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NOTICE OF PUBLIC MEETING KA'Ū COMMUNITY DEVELOPMENT PLAN ACTION COMMITTEE

NOTICE IS HEREBY GIVEN of the following matters to be considered by the Ka'ū Action Committee in accordance with the provisions of Section 92-7, Hawai'i Revised Statutes.

DATE: Wednesday, February 22, 2023

TIME: 5:30 P.M.

PLACE: Nā'ālehu Community Center
95-5635 Hawai'i Belt Rd,
Nā'ālehu, HI 96772

Please note there will not be a Zoom attendance option for this meeting.

2023 FEB 14 PM 1:33
COUNTY OF HAWAII
PLANNING DEPARTMENT

AGENDA

CALL TO ORDER

ROLL CALL

ANNOUNCEMENTS

APPROVAL OF THE MINUTES: The Action Committee will consider the draft minutes for the Ka'ū Action Committee Meeting on December 14, 2022.

PUBLIC COMMENT ON AGENDA ITEMS: Written testimony may be submitted via email at cdp@hawaiiicounty.gov or in person at the Hilo or Kona Planning Department, up to two (2) business days prior (Monday, February 20, 2023) to the meeting (see the Notice Section below). In addition, members of the public may provide oral testimony at the meeting on any of the agenda items. Comments may be made either during the public comment portion of the agenda or just prior to the relevant business item. With discretion of the Chair of the CDP Action Committee, comments may be limited to three (3) minutes in length per agenda item.

BUSINESS:

- 1. Report Back on the January 18, 2023 Hawai'i County Code Update Open House:** Action Committee members who attended this meeting will share their experience and what they learned with the rest of the Committee.

2. **Subcommittee Report Back to Action Committee:** Designated subcommittees will report back and provide updates to the Action Committee regarding their findings and progress. See Communication Number 2022-05 Subcommittee Guidance.
 - a. Punalu'u Coastline Access and Resources Investigatory Subcommittee
 - b. Green Sands Coastline Access and Resources Investigatory Subcommittee
 - c. Pōhue Bay Coastline Access and Resources Investigatory Subcommittee
 - d. Kūpuna Housing Investigatory Subcommittee
 - e. Development in Ka'ū Investigatory Subcommittee
3. **Ka'ū Action Committee Meeting Schedule Discussion:** The Action Committee will discuss and create a meeting schedule for the remainder of 2023.
4. **Nā'ālehu Theatre Restoration:** The Action Committee will discuss potential actions following a recent letter they received regarding restoration efforts for the Nā'ālehu Theatre. See communication number 2023-02 Na'ālehu Theatre Restoration.

AGENDA FOR NEXT MEETING: Action Committee members will discuss logistics (meeting date/time) and potential agenda items for the next meeting.

ADJOURNMENT

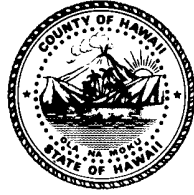
This agenda and all related documents are available in the Planning Department's Ka'ū Community Development Plan Action Committee folder via the County of Hawai'i Public Documents Repository: <https://records.hawaiicounty.gov/weblink/1/fol/88959/Row1.aspx>. These documents may also be requested from the Planning Department by calling (808) 961-8288 or emailing cdp@hawaiicounty.gov.

NOTICE: The purpose of the public hearings is to afford all interested persons a reasonable opportunity to be heard on the above items. A person desiring to submit oral or written testimony shall indicate their name and whether the testimony is on their behalf or as a representative of an organization or individual. Written testimony can be submitted via email or hard copy. Hard copies should include an original and nine copies and be submitted no later than 4:30pm two days prior to the hearing date.

Anyone who requires an auxiliary aid or service, other reasonable modification, or language interpretation to access this meeting please contact the Planning Department at (808) 961-8288 as soon as possible, but no later than five working days prior to the meeting date, to arrange for accommodations. "Other reasonable modification" refers to communication methods or devices for people with disabilities who are mentally and/or physically challenged.

If you are a lobbyist, you must register with the Hawai'i County Clerk within five days of becoming a lobbyist. (Article 15, Section 2-91.3(b), Hawai'i County Code). A lobbyist means, "any individual engaged for pay or other consideration who spends more than five hours in any month or \$275 in any six-month period for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials." (Article 15, Section 2-91.3(a)(6), Hawai'i County Code). Registration forms and expenditure report documents are available at the Office of the County Clerk-Council, 25 Aupuni Street, Hilo, Hawai'i 96720.

KA'Ū CDP ACTION COMMITTEE



County of Hawai'i PLANNING DEPARTMENT

KA'Ū COMMUNITY DEVELOPMENT PLAN ACTION COMMITTEE

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1 **Wednesday, December 14, 2022**
2 **DRAFT Meeting Minutes**

3 **CALL TO ORDER**

4 Chair Leina'ala Enos called the Ka'ū Community Development Plan (CDP) Action Committee (AC)
5 to order at 5:02 P.M. This was an Action Committee hosted meeting at the Nā'ālehu Community
6 Center; there was no Zoom option. Quorum was established at this meeting.

7 **ROLL CALL**

8 AC Members Present: Jesse Ke, Ka'ohinani Mokuhalī'i, Leina'ala Enos (Chair), Babette Morrow,
9 Pernell Hanoa (Vice-Chair), Catherine Williams, Jason Masters, Kaweni Ibarra (arrived at 5:11pm)

10 AC Members Absent-Excused: None

11 County Officials: Deputy Corporation Counsel- Suzanna Tiapula

12 **13 members of the public attended the meeting.**

13 **ANNOUNCEMENTS:** None

14 **APPROVAL OF MINUTES:**

15 *Action Committee Member Babette Morrow motioned to approve the October 19, 2022 minutes.*
16 *Seconded by Action Committee Member Jesse Ke. Motion passed with 8 votes aye, 0 votes nay.*

17 **BUSINESS:**

18 **1. Subcommittee Report Back to Action Committee.**

- 19
 - Punalu'u Coastline Access and Resources Investigatory Subcommittee.

20 Vice-Chair Hanoa shared that there have been no formal subcommittee meetings yet, however,
21 there have been several meetings with residents and the Ka'ū Advisory Council.

22 Sophia Hanoa, Secretary of the Ka'ū Advisory Council, testified on Agenda Item #1. The Council
23 and the Punalu'u community have met with Black Sands LLC on numerous occasions. The Black
24 Sands LLC has presented project proposals to the community through generated maps. The Ka'ū
25 Advisory Council has copies of the maps and had many questions/concerns for the Architects
26 and the owner's representatives. They would like the Kūpuna to identify sacred sites and protect

27 the Iwi (ancestral bones). The families of the area are concerned that the Ahupua'a's significance
28 has been honored and there are several discrepancies in the maps around the sacred sites and
29 the church. The Ka'u Advisory Council would like to help and provide guidance to the Action
30 Committee on how to address the public concerns over the future plans.

31 Discussion followed about having the subcommittee meet with the Black Sands LLC to see what
32 their proposals are and how they can help to interpret the wants and needs of the community to
33 help find a compromise/balance between the entities.

34 Earl Louis of Pahala, representing himself, testified on Agenda Item #1. He stated that he
35 remembers when Punalu'u was a well-managed place that provided jobs for the people of Ka'u.
36 He expressed the need to have well managed development. That the people
37 (developers/tourists) are coming, we cannot stop them, but we can provide guidance on how we
38 would like to see development. He raised the concern that having a landowner on the
39 subcommittee may be a conflict of interest.

40 Patrick Getchius of Oceanview, representing himself, testified on Agenda Item #1. He asked the
41 Action Committee to clarify how the subcommittee works in regard to inviting certain parties to
42 a non-public meeting.

43 There was some discussion on how Punalu'u Coastline Access and Resources Subcommittee was
44 invited to be a part of this panel and its purpose. It was discussed that Action Committee
45 members are new to this process and are open to creating a subcommittee that the people of
46 the community need and want.

47 Bob Graham, representing himself, testified on Agenda Item #1. He raised concerns around the
48 development of the 1000 acres up Mauka of Na'alehu. He stated that nobody knows what is
49 being planned or developed for that area; there is no information on what will happen if Iwi
50 (bones) are being removed. The cultural resource management research group, Nohopapa
51 Hawai'i was brought to the attention of the Action Committee.

52 For more information regarding Nohopapa, please click here:

53 <https://www.nohopapa.com>

54 *Action Committee Member Ke moved to approve the current notes of the Punalu'u Subcommittee*
55 *meeting. Vice-Chair Hanoa seconded. The motion passed with 8 votes aye, 0 votes nay.*

56

- Green Sands Coastline Access and Resource Investigatory Subcommittee.

57 Please see Communication No. 2022-07 Green Sands Subcommittee meeting notes 2022-11-30 by clicking here:

58 <https://records.hawaiiicounty.gov/WebLink/1/edoc/120198/Communication%20No.%202022-07%20Green%20Sands%20Subcommittee%20meeting%20notes%202022-11-30.pdf>

60

61 Addendum to subcommittee minutes Communication 2022-07: Add under subheading E-
62 "Acknowledge the additional activity of off-road vehicles that impact Mahana Bay from different
63 access points." The Ka'u CDP Action Committee reviewed the minutes and the Subcommittee
64 report. *Action Committee Member Mokuhalii moved to accept the notes with the addendum.*
65 *Vice-Chair Hanoa seconded the motion. Motion passed with 8 votes aye, 0 votes nay.*

66

67 • Pōhue Bay Coastline Access and Resources Investigatory Subcommittee.

68 Action Committee Members Williams and Masters both attended an informational meeting
69 sponsored by the National Park Service on December 10, 2022, at the Nā'ālehu Hongwanji.
70 There were more than 30 community members in attendance. The event had stations to gather
71 feedback and share the current priorities expressed by the community for the newly acquired
72 Kahuku-Pōhue parcel . Priorities were listed as such: #1. Preservation of Cultural sites. #2.
73 Protection of the Ancient Trail System. #3. Appropriately Identify Cultural and Historical Sites.

74 The National Park will provide resources such as materials and manpower for their current
75 proposed .03-mile access foot-trail that will connect the current 4-wheel drive road to the 2.1
76 historic trail. The National Park will also put in a 20-30 car parking lot, create a .03-mile spur trail
77 around private property to connect with the existing trail and add signage to all trails. The
78 timeline for this project is approximately 2023.

79 Overall, the comments supported the hiking trail for beach access. There were many comments
80 that were aimed to establish a permit process for fishing and vehicular access. Community
81 members want priority to be given to residents and possibly limit the number of days/permits to
82 be allowed. Natural resource management is a priority for the community and the National
83 Park.

84 Notes of this meeting are available on the website at [https://www.nps.gov/havo/learn/historyculture/kahuku-](https://www.nps.gov/havo/learn/historyculture/kahuku-pohue.htm)
85 [pohue.htm](https://www.nps.gov/havo/learn/historyculture/kahuku-pohue.htm)

86 Christine Kaehuaea, representing herself, testified on Agenda Item #1. She shared about
87 working with the fire department on a recent brush fire where equipment and personnel
88 inadvertently damaged architectural/cultural sites because they did not know they were there.
89 She reiterated that it is very important to let the National Park service know of any “secret” or
90 unknown sites that may be within the new Kahuku-Pōhue parcel of land so that officials can
91 protect these sites and respect the community/ohana’s wishes.

92 *Action Committee Member Ibarra motioned to accept the verbal report as the Subcommittee*
93 *notes. Seconded by Action Committee Member Morrow. The motion passed with 8 votes Aye, 0*
94 *votes nay.*

95 • Kūpuna Housing Investigatory Subcommittee.

96 Please see Communication No. 2022-06 Kūpuna Housing Subcommittee meeting notes 2022-11-30 by clicking here:
97 [https://records.hawaiiicounty.gov/WebLink/1/edoc/120197/Communication%20No.%202022-](https://records.hawaiiicounty.gov/WebLink/1/edoc/120197/Communication%20No.%202022-06%20Kupuna%20Housing%20Subcommittee%20meeting%20notes%202022-11-30.pdf)
98 [06%20Kupuna%20Housing%20Subcommittee%20meeting%20notes%202022-11-30.pdf](https://records.hawaiiicounty.gov/WebLink/1/edoc/120197/Communication%20No.%202022-06%20Kupuna%20Housing%20Subcommittee%20meeting%20notes%202022-11-30.pdf)

99 In addition, Action Committee Member Masters added that he has contacted the Hawai'i County
100 Planning Department as the subcommittee’s next step, to obtain a Zoning Verification Letter and
101 its permitted uses for subject properties.

102 *Action Committee Member Morrow motioned to approve the minutes with the addition. The*
103 *motion was seconded by Action Committee Member Mokuhalii. Motion passed with 8 votes aye,*
104 *0 votes nay.*

105 Alison Yahna of Oceanview, representing herself, testified on Agenda Item #1. She has concerns
106 about large development projects such as Solar Farms, land clearing and the destroying of

107 natural resources. She suggested that the Action Committee create a subcommittee focused on
108 researching these numerous projects. Action Committee Member Masters advised that this may
109 be too large of a subject matter for the Action Committee to investigate in the district of Ka'u.
110 He suggested focusing on a specific area or project, such as "Punalu'u" or "Nā'ālehu Mauka".

111 There was a vibrant discussion about creating a subcommittee around the large or small
112 developments that are happening around Ka'u. Due to a majority of community concern, Chair
113 Enos felt that it was important for the Action Committee to do so. *Action Committee Member*
114 *Mokuhali'i motioned to establish an investigatory subcommittee on Development to look at,*
115 *address and educate the community on large development projects that are concerning and*
116 *brought to our attention. Action Committee Member Ke seconded. The motion passed with a*
117 *vote of 7 aye and 1 abstention (AC member Masters).*

118 **PROPOSED AGENDA ITEMS FOR NEXT MEETING:** Action Committee members will discuss
119 potential agenda items for the upcoming meeting on February 22, 2023, at 5:00pm at
120 Oceanview Community Center.

121 **ADJOURNMENT:** *Action Committee Member Masters motion to adjourn the meeting. Seconded*
122 *by Action Committee Members Williams. The motion passed with 8 votes aye; 0 votes nay.*
123 *The meeting was adjourned at 7:09 pm.*

124 This agenda and all related documents are available in the Planning Department's Ka'u
125 Community Development Plan Action Committee folder via [the County of Hawai'i Public](#)
126 [Documents Repository](#). These documents may also be requested from the Planning Department
127 by calling (808) 961-8288 or emailing cdp@hawaiicounty.gov.