of 193.20 feet, the arc length being  
414.75 feet and the chord azimuth and  
distance being:  
77° 28' 50"                      339.57 feet;

August 8, 2001

- 3. 15° 58' 50" 309.04 feet to the east side of Kalaniana'ole Highway, the true azimuth and distance from the end of Course 53 of the above-described Ka Iwi Scenic Shoreline Site being 168° 29' 50" 482.90 feet and containing an AREA OF 0.781 OF AN ACRE.

Vehicle access into and from Kalaniana'ole Highway, Seismic Wave Damage Rehabilitation Project SDR-1(1), shall not be permitted over and across Course 45 of the above-described Ka Iwi Scenic Shoreline Site.

SUBJECT, HOWEVER, to the following easements and more particularly described as follows:

EASEMENT A: For Transmission Line Purposes covered by Grant of Easement: Trustees under the Will and Estate of Bernice P. Bishop, deceased, to Hawaiian Electric Co., Inc. and Hawaiian Telephone Co., dated September 27, 1956 and recorded in Liber 3356, Page 128 as amended by instrument dated November 7, 1984 and recorded in Liber 17,897, Page 524.

Beginning at the southeast corner of this easement, the chord azimuth and distance from the end of Course 48 of the above-described Ka Iwi Scenic Shoreline Site being 171° 16' 15" 186.05 feet, thence running by azimuths measured clockwise from True South:-

- 1. Along the east side of Kalaniana'ole Highway on a curve to the right with a radius of 686.30 feet, the chord azimuth and distance being:  
179° 35' 13" 12.60 feet;
- 2. 232° 09' 20" 2498.87 feet;

August 8, 2001

- 3. 199° 46' 50" 135.82 feet;
- 4. Thence along the southeast side of Kalaniana'ole Highway on a curve to the left with a radius of 440.275 feet, the chord azimuth and distance being:  
213° 40' 03" 41.66 feet;
- 5. 19° 46' 50" 172.47 feet;
- 6. 287° 05' 50" 1547.56 feet;
- 7. 247° 30' 50" 170.43 feet;
- 8. 337° 30' 50" 10.00 feet;
- 9. 67° 30' 50" 174.03 feet;
- 10. 107° 05' 50" 1553.80 feet;
- 11. 52° 09' 20" 2505.38 feet to the point of beginning and containing an AREA OF 43,813 SQUARE FEET.

EASEMENT B: For Transmission Line Purposes covered by Grant of Easement: Trustees under the Will and Estate of Bernice P. Bishop, deceased to Hawaiian Electric Co., Inc. and Hawaiian Telephone Co. dated March 7, 1984 and recorded in Liber 17,897, Page 524.

Beginning at the west corner of this easement, being also the initial point of the above-described Ka Iwi Scenic Shoreline Site, thence running by azimuths measured clockwise from True South:-

- 1. 215° 31' 50" 6.86 feet along the remainder of R.P. 4475, L.C.Aw. 7713, Ap. 30 to V. Kamamalu;

- 2. 262° 18' 20"            1509.56 feet to the top of ridge between the lands of Maunalua and Waimanalo;
- 3. Thence along the top of ridge along the Hawaiian Home Lands of Waimanalo, the direct azimuth and distance being:  
3° 40' 07"            10.20 feet;
- 4. 82° 18' 20"            1512.82 feet;
- 5. 178° 52' 50"            5.03 feet along the east side of Kalaniana'ole Highway to the point of beginning and containing an AREA OF 15,122 SQUARE FEET.

EASEMENT C:

Being a portion of the Five Foot Waterline Right-of-Way acquired by the United States of America in Judgment and Decree under Civil Docket #74. Said Right-of-Way designated as Easement C of the Hawaii Kai Coast, Unit 1 Subdivision, File Plan 818 and subsequently conveyed to the State of Hawaii by the United States of America by deed dated June 17, 1987 and recorded in Liber 20812, Page 456 (L.O.D. S-27629).

Being a strip of land five (5.00) feet wide and extending two and a half (2.50) feet on each side of the following described centerline:

Beginning at the west end of this centerline, the true azimuth and distance from the point of beginning of the above-described KA IWI Scenic Shoreline Site being 215° 31' 50" 250.00 feet, thence running by azimuths measured clockwise from True South:-

- 1. 266° 20'            486.00 feet;

- 2. 267° 27' 630.60 feet;
- 3. 272° 49' 163.20 feet;
- 4. 281° 13' 78.80 feet to the top of ridge between the lands of Maunalu and Waimanalo, the true azimuth and distance from the end of Course 7 of the above-described Parcel A being 179° 59' 33" 21.77 feet and containing an AREA OF 6793 SQUARE FEET.

EASEMENT D-7: For Drainage Purposes covered by Grant of Easement: Trustees under the Will and Estate of Bernice P. Bishop to the City and County of Honolulu dated October 5, 1973 and recorded in Liber 9852, Page 528.

Beginning at the southwest corner of this easement, the true azimuth and distance from the end of Course 47 of the above-described KA IWI Scenic Shoreline Site being 163° 28' 50" 916.79 feet, thence running by azimuths measured clockwise from True South:-

- 1. 163° 28' 50" 49.82 feet along the east side of Kalaniana'ole Highway;
- 2. Thence along the east side of Kalaniana'ole Highway on a curve to the right with a radius of 686.30 feet, the chord azimuth and distance being:  
164° 19' 33" 20.25 feet;
- 3. 251° 09' 20.31 feet;
- 4. 341° 09' 70.00 feet;

5. 71° 09' 23.46 feet to the point of beginning and containing an AREA OF 1540 SQUARE FEET.

PORTION OF PROPOSED DRAIN EASEMENT D-8:

Beginning at the northeast corner of this easement, the true azimuth and distance from the end of Course 20 of the above-described KA FWI Shoreline Site being 355° 13' 27" 246.50 feet, thence running by azimuths measured clockwise from True South:-

1. Along the upper reaches of the wash of the waves at seashore as of January 16, 1998, and as adjudicated by Final Order of Condemnation, Civil 98-0559-02, the direct azimuth and distance being:  
355° 51' 15" 78.85 feet;
2. Thence on a curve to the left with a radius of 965.00 feet, the chord azimuth and distance being:  
108° 42' 55" 188.29 feet;
3. 103° 07' 817.75 feet;
4. Thence on a curve to the left with a radius of 965.00 feet, the chord azimuth and distance being:  
83° 36' 644.78 feet;
5. 64° 05' 458.42 feet;
6. Thence on a curve to the right with a radius of 4035.00 feet, the chord azimuth and distance being:  
67° 37' 497.35 feet;

August 8, 2001

C.S.F. No. 23,142

7. 71° 09' 44.75 feet;
8. 161° 09' 70.00 feet;
9. 251° 09' 44.75 feet;
10. Thence on a curve to the left with a radius of 3965.00 feet, the chord azimuth and distance being:  
247° 37' 488.72 feet;
11. 244° 05' 458.42 feet;
12. Thence on a curve to the right with a radius of 1035.00 feet, the chord azimuth and distance being:  
263° 36' 691.55 feet;
13. 283° 07' 817.75 feet;
14. Thence on a curve to the right with a radius of 1035.00 feet, the chord azimuth and distance being:  
287° 40' 30" 164.51 feet  
to the point of beginning and containing  
an AREA OF 187,047 SQUARE FEET,  
MORE OR LESS.

PORTION OF PROPOSED DRAIN EASEMENT D-8:

Beginning at the northwest corner of this easement, the true azimuth and distance from the end of Course 18 of the above-described KA IWI Scenic Shoreline Site being 155° 44' 114.93 feet, thence running by azimuths measured clockwise from True South:-

1. 300° 37' 137.89 feet;



August 8, 2001

C.S.F. No. 23,142

- 2. 47° 00' 29.04 feet;
- 3. 346° 00' 59.20 feet;
- 4. 120° 37' 73.57 feet;

Thence along the upper reaches of the wash of the waves at seashore as of January 16, 1998 and as adjudicated by Final Order of Condemnation, Civil No. 98-0559-02 for the next two (2) courses, the direct azimuths and distances between points along said upper reaches of the wash of the waves at seashore being:

- 5. 167° 00' 5.37 feet;
- 6. 155° 44' 114.93 feet to the point of beginning and containing an AREA Of 6589 SQUARE FEET, MORE OR LESS.

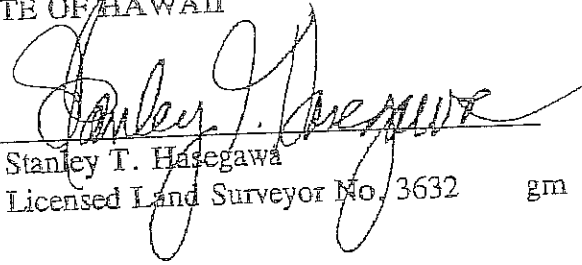
The above-described KA IWI Shoreline Site is SUBJECT, ALSO to the following easements as shown on plan attached hereto and made a part hereof:-

1. Power Line Easement (25.00 feet wide) covered by Grant of Easement: Trustees under the Will and Estate of Bernice P. Bishop, deceased to Hawaiian Electric Co., Inc. and Hawaiian Telephone Co. dated May 23, 1968 and recorded in Liber 6204, Page 176.
2. Power Line Easement (10.00) feet wide) covered by Grant of Easement: Trustees under the Will and Estate of Bernice Pauahi P. Bishop, deceased to Hawaiian Electric Co., Ltd. and Mutual Telephone Co. dated September 16, 1944 and recorded in Liber 1883, Page 78.
3. Perpetual Easements for a communication line and a cable hut covered by Grant of Easement: Trustees under the Will and Estate of Bernice P. Bishop, deceased to United States of America dated June 23, 1934, recorded in the Bureau of Conveyances of the State of Hawaii in Liber 1248 at Page 493, as amended by instrument dated June 26, 1935, recorded in said Bureau in Liber 1291 at Page 47.

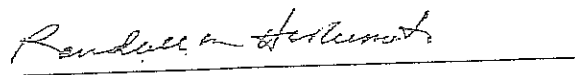
August 8, 2001

4. Flowage Easement covered by Grant of Easement: Trustees under the Will and Estate of Bernice P. Bishop, deceased to the City and County of Honolulu dated October 5, 1973 and recorded in Liber 9852, Page 528.

SURVEY DIVISION  
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES  
STATE OF HAWAII

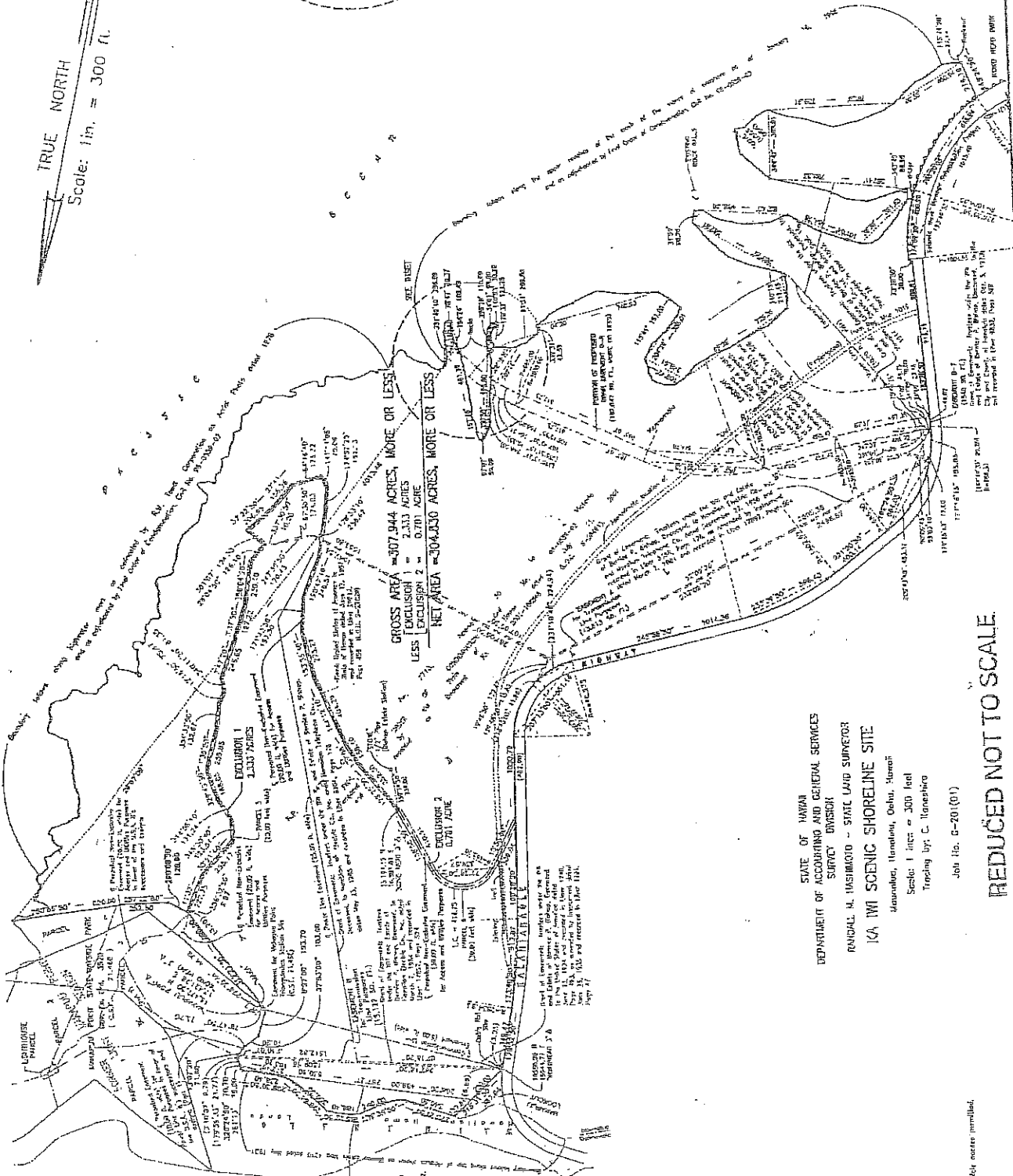
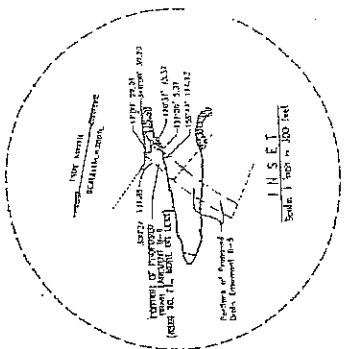
By:   
Stanley T. Hasegawa  
Licensed Land Surveyor No. 3632 gm

Reviewed and Approved by:

  
Randall M. Hashimoto  
State Land Surveyor

Compiled from File Plan 818,  
H.S.S. Plat 2196 and other  
Govt. Survey Records.  
TMK: 3-9-11:02, 03 and 05

TRUE NORTH  
Scale: 1 in. = 300 ft.



STATE OF IOWA  
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES  
SURVEY DIVISION  
RANDALL M. WASHINGTON - STATE LAND SURVEYOR  
IOWA SCENIC SHORELINE SITE  
Hannibal, Hamilton, Otsuka, Harwin  
Scale: 1 inch = 300 feet  
Tracing by: C. Hanashiro

Job No. G-201(01)

REDUCED NOT TO SCALE

H.S.S. PLAT 2196-B  
For Description See Case 23147  
7 1/2" x 23" - 27 Pa. 11

EXHIBIT 'A'

Page 1 of 1



## HAWAII KAI NEIGHBORHOOD BOARD NO. 1

NEIGHBORHOOD COMMISSION • 530 SOUTH KING STREET ROOM 406 • HONOLULU, HAWAII, 96813  
PHONE (808) 768-3710 • FAX (808) 768-3711 • INTERNET <http://www.honolulu.gov>

### DRAFT REGULAR MEETING MINUTES HAAIAONE ELEMENTARY SCHOOL CAFETERIA TUESDAY, FEBRUARY 24, 2009

CALL TO ORDER: Chairperson Greg Knudsen called the meeting to order at 7:00 p.m. with a quorum of nine members present. Note - This 15-member Board requires eight votes to establish a quorum and to take official Board action.

Members Present – Robert Clark (arrived 7:03 p.m.), Matt Dirks (arrived 7:06 p.m.), René Garvin, Marian Grey, Jeanette Hanson, Aaron Isgar, Norma Kehrberg, Greg Knudsen, Wayne Levy, David Livingston (arrived late), Carl Makino, Elizabeth Reilly (arrived 7:04 p.m.), David Tanabe, and Gary Weller.

Members Absent – Steve Geimer (notified).

Guests – C. Matthews, Liz Matthews, Lori Arizumi (East Oahu Sun), John Hanson, Natalie Scoles, Vanessa Fox (Hawaiian Humane Society), Jeffrey Krantz, Courtney Krantz, Ann Marie Kirk, Clyde Kaimaloo, Steven Geshell, Donna Lipman, Andy Kikuta, Linda Iwamoto, June Friendsuttult, Diane O'Reilly, T. Arakawa, Alan Price, Linda Vannatta (Citizens for Safe Hiking); Maj. Robert Green, Lt. Gary Lum Lee, Sgt. M. Asato, Ofc. K. Takamiya and S. Foreman (Honolulu Police Department); Councilmember Charles Djou and Dylan Nonaka (staff), Thomas Yamabe II (Kamilonui Farm), Natalie Iwasa, Colleen O'Handley, Brad O'Handley, Chuck L. Teikis, Mitch and Suzanne Wright, Roland E. Maurer, Mark Cluney, Ron Takahashi, Billy Robello, Nalu Kukea, Dan Quinn (Department of Land and Natural Resources, State Parks), Jeannine Johnson, Rodney G. Jose and Rodney Oleari (Pig Hunters Association of Oahu), Elizabeth Uhr, Rep. Lyla Berg, Sen. Sam Slom, Charlotte Farmer (Sen. Fred Hemmings Office), Gordon Bruce (Mayor's Representative), Capt. Craig Roberts (Honolulu Fire Department), Sue Shin (Board of Water Supply); Rep. Gene Ward, Francisco Figueiredo and Makani Christenson (staff); Bob Farrell and Ivonne Cardenas (Videographers, Makakilo.com), Ann Marie Kirk (Livable Hawaii Kai Community Hui), Alyssa Miller (Malama Maunaloa); Dan Quinn (Department of Land and Natural Resources), Ralph Bishop, Eric Miyamoto, Marie Richardson (Neighborhood Commission Office).

APPROVAL OF JANUARY 27, 2009 REGULAR MEETING MINUTES: Not available; deferred to the next meeting.

SECRETARY/TREASURER'S REPORT: Jeanette Hanson reporting for January 2009 in the Operating account, an expense of \$62.35 for printing/postage of agenda/minutes and lei, leaving a balance of \$994.41. The Publicity account had no expense, leaving the balance at \$1,540.50. The Refreshment account remains at \$113.25. The Treasurer's report was filed.

#### CITY MONTHLY REPORTS:

Honolulu Fire Department (HFD) – Capt. Craig Roberts reported:

- January 2009 Statistics – 3 structural and 1 rubbish fire; 49 medical emergencies, 3 search/rescues and 21 miscellaneous alarms for service.
- Fire Safety Tip: Smoke alarms save lives and are an important part of a home fire escape plan. Properly installed and maintained smoke alarms have contributed to an almost 50% decrease in fire deaths. According to the National Fire Protection Association, 65% of reported home fire deaths in 2000 - 2004 resulted from fires in homes that had no or inoperable smoke alarms. An estimated 890 lives could be saved each year if all homes contained working smoke alarms.
- Smoke Alarm and Fire Safety Tips: 1) Install smoke alarms in every bedroom, outside each sleeping area, and on every level of your home, including the basement. 2) Test smoke alarms at least once a month or as directed by the manufacturer. 3) Replace smoke alarm batteries once a year or as directed by the manufacturer. 4) Practice your home fire escape plan. 5) Designate a safe meeting place outside your home.



Honolulu Police Department (HPD) – Maj. Green circulated the monthly report highlighting the report with District 7's email address and website, a district map of police beats, and overall property crimes show a decrease however, burglaries show a slight increase; and the community is encouraged to remain vigilant and call HPD.

Questions, comments and concerns followed:

- 1) Safety Concern, Corner of Kalanipuu St. and Lunalilo Home Rd. – A truck is parked daily blocking the view of residents exiting that corner. No parking signs were suggested on both sides of the south exit of Kalanipuu St. from the driveway to corner. Chair Knudsen referred this matter to the Mayor's representative Gordon Bruce. Maj. Green also noted that vehicle may be in violation and a course of action can be taken.
- 2) Commending HPD & HFD – For their involvement with the January 2009 incident at Koko Crater. Police officers were also in the fire helicopter providing security until specialized services division arrived on the scene. The response was excellent for what appeared to be the best resolution of the situation.
- 3) Semi Trucks Parked in Residential Areas – For commercial trucks over 10,000 pounds, the limit for parking is four hours (the limit is 24-hours for regular vehicles). No overnight parking is allowed.
- 4) Extended Families with Multiple Cars – HPD was asked about many cars of extended families parked near street corners in the community. Call 911 if this is happening; officers will respond and take action if the vehicle is parked on a crosswalk, blocking a fire hydrant, the street corner, blocking a driveway, etc.

Board of Water Supply (BWS) – Su Shin reported:

- Main Breaks – No water main breaks were reported since the last meeting.
- New BWS Head – Wayne Hashiro, previously the City's Managing Director, has joined BWS as the new manager and chief engineer.
- Xeriscape Workshops – Workshops are held each month at the Halawa Xeriscape Garden geared toward community education about conserving water outdoors. Scheduled workshops are: (a) February 28, 10:00 a.m. to 12:00 p.m. – adults learn how to make organic pesticides; and (b) March 21 and May 9, from 10:00 a.m. to 12:00 p.m. – learn how worms can turn food waste into organic fertilizer at the worm workshop. Call 748-5363 or email [tours@hbws.org](mailto:tours@hbws.org) to register for classes.

ANNOUNCEMENT OF VACANCY IN SUB DISTRICT 7: Chair Knudsen announced that David Livingston (Sub district 7) will be resigning from the Board due to scheduling conflicts. He has served many years doing an excellent job. Anyone living in Sub District 7 area is eligible; the vacancy will be posted on next month's agenda.

#### PUBLIC GENERATED ISSUES:

Bicycle Safety Class – There will be three bicycle safety courses by Natalie Iwasa at Bishop Museum for the YMCA's "Healthy Kids Hawaii Day" on April 18. The one-hour courses are at 9:30 a.m., 11:00 a.m., and 12:30 p.m. There is no charge for the course, and admission to the Bishop Museum is free for the April 18 event.

Feral Chickens – A resident of Kuapa Isle reported that the feral chicken situation and noise extends from the Hawaii Kai Park-and-Ride to Kuapa Isle. He urged the City to stay on top of the situation and continue the eradication effort. He was referred to the Mayor's representative for assistance.

HB1310 and SB367 – A member of the Livable Hawaii Kai Community Hui expressed concerns about HB1310 and SB367 that directly affects Maunaloa Bay. HB1310 would allow commercial thrill crafting on Saturdays, Sundays, and holidays, which is in direct opposition to a 1980s measure to not have thrill crafting in the bay. Other concerns included: the health, noise, and pollution of the bay; effects on fish; lack of community participation in the process. SB367 would affect the duration of permits. There should be fair opportunity for discussion, and the community is asking the Board to help.

Representatives from the Department of Land and Natural Resources (DLNR) will hold a community meeting on Tuesday, March 3, 2009, at Kamiloiki Elementary School from 6:00 p.m. to 8:00 p.m. to address the Recreational Renaissance bill and Maunalua Bay.

Feral Cats – A resident expressed concern about the smell of feral cats at a Hahaione condo; and another concern at the corner of Keahole Street and Hawaii Kai Drive relating to the condition of the construction wall next to the Hale Alii property.

Restoration of Maunalua Bay – A member with Malama Maunalua, a community-based initiative to restore Maunalua Bay, shared concerns about HB1310 and SB367 as it relates to Maunalua Bay. 1) There is an existing Maunalua Bay recreation plan in place. Changes need to be part of a community process; this bill should be deferred. 2) Environmentally, Malama Maunalua recommends that DLNR do an environmental study of recreational impacts at Maunalua Bay. Interested persons were encouraged to attend the DLNR meeting on May 3, 2009; and these bills (HB1310 and SB367) can also be tracked on the legislative website.

Jet Ski Operator – A jet ski business, operating in Maunalua Bay for the last 15 years, does not want to cause any negative impact on the community. The negative publicity from the 1980s happened when there was no recreational management whatsoever. Hawaii laws governing jet skis are very stringent and considered one of the toughest in the nation. Since the implementation of recreational management, this particular operation has been considered one of the safest; it would be near impossible to get liability coverage if any serious accidents had been experienced. Regarding SB367, its intention is to be fair and equal to other boating businesses operating in Hawaii. Jet ski and parasailing operators are the only ones subjected to the rules where the permits are up for auction after 20 years of doing business.

Other testimonies were noted and the Chair reiterated no discussion or debate, only testimonies.

- Jet Ski Owner/Operator – favored SB367, noting it does not affect anything that does not already exist in Maunalua Bay. This bill is only intended to remove a 20 year-term maximum placed on their business, and, from a business standpoint, level the playing field. This Jet Ski operation provides 25 full-time jobs and brings thousands of tourists to the shopping centers, small businesses, and restaurants each year. The hope is to keep an open mind when addressing the concerns and come to a mutual understanding.
- Paddle Board Resident/Operator – reiterated on the previous comment supporting the idea of working with the community, and concerned about the environment as well. And the issue relating to erosion stems from a magnitude of things; and the jet ski/standup paddle boarders are always helping people in danger and are good stewards of the resources. Communication is encouraged between the community and business operators because they, too, live and work here.
- Weekend Recreation – A longtime resident questioned how is it that commercial businesses get 20 days of a month and resident families only get only nine days to play in the bay; and what about the erosion of the shoreline and reefs?

#### ELECTED OFFICIALS' REPORTS:

Mayor Mufi Hannemann's Representative – Gordon Bruce introduced himself and gave a brief background of his last four years with the City. He is up for re-confirmation as director of the City Department of Information Technology, and has 30-years of experience in the information technology industry. Bruce looks forward to working with this Board and community and asked assistance by filling out the Mayor's concern form, which will help to bring more clarity to the concerns (location, street names, etc.) and will ensure that a follow-up happens.

It was stated that the Board has an established procedure of communicating by email. Bruce will email the forms to the individuals for a response. Bruce proceeded to respond to the concerns from the previous month:

- Sensor loops on the ewa side of Hawaii Kai Drive at Keahole Street were paved over – The Department of Transportation Services reported that the sensors are active and working; there is no ordinance or law that requires they be visible; an overlay would not affect the operability.

Questions, comments and concerns followed:

- 1) Bicycle Safety Resolution – The resolution noted that the City will be aware of and not pave over sensor loops because bicyclists cannot see them. The question was, if the City cannot put pavement cuts where the sensor loops are, can they paint boxes around the loops. The only way to trigger the sensor is being directly on the loop. Bruce repeated the question for verification and will follow-up next month.
- 2) Article About Neighborhood Boards – A question asked if there was more information relating to the Star Bulletin article where Mayor Hannemann mentioned streamlining neighborhood boards. Bruce knows only what was mentioned in the mayor's State of the City Address.
- 3) "Tech Tip" of the month – Log on to the [www.honolulu.gov](http://www.honolulu.gov) and click "online services" to submit an online request to have an abandoned vehicle removed, and also look at other online services provided.
- 4) Online Technology – The recent Neighborhood Election application period was poorly run in that information had not been updated on a timely basis; and since going into online technology, it should have been sharper. Bruce replied that the process of the last neighborhood board election was a pilot project to identify what works and what needs improvement.
- 5) Mayor's Concern Form/Streamlining Neighborhood Boards – A request that the forms be given to Board members. Regarding streamlining the neighborhood board process, a request that consideration be given to the number of people who are disenfranchised by the online technology process.

As noted by the Mayor's rep, the purpose of the pilot project was to identify what would be the volume of people that would elect to vote online, and the turnout was low. But it is something that would have not been known had the NCO not done the pilot.

- 6) Upcoming Election – Hearing the turnout of the pilot program, the comment referred to the upcoming election that the pilot project does not justify the online election. In reply, Bruce had not heard that the upcoming election would be 100% online.

Councilmember Charles Djou's – Kendall Amazaki distributed the Councilmember's report highlighting:

- On the Council Agenda – a) Reconfirmation of the Mayor's Cabinet; b) Bill 67 relating to banning of text messaging while driving; and c) Resolution 09-029 CD1, State's petition to reclassify state-owned land on the Ka Iwi shoreline.
- Upcoming Meetings – Council committee meetings are scheduled for March 3 through 6, 2009.
- Feral Noise Chicken/Cat Issue – The Councilmember's office will work with the Mayor's office to initiate something to address the feral chicken noise issue.

Governor Linda Lingle's Representative – Russ Saito circulated the Governor's Update and reported the following:

- Governor Off-Island – Governor is in Washington D.C. interacting with President Obama's administration.
- Initiatives to Upgrade Infrastructures – Three initiatives include the highways, airport, and parks and harbors modernization plans.
- Signage at Makapuu – Request for signage (lock your valuables) at Makapuu Light House Trail parking lot and roadway. The Department of Transportation is willing to do that, but is asking feedback from the Board. This was a request from a public concern, and the Board has yet to consider a position.
- Notice to Proceed – Road improvement of the left turn lane from Kalaniana'ole Highway to Hanauma Bay received its "notice to proceed."
- Lunalilo Home Road – The additional right turn lane onto Kalaniana'ole Highway from Lunalilo Home Road did not qualify for federal stimulus funding.
- Traffic Improvement – The project for two right turn lanes at Keahole Street onto Kalaniana'ole Highway will proceed.
- Traffic Signal LED Improvement – On Kalaniana'ole Highway from Ainakoa Street to Hawaii Kai.

Questions, comments and concerns followed:

Relating to a bicycle safety issue, work on Kalaniana'ole Highway to align the guard rail across from Koko Marina Shopping Center had stopped. The request asked for a follow-up on the project; Saito will verify.

Senator Sam Slom – Senator Slom distributed his report and highlighted on the following:

- HB444 Civil Unions – Hearing started at 9:00 a.m. and 1467 individuals have signed up to testify.
- Coqui frogs – Department of Agriculture is investigating the reported Coqui frog issue at Hawaii Kai Drive.
- Continuous Power Outages – The Senator will be talking with the Public Utilities Commission and Hawaiian Electric Company about the power outages in the Hawaii Kai area.
- Recreational Renaissance – The Senator is opposed and will vote no to fees relating to the recreational renaissance and Ka Iwi.
- SB367 Relating to Thrill Crafts – The Senator explained while most have not read the bill, he introduced it on behalf of the business owners who live in this community for the purpose of looking at the policy particularly as it relates to the permitting process. The introduction was in January, in the beginning of the Legislative session, two weeks before this Board's meeting. The Senator has asked several times if there are any bills/actions this Board would like for him to represent.

Chair Knudsen announced that SB367 and HB1310 will be heard tomorrow at 2:45 p.m., in Room 229 at the State Capitol.

Senator Fred Hemmings – Senator Hemmings' written report was circulated. See the Senator's representative, Charlotte Farmer, to convey any questions.

Representative Gene Ward – The Representative's report was circulated and he proceeded to highlight on:

- Small Business Conference – Rep. Ward and Sen. Slom both co-chaired the Small Business Conference and introduced bills HB1310 and SB367 to begin initiation of dialogue between the government and the people. He urged the public to attend the March 3, 2009 public meeting by DLNR.
- Ka Iwi Shoreline – An ongoing discussion to designate Ka Iwi a wilderness area and keep it in preservation.
- Bumper Sticker – Contact Ward's office to get the "Keep the Valley Valley" bumper sticker.
- Coqui Frogs – To be discussed later on the agenda.
- House Concurrent Resolution 65 – Calling for an odor mitigation plan for the wastewater treatment plant.
- Neighborhood Board Resolution – Ward will be writing a resolution to keep the Neighborhood Boards just that, Neighborhood Boards.

Questions, comments and concerns followed:

Relating to the thrill crafting bill, Rep. Ward reiterated that it will be heard by the Senate committee tomorrow.

Representative Lyla Berg – Representative Berg's report was circulated highlighting the following:

- Legislative Information – On page 2, gives instruction on how to send-in testimony and how to track bills online; refer to the key links for instructions.
- HB1310, Relating to Maunalua Bay – In conversation with the chair of the Water, Land and Ocean Resources committee, it was noted that there was no testimony in opposition, so the bill advanced.
- Wailupe Elementary School – Testimony was submitted to the Consolidation Task Force to consider other perspectives when making the decision regarding the future of the school.
- List of Bills – Included was a list of bills that Rep. Berg introduced and co-sponsored in the 2009 Legislative Session.
- Charter Schools – Are state public schools, but are not governed by the Department of Education; best understood as non-traditional educational settings where innovative teaching and curricula can be developed and implemented.
- East Oahu Sun – The newspaper reported that Niu Valley Middle School's candidacy was accepted for the International Baccalaureate Program.

#### NEW BUSINESS:

Discussion/Action to support the State's Petition to Reclassify its lands in Ka Iwi from Urban to Conservation – Reilly moved, Tanabe seconded on behalf of the Hawaii Kai community, the Hawaii Kai Neighborhood Board No. 1 supports the State of Hawaii, through its office of state planning, to petition with the State Land Use Commission, to reclassify from urban to conservation, state-owned land on the Ka Iwi shoreline. Furthermore, the Hawaii Kai Neighborhood Board No. 1 supports the Council of the City and County of Honolulu in their efforts through Resolution 09-29 to support the office of state planning's petition. Hearing



no objections, **the motion was ADOPTED by UNANIMOUS CONSENT, 13-0-0.** (AYE: Clark, Matt Dirks, Garvin, Grey, Hanson, Isgar, Kehrborg, Knudsen, Levy, Livingston, Makino, Reilly, Tanabe, and Weller.)

Discussion/Action on Proposed User Fees at Ka Iwi Scenic Shoreline Park and Other Effects of DLNR's "Recreational Renaissance" on Ka Iwi and Maunalua Bay – Dan Quinn with the State Parks Division of DLNR. gave a brief opening presentation in that the goal, challenge, and strategy of the Recreational Renaissance is to provide a comprehensive plan. The upgrading and funding through a combination of new, non-tax revenues and limited, modest fees by generating \$240 million in capital improvement funding over five years. This will be supported by general obligation bonds, developing new revenues from commercial and industrial rents on state lands, and limited non-resident user fees to pay debt service on \$200 million in General Obligation Reimbursable bonds.

The Recreational Renaissance bill (HB980) addresses improvements for land-based and boating recreational areas; it does not include fees for entry. For Ka Iwi, the plan is to reconstruct the lighthouse road, which is failing in different spots, and for park and trail improvements. For Maunalua Bay, there is a \$4 million CIP envisioned for work that includes; channel improvements, launch ramp replacement, new boat wash down area, new loading dock, new comfort station, new revetment at canoe club area, and parking and roadway improvements.

On collection of non-resident user fees (residents would be free with local ID), the state is looking at single-entry-point parks and places where access can be controlled. The only state park where a fee is currently collected is Diamond Head Park at \$5 per vehicle and \$1 per walk-in; this is the proposed fee, except possibly \$3 per car at Nuuanu Pali. Many state parks are heavily used by out-of-state visitors; this is a way to address the impact of that use. Entrance fees are used in many park areas. The entrance fee process approval is separate from the bill and will have to go through an administrative rule process by the state

The Chair added that HB980 presents a financial plan that is dependant on fees. DLNR has very publicly stated its intention to impose fees at Ka Iwi. It was hoped that DLNR, after reassessing the calculations, would conclude that it was not feasible to do fees at Ka Iwi based on the low number of non-residents who used the Makapuu Lighthouse Trail in 2007. This is according to data used to determine which sites would be selected to impose fees.

Chair Knudsen read the motion: **to oppose the imposition of user fees at Ka Iwi Scenic Shoreline, including Makapuu Lighthouse Trail, and to support the removal of Ka Iwi from the list of state parks affected by House Bill 980 (Recreational Renaissance); Weller moved on the motion and Grey seconded.** Discussion followed focusing on the argument that there should not be user fees at Ka Iwi. Another concern referred to its points of entries, that the area was purposely kept wilderness and inline with the natural landscape, and that the Ka Iwi master plan does not make concessions for user fees. An inquiry was made as to whether the community would have an opportunity to express concerns about user fees at the March 3, 2009, DLNR meeting, and relating to the perception that discussion on user fees is being intentionally avoided.

Quinn noted that statewide presentations on the Recreational Renaissance are commencing. He assured the Board that DLNR is only trying to meet the legislative timeframe, that Ka Iwi is not a focus for development, and there is no hidden agenda.

A question was asked about when the community will have an opportunity to speak in open forum to the effects of this bill on Ka Iwi. Others expressed frustration for being disregarded and avoided, on how to get Ka Iwi removed from the CIP list in HB980, and on how imposing user fees during this economic time is wrong. An objection when the question was called asked to hear from the community before proceeding with the vote. Following comments focused on opposition to user fees, a suggestion to look at enforcement of illegal activities and monitoring such situations at Maunalua Bay and other state parks, and keeping an out eye out for red flags and false promises. **The Board proceeded to a vote and the motion was ADOPTED, 12-1-0** (AYE: Matt Dirks, Garvin, Grey, Hanson, Isgar, Kehrborg, Knudsen, Levy, Livingston, Makino, Reilly, Tanabe, and Weller. NO: Clark).

Discussion/Action on Hawaii Kai Noise Pollution – Due to technical difficulties, Ralph Bishop asked that his presentation be deferred to a subsequent meeting.

Discussion/Action on Safe Use of Hunting Dogs on Public Hiking Trails – Linda Vannatta, founder of Citizens for Safe Hiking, gave a brief recap of HRC60 that calls for a working group to explore the safe use of hunting dogs on hiking trails. Currently, the rules are such that hiking dogs are on-leash and hunting dogs are off-leash, and tend to attack the pets of the hikers. This is an effort to begin dialogue on making hiking trails safer for hikers and pets.

This is a major concern, a complicated issue with a positive approach. Chair Knudsen read the motion: **to support House Concurrent Resolution 60, which requests the University of Hawaii at Manoa, College of Social**

Sciences, Public Policy Center and Spark M. Matsunaga Institute for Peace and Conflict Resolution to convene a working group to explore the safe use of hunting dogs on public hiking trails; and that the working group should include in the dialogue representatives from: 1) DLNR; 2) Honolulu Police Department; 3) Citizens for Safe Hiking; 4) Hawaiian Trail and Mountain Club; 5) Hawaii Dog Foundation; 6) Hawaiian Humane Society; 7) The Human Society of the United States; 8) The Nature Conservancy; 9) The Sierra Club, Hawaii Chapter; 10) The Hawaii Hunting Associations; and 11) The Oahu Pig Hunters Association. Tanabe moved and Livingston seconded. Vannatta was thanked for her work on this effort noting the importance of an unbiased entity to facilitate this effort. It is also noted when going into discussion with the working group that everyone is treated fairly and an amiable solution is the outcome.

Comments followed: 1) The Hawaiian Human Society is in support of HRC60, calling for a working group and urged being a part of a constructive discussion and process. 2) A representative of the Pig Hunters Association expressed concern about their dogs as well. It was explained that when the hunting dogs encounter hiking dogs, the hiking dogs tend to bark at the hunting dogs, thereby drawing attention of their location to the other hunting dogs. But to avoid any problems in the mountains, it was suggested to leave hiking dogs at home or refrain them from barking when they encounter a hunting dog. Hunting dogs are equipped with tracking collars and are not left in the mountains. It was also recommended that hikers attend safety classes as is required of pig hunters in order to obtain a hunting license; and to wear orange clothing. **The motion was ADOPTED by UNANIMOUS CONSENT, 13-0-0 (AYE: Clark, Matt Dirks, Garvin, Grey, Hanson, Isgar, Kehrberg, Knudsen, Levy, Livingston, Makino, Reilly, Tanabe, and Weller).**

Discussion/Action on Recent Koko Crater Rock Slide – Gordon Bruce, Mayor's representative, reported that it is City and County parks land, and that an engineer was sent to inspect the rock that fell and determined that there is no risk at this time; however, the City is going to continue to monitor that particular site.

It was noted that there was some reaction from residents who live below the fall and that it had been an issue of concern for many years; and in what manner has this been conveyed to the residents. Rep. Ward reported that inspection reports indicated that the City will continue to monitor the site weekly; Bruce will follow-up.

Questions, comments and concerns followed:

- 1) A resident, who lives below the rock fall, explained that there are various other boulders that are huge. A heavy rainfall is feared that could soften the grounds. If observing the section from Kalanipuu Street between 813 and 825, it is scary. It is very concerning and the hope is that this matter will be handled proactively and not reactively.
- 2) A request for response is what the cost to the City would be to remove that threat completely; Bruce will look at and address the entire situation.

Presentation on Coqui Frogs in East Honolulu – Makani Christenson wanted to increase community awareness of Coqui frogs, an invasive species that could invade Hawaii Kai. The noise made by the frogs is detrimental. Because full disclosure is required when selling property, the frogs' noise has caused property values to depreciate. The community is encouraged to spread the word and to partner with area schools.

Questions, comments and concerns followed:

- 1) Christenson was appointed by Rep. Ward as Coqui Frog "Chairman of the Board;" contact Christensen at (808) 780-1253 before 6:00 p.m.
- 2) Residents were encouraged to capture the Coqui frog. Citric acid has been known to be used; lime works, but is not recommended. Residents are encouraged to call the Pest Hotline for help to rid the problem.

#### COMMITTEE REPORTS:

Community Relations – Jeanette Hanson called Costco in reference to the gas station and was told that they are still looking at options and there is no plan in place at this location.

Education – René Garvin added: 1) To the record that she attended a Coqui frog presentation and that on the Big Island, the Coqui frog issue is so bad that tourists are checking out of their hotels and people cannot sell their houses. So, the idea is to catch them. 2) Announced that Kaiser has a free Parent Project from March 2 to May 4,

2009; to help parents with difficult or out-of-control adolescents. For information, go to: [www.parentproject.com/](http://www.parentproject.com/) or call the PCNC at 394-1200.

Oahu Metropolitan Planning Organization (OMPO) – Greg Knudsen attended the Citizen Advisory Committee for a briefing on a major state initiative for transportation. Refer to [www.hawaii.gov/dot/highway/modernization](http://www.hawaii.gov/dot/highway/modernization) for information and statistics. Knudsen found it interesting. However, he was skeptical that the highway improvements would cost every taxpayer \$172, but the state says it will increase the flow of traffic and save a half hour a day; which equates to a dollar value of about \$1800 per individual.

There were no other reports for the following; Parks, Transportation, Communications, Environment, and the Planning and Zoning committees.

OTHER BOARD ANNOUNCEMENTS:

Board Member Announcements – None.

Board Chair Announcements

- Neighborhood Board Elections – Knudsen was hoping to mention the final list of those running for this Board. The list that has been posted online is not current and there is still no certifiable final list. But, given what is posted at this time; all those who are seated and chose to run for re-election will be elected without opposition; unless there are more applications. Knudsen read off the list of all those being re-elected in the at-large and subdistrict races; so far, two vacancies are showing in Subdistricts 4 and 8.
- David Livingston will be leaving end of this meeting and was recognized for his participation. Livingston really enjoyed working with the Board.
- Correspondence – None.

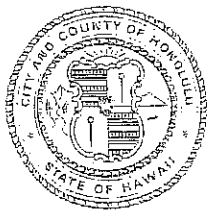
CLOSING ANNOUNCEMENTS:

- The next regular Board meeting is scheduled for Tuesday, March 31, 2009, at the Hahaione Elementary School cafeteria, 7:00 p.m.
- Hawaii Kai Neighborhood Board regular meetings are broadcast every Tuesday of the month at 9:00 p.m. on Olelo Channel 54. Check TV listings to confirm schedule.

ADJOURNMENT: The meeting adjourned at 9:25 p.m.

Submitted by Marie Richardson, Neighborhood Assistant

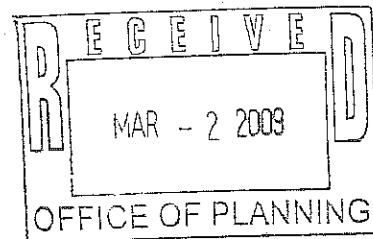
Reviewed by Greg Knudsen, Chair



BERNICE K. N. MAU  
ACTING CITY CLERK

OFFICE OF THE CITY CLERK  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077 / TELEPHONE 768-3810

February 27, 2009



The Office of State Planning  
Department of Business, Economic  
Development & Tourism  
State of Hawaii  
P.O. Box 2359  
Honolulu, HI 96804-2359

Sirs:

This is to inform you that Resolution 09-29, CD1, supporting the State's petition to reclassify State-owned land on the Ka Iwi Shoreline from urban to conservation, was adopted by the Council of the City and County of Honolulu at its meeting on Wednesday, February 25, 2009.

Sincerely,

*Bernice K.N. Mau*

BERNICE K. N. MAU  
Acting City Clerk

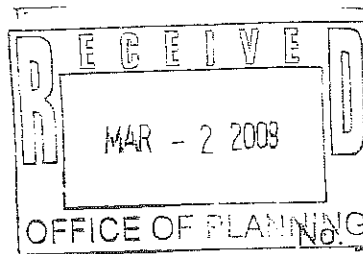
hc

Attachment

OP  
EXHIBIT NO. 10



CITY COUNCIL  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII



09-29, CD1

## RESOLUTION

SUPPORTING THE STATE'S PETITION TO RECLASSIFY STATE-OWNED LAND ON THE KA IWI SHORELINE FROM URBAN TO CONSERVATION.

WHEREAS, the Ka Iwi shoreline is the coastline on Oahu that stretches for about five miles from Koko Head to Makapuu and contains a variety of volcanic forms, cliffs, and beaches; and

WHEREAS, the Ka Iwi shoreline includes such scenic and geological wonders as Hanauma Bay, with its protected marine life and coral formations, Koko Head, Koko Crater, Blow Hole, Sandy Beach, Queen's Beach and Makapuu Point and lighthouse, with their views of Makapuu Beach, Rabbit Island, and the Windward Coast; and

WHEREAS, a wide variety of recreational activities take place along the Ka Iwi shoreline, including swimming, snorkeling, diving, fishing, picnicking, hiking, and body surfing; and

WHEREAS, the varied volcanic landscape, coral formations, reef life, and tidal pools in the area make it an educational resource for organizations and schools conducting nature studies; and

WHEREAS, community groups and residents near the area have long advocated the preservation of the Ka Iwi shoreline, and the state has indicated its interest in preserving the shoreline by developing, in 1996, a master plan for state-controlled lands; and

WHEREAS, the State of Hawaii, through its office of state planning, has filed a petition with the state Land Use Commission to reclassify from urban to conservation about 240 acres of state-owned land on the Ka Iwi shoreline, being a portion of TMK No. 3-9-011:02; and

WHEREAS, the council finds that the reclassification of the state-owned land will help preserve the Ka Iwi shoreline and its natural scenic and recreational values for all Hawaii residents, visitors and future generations; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that the council expresses its support of the office of state planning's petition to reclassify state-owned land on the Ka Iwi shoreline from urban to conservation; and



**CITY COUNCIL**  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

No. 09-29, CD1

**RESOLUTION**

---

BE IT FINALLY RESOLVED that copies of this Resolution be transmitted to the governor of the State of Hawaii, the office of state planning and the state Land Use Commission.

INTRODUCED BY:

Charles Djou

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

DATE OF INTRODUCTION:

January 29, 2009  
Honolulu, Hawaii

Councilmembers

CITY COUNCIL  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII  
CERTIFICATE

RESOLUTION 09-29, CD1

Introduced: 01/29/09 By: CHARLES DJOU

Committee: TRANSPORTATION  
AND PLANNING

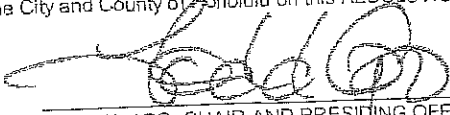
Title: RESOLUTION SUPPORTING THE STATE'S PETITION TO RECLASSIFY STATE-OWNED LAND ON THE  
KA IWI SHORELINE FROM URBAN TO CONSERVATION.

Links: RES09-29  
RES09-29, CD1  
CR-62

TRANSPORTATION AND PLANNING	02/12/09	CR-62 - RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION AS AMENDED IN CD1 FORM.			
	02/22/09	COUNCIL OPERATING WITH 8 MEMBERS. VACANCY DUE TO PASSING OF COUNCILMEMBER BARBARA MARSHALL.			
COUNCIL	02/25/09	CR-62 AND RESOLUTION AS AMENDED (RES09-29, CD1) WERE ADOPTED.			
	APO Y	BAINUM Y	CACHOLA Y	DELA CRUZ Y	DJOU Y
	GARCIA Y	OKINO Y	TAM Y		

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.

  
BERNICE K. N. MAU, ACTING CITY CLERK

  
TODD K. APO, CHAIR AND PRESIDING OFFICER

October 21, 2009

**Notification of Petition Filing**

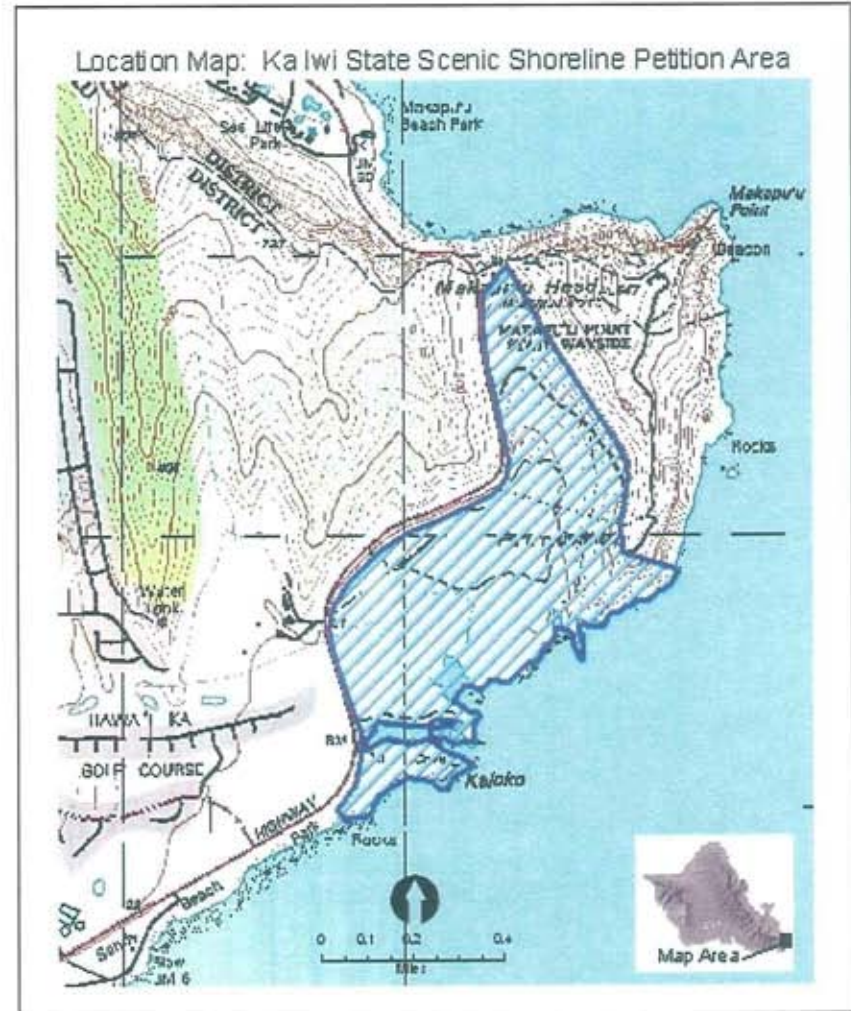
This is to advise you that a petition to amend the State Land Use District Boundaries with the following information has been submitted to the State Land Use Commission:

Docket No:	BR09-784
Petitioner/Address:	Hawaii State Office of Planning P.O. Box 2359 Honolulu, Hawaii 96804-2359
Landowner:	State of Hawaii
Tax Map Key Numbers :	3-9-011:002(por.)
Location:	Ka Iwi State Scenic Shoreline, Queen's Beach, Maunaloa, Island of O'ahu, State of Hawaii
Request Reclassification:	Urban to Conservation
Acreage:	215 acres (approx.)
Proposed Uses:	State Park with open space, scenic views, cultural and recreational resources.

You may review detailed information regarding the petition at the Land Use Commission ("Commission") office or the Office of Planning.

The Commission's office is located at 235 S. Beretania Street, Room 406, Honolulu, Hawaii. Office hours are from 7:45 a.m. to 4:30 p.m., Mondays through Fridays.

A hearing on this petition will be scheduled at a future date. If you are interested in participating in the hearing as a public witness, write or call the Commission office at P.O. Box 2359, Honolulu, Hawaii 96804-2359; telephone (808)587-3822. If you intend to participate in the hearing as an intervenor, pursuant to § 15-15-52, Hawaii Administrative Rules, you should file a Notice of Intent to Intervene with the Commission within 30 days of the date of this notice. Please contact the Commission office for further information.

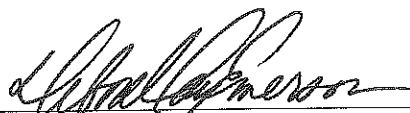






4. On October 21, 2009, the same day the Petition was submitted to the Commission and pursuant to HAR Section 15-15-50(d), Petitioner sent a Notification of Petition Filing to persons included on the statewide and City and County of Honolulu mailing lists provided to Petitioner by the Commission on or about October 15, 2009, copies of which are attached hereto as Exhibits "A" and "B", respectively.

FURTHER AFFIANT SAYETH NAUGHT.



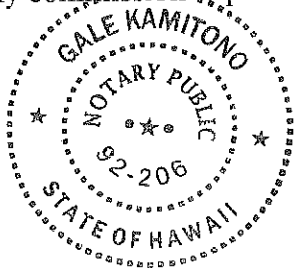
DEBORAH EMERSON  
Attorney for Petitioner  
OFFICE OF PLANNING,  
STATE OF HAWAII

Subscribed and sworn to before me  
this 21<sup>st</sup> day of October, 2009.



Print Name: Gale Kamitono  
Notary Public, State of Hawai'i

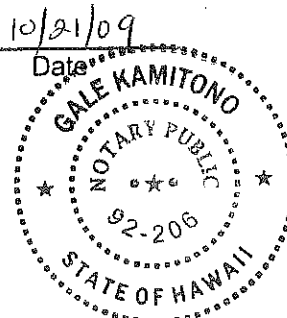
My commission expires: 3/29/2012



NOTARY PUBLIC CERTIFICATION

Gale Kamitono First Judicial Circuit  
Doc Description Affidavit of Deborah Emerson  
Attesting to the Service of the Notif. of  
Petition Filing  
No of Pages: 2 Date of Doc. 10/21/09

  
Notary Signature



UH Director of Capital Improvements  
1951 East West Road  
Honolulu, Hawaii 96822

Anthony J.H. Ching  
State of Hawaii  
Hawaii Community Development Authority  
677 Ala Moana Boulevard, Suite 1001  
Honolulu, Hawaii 96813

**STATEWIDE MAILING LIST**  
**Last Updated: 09/30/09**

Earth Justice Legal Defense Fund  
Austin Building, Suite 400  
223 South King Street  
Honolulu HI 96813

Mr. Perry Artates  
Hawaii Operating Engineers  
95 Lono Avenue, Suite 104  
Kahului HI 96732-1610

Ashford & Wriston Library  
P. O. Box 131  
Honolulu HI 96810

Associated Press  
500 Ala Moana Boulevard, Suite 7-590  
Honolulu, Hawaii 96813

Rose Marie H. Duey  
Aiu Like, Inc., Maui Island Center  
1977 Kaohu Street  
Wailuku HI 96793

Mr. Ikuto Taketa  
c/o Hawaii Irrigation & Supply  
803 Mapunapuna Street  
Honolulu HI 96819

Michael J. Belles, Esq.  
Belles Graham Proudfoot & Wilson  
4334 Rice Street, Suite 202  
Lihue HI 96766

Gene Zarro  
22 Ulunui Place  
Pukalani, HI 96768

Gary L. Blaich, M.D.  
P. O. Box 1434  
Kilauea HI 96754

Mr. James Garrigan  
P O Box 3143  
Kailua-Kona, Hawaii 96745

Mr. Kenneth Okamura  
641 Polipoli Road  
Kula, Hawaii 96790

James S. Greenwell  
Lanihau Partners L.P.  
3465 Waiialae Avenue, Suite 260  
Honolulu HI 96816

Patrick Borge, Sr.  
536 Haawina Street  
Paia, Hawaii 96779-9609

P. Roy Catalani  
Young Brothers, Ltd.  
Pier 40 – P. O. Box 3288  
Honolulu, HI 96801

Building Industry Association of Hawaii  
1727 Dillingham Blvd.  
Honolulu HI 96819

Building Trades Council  
Gentry Pacific Design Ctr. Ste. 215A  
560 N. Nimitz Hwy. #50  
Honolulu HI 96817

Roy A. Vitousek III  
Cades Schutte Fleming & Wright  
75-170 Hualalai Road, Ste. B-303  
Kailua-Kona HI 96740

Ms. Phyllis Cayan  
99-060 Kauhale St, Apt. 607  
Aiea HI 96701

Mr. Charles Trembath  
4152 Palaumahu  
Lihue HI 96766

Surety Kohala Corporation  
P. O. Box 249  
Hawi HI 96719

Mr. Bruce Tsuchida  
Townscape  
900 Fort Street Mall, #1160  
Honolulu HI 96813

Ms. Meredith J. Ching  
Alexander & Baldwin, Inc.  
P. O. Box 3440  
Honolulu HI 96801

Council Services Administration  
Kauai County Council  
4396 Rice Street, #206  
Lihue, HI 96766

Ms. K. Chun  
P. O. Box 3705  
Honolulu HI 96811

City Desk Clerk-Public Hearings  
Honolulu Star Bulletin  
500 Ala Moana Boulevard, Unit 210  
Honolulu, Hawaii 96813-4914

Ms. Eleanor Mirikitani  
c/o Waikoloa Land Co.  
150 Waikoloa Beach Drive  
Waikoloa HI 96738

Mr. David Penn  
P. O. Box 62072  
Honolulu HI 96839

Castle & Cooke Hawaii  
100 Kahelu Avenue, 2<sup>nd</sup> Floor  
Mililani, Hawaii 96789

Mr. Lunakanawai Hauanio  
P. O. Box 871  
Capt. Cook HI 96704

Alan Kaufman, DVM  
P O Box 297  
Kula, HI 96790

Karen Piltz  
Chun Kerr Dodd Beaman & Wong  
745 Fort Street, 9<sup>th</sup> Floor  
Honolulu, HI 96813

Mr. David Rae  
The Estate of James Campbell  
1001 Kamokila Boulevard  
Kapolei HI 96707

United States Marine Corps  
Commander, Marine Forces Pacific  
Attn: G4. Box 64118  
Camp H.M. Smith, Hawaii 96861-4118

Representative Cindy Evans  
7<sup>th</sup> District  
State Capitol, Room 311  
Honolulu, Hawaii 96813

U.S. Fish and Wildlife Service  
300 Ala Moana Blvd., Rm. 3-122  
Honolulu HI 96813

Department of the Army  
Directorate of Public Works  
Attn: Planning Division  
Schofield Barracks, Hawaii 96857-5013

Mr. Albert K. Fukushima  
1841 Palamoi Street  
Pearl City HI 96782

Mr. Ian Costa, Director  
Planning Department - Kauai  
4444 Rice Street, Suite 473  
Lihue HI 96766

J. Gillmar  
P. O. Box 2902  
Honolulu HI 96802

Lynn Kaho'ohalahala  
124 A Fleming Road  
Lahaina, HI 96761

Isaac Hall, Esq.  
2087 Wells Street  
Wailuku HI 96793

The Hallstrom Group, Inc.  
Suite 1350  
1003 Bishop Street  
Honolulu HI 96813

Ms. Esther Ueda  
98-1784-B Kaahumanu Street  
Pearl City HI 96782

Real Property Division  
County of Kauai  
4444 Rice Street  
Lihue HI 96766

Mr. Randy Hara  
C&C Department of Planning & Permitting  
650 South King Street  
Honolulu HI 96813

Hawaii's Thousand Friends  
25 Malunui Ave., Suite 102, PMB 282  
Kailua HI 96734

Jacqui Hoover, President  
Hawaii Leeward Planning Conference  
P. O. Box 2159  
Kamuela HI 96743

Mr. Gordon Pang  
Honolulu Advertiser  
605 Kapiolani Boulevard  
Honolulu, HI 96813

Mr. Norman Hayashi  
563 West Kawaiiani Street  
Hilo HI 96720

Mrs. Jan Higa & Company  
3171 Waiialae Avenue  
Honolulu HI 96816

Department of the Navy  
Commander in Chief, U.S. Pacific Fleet  
Commander in Chief  
250 Makalapa Drive  
Pearl Harbor, HI 96860-3131

U.S. Pacific Command  
Commander in Chief  
Box 64028  
Camp H.M. Smith, Hawaii 96861-4028

Commander  
Navy Region Hawaii  
850 Ticonderoga Street, Suite 110  
Pearl Harbor HI 96860-5101

Lawrence Ing, Esq.  
Ing, Horikawa & Jorgensen  
2145 Wells Street, Suite 204  
Wailuku, Hawaii 96793-2222

Mrs. Dora Horikawa  
99-645 Kaulainahoe Place  
Aiea HI 96701-3542

Ms. Sara Collins  
DLNR - Historical Preservation Division  
601 Kamokila Blvd., Room 555  
Kapolei HI 96707

Walter Mensching  
RSS Ltd.  
1658 Liholiho Street, Suite 306  
Honolulu, Hawaii 96822

Mr. Alexander C. Kinzler  
1100 Alakea Street Ste. 2900  
Honolulu, HI 96813-2833

Roy A. Vitousek, III  
Cades Schutte  
75-170 Hualalai Rd., Ste 303  
Kailua-Kona, HI 96740

Jill K. Veles, Legal Assistant  
Oshima, Chun, Fong & Chung  
841 Bishop Street, #400  
Honolulu HI 96813

Isaac Fiesta  
ILWU Local 142 - Hawaii Division  
100 W. Lanikaula Street  
Hilo, HI 96720

Libbie Kamisugi  
2500 Aha Aina Place  
Honolulu HI 96821

Collette M.Sakoda  
Environmental Planning Solutions LLC  
945 Makaiwa Street  
Honolulu, HI 96816

Dwight Kauahikaua  
Kawaihau Plaza, Suite 108  
567 South King Street  
Honolulu HI 96813

PBR Hawaii  
1719 Haleloki Street  
Hilo, HI 96720

Verizon Hawaii, Inc.  
Attn: Real Property Section  
P O Box 2200  
Honolulu, HI 96841

Liannne Ventura  
KSD Hawaii  
8 Kiopaa Street, Suite 201  
Pukalani, HI 96768

Cheryl Izuka, Senior Title Officer  
Title Guaranty of Hawaii, Inc.  
235 Queen Street  
Honolulu, Hawaii 96813

Attn.: Ms. Wanda Wehr  
KITV News 4  
801 S. King Street  
Honolulu HI 96813

West Hawaii Today  
Attn: Reed Flickinger  
P. O. Box 789  
Kailua-Kona HI 96745-0789

Mr. Chester Koga  
R.M. Towili Corporation  
2024 North King Street, Suite 200  
Honolulu, Hawaii 96819

Benjamin A. Kudo, Esq.  
Imanaka Kudo & Fujimoto  
745 Fort Street, 17<sup>th</sup> Floor  
Honolulu HI 96813

Mr. Kenneth Kupchak  
Damon Key Bocken Leong & Kupchak  
1003 Bishop Street, #1600  
Honolulu HI 96813

Burt Lau, Esq.  
999 Bishop St., Ste. 2600  
Honolulu HI 96813

Land Use Research Foundation of Hawaii  
700 Bishop Street, Suite 1928  
Honolulu HI 96813

Dain P. Kane  
Maui County Council  
200 South High Street  
Wailuku HI 96793

Pat Lee & Associates, Inc.  
45-248A Pahikaua Place  
Kaneohe HI 96744

League of Women Voters  
49 South Hotel Street, Rm. 314  
Honolulu HI 96813

Dickson C. H. Lee, Esq.  
Takushi Wong Lee & Yee  
841 Bishop Street, Suite 1540  
Honolulu, Hawaii 96813

Michael Y. M. Loo  
Princeville Corporation  
P. O. Box 223040  
Princeville HI 96722-3040

Life of the Land  
76 North King Street, Suite 203  
Honolulu HI 96817

Steven S.C. Lim, Esq.  
Carlsmith Ball  
121 Waiuanue Avenue  
Hilo HI 96720

Crockett & Nakamura  
38 S. Market Street  
Wailuku, Hawaii 96793

Mr. Greg Apa, President  
Leeward Land LLC  
P. O. Box 2862  
Waianae, Hawaii 96792

Benjamin M. Matsubara, Esq.  
C.R. Kendali Building, 8th Floor  
888 Mililani Street  
Honolulu HI 96813

Sue White  
1118 Maunawili Road  
Kailua HI 96734

Metro Calendar  
P. O. Box 3110  
Honolulu HI 96802

William W.L. Yuen, Esq.  
Pacific Tower, Suite 2700  
1001 Bishop Street  
Honolulu HI 96813

Attn: Bonnie Stifel  
McCorriston Miller Mukai MacKinnon  
P. O. Box 2800  
Honolulu HI 96803-2800

Bobby Jean Leithed-Todd Director  
County of Hawaii, Planning Department  
101 Pauahi Street, Suite 3  
Hilo, Hawaii 96720

Pat Tummons  
72 Kapiolani Street  
Hilo, Hawaii, 96720

Jesse K. Souki, Esq.  
Department of the Corporation Counsel  
City and County of Honolulu  
530 S. King Street, Rm. 110  
Honolulu, Hawaii 96813

Real Property Tax Division, Dept of Finance  
County of Hawaii  
101 Aupuni Street, Suite 4  
Hilo, HI 96720-4224

Frances Mossman  
P. O. Box 31069  
Honolulu HI 96820-1069

Franklin Mukai, Esq.  
McCorriston Miller Mukai MacKinnon  
P. O. Box 2800  
Honolulu HI 96803-2800

National Resources Conservation Svc.  
Attn: Chris Smith  
P. O. Box 50004  
Honolulu HI 96850

Ms. Heide Meeker  
Dept. of Education/Facilities & Support Svcs  
Kalani High School  
4680 Kalaniana'ole Hwy #TB1A  
Honolulu, Hawaii 96821

Native Hawaiian Legal Corporation  
1164 Bishop Street, #1205  
Honolulu HI 96813

Nathan Natori, Esq.  
1360 Pauahi Tower  
1001 Bishop Street  
Honolulu HI 96813

Natural Resources Conservation Svc.  
300 Ala Moana Blvd., Room 4-118  
Honolulu HI 96850

Wilson Okamoto & Associates  
Attn: Earl Matsukawa  
1907 S. Beretania Street  
Honolulu, HI 96826

Julian Ng, Inc.  
P. O. Box 816  
Kaneohe HI 96744-0816

Mr. John M. White  
Hawaii Land Company  
P. O. Box 10  
Honolulu HI 96810

Ms. Donna Ann Kamehaiku Ono  
He'e'ia Historical Society  
46-522 Haiku Plantations Drive  
Kaneohe HI 96744

Peter Yukimura  
P. O. Box 1031  
Lihue, HI 96766

Mr. Kent Matsuo  
James Campbell Co., LLC  
1001 Kamokila Boulevard, Ste 200  
Kapolei HI 96707

Mr. Kyle Chock, Executive Director  
Pacific Resource Partnership  
1001 Bishop Street, Suite 1501  
Honolulu HI 96813

DOT Highways / Oahu District Office  
Engineer Program Manager  
727 Kakoi Street  
Honolulu, HI 96819

Ms. Rhoda Libre  
P. O. Box 246  
Kaunakani HI 96747

PBR Hawaii  
Pacific Tower, Suite 650  
1001 Bishop Street  
Honolulu HI 96813

The Pele Defense Fund  
P. O. Box 404  
Volcano HI 96785

Mr. Jeff Hunt, Director  
Planning Department - County of Maui  
250 South High Street  
Wailuku HI 96793

Mr. Mark Murakami  
Damon Key Leong Kupchak Hastert  
1003 Bishop Street, #1600  
Honolulu, HI 96813

Julie Ann Miyashiro  
3247 Catherine St.  
Honolulu, HI 96815

Real Property Tax Division  
Department of Finance - County of Hawaii  
101 Pauahi Street, Suite No. 4  
Hilo HI 96720

Mr. Richard Poirier  
95-584 Naholoholo  
Milliani HI 96789

Prosser Realty, Inc.  
4379 Rice Street  
Lihue HI 96766

Sierra Club, Kauai Group  
P. O. Box 3412  
Lihue HI 96766

Mr. Dan Yasui  
A & B Properties, Inc.  
P. O. Box 3440  
Honolulu HI 96801-3440

Ms. Holly Hackett  
P.O. Box 755  
Honolulu, Hawaii 96808

Mr. Abbey Seth Mayer, Director  
Office of Planning  
P. O. Box 2359  
Honolulu HI 96804-2359

Ms. Brenda Salgado  
KGMB  
1534 Kapiolani Boulevard  
Honolulu HI 96814

Sierra Club, Hawai'i Chapter  
P. O. Box 2577  
Honolulu HI 96803

Doreen Keomalo  
282960 Komula St. #G41  
Pepeekeo, HI 96783

Mr. Robert J. Smolenski  
841 Bishop Street, Ste. 1717  
Honolulu HI 96813-3970

Mr. Steven Strauss  
P. O. Box 11517  
Hilo HI 96720

Wesley R. Segawa & Associates  
736 South St. #206  
Honolulu, HI 96813

Mr. Bruce A. Coppa  
Communications Pacific  
TOPA Financial Center  
Fort Street Tower, Penthouse  
745 Fort Street  
Honolulu, HI 96813

Claudia Rohr  
369 Nene St.  
Hilo, HI 96720

Steven Lee Montgomery, Ph.D.  
94-610 Palai Street  
Waipahu, Hawaii 96797-4535

Frank Carlos  
398 Puiwa Road  
Honolulu, HI 96817

Randall Sakumoto, Esq.  
McCorrison Miller Mukai MacKinnon LLP  
P. O. Box 2800  
Honolulu, Hawaii 96803-2800

Brenda Luana Machado Lee  
P. O. Box 133  
Captain Cook, Kona, Hawaii 96704

Laura Kodama  
Castle and Cooke  
100 Kahelu Avenue, 2nd Floor  
Mililani, HI 96789

C. Mike Kido  
External Affairs  
The Pacific Resource Partnership  
1001 Bishop Street, ASB Tower #1501  
Honolulu, HI 96813

Irene Anzai  
Rush Moore LLP  
737 Bishop Street, Suite 2400  
Honolulu, HI 96813

Stanford S. Carr, President  
Stanford Carr Development LLC  
1100 Alakea Street, 27th Floor  
Honolulu, HI 96813

Bill Mills, Chairman  
The Mills Group  
1100 Alakea Street, Suite 2200  
Honolulu, HI 96813

DOT Highways / Hawaii District Office  
Engineer Program Manager  
50 Makaala Street  
Hilo, HI 96720

Kyong-Su Im  
Paul Johnson Park & Niles  
ASB Tower, Suite 1300  
1001 Bishop Street  
Honolulu, Hawaii 96813

DOT Highways / Maui District Office  
Engineer Program Manager  
650 Palapala Drive  
Kahului, HI 96732

Department of Transportation  
Highways Division  
Kauai District Office  
1720 Haleukana Street  
Lihue, Hawaii 96766

Eric Maehara, Esq.  
2752 Kaaha Street, Unit 307  
Honolulu, HI 96826

Curtis T. Tabata  
Matsubara - Kotake  
A Law Corporation  
888 Mililani Street, Eighth Floor  
Honolulu, Hawaii 96813

Chairman - Planning Commission  
County of Kauai  
4444 Rice Street, Suite 473  
Lihue HI 96766

Christopher J. Bennett, Esq.  
Watanabe Ing LLP  
999 Bishop Street, 23rd Floor  
Honolulu, HI 96813

DOT - Airports Administrator  
Inter-Island Terminal, Suite 700  
Honolulu International Airport  
400 Rodgers Blvd.  
Honolulu, HI 96819

Mr. Abe Mitsuda  
Office of Planning  
P. O. Box 2359  
Honolulu HI 96804-2359

Mary Lou Kobayashi  
Office of Planning  
P. O. Box 2359  
Honolulu HI 96804-2359

Lance Tauoa  
DOH-Environmental Planning, Rm. 312  
919 Ala Moana Boulevard  
Honolulu HI 96814

Department of Transportation  
Harbors Division  
79 South Nimitz Highway  
Honolulu HI 96813

Director - OEQC  
235 South Beretania St., Rm. 702  
Honolulu HI 96813

Mr. Theodore Liu, Director  
DBEDT  
P. O. Box 2359  
Honolulu HI 96804-2359

Mr. Ronald F. Tsuzuki  
Highways Division, Planning Branch  
869 Punchbowl Street  
Honolulu, HI 96813

Deputy Director  
Department of Transportation  
869 Punchbowl Street  
Honolulu HI 96813

Bryan Yee, Deputy Attorney General  
Commerce & Economic Development Div  
Department of Attorney General  
425 Queen Street  
Honolulu, Hawaii 96813

HIARNG Environmental Office  
3949 Diamond Head Road  
Honolulu, HI 96816-4495

Scot Urada  
DOT Design Branch, Highways Division  
601 Kamokila Blvd., Room 688-A  
Kapolei HI 96707

Glenn Soma  
DOT Transportation Planning Office  
869 Punchbowl Street  
Honolulu, HI 96813

Department of Land and Natural Resources  
Land Division, Coastal Lands Program  
P O Box 621  
Honolulu, HI 96809-0621

Executive Director  
HHFDC  
677 Queen Street, Suite 300  
Honolulu HI 96813

Mr. Gordon Matsuoka  
DAGS - Public Works Division  
P. O. Box 119  
Honolulu HI 96810

Chairman of the Board  
Dept of Agriculture  
1428 South King Street  
Honolulu HI 96814

HHFDC  
Planning & Evaluation Office  
677 Queen Street, Suite 300  
Honolulu HI 96813

Dwight Vicente  
2608 Ainaloa Dr.  
Hilo, HI 96720

Michael D. Formby, Deputy Director  
DOT Harbors Division  
79 S. Nimitz Highway  
Honolulu, HI 96813-4898

Major General Edward L. Correa, Jr.  
Department of Defense  
3949 Diamond Head Road  
Honolulu HI 96816

Diane E. Erickson, Esq.  
Deputy Attorney General  
425 Queen Street  
Honolulu HI 96813

Commission on Water Resource Management  
Dept. of Land & Natural Resources  
1151 Punchbowl Street, Room 227  
Honolulu HI 96813

Land Management Division  
Dept. of Land & Natural Resources  
1151 Punchbowl Street, Room 131  
Honolulu, HI 96813

Dept. of Land & Natural Resources  
Chairperson's Office  
1151 Punchbowl Street, Room 130  
Honolulu HI 96813

Deputy Director  
Department of Land and Natural Resources  
P.O. Box 621  
Honolulu, Hawaii 96809

Dept. of Hawaiian Home Lands  
P. O. Box 1879  
Honolulu HI 96805

The Honorable Linda Lingle  
Governor, State of Hawaii  
State Capitol  
Honolulu HI 96813

Jennifer Benck  
Carlsmith Ball LLP  
1001 Bishop St., Ste 2200  
Honolulu, Hawaii 96813

Lolly Anderson  
Carlsmith Ball LLP  
1001 Bishop St., Ste 2200  
Honolulu, Hawaii 96813



Mr. William Mahoe  
Operating Engineers Local Union 3  
1432 Middle Street  
Honolulu HI 96819

Gentry Waipio Community Association  
94-1036 Waipio Uka St., #104A  
Waipahu HI 96797

Mr. James Gonser  
605 Kapiolani Blvd.  
Honolulu HI 96813

Doug Chun, Analyst  
Office of Council Services  
City & County of Honolulu  
530 S. King Street, Suite 207  
Honolulu HI 96813

Dennis and Katherine Kamada  
87-085 Kulaaupuni Street  
Waianae, Hawaii 96792

Ken Schmidt, GIS Administrator  
City & County Planning & Permitting  
650 S. King Street  
Honolulu, HI 96813

Marion Larson  
45-234 Kokokahi Place  
Kaneohe, HI 96744

Leonard Oshiro, President  
Mikilua Farm Bureau Center  
87-1360 Paakea Road  
Waianae, HI 96792

Ms. Cynthia Rezendes  
87-149 Maipela Street  
Waianae, Hawaii 96792

Mr. Michael Morita  
Maunialua Associates, Inc.  
P. O. Box 25007  
Honolulu HI 96825

Greg Apa, President  
Leeward Land LLC  
P. O. Box 2862  
Waianae, HI 96792

Jennifer Darrah-Okike  
1217 Mona St.  
Honolulu, HI 96821

Pearl City Neighborhood Board  
c/o Neighborhood Commission Office  
530 South King Street, Room 400  
Honolulu HI 96813

Real Property Assessment  
City & County of Honolulu  
842 Bethel Street, 2nd Floor  
Honolulu HI 96813

Betty Jo Harris  
45-170 Ohana Place  
Kaneohe, HI 96744

Ms. Jane A. Ross  
92-783 Laaloa Place  
Kapolei HI 96707-1644

Ms. Dawn Wasson  
P.O. Box 512  
Laie, Hawaii 96762

Donna Rewick  
45-220 Kokokahi Place  
Kaneohe, HI 96744

Disa Hauge, VP  
Mailli Elementary School  
87-360 Kulaaupuni St.  
Waianae, HI 96792

Warren Chaiko  
3378 Alohea Avenue  
Honolulu, Hawaii 96816

Shannon Wood  
Koolau News  
P. O. Box 1013  
Kailua, Hawaii 96734

Representative Maile Shimabukuro  
45<sup>th</sup> District  
State Capitol, Room 315  
Honolulu, Hawaii 96813

Director  
Department of Planning & Permitting  
City & County of Honolulu  
650 South King Street  
Honolulu HI 96813

Scot Muraoka  
Board of Water Supply  
City & County of Honolulu  
630 S. Beretania Street  
Honolulu HI 96813

Haleakala Ranch Company  
529 Kealaloa Avenue  
Makawao HI 96768

Laverne DeCoito  
87-844 Hakimo Road  
Waianae, HI 96792

Anthony Lee  
Real Property Assessment  
City & County of Honolulu  
842 Bethel Street, 2nd Floor  
Honolulu HI 96813

Ms. Michelle Matson  
3931 Gail Street  
Honolulu, Hawaii 96815-4502

Doug Meller  
2749 Rooke Avenue  
Honolulu, Hawaii 96817

Brian Miyamoto  
Hawaii Farm Bureau Federation  
2343 Rose Street  
Honolulu, HI 96819

Grant Yoshimori  
45-464 Lipalu Street  
Kaneohe, HI 96744

Ms. Denise Saylor  
84-970 Moaelehua Street  
Waianae, Hawaii 96792

Island Insurance Co.  
Attn: Rodney Ajifu  
1022 Bethel Street  
Honolulu, HI 96813

Creighton Chang  
94-203 Paloa Place Apt. P106  
Waipahu, Hawaii 96797

Jeff Kagihara  
1702 S. King Street  
Honolulu, HI 96826

Roy Morioka  
1190A Iki Place  
Honolulu, HI 96821

Eric Enos  
Kaala Farms  
P. O. Box 630  
Waianae, Hawaii 96792

Kioni Dudley  
92-1365 Hauone Street  
Kapolei, Hawaii 96707

Wayne Dang  
758 Eiepaio Street  
Honolulu, HI 96816

Gary Kaneko  
92-210 Awaawahea Place  
Kapolei, HI 96707

Ken and Delane Dewey  
45-214 Kokokahi Street  
Kaneohe, Hawaii 96744

Guy Archer  
2499 Kapiolani Blvd., #3405  
Honolulu, HI 96826

Mr. Ron Amemiya  
Government Affairs  
94-497 Ukee Street  
Waipahu, Hawaii 96797

Venus Acoba  
530 S. King Street, Room 202  
Honolulu, Hawaii 96813

Senator Colleen Hanabusa  
21<sup>st</sup> District, 415 S. Beretania St.  
State Capitol, Room 409  
Honolulu, Hawaii 96813

Jill Bona  
94-335 Kaholo St.  
Mililani, HI 96789

Solomon Espinas  
2103 Palolo Avenue  
Honolulu, HI 96816

**OAHU MAILING LIST**  
**Updated: 08/17/09**

Docket No. BR09-784

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon the following by either hand delivery or depositing the same in the U.S. Postal Service.

CARRIE K.S. OKINAGA, ESQ.  
Corporation Counsel  
City & County of Honolulu  
530 South King Street, Room 110  
Honolulu, Hawaii 96813

DAVID TANOUE, DIRECTOR  
Department of Planning Permitting  
City & County of Honolulu  
650 South King Street, 7<sup>th</sup> Floor  
Honolulu, Hawaii 96813

CHAIR, PLANNING COMMISSION  
c/o City & County Planning Department  
650 South King Street, 7<sup>th</sup> Floor  
Honolulu, Hawaii 96813

LAURA H. THIELEN, CHAIRPERSON  
Department of Land and Natural Resources  
P.O. Box 621  
Honolulu, Hawaii 96809

MICHAEL Q. LAU, ESQ  
Department of the Attorney General.  
425 Queen Street  
Honolulu, Hawaii 96813

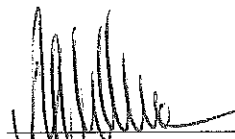
HAWAIIAN ELECTRIC COMPANY  
ATTN: Land and Rights of Way  
P.O. Box 2750  
Honolulu, Hawaii 96840

U.S. DEPARTMENT OF HOMELAND SECURITY  
COAST GUARD SECTOR CENTRAL PACIFIC  
400 Sand Island Parkway  
Honolulu, Hawaii 96819

BOARD OF WATER SUPPLY  
630 South Beretania Street  
Honolulu, Hawaii 96843

HAWAIIAN TELCOM  
Attn: Transmission Line Easements  
1177 Bishop Street  
Honolulu, Hawaii 96813

DATED: Honolulu, Hawaii, this 21st day of October, 2009.



---

ABBEY SETH MAYER

Director  
Office of Planning