

C. Kimo Alameda, PhD.
Mayor



John Pelletier
Vacant
Heather Korotie
Vacant
Charles Young, Chair
Nancy Pisicchio, Vice-Chair
Charla Thompson
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County of Hawai'i

KONA COMMUNITY DEVELOPMENT PLAN ACTION COMMITTEE

Aupuni Center • 101 Pauahi Street, Suite 3 • Hilo, Hawai'i 96720
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January 7, 2025

Leeward Planning Commission
County of Hawai'i
74-5044 Ane Keohokalole Highway
Kailua-Kona, Hawaii 96740

**Subject: Kona Community Development Plan Action Committee Testimony to the Leeward
Planning Commission Special General Plan Meeting on January 16, 2025**

Aloha Chair Barbara DeFranco:

The Kona Community Development Plan Action Committee (AC) met on December 17, 2024, at the West Hawaii Civic Center. Included on the agenda was discussion and decision-making on whether to submit testimony to the Leeward Planning Commission regarding the General Plan. Following deliberation, the committee voted unanimously to submit the letter collectively, identified as Communication 2025-01.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Young".

Charles Young (Jan 7, 2025 12:31 HST)
Charles Young, Chair

Kona Community Development Plan Action Committee

KK:

V:\PL\PL\planning\public\wpwin60\CDP\CDP - Kona\Action Committee\Meetings\2025\2025-01-14\Communications\Communication
No. 2025-01 KCDP AC Testimony for LPC 1-16-25.pdf

To: Leeward Planning Commission of the County of Hawai'i, Barbara DeFranco, Chair

From: Kona Community Development Plan Action Committee, Charles Young, Chair

RE: Special General Plan Meeting 1/16/2025

Aloha Chair DeFranco, Vice-Chair Paishon-Duarte and other Commissioners,

On the December 17, 2024, meeting of the Kona Community Development Plan Action Committee, the following Motion was unanimously approved:

"The Kona CDP Action Committee would like to share our concern that the remapping of the 1200-acre Hōkūli'a property from Agricultural to Rural proposed in the 2045 General Plan (Map 8) would facilitate the upzoning of land for a residential resort with a potential buildout of over 1,000 homes along the coast north of Kealahou Bay outside of the Kona Urban Growth Area.

We feel this proposal conflicts with the Kona Community Development Plan as well as the 2045 General Plan, both of which discourage urban sprawl outside of the Kona Urban Growth Area or existing rural towns and villages. The 2045 General Plan wisely states that:

*The value of establishing Urban Growth Areas lies in the ability to manage growth effectively, preserve natural and cultural resources, plan infrastructure efficiently, stimulate economic development, and foster strong, cohesive communities. Urban Growth Areas present a **strategic approach** to urban planning that balances the needs of a growing population with the preservation of Hawai'i Island's unique character and heritage.*

However, the County's recommendation to convert the Hōkūli'a property from Agricultural to Rural seems to contradict the above recognition of the importance of that "strategic approach".

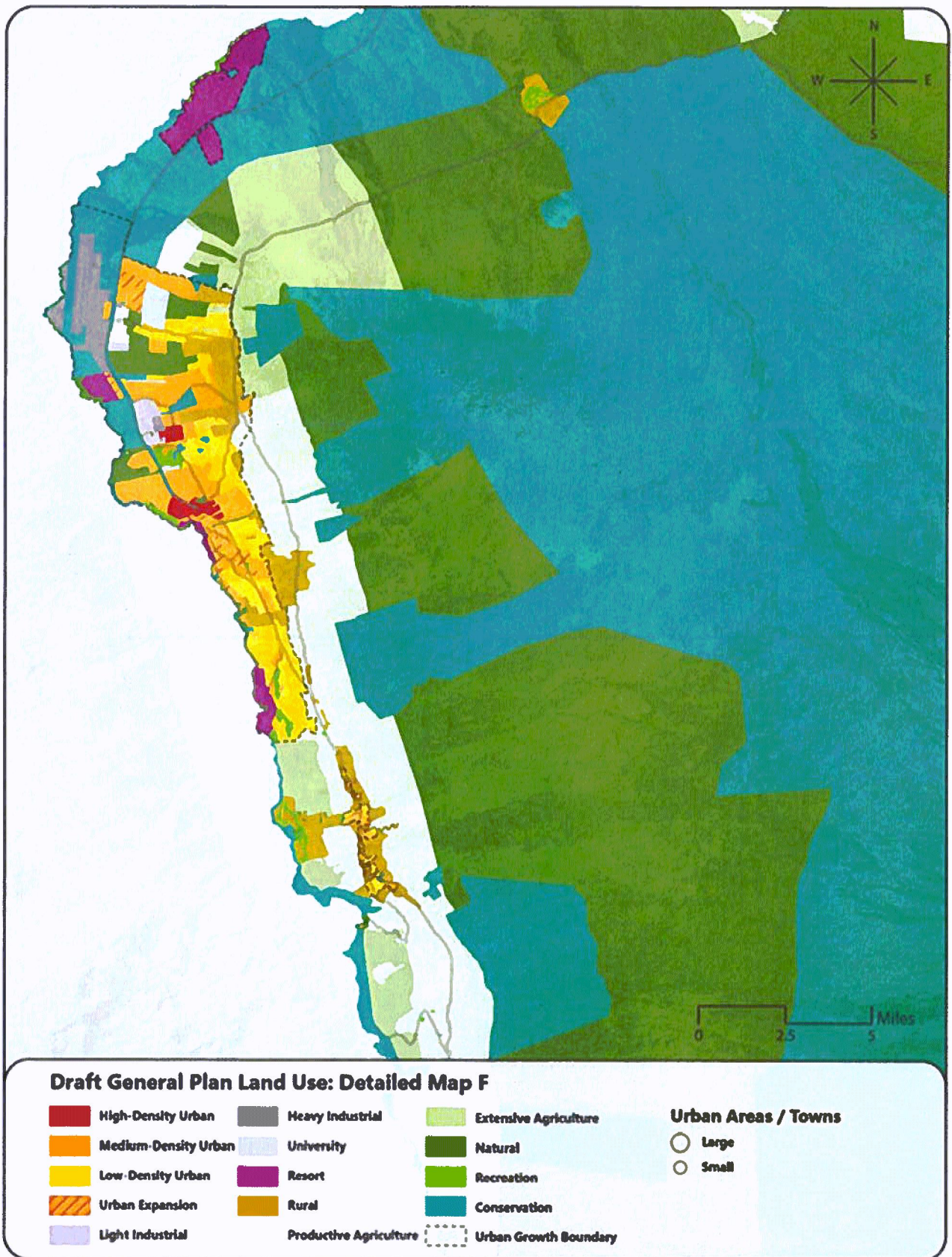
Therefore, Kona CDP Action Committee recommends removing the 2045 General Plan's proposed remapping of the Hōkūli'a property from Agricultural to Rural.

This would not prevent the developer from filing a petition with the State Land Use Commission to request a Boundary Amendment as provided in Chapter 205, HRS."

Respectively yours,


Charles Young (Jan 7, 2025 12:31 HST)

Charles Young, Chair. Kona CDP Action Committee



Communication No. 2025-01 KCDP AC Testimony for LPC 1-16-25

Final Audit Report

2025-01-07

Created:	2025-01-07
By:	Kawelo Kalili (kawelo.kalili@hawaiicounty.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAi6wdRvsOa-a-Z3datyz2bb8W_U-essd-

"Communication No. 2025-01 KCDP AC Testimony for LPC 1-16-25" History

-  Document created by Kawelo Kalili (kawelo.kalili@hawaiicounty.gov)
2025-01-07 - 7:26:27 PM GMT
-  Document emailed to Charles Young (youngc042@hawaii.rr.com) for signature
2025-01-07 - 7:28:57 PM GMT
-  Email viewed by Charles Young (youngc042@hawaii.rr.com)
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-  Document e-signed by Charles Young (youngc042@hawaii.rr.com)
Signature Date: 2025-01-07 - 10:31:28 PM GMT - Time Source: server
-  Agreement completed.
2025-01-07 - 10:31:28 PM GMT



Adobe Acrobat Sign

From: [Aaron Soule](#)
To: [LPCtestimony](#)
Subject: General plan
Date: Thursday, January 16, 2025 7:47:48 PM

I am writing to please ask to reject the current plan as it is. It is unfair to many property owner and not good for the future of our keiki. Please reject this plan and get input from more residents.

Thank you
Aaron Soule
Volcano

From: [Gladys shade](#)
To: [LPCtestimony](#)
Subject: The Hawaii Island General Plan testimony
Date: Thursday, January 16, 2025 9:59:41 AM

This is an absurd plan. Gives too much control to county to take our properties! And what about the Hawaiian Homelands? I loudly oppose this plan as a resident in Kurtistown HI

Alex Shade

Sent from my iPhone

From: [Christine Peterson](#)
To: [LPCtestimony](#)
Subject: Please don't vote to change residential land to recreational land
Date: Thursday, January 16, 2025 9:53:21 AM

This will not be good for any of the residents and owners of this land. It will cause many problems for the residents and the owners of the land before the Maui fire.

Thank you in advance for your prompt attention to this matter

Sincerely

Christine Peterson

From: ptanok12@gmail.com on behalf of [Moku Loa Hawaii Island Sierra Club](#)
To: [LPCtestimony](#)
Subject: Written testimony on draft GP2045
Date: Thursday, January 16, 2025 11:05:58 AM
Attachments: [LPC GP2045 01-16-25 testimony.docx](#)
[Pu"u Ohau Cultural Preserve - Excerpts from LUC Docket A06-769.pdf](#)
[Pu"u Ohau Cultural Preserve - Excerpts from SEISPN, Dec. 2007.pdf](#)
[Pu"u Ohau desecration flyer.pdf](#)
[Hilo WWTP proposed permit renewal, 01-12-25 comments FINAL.docx](#)

Aloha,
Please see attached testimony and supporting documents.
Mahalo,
Chuck Flaherty, Chairperson

--

Moku Loa (Hawaii Island) Group, Sierra Club

We work hard to advance Sierra Club's mission to explore, enjoy, and protect the wild places of the earth; to practice and promote the responsible use of the earth's ecosystems and resources; to educate and enlist humanity to protect and restore the quality of the natural and human environment; and to use all lawful means to carry out these objectives.



SIERRA CLUB

HAWAI'I ISLAND GROUP

January 16, 2025

Leeward Planning Commission
101 Pauahi St, Ste 103
Hilo HI 96720

Re: Final draft General Plan 2045

Aloha Mr. Chair and members of the Leeward Planning Commission,

The Sierra Club of Hawai'i, Hawai'i Island Group would like to request the Commission consider the following recommended amendments to the draft General Plan 2045 (GP2045).

Standards

HIG would like to correct a statement made by the Planning Department during the Commission's December 19, 2025 meeting in response to public testimony that GP2045 lacked sufficient standards. A statement was made that GP2045 contains 115 Standards. That is not correct.

Section 3-15 of the county Charter states, in part, "The general plan shall contain a statement of development objectives, standards and principles with respect to the most desirable use of land within the county..."

The current General Plan (cGP) complies with the Charter by stating specific Standards for each of the 13 Elements of the cGP.

However, GP2045 does not.

A key word search for "standard" in the online version of GP2045 reveals the only Standards are listed in 5 Tables, "Public Access Spacing Standards" (p.112), "Mass Transit Level of Service Standards" (p. 114), "Water System Domestic Consumption Standards" (p.120), "Protective Services Level of Service Standards" (p. 134), and "Park Standards" (p. 160). The only other Standards in GP2045 "Roadway Standards" (p. 120, "Street Standards" (p. 120) and the "County Street Design Manual referred to as a Standard on page 118.

All other results for the key word search for "standard" are contained in sentences as follows: "develop standards", "meet standards", "create standards", "establish standards", "set standards", "maintain standards", "adopt standards". "identify standards", and "prepare

standards”. These are not statements of standards, nor do any of the sentences reference specific standards.

This analysis proves that GP2045 does not fully comply with the county Charter’s requirement for statements of standards, especially when compared to the Standards currently contained within cGP.

In order to comply with the county Charter, HIG recommends the Commission and the Planning Department work to develop recommended amendments to provide comprehensive standards using the existing Standards in the cGP as a basis.

GP2045, Section 2. Collaborative Biocultural Stewardship Goal, Objectives, Policies, and Actions

HIG urges the Commission to compare the excerpts, as related to public access and trails, provided at the end of this testimony from the draft General Plan 2040 (GP2040) released in 2019 and the language contained in the draft GP2045.

As you will see in the excerpts, the extensive and substantive language supporting trails and public access in the draft GP2040 was effectively stripped from the draft GP2045.

GP2040 contained 15 Policies and 18 Actions under “Public Access and Trails”.

However, in GP2045, a key word search must be performed for the words “public access” and “trails” in order to find the Policies or Actions related to these two topics. After doing so, there are only 11 Policies and only 3 actions that contain those words...a shocking and inexplicable result as compared to GP2045.

HIG urges the Commission to recommend amendments to include the Policies and Actions from the GP2040 which present both an organized and clear path forward for public access, trails, and recreation in the coming decades.

Pu’u Ohau

In 1999, the Hawai’i Island Burial Council designated the entirety of Pu’u Ohau from its base to its summit as a burial site and royal mausoleum as a result of the significance of the burials present on this pu’u within 1250 Oceanside Partners’ Hokuli’a project (Hokuli’a).

Attached to this testimony, the Commission will find excerpts from the 1250 Oceanside Partners’ Petition to the state Land Use Commission (Docket A06-179) and a Supplemental Environmental Statement Public Notice, which requested moving two Cultural Preserves comprising 12 acres on and around Pu’u Ohau into the state land use Conservation district.

Docket A06-179 contains the following statements:

“Petitioner is establishing two Cultural Practice and Preservation Areas (Cultural Preserves'), comprising a total of approximately 12 acres, where lineal and cultural descendants may engage in traditional cultural practices.” (p. 18)

" Another significant protective measure concerns the burial site of Kamaeo'kalani, near the summit of Pu'u Ohau, which is a significant historic and cultural site. This site is located within the Conservation District and outside the Petition Area. In order to provide an additional buffer around this site, Petitioner has agreed to abandon the development of five previously subdivided lots presently within the Agricultural District along the current Conservation District boundary. The area included in such lots is part of the area for which the instant Petition seeks reclassification to the Conservation District. Petitioner will also construct a gated wall or other buffer to restrict access to, and to protect and preserve, the burial site of Kamaeo'kalani and other cultural resources within the buffered area.”

“These mitigation measures will ensure that traditional and customary native Hawaiian rights, customs and practices will be preserved and protected in a feasible manner [*emphasis added*].” (see attached, p. 33)

This language reflects the legal elements contained in both the state constitution and state Supreme Court rulings intended to protect kanaka maoli traditional and customary practices and other legal rights. They are explicit statements that these areas contain constitutionally-protected cultural and historic resources and rights.

Past protests and vigils in support of Pu'u Ohau and the Hawai'i Island Burial Council (see attached flyer) clearly show there has been extensive community support for a recommended amendment that moves the two Cultural Preserve areas in Conservation as shown in the maps contained within Docket A06-179 and the SEISPN attached to this testimony.

HIG urges the Commission avoid a repeat of the pain and suffering that would be caused to the kanaka maoli community and their rights and traditional and customary rights as occurred in the early 2000s.

Please recommend an amendment to the GP land use map to protect and preserve these areas in perpetuity.

Wastewater Treatment

HIG is developing testimony to recommend an amendment to provide timely and orderly funding for and implementation of the three Administrative Orders on Consent that require the county to undertake repairs, retrofitting, upgrades, expansion of both facilities and service areas throughout the county.

Meanwhile, please see the attached letter HIG providing comments on the renewal of the Hilo wastewater treatment plant which presents many issues not yet addressed in GP2045.

Mahalo for this opportunity to testify.

Excerpts from draft General Plan 2040 (released in 2019)

PROMOTING ACTIVE LIVING THROUGH RECREATION , TRAILS , & PUBLIC ACCESS

Public Access & Trails

SUSTAINABILITY OBJECTIVE

Number of public access sites created through acquisition or easement or enhanced with assistance from CZM funding or staff.

POLICY

404. The County of Hawai‘i shall establish: public access to and along the shoreline to significant historic sites, public transit along the top of cliff, streams and other natural water courses, mauka trails, facilities, and access to sites for gathering, hunting, and other recreational purposes and in accordance with Hawai‘i County Code Chapter 34. [Rationale: Based on existing County Code 34, General Plan Policy 12.3 (l, m), Ka‘ū CDP Policy 81, and Hāmākua CDP Policy 48]

405. Subdividers of six or more lots, parcels, units, or interests shall be required to dedicate land for public access for pedestrian travel from a public highway or street to the land below the high-water mark on any coastal shoreline or to areas in the mountains where there are existing facilities for hiking, hunting, fruit-picking, ti leaf sliding, and other recreational purposes, and where there are existing mountain trails.

[Rationale: Based on existing HRS 46-6.5 and HCC 34-4(c).]

406. Prior to disposing of, leasing, or transferring public lands, including public roads or trails, public access potentials shall be assessed, documented and protected if public access use is in the public’s interest.

[Rationale: Based on existing HRS Section 46-1.5, Hāmākua CDP Policy 50, and General Plan 12.3 (n).]

407. Ensure that publicly owned historic trails and roads are properly identified, and consultation occurs to protect the public’s interests.

[Rationale: Based on the Highways Act of 1892, Hāmākua CDP Policy 50, and the General Plan 12.3 (n).]

408. Alignment of coastal trails shall consider flexibility for realignment for sea level rise and other dynamic shoreline changes. [Climate Change]

[Rationale: Based on current status of some impacted coastal areas and research relating to projected sea level rise impacts on coastal assets. See also California Coastal Commission Sea Level Rise Policy Guidance.]

409. Determine the location and ownership of historic trails and roads as early as possible in the land use application process.

[Rationale: Based on identified challenges with ownership of historic trails and roads and the subsequent legal implications. See also General Plan Policy 13.2.3 (q)]

410. Where a subdivision is traversed by a natural water course, drainage way, channel, or stream, the Planning Director should require a pedestrian, equestrian, and/or bicycle path when the opportunity exists to connect to existing or future drainage or trail corridors.

411. Trails may also be used as emergency access routes, where appropriate.

412. Support the development of a Rails to Trails type program to facilitate the conversion of old railway segments to a public trail network.

413. Seek private-public partnerships to manage and maintain public access to the shoreline, public trails, hunting areas, scenic places and vistas, and significant historic sites, buildings, and objects of public interest. [Public Access]

414. Explore options and collaborate with community groups to increase access to former sugar cane roads to be used as non-motorized trails where feasible and appropriate.

ACTION

4.49 Amend code to require bicycle and walking path easements be developed in urban areas to increase walkability and multimodal transportation options. [Code]

4.50 Work with the State and adjacent landowners in establishing old railroad right-of-ways as pedestrian and bicycle trails.

4.51 Identify by GPS coordinates all existing historic trail alignments that (a) have been recommended for preservation by SHPD, (b) appear on historic maps and/or are known by oral tradition, and incorporate these into the County GIS database.

4.52 Actively implement the Ala Kahakai National Historic Trail Memorandum of Understanding.

4.53 Appropriate, finance, allot, and encumber Capital Improvement Projects in support of trail development as part of a regional trail system.

4.54 Add public access requirements as listed in Hawai'i County Code Chapter 34 Public Access to apply to Chapter 23 Subdivision Code, SMA review, zoning code, special permits, etc. [Code]

4.55 Develop and implement a public-private program to establish and manage specific access points and trails.

SUSTAINABILITY OBJECTIVE

Develop and maintain a public access program that integrates recreation, subsistence, and cultural access priorities.

POLICY

415. Integrate Public Access into County department priorities in the following ways:

a) Incorporate public access and development into a program overseen by the Planning Department as per Chapter 34.

b) Integrate PONC property management and maintenance into the Parks and Recreation code in Chapter 2: Article 11 and Chapter 15: Parks and Recreation.

c) Develop adequate staff to carry out the provisions of Chapter 2 Article 42, relating to the PONC maintenance fund (as per: Section 2-214.2 (b). Pursuant to section 10-16(c) of the Charter, the maintenance fund shall be administered and managed by the department of parks and recreation. Adequate staff to carry out the provisions of this article and section 10-16 of the Charter shall be provided in the department of parks and recreation.

[Rationale: Based on identified gaps in addressing or applying public access regulations and procedures consistently between the various County Departments. The County lacks capacity to fulfill its existing public access objectives without increasing staff

capacity, maintenance capacity, and without having clearer directives between the various departments to implement a cohesive public access program.]

416. Integrate County public access priorities in all aspects of land use decisions and permit reviews.

417. Consistently integrate public access development and maintenance into Parks and Recreation department priorities.

418. Support facility development for access management at access points and along trail corridors.

ACTION

4.56 Establish a County of Hawai'i Public Access and Trail Program with sufficient staff and resources. Staff will be required to consult/consider recommendations of this program in all permit reviews. Elements of this program may include:

- a) A comprehensive access inventory;
- b) A public access rating system to help with prioritization;
- c) Comprehensive reviews of projects (on public or private lands) that will affect public accesses and trails;
- d) Inventory of ancient trails, cart roads, and old government roads in coordination with appropriate State agencies.
- e) Public outreach and coordination element.
- f) Identify agencies/groups to develop, administer, and maintain public accesses, including developing County capacity for this purpose;
- g) Identify funding sources to purchase and manage public access easement to priority areas;
- h) When public access goals will involve several landowners, acquire the public access incrementally as opportunities arise to do so;
- i) Public accesses that cross private land will be acquired and held until appropriate management of the accesses is in place;
- j) Collaborate with State and Federal agencies on public accesses that require multi-agency involvement;
- k) Develop a standardized template to promote consistency and comprehensiveness in the public access plans required by landowners;
- l) Partner with community organizations capable of assisting with public access management;
- m) Work with State agencies (particularly with DOFAW) to coordinate, survey, develop, and manage public trails and roads leading to forest reserves;
- n) In co-sponsorship with the State when possible, acquire land for public access to historic sites and objects and to the shoreline where safe transit does not already exist;
- o) Reinstitute a Public Access Wayfinding program managed by the Planning Department to assist interested community groups in maintaining appropriate signage at public access points;
- p) Provide cultural and safety information at trailheads;
- q) Provide for substantive community input to the County Planning Department and the County Council in order to finalize and accept priority access. Include community input in program policy.

r) Whenever the County assumes the responsibility for posting and maintaining signage and maintaining public accesses and other public infrastructure, a specific County agency will be identified and assigned the aforementioned responsibilities. [Code, Public Access]

4.57 Amend the subdivision code to better address public access issues in the following ways:

- a) Revise/Develop enforcement protocols for public access violations, including fines for noncompliance and mechanisms to remove private obstructions from public accesses;
- b) Review Hawai'i County Code Chapter 34 requirements for public access standards, including design that fits into surrounding community, environment, and conditions. Establish parameters for requiring appropriate right-of-way, parking, and comfort stations for various types of public accesses/trails and incorporate these into Chapter 34;
- c) Amend Hawai'i County Code Chapter 34 to develop a clear methodology to modify public access routes in order to adapt to sea level rise, landslides and erosion, and other impacts related to environmental impacts and climate change;
- d) Amend Hawai'i County Code Chapter 34, Rule 21, Chapter 23, and Chapter 25 CA 1.1.1 to ensure access and trail rights-of-way during subdivision. [Code]

4.58 Complete an inventory and database of significant natural resource areas with recreational and trail connectivity value.

4.59 Adopt an on-going program of identification, designation, and acquisition of areas with existing or potential recreational resources, such as land with sandy beaches and other prime areas for shoreline recreation in cooperation with appropriate governmental agencies.

4.60 Develop procedural rules and templates for public access agreements and Grant of Easement (GOE) to facilitate consistency and to provide mechanisms for tracking, follow-through, and geographic information system (GIS) identification in County of Hawai'i systems, etc.

4.61 Develop procedural guidelines for renegotiating access agreements.

4.62 Renegotiate public accesses that were developed prior to Chapter 34 to be consistent with Chapter 34.

4.63 Evaluate and initiate Charter & code amendments related to Public Access, Open Space and Natural Resource Preservation (PONC). These may include:

- a) Clearly distinguish categories of PONC property, such as active or passive use, conservation, restoration, natural buffer areas, access uses, etc. (for AGENCY ACTION). instance, lands acquired to provide access versus lands acquired to preserve from development that may not be appropriate for public access).
- b) Amend Charter Section 10-5 c & f to allow PONC funds to be used for the planning, design, development of new buildings, facilities, (including comfort stations) or infrastructure such as roads, paths, bridges, culverts, ramps, or drainage features if such improvements are necessary to meet the objectives of public safety and to meet the purposes outlined in Hawai'i County Code 2-214.1. [Code]

- c) Interpret or amend Charter Section 10-15 (c) 3 and County Code Section 2-214.1 c) 3 referring to natural resource buffer zones to include buffer zones for natural hazard areas, such as properties facing sea level rise, lava inundation, steep slopes, or identified priority viewsheds. [Code]
- d) Include assessments of tax revenue implications for lands nominated for PONC consideration.
- e) Amend Charter section 10-15 (c) and County Code Section 2-214.1 (c) to be consistent with each other. For example, the County Code allows PONC funds to be used for “significant habitat or ecosystems” but the Charter does not include those terms. [Code]
- 4.64 Amend Chapter 15 to include PONC and trail development as part of the Parks and Recreation Department’s priorities to be consistent with Chapter 34 in partnership with the Planning Department.[Code]
- 4.65 Conduct a performance review of the PONC Maintenance Fund and Stewardship Grant program to identify and implement ways to improve PONC management system.
- 4.66 Amend Hawai‘i County Code Section 2-218 Prioritized list of qualifying lands worthy of preservation to establish a means to evaluate the socio-environmental equity of the lands nominated by district. Such as:
 - a) When there are multiple lands under consideration at any one time, priority shall be given to coastal lands and lands where matching funding is available to leverage the County contribution;
 - b) Consideration should be given to lands within districts under-represented by PONC preservation program. [Code]
- 4.67 Coordinate with State agencies to improve access and access/trail management resources (including policies, conditions, identification, cataloguing, enforcement, maintenance, etc.).
- 4.68 Consider establishing a working group with surrounding land owners and the user-community to educate users and manage ATV use to ensure that non-pedestrian allowances are not permitted within sections of modern trails that overlap, are congruent, or correspond to ancient or historic trails and its associated features.
- 4.69 Coordinate with hunting associations and other land stewards, to establish clear hunting policies and disseminate education regarding these policies.
- 4.70 To facilitate greater public access to and along the shoreline and elsewhere, amend Hawai‘i Revised Statutes 520, Hawai‘i’s Recreational Use Statute (RUS), to make it less ambiguous and to discourage frivolous lawsuits.

Excerpts from draft General Plan 2045 (released in 2023)

2. Collaborative Biocultural Stewardship Goal, Objectives, Policies, and Actions

Objective 2

Preserve and enhance the health and function of watersheds to promote water recharge, improve water quality, and reduce runoff.

Policy 2.5 Watershed management planning should recognize the ecosystem service value of watersheds and open space to protect scenic vistas and aesthetic values; water recharge; carbon sequestration; oxygen production; habitat enhancement and preservation; fire suppression and fuel load management; soil conservation; preservation of cultural values; and the potential for additional public access and recreational opportunities.

Objective 4

The historical integrity, character, scenic assets, and open spaces of our communities are protected, restored, and treated as unique assets with significant social and economic value and managed in perpetuity.

Policy 4.2 Increase public access opportunities to scenic places and vistas.

Policy 4.3 Public access to significant historic sites and objects should be acquired, where appropriate.

4. Land Use, 1.4 Urban Growth Areas

Objective 13

Increase the use of Smart Growth principles to focus development within designated urban centers.

Policy 13.6 The establishment of urban types of zoning may include additional acreages to account for acreages utilized for public benefits, such as historic sites, public access, parks, and open space.

Policy 13.43 Coastal resort developments shall provide public access to and public parking for beach and shoreline areas.

Policy 13.44 The development or designation of new resort areas should complement the character of the area; protect the environment and natural beauty; respect existing lifestyles, cultural practices, and cultural resources; and provide shoreline public access.

4.2.3 Active Living Corridors and Public Access

Objective 17

Increase transportation connect

Policy 17.5 Ensure that existing active living corridors that are publicly owned or available by easement are properly identified and that their access elements are secured and documented.

a) Primary examples include but are not limited to historic trails and roads, roads-in-limbo, 'paper roads', former sugar cane roads, train infrastructure remnants (Rails to Trails), and pedestrian and bicycling paths.

b) "Acceptance" by the County of the responsibilities detailed in the grant of easements should require County Council action and a dedicated funding source.

Policy 17.6 Provide public pedestrian access opportunities to scenic places and vistas.

Policy 17.7 Establish public access to historic and modern active living corridors and facilities that provide an island-wide route and connect to major destinations.

Action 17.a Develop and adopt a program to establish public access to historic and modern active living corridors and facilities that provide an island-wide route and connect to major destinations.

4. Public Facilities and Services 4.6 Recreation

Objective 35

Park facilities are located within a 10-minute walk in urban areas and a 10-minute drive in rural communities.

Policy 35.19 Prioritize park acquisition and improvements that involve under-represented open recreation and healthy living activities (outside the scope of organized sports), such as:

a) Walking and biking trails

Action 35.d Partner with government, private and nonprofit agencies, and other stakeholders to initiate joint agreements for funding, management, and maintenance for recreation, shared use spaces, hardened shelters, and public access priorities.

Action 35.cc Expand active open recreational opportunities at the Pana‘ewa Rainforest Zoo and Equestrian Center properties such as bike/walking trails, horse trails, dog-friendly trails, and other outdoor recreation that would complement the Pana‘ewa complex.

5.0 Thriving, Diverse, and Regenerative Economy, 4.1 Visitor Industry Goal, Objectives, Policies, and Actions

Objective 48

Support the visitor industry investment in its connection with communities, the ‘āina, and our historic and multicultural heritage.

Policy 48.6 Support the coordination, collaboration, and improvement of public access to natural and cultural resources with State agencies and landowners while balancing the need for protection of these areas.

RECEIVED - FBI
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE
WASHINGTON, D.C. 20535
OCT 13 1964
P 12:25

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

PETITIONER'S EXHIBITS 1 - 10;

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In the matter of the Petition	)	DOCKET NO. A06-769
	)	
of	)	
	)	
1250 OCEANSIDE PARTNERS	)	
	)	
To Amend the Land Use District Boundary	)	
of Certain Lands situate at	)	
North and South Kona, Island of Hawai'i,	)	
State of Hawai'i; consisting of	)	
approximately 1,434.755 acres from the	)	
Agricultural District to the Rural District	)	
and the Conservation District.	)	

PETITION FOR LAND USE DISTRICT BOUNDARY AMENDMENT

Petitioner, 1250 OCEANSIDE PARTNERS (hereinafter referred to as "Petitioner"), hereby petitions the Land Use Commission (hereinafter "LUC") to amend the land use district classification of certain lands situate at Honuaino 3 and 4, Hokukano 1 and 2, Kanaeue 1 and 2, Haleki'i, Ke'eke'e, 'Ilikahi, Kanakau, Kalukalu, and Onouli 1, North and South Kona Districts, Island of Hawai'i, consisting of approximately 1,434.755 acres, as depicted in Petitioner's Exhibit 1 attached hereto and incorporated herein ("Petition Area"), as follows:

- (1) 1,418.739 acres of land from the State land use agricultural district ("Agricultural District") to the State land use rural district ("Rural District"); and
- (2) 16.016 acres of land from the Agricultural District to the State land use conservation district ("Conservation District").

Among the historic sites and cultural resources identified in the AIS were remnants of a historic trail, referred to as the “Stepping Stone Trail,” which runs north-south through the makai portion of the Petition Area.⁹ Petitioner has entered into an agreement with DLNR and others, pursuant to which (i) Petitioner will execute a quitclaim deed conveying its interest in the trail to the State of Hawai‘i; (ii) DLNR will designate the trail as a preservation site on terms permitting only pedestrian use (other than roadway, cart path and underground crossings related to the Project); (iii) Petitioner will restore and reconstruct the southern section of the trail; (iv) Petitioner will establish a protective buffer zone on both sides of the trail; and (v) Petitioner will establish and maintain in perpetuity two interpretive sites alongside the trail.

The Petitioner has also agreed to take additional steps for the protection of historic and cultural resources. These steps include the creation of a non-profit “Park and Cultural Sites Entity” (“PCSE”). The PCSE will be responsible for the maintenance of the shoreline park and the preserved cultural and historical sites therein, as well as all other cultural and historic sites to be preserved in perpetuity throughout the Project. The PCSE will also be responsible for the preservation of the Stepping Stone Trail, the Old Government Road and the Old Cart Road. The PCSE will develop educational materials and programs designed to encourage understanding and appreciation of these resources and will develop standards for the proper maintenance and care of the resources. The PCSE will establish an advisory board whose purpose will be to provide advice and guidance to the PCSE regarding the preservation, operation and maintenance of the shoreline park and cultural and historic sites within Hokuli‘a. The advisory board will have approximately 20 members and will be comprised of representatives designated by Petitioner, Hokuli‘a lot owners, Protect Keopuka Ohana, other

⁹ The Stepping Stone Trail, as well as sections of a trail referred to as the “Old Cart Road,” and a trail referred to as the “Old Government Road,” are excluded from the Petition Area and district reclassification for the area comprising these trails is not being requested under this Petition.

descendants of the lands at Hokuli'a, Hawai'i County, kuleana owners and other appropriate groups. The PCSE will also take possession of and store all native Hawaiian artifacts and relics discovered by Petitioner or its agents on the Hokuli'a site or in connection with the Project. Funding for the PCSE will be in part by way of a ¼% transfer fee upon all future sales and resales of lots and homes within the Project.

In addition, Petitioner is establishing two Cultural Practice and Preservation Areas ("Cultural Preserves"), comprising a total of approximately 12 acres, where lineal and cultural descendants may engage in traditional cultural practices.

(4) Visual Resources

The development is not expected to significantly impact visual resources in the area. Views of portions of the Petition Area are presently available from portions of the existing residential neighborhoods that are directly mauka of the Petition Area, primarily the Kona Scenic Subdivision. The Petition Area is also visible to those approaching the property along the coast. Additional views of the coastline will be available from the Bypass Highway upon its completion. Any potential visual impacts will be mitigated through appropriate landscaping buffers, architectural design standards and the low-density nature of the Project. The shoreline park in the Conservation District makai of the Petition Area and the golf course will provide a significant measure of open space throughout and around the Petition Area.

(5) Flora and Fauna

No significant impact on floral or faunal resources is anticipated. No threatened, endangered or candidate species as listed by the U.S. Fish and Wildlife Service appear to be present within the Petition Area, nor are there unique or valuable wildlife habitats. No existing or proposed federally designated critical habitat is present within the Petition Area.

community. Hokuli'a is consistent with the goals, policies and standards set forth in the General Plan.¹⁴ The Petition Area is being served with existing infrastructure and will be served in the future with planned infrastructure and is in balance with the natural, cultural and social environment of the County.

The County zoning designation for the Petition Area is Agricultural-1 acre (A-1a), which allows a minimum lot size of one acre. The Agricultural zone provides for agricultural and very low density agriculturally-based residential use, encompassing rural areas of good to marginal agricultural and grazing land, forest land, game habitats, and areas where urbanization is not found to be appropriate. Permitted uses within this zoning district include single-family dwellings, farm dwellings, agricultural parks, crop production, parks and other similar open area recreational facilities, and golf courses and related golf course uses (with a Use Permit). The Hokuli'a development is consistent with the purpose and applicability of this zoning designation.

20. HAWAIIAN CUSTOMARY AND TRADITIONAL RIGHTS

§15-15-50(c)(20): A statement addressing Hawaiian customary and traditional rights under Article XII, section 7 of the Hawai'i State Constitution.

Traditional and customary native Hawaiian rights within or in proximity to the Petition Area include a right of pedestrian access over the Stepping Stone Trail and other recognized trails traversing the property, worshipping at burial sites within the property, and subsistence and cultural activities, including fishing and ocean resource gathering, along the shoreline. The preservation and protection of these resources is being effected through archaeological and burial preservation plans, the establishment of the shoreline park which will provide public access to the shoreline area and traditional and cultural resources within the area, the establishment of two

¹⁴ A detailed discussion of the conformity of Hokuli'a with the General Plan's goals, policies and standards is set forth in the 1993 FEIS, Section 5.2.

Cultural Preserves within the Petition Area that total approximately 12 acres where lineal and cultural descendants may engage in traditional and cultural practices, and the establishment of three Agricultural Preserves to facilitate traditional and customary native Hawaiian agricultural practices.

Petitioner is also forming the PCSE for the purpose of preservation, operation and maintenance of the shoreline park and specified cultural and historical sites within the Petition Area. Petitioner, in coordination with DLNR and the certified lineal and cultural descendants of Hokuli'a, will continue to implement measures to protect, and to provide access to, burial sites, including (i) providing information to lineal and cultural descendants on burial sites within the Petition Area; (ii) implementation of both short-term and long-term protection measures for burial sites; and (iii) providing access for lineal and cultural descendants to such burial sites.

Petitioner is also preserving and protecting the Old Government Road and the Stepping Stone Trail. Petitioner will restore portions of the Stepping Stone Trail to create a continuous trail segment varying in width from three to five feet, and will create a five-foot buffer on each side of the trail centerline. Petitioner will maintain and preserve the Old Government Road and the Stepping Stone Trail in coordination with DLNR.

Petitioner will also establish and maintain two interpretive areas connecting the existing remnant trail sections to the shoreline park, which interpretive areas will then be available for public access from the shoreline park, and will install warning signs on the golf course advising of the trail and its significance.

Petitioner will also work with DLNR to maintain and preserve what is referred to as the "Old Cart Road" situated primarily within the shoreline park in the Conservation District as a

public pedestrian access trail, and will grant an easement between the Old Cart Road and the Old Government Road for pedestrian trail access purposes in the vicinity of Pu'u Ohau.

Another significant protective measure concerns the burial site of Kamaeo`kalani, near the summit of Pu'u Ohau, which is a significant historic and cultural site. This site is located within the Conservation District and outside the Petition Area. In order to provide an additional buffer around this site, Petitioner has agreed to abandon the development of five previously subdivided lots presently within the Agricultural District along the current Conservation District boundary. The area included in such lots is part of the area for which the instant Petition seeks reclassification to the Conservation District. Petitioner will also construct a gated wall or other buffer to restrict access to, and to protect and preserve, the burial site of Kamaeo`kalani and other cultural resources within the buffered area.

These mitigation measures will ensure that traditional and customary native Hawaiian rights, customs and practices will be preserved and protected in a feasible manner.

21. WRITTEN COMMENTS

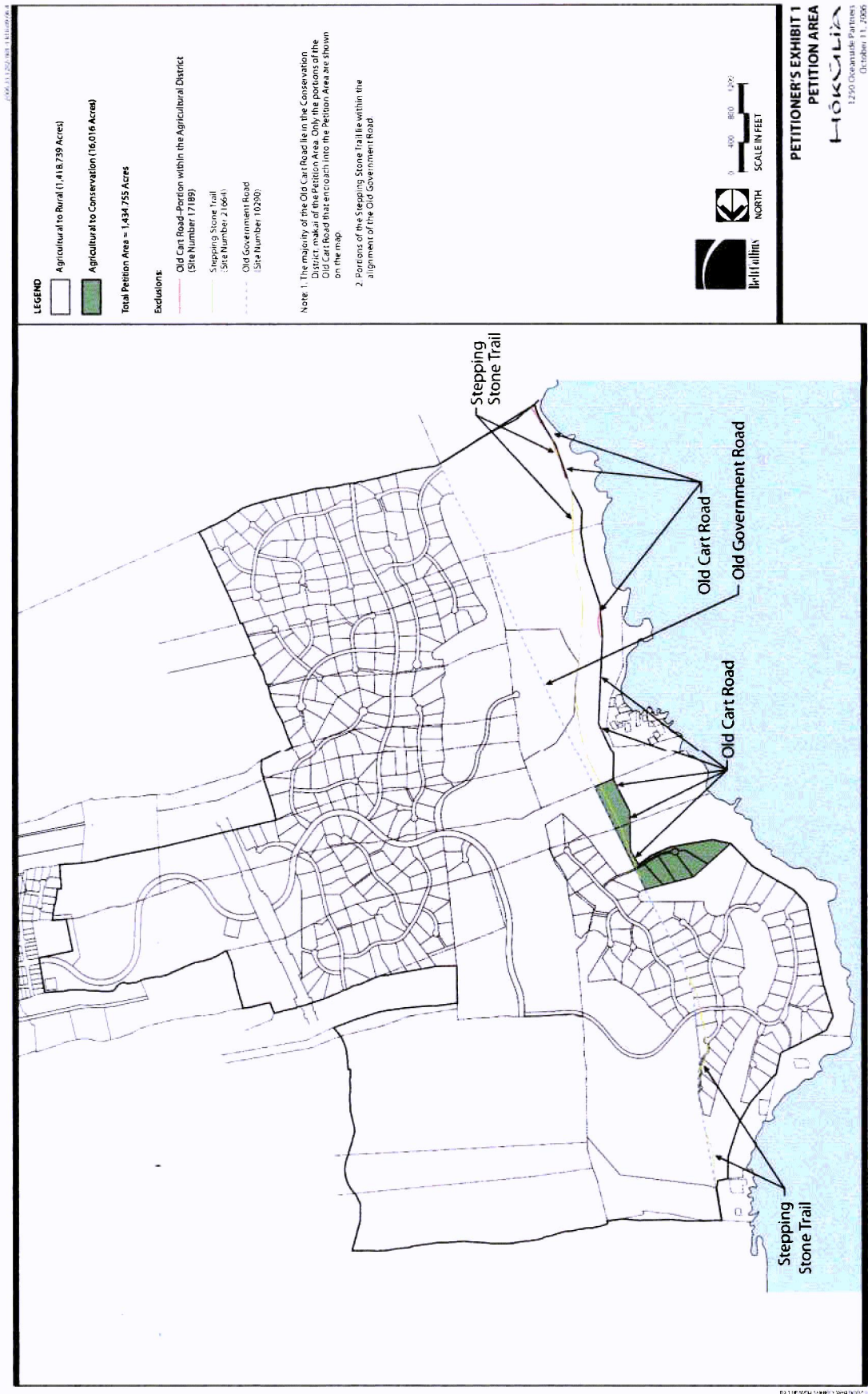
§15-15-5(c)(21): Any written comments received by the petitioner from governmental, non-governmental agencies, organizations, or individuals in regards to the proposed reclassification.

Petitioner has not received any written comments from governmental or non-governmental agencies, organizations or individuals concerning the proposed reclassification. Any written comments received in the future shall be submitted for inclusion into the record of this docket.

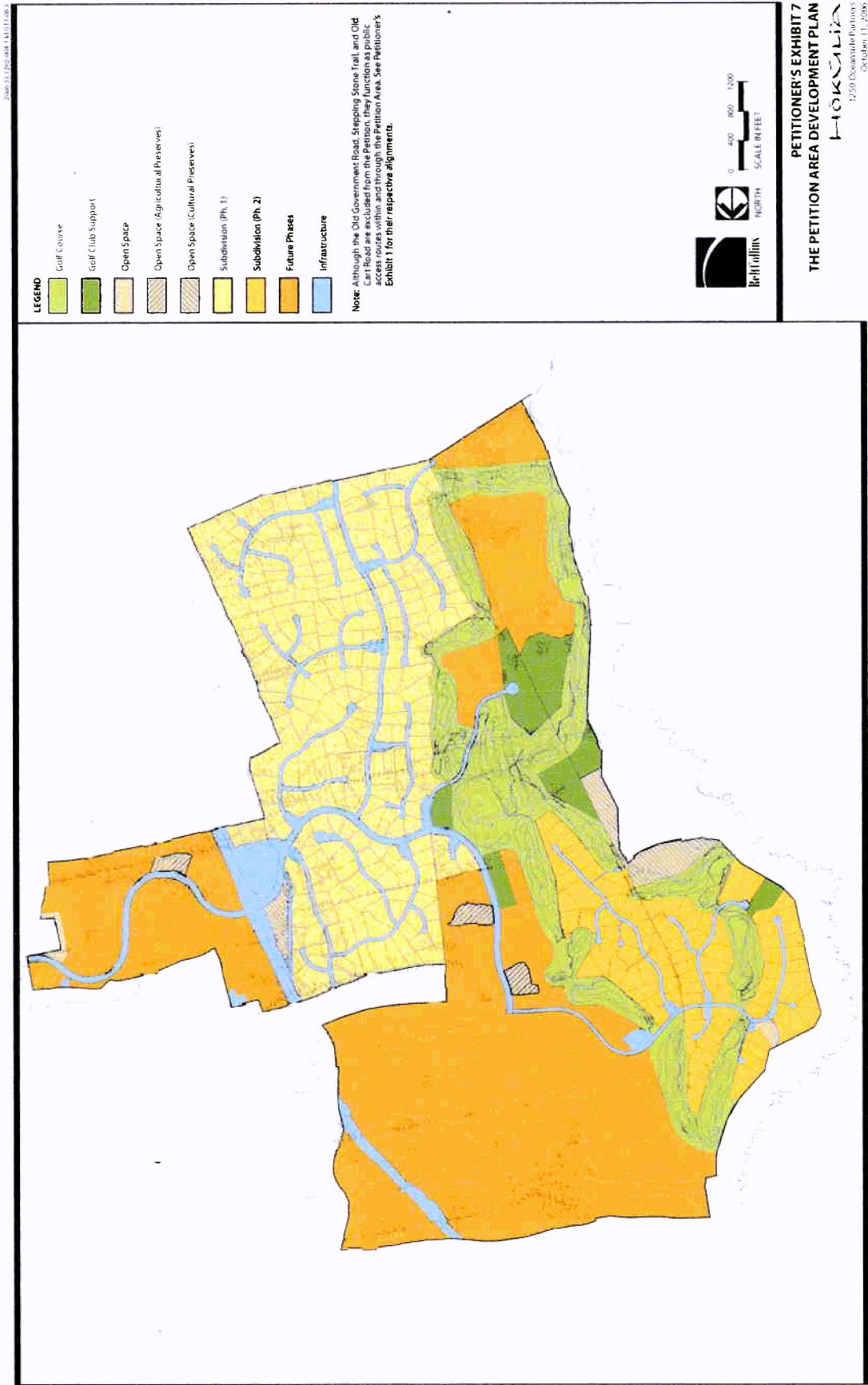
22. NOTIFICATION OF PETITION FILING

A copy of the *Notification of Petition Filing* to be sent pursuant to §15-15-50(d), LUC Administrative Rules, is attached hereto as Petitioner's Exhibit 10.

PETITIONER'S EXHIBIT 1



PETITIONER'S EXHIBIT 7



**SUPPLEMENTAL
ENVIRONMENTAL IMPACT STATEMENT
PREPARATION NOTICE**

Hokuli`a

**North Kona and South Kona,
Island of Hawai'i**

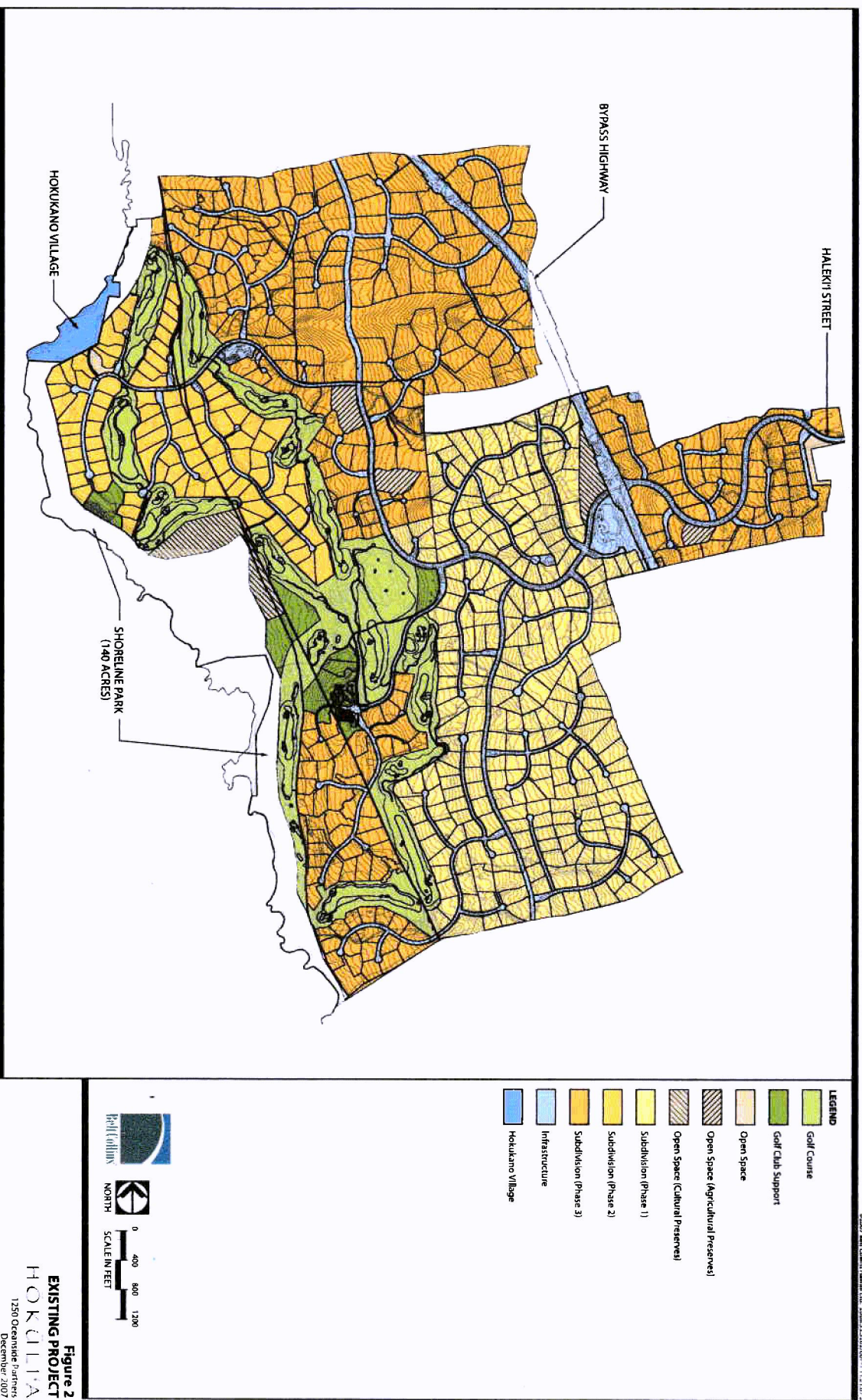
**Accepting Agency: State of Hawai'i Land Use Commission
Applicant: 1250 Oceanside Partners
Agent: Belt Collins Hawaii Ltd.**

December 2007

entity, the Hokuli'a Park and Cultural Sites Association, Inc. (the "PCSA"), which will be responsible for the maintenance of the 140-acre public shoreline park makai of the Petition Area and the preserved cultural and historical sites therein, as well as all other cultural and historic sites to be preserved in perpetuity throughout the Petition Area. The PCSA is also seeking permission from DLNR to undertake the long-term maintenance of the Stepping Stone Trail, the Old Government Road and the Old Cart Road, under supervision by DLNR. In addition, the PCSA will develop educational materials and programs designed to encourage understanding and appreciation of these resources and will develop standards for the proper maintenance and care of the resources. The PCSA has established a community and culturally based advisory board whose purpose is to provide advice and guidance to the PCSA regarding the preservation, operation and maintenance of the shoreline park and cultural and historic sites within Hokuli'a. Today the advisory board has 19 members, including representatives of Protect Keopuka Ohana, descendants of the lands at Hokuli'a, owners of kuleana close to the Petition Area, cultural practitioners and other individuals and groups willing to give generously of their time and expertise to this important work. The PCSA will also take possession of and store all native Hawaiian artifacts and relics discovered by Applicant or its agents within the Petition Area.

The Lot Owners are the members of the PCSA, which has the authority to assess the Lot Owners to raise funds as needed by the PCSA. In addition, Applicant has agreed to contribute to the PCSA ¼% of all proceeds received by Applicant from the sale of lots within Hokuli'a. In addition, all Lot Owners who acquire lots within Hokuli'a are required, upon the resale of those lots, to contribute ¼% of the sales proceeds to the PCSA.

In addition, Applicant is establishing two Cultural Practice and Preservation Areas, comprising a total of approximately 12 acres, where lineal and cultural descendants may engage in traditional cultural practices.



DESECRATION IN KONA

1250 Oceanside is a 1,550 acre golf-course and luxury home development in Kealahou:

- The developer polluted Kona's pristine waters and reefs with muddy, chemical-laden runoff in violation of clean water laws. The court imposed a permanent injunction on any further water pollution.
- The developer destroyed portions of the 1000-year old Ala Loa trail.
- 1250 Oceanside destroyed and desecrated thousands of graves. The developers illegally placed our ancestors in ziploc bags and improper storage containers.
- The desecrations were so bad that major investor Japan Airlines pulled out of the project.

Pu'u Ohau: Sacred Burial Ground of Our Ancestors

- Pu'u Ohau is a very significant burial site for ali'i. Kamaeokalani, the grandmother of King Kalākaua and Queen Lili'uokalani is buried there.
- In 1999, the Hawai'i Island Burial Council determined that the entire pu'u is the burial site and recommended building a 6 foot protective rock wall around the base of the Pu'u. The state and the developer agreed. But four years later, there is no wall.
- In January 2003, Peter Young, then acting director of the Department of Land and Natural Resources, reneged on the previous agreement and allowed the developer to build up to the 120-foot elevation of the Pu'u.
- 1250 Oceanside has already desecrated the flank of the Pu'u with its golf course, and now plans to build multimillion dollar homes on the hill itself.

Erecting Okūahu'ula on Pu'u Ohau.



The Vigil for Pu'u Ohau

- On August 29 - 31, 2003, 'ohana from all over the Hawaiian islands gathered to pay homage to Pu'u Ohau. A 24-hour peaceful cultural protocol was held, with prayers given every hour.
- **A Lei of Protection:** Red ti plants were planted around the base and a guardian ki'i named Okūahu'ula was erected and consecrated on the Pu'u. Cultural access and religious practices are protected by the law.

Desecration and Harassment

- **Ki'i Stolen:** On September 2, Queen Lili'uokalani's birthday, 1250 Oceanside committed deliberate and criminal desecration of the Pu'u. They tore out ti plants, removed the Hawaiian flag and stole Okūahu'ula. Desecrations of cemeteries and places of worship, like the vandalism of Punchbowl Cemetery in 1997 and the recent arson of First Christian Church, are serious criminal offenses.
- Throughout the vigil, 1250 Oceanside harassed and spied upon vigil participants. At one point family members confronted a 1250 Oceanside staff and an armed police officer because of their threatening surveillance activities which interfered with religious practices.

Kū'ē! Take a Stand to Defend our 'Āina and Restore Ea!

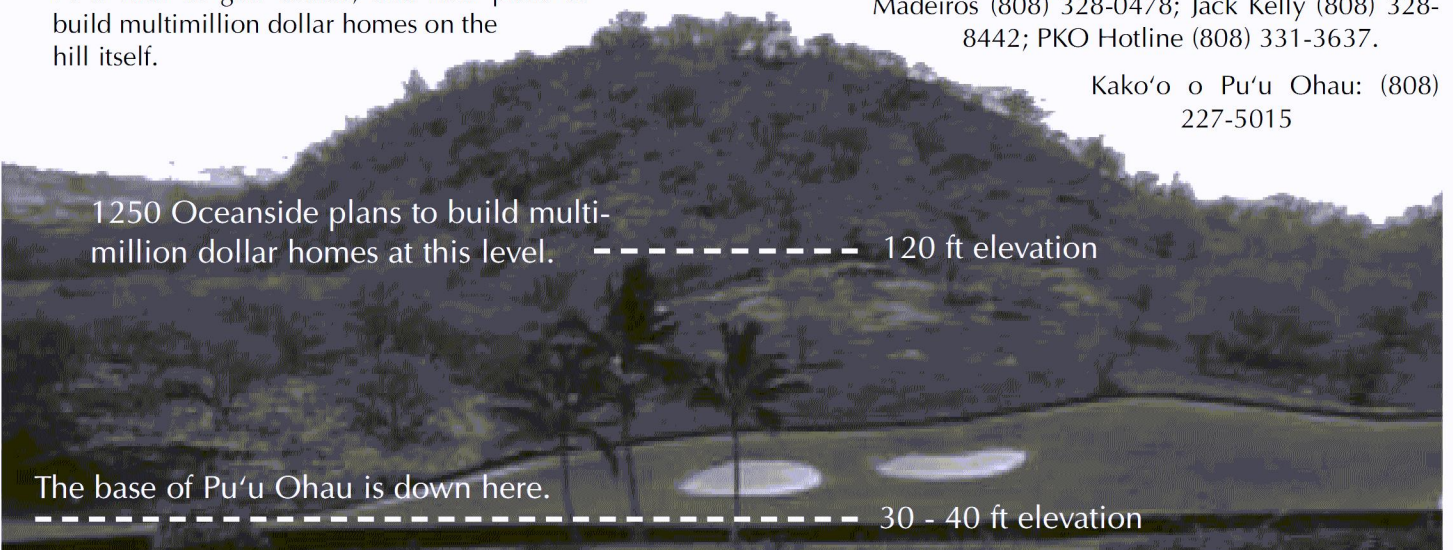
- Call DLNR Chair Peter Young at (808) 587-0400 and demand that he reinstate an immediate cease and desist order on 1250 Oceanside Partners from accessing the Pu'u and seek aggressive prosecution of these violations.
- Call Governor Lingle at (808) 586-0034 and urge her to revoke all permits for 1250 Oceanside due to their criminal conduct in collusion with state and county offices.
- Other direct actions are being planned.

For More Information contact Protect Keopuka 'Ohana: Jim Madeiros (808) 328-0478; Jack Kelly (808) 328-8442; PKO Hotline (808) 331-3637.

Kako'o o Pu'u Ohau: (808) 227-5015

1250 Oceanside plans to build multi-million dollar homes at this level. ----- 120 ft elevation

The base of Pu'u Ohau is down here. ----- 30 - 40 ft elevation



Aia i hea i ke ki'i Okūahu'ula?





SIERRA CLUB

HAWAII ISLAND GROUP

January 13, 2025

Ms. Joanna Seto P.E.
Hawaii Department of Health
Environmental Management Division
cleanwaterbranch@hdoh.hawaii.gov

Peter Kozelka
EPA Region 9
Water Division
kozelka.peter@epa.gov

Chris Sparber
County of Hawaii Wastewater Chief
chris.sparber@hawaii.county.gov

Re: Proposed renewal, Hilo Wastewater Treatment Plant NPDES Permit # 9021377

Aloha,

The Hilo Wastewater Plant has been described as a trainwreck and is now subject of an EPA Administrative Order on Consent. The County of Hawaii is required to replace it and that process is proceeding so the plant is unlikely going to be able to maintain minimum standards for secondary under the Clean Water Act and has already had a history of failures that have badly impacted nearshore coastal water quality. These waters are listed as Class A under HAR section 11-54- for recreational purposes with numerous popular beaches nearby and year round public uses including swimming, kayaking, snorkeling, surfing, and canoe paddling. These uses inherently put users at significant health risk if standards are not consistently met. There are also tide pools and reef ecosystems nearby that are already under climate induced stress. Scientists at UH Hilo like Dr. Steven Colbert and Dr. Tracy Wiegner have done studies and found high levels of pollutants. The current outfall is in relatively shallow waters and the effluent plume rises quickly to the surface where the predominant trade winds bring the discharge plume back towards shore. Merely adding chlorine to wastewater after an event at the plant will not properly kill pathogens and introduces toxic chlorine byproducts to what goes out the outfall. UV is far more effective at killing pathogens and that should be required in the permit going forward. EPA Region 9 has recently added this requirement for the Kailua WWTP under an AOC after a bio tower failure.

Hawaii County could bring in leased containerized MBR units with UV disinfection to bring treatment up to standards while the replacement work is completed and the new equipment has gone through testing. That should be required and is well within the authority of EPA and HDOH.

In addition to work at the Hilo WWTP that will occur during the 5 year extension period, other impacts need to be addressed. The plant receives septic loads and doesn't have the specialized handling equipment needed. It has septic receiving equipment, but not what is needed to address this highly concentrated waste that can upset the biological treatment process. With the cesspool closure deadline for new homes, areas that are under active development will be sending flows to Hilo. The County is under a separate EPA AOC for Pretreatment and is not currently in compliance, so septic loads from haulers are not being properly tested to prevent chemical contamination from impacting the biological treatment process. The proposed permit does not address this. It mandates a Pretreatment Program, but doesn't address the lack of specialized septic handling equipment. The City & County of Honolulu, for example, has such equipment at several treatment plants.

Currently, large amounts of saltwater infiltration enters the collection system. Again, this is required to be addressed under the Countywide AOC, but during the 5 year period of this permit, infiltration will also impede the biological treatment process. The proposed permit should prioritize actions by the County to do emergency repairs in areas of high saltwater intrusion. Even freshwater intrusion is a significant problem given the high rainfall in Hilo and cracked and broken lines going back to the 60's. It is harder to remove solids with high volumes of infiltration as it impacts removal efficiency. The permit needs to recognize the Countywide AOC requirements to address infiltration and its impacts on the biological process at the plant. Currently, hundreds of thousands of gallons enter the collection system daily and constitute a sizable portion of the average daily flows.

The receiving waters need to see increased monitoring under the proposed permit. Not just testing as the outfall enters Puhi Bay, but testing along the shore and just outside the ZOM where recreational uses are high. This testing should be done by independent studies using UH scientists who know these waters well. Typical culture testing takes 2 days for results to come back and the public can be informed of sewage pollution. More modern testing like PCR give rapid results and can identify viral pathogens that are the primary cause water borne disease. Fecal bacteria like enterococcus are well known to go into VBNC or viable but non-culturable forms that elude detection. The public is not properly protected by testing that is decades out of date. Testing protocols need to recognize the surface micro layer effect. Pathogens associated with wastewater attach themselves to solids that float at the surface, so testing where samples are grabbed at greater depth miss this. Both EPA and HDOH rely on testing methods mandated in this permit that are scientifically out of date for these reasons.

This permit raises significant environmental justice concerns as much of Keaukaha where the outfall is located is native Hawaiian. For decades, the County has failed to maintain the treatment plant and the outfall pipe. While the impacted areas are used by tourists and locals, it is native Hawaiians that have been impacted the most. Leasing of containerized units with UV disinfection should be a requirement given these environmental justice concerns. The County should adopt a public outreach program for this impacted community including social networking options to inform them more quickly of noncompliance events.

Mahalo for this opportunity to comment

From: [Dale Messier](#)
To: [LPCtestimony](#)
Subject: Not on big island
Date: Thursday, January 16, 2025 9:10:21 AM

West Hawai'i Civic Center
74-5044 Ane Keohokalole Hwy.
Kailua-Koa, HI 96740

ATTN: County Planning Dept.

January 14, 2025

To Whom It May Concern,

I am writing as a concerned local to testify against some of the alarming items being proposed in the Big Island General Plan 2045, scheduled to go before City Council in February 2025. The specifics I am against are as follows:

- Against the laying of fiber cable in order to construct a Smart City.
- Against rezoning land from residential to recreational, nature, and or otherwise.
- Against deed alteration from original homeowner, even after transfer of property and or sale.
- Against the State buying up locals property and or forced sale.
- Against restriction of home development from buyers who already purchased land and forcing them to build in city center zoning.
- Against forced driving electric vehicle by 2030 as proposed. Therefore, also against forced restriction of gas vehicles.

Thank you once again for your time, consideration and actively listening to the voices of the community.

Mahalo,
Sent from my iPhone

From: [Deanna Wentworth](#)
To: [WPCtestimony](#); [LPCtestimony](#)
Subject: Leeward Planning Commission Meeting 1/16/25
Date: Thursday, January 16, 2025 2:13:55 PM

Aloha Dear Planning Commission,

I am writing as a concerned citizen of Big Island. I have called Opihikao Hawaii on the eastern tip of Big Island my home for the last 35 years. I have raised 4 children here and own a lovely home and worked for DOE for 20 years and am now retired and have 12 grandchildren on island.

I am very committed to this place and this culture and would like to express my concerns regarding the general plan.

I attended the last meeting the commission had in Pahoa a few months back. That was the first time I had heard of the plan as well as many in our community. At that meeting I was told to either register to testify in the beginning or speak after the council and General Plan team spoke. I chose to speak after I heard what they had to say. Unfortunately I felt rudely ignored and finally at the very end had to jump in and really advocate for myself to be heard. They listened but said they would have to get back to me and closed the meeting with me standing there with my mouth open...

Zendo Kern is the head of this team and Pahoa is his hometown. Yet neither myself nor any of the people in my community even knew this General Plan 2045 existed 2 months ago when we were alerted by some friends from Kona about this meeting in Pahoa to review and ask questions.

I wish to enter into record the following facts pertaining to the General Plan.

It clearly states in this General Plan that any industries considered for particular areas would be carefully vetted to be aligned with the community character. My question to them is I have lived in the shadow of the Puna Geothermal venture for 35 years. I am regularly exposed to toxic fumes from them pumping chemicals into the wells. I was evacuated after a blowout they had for 3 weeks. At the time of that blowout cows were found dead the next day, women had miscarriages, and many were sickened by the exposure to the fumes. This is all documented. Also I have attended 3 large protests put on by many in the local Hawaiian community in Puna to try to bring attention to our thoughts that Puna Geothermal drilling into this sacred land where Pele makes her home and where the Hawaiian people revere and worship her is an act of terrorism in my opinion.

The last administration has further given Puna geothermal more licences to drill here. Why?

Sincerely

Deanna Wentworth

From: [Eileen Downing](#)
To: [WPCtestimony](#); [LPCtestimony](#)
Subject: Please Revise Hawaii General Plan
Date: Thursday, January 16, 2025 7:46:34 AM

Aloha Commissioners,

The Big island Plan cannot go through the way it is designed. It is hard to believe any local helped design this plan.

Here are some concerns:

- There is a huge part of the plan dedicated to "Climate Change". However, why do most experts state there is NO climate danger? [Climate Experts Speak Out Against Climate Danger Click Here!](#)
- The word "Stakeholder," defined in the plan, is written 86 times and literally means anyone in the entire world can have input on this plan.
- Please recommend Stakeholder change to the following: "Local Communities". Local Communities are local Big Island farmers, homeowners, renters, organizations, businesses, and individuals who live on Big Island or have property on Big Island that will be personally affected by projects, decisions, or activities in the general plan. Effective local community engagement and management are crucial for the success and sustainability of any initiative, as it helps ensure that diverse perspectives and interests are considered.
- The OSCER Department in the plan will null and void all public input and leave decisions to unelected officials. This is NOT okay! This department should not be created. This is on page 188, 40.8.
- The Planning Department has sent out letters too many homeowners telling them their land use will be changed from resident to recreation due to the General Plan 2045. This will drastically lower their property value and opens the door to rezone the area. This is not pono. It breaks the Aloha Spirit law § 5-7.5. To reduce someone's property value is not okay. This must be made pono again.

There is a huge section on climate change and things that will be affected. This needs to be further researched. There are over 1900 credentialed scientist that say there is no climate danger. Here is the pdf showing the scientist and what country they are from. <https://clintel.org/wp-content/uploads/2024/10/WCD-241023.pdf> [John Coleman, the first weather man for Good Morning America and the Founder of the Weather Channel has gone on CNN and other media](#)

outlets stating, "There is no climate danger". He explain the reason for this narrative is the investors, in renewable energy, want to make these changes.

-
- Hilo does not have a Community Development Plan. How can a Big Island General Plan move forward without that? Hilo is 22% of the island.
- 1.13 under "Increase the biodiversity and resilience of native habitats" reads, *"Incentivize private land management practices that protect and enhance natural resource values and, when appropriate, pursue the acquisition of lands for the protection of natural resources."* "Incentives" mean more taxes. "Protection" means more rules. Who's "values" is this plan referring too because it's not the locals? "Pursue the acquisition of lands" does this say they are going to pursuing taking people's private property? Again with "protection of natural resources". This plan should be focused on people growing more food and it is doing the exact opposite!
- This plan wants to turn land into "conservation". The exact opposite is what is needed for Big Island! We need to turn land into Ag Villages and grow more food! Steve Shropshire, a resident of Papaikou, has created an Ag Villages plan.

Ag Village to add to the General Plan:

Papaikou Ag Village Objectives:

https://www.standtogetherhawaii.com/_files/ugd/86fc0c_2cb1cc6d604f4cdd971ad40831c745bc.pdf

Papaikou Site Plan:

https://www.standtogetherhawaii.com/_files/ugd/86fc0c_5e4cdb02efeb46a5ae949a3579aff00d.pdf

Papaikou Development:

https://www.standtogetherhawaii.com/_files/ugd/86fc0c_c2af52c8b3c645b1a6868a724eee8304.pdf

A Hawaiian born Kanaka revised the Collaborative Biocultural Stewardship that is in the plan. You can see it in the pdf [below](#):

Part One:

https://www.standtogetherhawaii.com/_files/ugd/86fc0c_0a1d5be8f1d140069415f7b691725786.pdf

Part Two: [https://86fc0cbd-8207-4076-85fa-](https://86fc0cbd-8207-4076-85fa-5a62e4e933b4.usrfiles.com/ugd/86fc0c_ecc498ba192d4a7689ebf31c3681c2ec.pdf)

[5a62e4e933b4.usrfiles.com/ugd/86fc0c_ecc498ba192d4a7689ebf31c3681c2ec.pdf](https://86fc0cbd-8207-4076-85fa-5a62e4e933b4.usrfiles.com/ugd/86fc0c_ecc498ba192d4a7689ebf31c3681c2ec.pdf)

Here is a longer revised version of the plan from locals:

https://www.standtogetherhawaii.com/_files/ugd/86fc0c_b34739e4c99c461685de4c0207bf286e.pdf

The way this plan is written is very far from what will support our island.

Regards,

Eileen Downing

From: [George Magoon](#)
To: [WPCtestimony](#)
Cc: [LPCtestimony](#)
Subject: County of Hawaii General Plan testimony 1-17-2025
Date: Thursday, January 16, 2025 3:29:57 PM

County of Hawaii General Plan
George Magoon testimony
1-17-2025

My Name is George ‘Keoki’ Magoon, born and raised in Honolulu Hawaii and familiar with visiting Kona Hawaii as a keiki since 1956 pre State Hood. I would like to provide testimony on the County of Hawaii General Plan.

I am very familiar with the lands and ocean of the Big Island from living full time off and on the island since 1970. I own a home in Kohala and a farm in Keopu Hawaii.

The unique Big Island has some very dynamic concerns because it is made mainly out of volcanic rock, ash and cinder. It’s also a very large island with active volcanic activity, quakes, shakes and movement. This factor does create some very serious and different environmental concerns from a development stand point. The fact is that the land is porous, and all liquids / pollutants quickly drop down into the lower levels below the island and enters or drains into the ocean very quickly. Sewage and other pollutants can quickly affect and kill coral and affect other marine life. Golf course fertilizers, nitrogen, soap and cleansers, house hold and yard cleaners, pesticides, does have a direct impact on the shoreline because of run off either on the surface or underground. An example is high levels of nitrogen or other toxins is killing the coral, or other recent impacts that create algae blooms supporting ciguatera toxin growth have affected the reef fish, poisoning the fish. We never had to worry about eating reef fish before major development took place on the island. There are also the more recent serious concerns from the human sewage entering the oceans and water ways creating new toxins and resistant bacterium that are dangerous to Human health, such as the flesh eating bacteria. Some of the new bacteria can eat bone, plastic and metal. I have personally gotten a scratch from an ophi shell next to the Milolii shoreline and am now dealing with a bacterium eating at my bone next to my knee replacement implant. This is a new serious concern that can affect all of us especially people with implants, including other kinds of implants. I don’t want our keiki swimming in pollution. This is not a joke and is a real concern only to get worse!

In my opinion, and for the well being of the people on this island, this sewage concern is too important to be left up to the individual home owner or small developer to provide sewage treatment plants , and maintenance . I think that all sewage plants should be built and maintained by the city and county, State and Federal level for all the houses, businesses, development on the Big island so only clean water enters the ocean. We can no longer expect the small developers to provide sewage treatment plants and services. It's not realistic or cost effective for the small guy to provide these multi million dollar services. On the Island of Hawaii, there are cesspools or septic tank scattered around the island that are leaching into the water table. In my opinion, This General Plan and the County of Hawaii plan has not done enough and needs to coordinate a large share of county funds to address the federal clean water act goal of obtaining zero or near zero micro pollutants by 2045.

There is also the concern about all the ships, cruise ships, private and navy ships that are not required to pump their sewage into shoreline sewage treatment plants. I believe that this is a major environmental and hazardous concern to all of the people of Hawaii and the marine life because of their minimal requirements dumping their affluent into the ocean. One of our main food sources is swimming in pollution. We need to do more to clean up our oceans, it is one of our most precious resources that has been overlooked for too long! This General Plan needs to address all of the island resources!

On a separate note,

Water Catchment needs to stay. It reduces the cost of providing power and maintenance to pumps that has to suck water up from the water table to tanks fifteen hundred feet in elevation. It is a readily available resource that benefits a huge number of residents. There are many legal subdivisions that currently depend on catchment. There is not enough capacity to provide the piping and pumps to provide additional water services to all of the houses relying on catchment. There is no money for this and it would be unfair to impose additional, very expensive requirements on catchment users.

Thank You for allowing me to voice my concerns about the General Plan.

Respectfully Submitted by email,
George Magoon

1-17-2025

George Magoon
808-640-0309

From: [ilkinkona](#)
To: [LPCtestimony](#)
Cc: [WPCtestimony](#)
Subject: 2045 General Plan Leeward Planning Commission Mtg 01/16/2025
Date: Thursday, January 16, 2025 7:10:36 AM

Dear Commissioners,

At the Leeward Planning Commission meeting held last month I heard that the Kona Community Development Action Committee had submitted their recommendations to you.

Nearly 20 years ago when that Committee was formed, many community members, including myself, got involved and were so excited for Kona's future development plans. In the few meetings that I attended back then, terms such as "transit oriented development", "walkable", "bicycle friendly", "mixed use", "sustainable development" were all used to promote the "Smart Growth" concept. That was 20 years ago. Since that time, we have more bike lanes but walkability is sketchy, mixed use is not happening, and sustainable development is still 90% dependent on imported goods. And to top that off, we now have more transplants moving into the non urban areas, hiking up the cost of homes, driving EVs all over the place and living an unsustainable westernized lifestyle. Except for a few of us, no one is hanging out their laundry to dry in our hot Kona sun anymore.

But where this General Plan really fails us in its refusal to address all the many horrific fires and other supposed "natural disasters" that have been happening on the US continent, globally and even here on Maui, that have nothing to do with climate change and more to do with curbing the population and forcing everyone into a "Smart" 15 minute City lifestyle where you are tracked, traced and heavily surveilled just like the urban centers in Communist China.

We know this to be true about the outcome of these fires, because similar outcomes are planned for other fire-destroyed communities including Los Angeles, California where Gov Newsom speaks of the Olympics in 2028 and even here in Hawaii where Gov Green himself had already designated Maui and Lahaina specifically to become a Smart City example BEFORE August 08, 2023 when Lahaina was burnt to white ash and way more than 102 lives were lost.

This kind of Smart City set up is not part of our local culture and DOES NOT belong here.

If this is where Hawaii County is headed for then you had better fully disclose those plans in this document and get the consent from the public especially the 94% or the 195,000 Hawaii County residents that you failed to reach.

Mahalo,
Josephine Keliipio
Kailua Kona

Sent from Proton Mail Android

From: [Akuakea](#)
To: [WPCtestimony](#); [LPCtestimony](#)
Subject: General Plan Written Testimony. Comments on "Stakeholder" defention
Date: Thursday, January 16, 2025 6:25:38 PM

January 16, 2025

Aloha planning commissioners – thank you for your service!

As a follow up to testimony today I wanted to affirm the vitality of this body and exhort and empower you to see yourselves as the source of the greatest influence, because you are closest to the people.

Lawful governance is at the lowest level, not from the CEO down, but from the people up – and you are hearing the people speak loud and clear. The jury in our culture has been weakened by attorneys playing word games; you will hear our courts reference 'Jury Trial' but that is a different structure than 'Trial by Jury'! Sounds the same but in law they are dramatically different. The 7th amendment refers to the latter. A jury, formed by ones peers, not restricted by a judge or opposing attorney for language or information they want to strike – the Jury is tasked, as lay-people -normal every day Peers – to decide on what is TRUE. And to quote the 7th amendment, '...and no fact tried by a jury, shall be otherwise re-examined in any court of the Unites States, than according to the rules of common law'. That means that when we the people speak, the Supreme Court can't over-rule it! I share that simply to illustrate the power of this body, closest to the people and since we are now being sworn in your role as JURY is emphasized.

Further, of the hundreds of testifiers; virtually all are saying the same thing. Push PAUSE and give the people REAL say on the document that will affect our next 20 years more than any other. Your task, as Jurists is to uphold the law and represent the people. The LAW is the highest law of the land and the law of conscience – not some statute, code or ordinance – they are NOT laws and only have the force of law with the informed consent of the people. I don't consent to being governed by codes and policies especially when the contradict the highest law of the land, let alone that of the Creator.

Your task, as honored volunteers – sincerely I appreciate you, is to discover, beyond a reasonable doubt whether or not this document: 1. Represents the will of those who will be affected by it. 2. Is consistent with the laws of the land and the laws of conscience.

Seems pretty self-evident from the couple hundred testimonies I've heard that that answer is a resounding 'NO'!

I don't understand the policies that may seem to limit your actions; Mr Darrow inferred that the process cannot be stopped, only 'RECOMMENDATIONS' can given to the County Council. What I want, what I believe the island wants is for you to not make recommendations, that may or may not be honored by our council, but to make systemic changes to the spirit and foundation of the document.

Much of the progress in development of this plan happened during a time of government created lock-downs, limitations on meeting, and travel. We are aware now, the public is finally getting to read the document (Only since July!). Its grass roots awakening to the content of this most important document; not the County. Nobody got a direct mailing or a note with their property tax bill - which could have happened for the same postage stamp - so lets give it the time to be a document that represents us and our needs.

We're here, maybe later than hoped but let us create the plan we can thrive with!

I for one DO NOT want: More regulation, more taxation, more controls of use of land, more conservation land (1.4 million is quite enough!), more top-down governance, certainly not more 'stake-holders' to have say over land use, absolutely not one driven by a deceptive and false climate change narrative or that sets the stage for a surveillance society!

I DO WANT: More freedom, more innovation (people solve problems, not bureaucracies) lower taxes, more accountability and transparency, more righteousness, more justice, more privacy and honoring of the laws of the land and of our creator, more truth and more consequence to those who violate truth and light.

I honor you and thank you for showing that the people are heard by decisive action that honors us and honors our Creator.

Willing to talk with directors, commissioners, planners about my thoughts.

Sincerely,

Kevin Hill

PS. There are numerous people who could help with the motions to amend. I heard the motion to discuss the stake-holder definition and e-mailed the following comment.

Aloha. I'm listening to the deliberation on the motion on the table. the defining of stake holder. The issue is not about just trying to include everybody. The problem is that it is MORE inclusive.

Stakeholders includes INVESTORS. There is a move through out the country to quantify items such as water, wildlife, pollination etc

These investors... now stakeholders will have a claim on and a voice on use of lands.

It's been the homeowner or business and the county... not investors who are now empowered to control land through this redefining of assets.

Great information on this movement throughout the country and details of how it was shut down for the moment at the federal level in January of 2023 can be found by searching "the great taking" by David Rogers.

Here's one link to a 15-20 minute summary of the documentary. (https://www.youtube.com/watch?v=E_XM1Y0uveg)

Any motion around this topic MUST be appraised of this movement to understand the numerous objections to the definition of Stakeholders on the GP. It's not to include more people or entities but to restrict them!

This is why the well-informed public needs to be a part of the discussion following the testimony. Many testifies know what I've shared here and could give clarity for meaningful change to the gp. There is so much going on under the water line that we need each other to plot a pono course for the future.

Aloha

Kevin Hill

808-217-6847

Sent with [Proton Mail](#) secure email.

From: [Live Peace Hawaii](#)
To: [LPCtestimony](#); [WPCtestimony](#)
Subject: Fwd: Testimony ~ UA MAU KE'EA O KA AI'NA I KA'PONO The life of the land is perpetuated in Righteousness
Date: Thursday, January 16, 2025 8:17:27 AM

----- Forwarded message -----

From: Live Peace Hawaii <slwsurfing@gmail.com>

Date: Thu, Jan 16, 2025 at 7:47 AM

Subject: Testimony ~ UA MAU KE'EA O KA AI'NA I KA'PONO The life of the land is perpetuated in Righteousness

To: CouncilTestimony@HawaiiCounty.Gov <counciltestimony@hawaiicounty.gov>

IF THERE IS NO 'SMART CITY AGENDA' FOR HAWAII ISLAND..



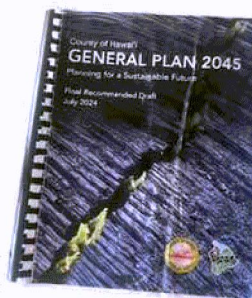
JEFF DARROW



ZENDO KERN



APRIL SUPRANANT



Why are all water resources centralized under United Nations 'One Water' program?

Why are there references to 'urban development' throughout the general plan document?

THESE PLANNING
OFFICIALS NEED TO

EXPLAIN THIS:

18 DAYS AFTER FIRES IN LAHAINA



FIRES
AUGUST 8, 2023

A CONTRACT WITH THIS SMART CITY IN FORTALEZA BRAZIL WAS ANNOUNCED



MAYOR ROTH PRESS RELEASE
AUGUST 26, 2023



PUBLIC MEETINGS
SCHEDULED
DURING WORK
HOURS LIMIT
PARTICIPATION &
ARE POTENTIALLY
VIOLATIONS OF
SUNSHINE LAW

bigislandsupport.com
also Standtogetherhawaii.com

NEXT HEARINGS ABOUT OUR GENERAL PLAN
TUES JANUARY 14 @ 12 NOON
THURS JANUARY 16 @ 9:30 AM
● IN KONA CHAMBERS
● OR CALL & REQUEST ZOOM LINK
(808) 961-8225

UA MAU KE'EA O KA AI'NA I KA'PONO
The life of the land is perpetuated in righteousness

My suffering from Organophosphate / Pesticide poisoning disables me from
Attendance at these crucial meetings.

“Choose ye this day whom you will serve.”

No More , land grabs, genocide, foreign land deals ~ SMART (Not so much w burning Cars
& meters) Cities, Etc.

“KEEP KONA ~ Country “

And all Our Still recoverable Aina

ALL MY Aloha,

SharOn Willeford

(Retired DOE 3rd grade teacher)

From: [longpepper](#)
To: [LPCtestimony](#)
Date: Thursday, January 16, 2025 9:11:10 AM

Sent from my iPhone

West Hawai'i Civic Center
74-5044 Ane Keohokalole Hwy.
Kailua-Koa, HI 96740

ATTN: County Planning Dept.

January 14, 2025

To Whom It May Concern,

I am writing as a concerned local to testify against some of the alarming items being proposed in the Big Island General Plan 2045, scheduled to go before City Council in February 2025. The specifics I am against are as follows:

- Against the laying of fiber cable in order to construct a Smart City.
- Against rezoning land from residential to recreational, nature, and or otherwise.
- Against deed alteration from original homeowner, even after transfer of property and or sale.
- Against the State buying up locals property and or forced sale.
- Against restriction of home development from buyers who already purchased land and forcing them to build in city center zoning.
- Against forced driving electric vehicle by 2030 as proposed. Therefore, also against forced restriction of gas vehicles.

Thank you once again for your time, consideration and actively listening to the voices of the community.

Mahalo,
Sent from my iPhone

From: [Rocklyn Spencer](#)
To: [LPCtestimony](#)
Subject: General plan for Hawaii Island for 2045
Date: Thursday, January 16, 2025 11:21:19 PM

Attention Big Island planning commission; Please be advised that I am a resident of Hawaii Island, and I am against the General Plan for Hawaii Island for 2045. I have a copy of the plan and I have read it. I am against the plan in its entirety. Please request that the county council reject this plan, as it is not in the best interest of the people who live here. Thank you for your attention to this matter. Rocklyn Spencer-Dicey.

From: [Roger Christie](#)
To: [WPCtestimony](#); [LPCtestimony](#)
Subject: Testimony of January 16, 2025 for General Plan 2045
Date: Thursday, January 16, 2025 9:31:08 AM
Attachments: [Adobe Scan Nov 27, 2023 \(5\).pdf](#)

@@@

Good morning and aloha!

It's my opinion that the Hawai'i County General Plan 2045, although supported by many good people with honorable motives, is 'frog in the pot' governance with the heat turned up a lot. Some of us frogs are very uncomfortable with its dominating, controlling details from the U.N. and other globalists and we appreciate the opportunity to voice our concerns in an effort to reject it. By rejecting the plan I support the spirit and the letter of the Declaration of Independence, the Bill of Rights and the Constitution which seem to be lost in the many overreaching details of the current plan.

My concerns include:

1. Changing land use definitions and zoning without the full knowledge and approval of property owners
2. Regulating off-grid living
3. Further stressing the electric grid and increasing the costs of electricity
4. Giving outside "stakeholders" undue influence in local affairs

I believe that any plan for our future must include the 1993 Apology Bill which clearly exposes the theft of the Kingdom of Hawai'i by the U.S.A. in 1893.

<https://www.govinfo.gov/content/pkg/STATUTE-107/pdf/STATUTE-107-Pg1510.pdf>

I believe that any plan for our future must include the provable history of our happy days and enormous backyard wealth generated here by a robust Cannabis economy in the 1980's.

In 120 days we can have a world famous, multimillion dollar Cannabis hemp harvest for health, wealth, happiness, holiness and renewable ag economy. We simply need more freedom and less oversight, more freedom and fewer grants.

The plan must include that Hawai'i County helped to destroy that safe, natural and renewable economy and lifestyle and replaced it with poverty, meth, homelessness and crime which exists to this day. When the marijuana eradication program was proven to be the cause of the troubles the county hid the study and continued the disastrous program until I shut it down with an impeachment lawsuit in 1999. The county government is not to be trusted and needs to listen to the guidance of the citizens and not globalists, not SMART City advocates and other outside "stakeholders".

We the people need, want, deserve and demand that our individual rights and freedoms to be strengthened, not reduced by the plan as it exists.

P.S. The censorship of my friend Megan Isaac in a recent hearing was unacceptable.

Thank you.

May unexpected blessings and love keep coming to you and from you,

Roger Christie

Hilo

RogerChristie.substack.com

@@@

Sunday

Honolulu

Star-Bulletin & Advertiser

Final Edition

\$1.25 on Oahu
Beyond Oahu \$1.50

Aloha!

Today is Sunday,
March 5, 1989

Sports

Basketball

UH — 71

N.M. — 70

Baseball

UH — 4

Ind. St. — 1

— See Sports, Page C-1

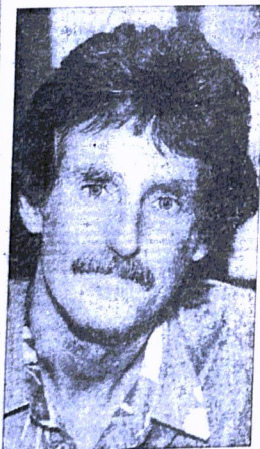
Hawaii

High-tech Capitol

The Legislature will become a lot more "user friendly" if a couple of high-tech oriented state representatives have their way
Page A-7

Hawaii losing drug war

*Attorney General Price values
pot crop at \$10 billion a year*



Attorney General Price
"It really got out of control"

By Walter Wright
Advertiser Staff Writer

Hawaii's marijuana industry, out of control and overwhelming law enforcement, can be destroyed by tracking down growers in the field and their couriers and shipments at air and seaports, Attorney General Warren Price said yesterday.

"Green Harvest" eradication efforts alone aren't "reducing, much less eliminating" the marijuana industry, he said.

Price said he is asking federal drug enforcement czar William Bennett for money to help intercept an annual marijuana crop that he valued at up to \$10 billion.

Related editorial, Page B-2

"We are a major drug supplier to the United States, and we should admit it. We don't like it, but it really got out of control very quickly, and we need help," Price told The Advertiser.

Hawaii's isolation as an island state makes it a likely laboratory for a "border interdiction" drug-control program, he said.

"The bulk of the marijuana produced (in Hawaii) leaves by air. . . . Given sufficient funding and/or assistance, Hawaii could be 'shut down' to drug trafficking, and the enormous marijuana industry could be econom-

ically dried up," he said.

He proposed immediate creation of a joint federal, state and county task force to develop a plan and estimate the costs to implement it.

Specific tactics would probably include increased use of dogs to sniff for drugs in luggage and other air shipments, surveillance of likely couriers with searches authorized under warrants, and staking out marijuana patches to catch or track growers "green-handed."

Similar stake-out tactics by rangers at Hawaii Volcanoes National Park on the Big Island, coupled with stiff sentences for growers by federal

See Hawaii, Page A-4

In & out of
Hawaii by air
Daily averages

Cargo
(lbs.)
1,821,366

Mail
(lbs.)
240,159

Passengers
87,972



C.V. 95-1026 KSC

Christie Forces County Politicians Into Circuit Court

By Elliot Klein
Ka Olelo O Kona
PABOA—

Roger Christie, self-proclaimed "Religious, Medical & Industrial Practitioner of Cannabis Hemp" has succeeded in forcing Mayor Yamashiro and six members of the Hawaii County Council before the Circuit Court to answer allegations that they "continue to willfully and repeatedly violate the spirit and letter of the Charter of the County of Hawaii, and their sworn oath of office

by authorizing, funding and levying a paramilitary 'civil war' (the marijuana eradication program, aka 'Green Harvest', Counter-Cannabis, etc.) upon the people and lands of the county in blatant violation of Section 3-16, Mandatory Program Review. Their actions have resulted in massive and sustained personal, familial, social, economic and cultural damage to the inhabitants of the county, and the state as a whole."

His lawsuit charges also that "the defendants have

engaged in deceptive political practices designed to subvert our democratic institution by voting on a 'program review' and then failing to deliver one."

The petition to the court continues "Programs authorized and funded by the defendants have denied justice, destroyed domestic tranquility, reduced the general welfare, created crime, encouraged hard drug abuse, and lessened the blessings of liberty for all inhabitants."

"County, state and federal appropriations to fund

the marijuana eradication program were not 'duly made'. Obligations knowingly incurred and payments knowingly authorized by the above defendants were and still are, in violation of the provisions of Hawaii County Charter Section 10-11, Payments and Obligations Prohibited: Verifications; Penalties."

Christie claims that according to a number of International, Federal and State laws, the possession and use of cannabis hemp or marijuana is legal. He

cites the first, fourth, ninth and fourteenth amendments to the U.S. Constitution; Article 18 of the United Nations Declaration of Human Rights; President Clinton's Executive Order 12919, Part IX, Sec. 901; NAFTA, Article 708, Sec. (b), page 7-5, HS 53.02; and the Hawai'i Right to Privacy for marijuana at home law H.R.S. 712-1240.1 and H.R.S. 703-301 all as supportive of his civil lawsuit.

Additionally Christie believes the Holy Bible, in Genesis 1:29, Exodus 3:2 and 30:1, Ezekiel 34:25-31, Revelations 22:2, and Psalm 104:14 justifies the use of marijuana.

The Institute of Medicine reported in March of 1999 that cannabis does have medical value. Christie as-

serts that cannabis is approved for legal use under the U.S. Penal Code "Justification Clause" article III, Section 3.01-02; and 21 U.S.C. 321 (p), as a pre-1938 grandfathered medicine".

In bringing this lawsuit, Christie hopes that the public at large will be made aware of the officers' abuses of power, that civil and criminal investigations of the officers will result and that the officers will be removed from office and "rehabilitated within the community".

Hemp has been in use as a natural resource for clothing, food, shelter, medicine and fuel for thousands of years in many civilizations. The Constitution of the United States was written on hemp paper.

MAIL RATE
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Ka Olelo O Kona

Volume 1, Issue 3

September 9, 1999