

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

Lahaina Civic Center, 1840 Honoapi'ilani Highway, Lahaina, Maui, 96761

Monday, September 18, 2017 at 10:00 a.m. to be continued, if necessary, on

Tuesday, September 19, 2017 at 9:00 a.m.

*Note: Commission Meeting Packets will be available at [dhhl.hawaii.gov](http://dhhl.hawaii.gov), by Saturday, September 16, 2017.*

**I. ORDER OF BUSINESS**

- A. Roll Call
- B. Approval of Agenda
- C. Approval of Minutes for August 2014
- D. Public Testimony on Agendized Items

**II. ITEMS FOR DECISION MAKING**

**A. CONSENT AGENDA**

Homestead Services Division

- D-2 Approval of Consent to Mortgage (see exhibit)
- D-3 Approval of Streamline Refinance of Loan (see exhibit)
- D-4 Approval to Schedule Loan Delinquency Contested Case Hearings (see exhibit)
- D-5 Approval of Homestead Application Transfers / Cancellations (see exhibit)
- D-6 Commission Designation of Successors to Application Rights – Public Notice 2016 (see exhibit)
- D-7 Approval of Designation of Successors to Leasehold Interest and Designation of Persons to Receive the Net Proceeds (see exhibit)
- D-8 Approval of Assignment to Leasehold Interest (see exhibit)
- D-9 Approval of Amendment of Leasehold Interest (see exhibit)
- D-10 Approval to Issue Non-Exclusive Licenses for Rooftop Photovoltaic Systems for Certain Lessees (see exhibit)
- D-11 Request to Schedule Contested Case Hearing – Authorization to Proceed to Public Notice Under Section 209, HHC, Due to Nonresponsive Designated Successor(s) (see exhibit)
- D-12 Request to Schedule Contested Case Hearing – **ALICE L. KALA**, Lease No. 7537, Lot No. 130, Waiohuli, Maui
- D-13 Request to Schedule Contested Case Hearing – **PIKAKE C.J. FERNANDEZ RUIZ**, Lease No. 9486, Lot No. 48, Waiehu Kou II, Maui

**B. REGULAR AGENDA**

Office of the Chairman

- C-1 Acceptance of the 2017 Native Hawaiian Housing Block Grant Annual Performance Report
- C-2 Resolution No. 291 – Resolution of Appreciation – Doreen Napua Canto

#### Land Development Division

- E-1 Acceptance of Agreement Between Lessees- Mrs. Pat M. Kaialau, Lease No. 6670, and Mrs. Melva N. Aila, Lease No. 6669, and Approval for Amendment to Lease No. 6670 Lualualei Homestead Subdivision, Lualualei, Waianae, Oahu Tax Map Key: (1) 8-6-003: Portions of 01 & 52

#### Land Management Division

- F-1 Annual Renewal of Right of Entry Permits, Maui Island
- F-2 Approval to Issuance of Right of Entry Permit to La'i'Opua 2020, Kalaoa, N. Kona, Island of Hawai'i, TMK No. (3)7-3-010:007(por.)
- F-3 Approval to Assignment of Lease and Amendments, and Issuance of Easement License, Kalaeloa Home Lands Solar, LLC / General Lease No. 294, Kalaeloa, Island of Oahu, Tax Map Key No. (1) 9-1-013:029
- F-4 Approval for Authorization to General Lease, Kalaeloa, Island of O'ahu, TMK No. (1)9-1-013:038
- F-5 Approval to Extend Right of Entry Permit No. 676, to American Renaissance Academy, Kalaeloa, Island of O'ahu, TMK No. (1) 9-1-013:024(por.)

#### Planning Division

- G-1 Approval of 2018 Legislative Proposals

### **III. EXECUTIVE SESSION** (discussion to be held during lunch break)

The Commission anticipates convening in executive meeting pursuant to Section 92-5(a)(4), HRS, to consult with its attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities on these matters.

1. Legal Issues Associated with County license request for Mahinahina and other related water issues in West Maui.

### **IV. ITEMS FOR INFORMATION/DISCUSSION**

#### **A. WORKSHOPS**

##### Administrative Services Office

- H-1 FY 2018 DHHL Budget Amendment no. 2 (relative to H-3)
- H-2 DHHL Supplemental Budget Requests for Fiscal Year 2019 (Sufficient Sums Budget) (relative to H-4)

##### Planning Division

- G-2 Maui Regional Plan Update
- G-3 West and Central Maui Water Issues and Projects

##### Land Management Division

- F-6 For Information Only - Revocable Permit Implementation Process

## B. REGULAR AGENDA

### Land Development Division

- E-2 For Information Only – Background Information on Lualualei Homestead  
Subdivision, Lualualei, Waianae, Oahu; Tax Map Key Nos.: (1) 8-6-003: 01, 02 &  
52

### Land Management Division

- F-6 Update on reforms to DHHL Right of Entry/Revocable Permit Program

## C. GENERAL AGENDA

### Requests to Address the Commission

- J-1 Rod Paahana- President Leialii 1A Association  
J-2 Natalie Kama – Maui Beneficiary  
J-3 Joseph Gonsalves – Hui No Ke Ola Pono  
J-4 Dave Taylor – Director of the Department of Water Supply- Mahinahina  
J-5 Princesslehuani Kumaewakainakelaomomona – Maui Awarded Lands

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

Lahaina Civic Center, 1840 Honoapiʻilani Highway, Lahaina, Maui, 96761

Tuesday, September 19, 2017 at 9:00 a.m.

**I. ORDER OF BUSINESS**

- A. Roll Call
- B. Public Testimony on Agendized Items

**II. ITEMS FOR DECISION MAKING**

**A. REGULAR AGENDA**

Administrative Services Office

- H-3 FY 2018 DHHL Budget Amendment no. 2
- H-4 Approval of DHHL Supplemental Budget Requests for Fiscal Year 2019 (Sufficient Sums Budget)
- H-5 Transfer of Hawaiian Home Receipts Fund Money at the End of the First Quarter, FY 2018

**III. ITEMS FOR INFORMATION/DISCUSSION**

**A. REGULAR AGENDA**

Office of the Chairman

- C-2 For information only: Beneficiary Consultation Report on Proposed Administrative Rules for Water Systems and Planning System

Homestead Services Division

- D-1 HSD Status Reports
  - A - Homestead Lease and Application Totals and Monthly Activity Reports
  - B – Delinquency Report
  - C – DHHL Guarantees for FHA Construction Loans

**B. WORKSHOPS**

Office of the Chairman

- C-3 Update on Declaration of Conditions, Covenants and Restrictions/Planned Communities

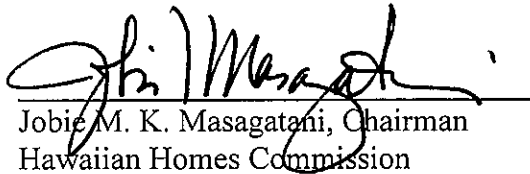
Land Development Division

- E-3 DHHL Lot Development Pipeline

#### IV. ANNOUNCEMENTS AND ADJOURNMENT

- A. Next Meeting –October 16 & 17, 2017, HHC Meeting Hilo District Office, Hawai‘i.
- B. Adjournment

*Note: Contested Case Hearings begin at 1:00 p.m.*



Jobie M. K. Masagatani, Chairman  
Hawaiian Homes Commission

#### COMMISSION MEMBERS

Kathleen P. Chin, Kaua‘i  
David B. Ka‘apu, West Hawai‘i  
William K. Richardson, O‘ahu  
Vacant, Maui

Wallace A. Ishibashi, East Hawai‘i  
Michael P. Kahikina, O‘ahu  
Wren Wescoatt, O‘ahu  
Vacant, Moloka‘i

Next community meeting is scheduled on Monday, September 18, 2017, 6:30 p.m. – 8:30 p.m.,  
Lahaina Civic Center, Lahaina, Maui

Special Accommodations (such as Sign Language Interpreter, large print, taped material) can be provided, if requested, at least five (5) working days before the scheduled meeting on the respective island by calling Brian Cheplic, at the **Information & Community Relations Office**, on Oahu, (808) 620-9590.

**ITEM D-2 EXHIBIT**  
**APPROVAL OF CONSENT TO MORTGAGE**

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
ANGAY, Leonard K.	9428	Kaniohale, Hawaii
ANTONIO, Phyllis K. M.	8342	Princess Kahanu Estates, Oahu
BAUTISTA, Chaz	11883	Kanehili, Oahu
BROWN, Lucille B.	563	Princess Kahanu Estates, Oahu
BUSH, Michael K.	9576	Kalawahine, Oahu
CARRICK, Leona P.	8377	Princess Kahanu Estates, Oahu
COYLE, Robert	3252	Nanakuli, Oahu
CUMMINGS, Beatrice L.	5324	Waianae, Oahu
DEAGUIAR, Lila K. P.	9420	Kaniohale, Hawaii
DUARTE, Susan K.	8408	Princess Kahanu Estates, Oahu
GAEA, Stephanie N.	11570	Kanehili, Oahu
GOODNESS, Mahina K.	7667	Waiohuli, Maui
GRACE, Abraham K.	3132	Waimanalo, Oahu
HUDDY, Kevin N.	7327	Nanakuli, Oahu
JIM, Lorna Mae	12300	Hikina, Maui
KAANAANA, Clarence M.	9874	Maluohai, Oahu
KAN HAI, John K.	10053	Waiehu 3, Maui
KANEHE, Carol A.	5478	Anahola, Kauai
KAOHU, Chandee	10030	Waiehu 3, Maui
KAUHI, Adelaide A.	2732	Keaukaha, Hawaii
KEA-ANDUHA, Jamaine K.	11896	Lualualei, Oahu
KELIIPULEOLE, Michael-Daniel K.	9695	Kalawahine, Oahu
KEOHOHOU, Jo K.	5999	Waimanalo, Oahu
KOESTER, GLENN E., Jr.	12737	Kaupea, Oahu
KUHAULUA, Benjamin W. O.	6605	Anahola, Kauai
LEWIS, Irene K.	7652	Waiohuli, Maui
LUUWAI, Robert K.	12200	Waiehu 4, Maui
MENDEZ, Benjamin, III	9848	Waiehu, Maui
MORALES, Angel K. N.	5565	Lualualei, Oahu
NAKATA, Tiare L. K.	6787	Lualualei, Oahu
PA, Robert K., Sr.	5251	Nanakuli, Oahu
PILILAAU, Cameron K.	12060	Kaupea, Oahu
POAHA, Bette Mae N.	3551	Waimanalo, Oahu
SALE, Michael, II	563	Nanakuli, Oahu
SCHOLTZ, Jon Timothy K.	1988	Waimanalo, Oahu
SOARES, Melvina	8379	Princess Kahanu Estates, Oahu
VALENZUELA, April P.	5683	Nanakuli, Oahu
VASQUEZ, Chrystie K.	6010	Kekaha, Kauai
VIQUELIA, Kwai Yen K.	8876	Hanapepe, Kauai
WOOD, Flynn H.	6523	Anahola, Kauai
WOODS, Robert P.	12605	Kanehili, Oahu
YAP, Emma K.B.	10488	Waiohuli, Maui

**ITEM D-3 EXHIBIT**

**APPROVAL OF STREAMLINE REFINANCE OF LOANS**

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
RABANES, Andrew, III	1925	Nanakuli, Oahu

**ITEM D-4 EXHIBIT**

**APPROVAL TO SCHEDULE LOAN DELINQUENCY CONTESTED CASE HEARINGS**

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
FUKUOKA, Anthony	10179	Kalamaula, Molokai
RITTE-MANANGAN, Tiare Linoe	7854	Kalamaula, Molokai

**ITEM D-5 EXHIBIT**

**HOMESTEAD APPLICATION TRANSFERS / CANCELLATIONS**

<b>APPLICANT</b>	<b>AREA</b>
AUWAE, Theodore A.	Oahu IW Res
BAKER, Brenette I.	Oahu IW Res
EVANS, Margaret	Hawaii IW Res
GOMES, Calveena	Kauai IW Agr
HALL, Charles L.	Hawaii IW Pas to Maui IW Pas
HALL, Charles L.	Hawaii IW Res to Maui IW Res
KAAI, Coralene N.	Oahu IW Res
KAAI, John K., Jr.	Maui IW Res
KAIWI, Benetta K.	Kauai IW Res
KAIWI, Clint I.	Maui IW Res
KUWAMURA, Arleen L.	Kauai IW Res
MAKALENA, June K.	Oahu IW Res
MAKALENA, June K.	Kauai IW Agr
MANIBOG, Larhonda K.	Kauai IW Res
MOKU, Delvin K., Jr.	Maui IW Res
NUUHIWA, Ivy K.	Maui IW Agr
NUUHIWA, Ivy K.	Maui IW Res
POE, Isaac A., Jr.	Kauai IW Agr
POE, Isaac A., Jr.	Kauai IW Res
SPARKS, Roxane L.	Maui IW Agr
SPRAGLING, Crystal Gayle S.K.	Oahu IW Res
TAYLOR, Jeremy L.	Oahu IW Res
TUCKER, Nohealani L.A.	Oahu IW Res
WASSER, Anntoinette	Oahu IW Res to Kauai IW Res
WONG YUEN, Marcus	Hawaii IW Res

\* IW = Islandwide

**ITEM D-6 EXHIBIT**

COMMISSION DESIGNATION OF SUCCESSORS PUBLIC NOTICE 2016

<b>APPLICANT</b>	<b>AREA</b>
EVANS, Margaret	Hawaii IW Res
GOMES, Calveena	Kauai IW Agr
KUWAMURA, Arleen L.	Anahola Area / Kauai IW Res
SIEGMUND, Dianah K.	Maui IW Agr
SPARKS, Roxane L.	Maui IW Agr

**ITEM D-7 EXHIBIT**

APPROVAL OF DESIGNATION OF SUCCESSORS TO LEASEHOLD INTEREST AND  
DESIGNATION OF PERSONS TO RECEIVE NET PROCEEDS

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
BADAYOS, Kalani J.	6717	Waianae, Oahu
HOOPII, Georgina M.W.P.	2177	Kewalo, Oahu
KAIAMA, Everett	2664	Nienie & Kuhio Village, Hawaii
KAILIKEA, Shaun M.K.	6652	Waianae, Oahu
KIPAPA, Emilia P.	5329	Waianae, Oahu
KUAMOO, Gregory K.	4260	Keaukaha, Hawaii
MANINI, Jacob L.	627	Papakolea, Oahu
PA, Milton K.	682	Hoolehua, Molokai

**ITEM D-8 EXHIBIT**

APPROVAL OF ASSIGNMENT TO LEASEHOLD INTEREST

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
AH HEE, Mau N.D.	11459	Leialii, Maui
APANA, Henry K.	4426	Waianae, Oahu
APO, Salome U.V.	8743	Nanakuli, Oahu
APO, Selene M.T. Schmidt	8743	Nanakuli, Oahu
VELLESES, Raymond K.	8743	Nanakuli, Oahu
BELL, Genesis K.	4942	Kuhio Village, Hawaii
AU-HAUPU, Micah K.	9525	Waiehu Kou II, Maui
BONDALLIAN, Lester S.	6374	Waiakea, Hawaii
CHANG, Maxine L.	1707	Waimanalo, Oahu
GIMA, Thelma L.	392	Nanakuli, Oahu
HEU, James M.	8306	PKE, Oahu
KAAI, John K.	3805	Nanakuli, Oahu
KAAI, Coralene N.	3805	Nanakuli, Oahu
ALVERIO, Dolly K.M.	3805	Nanakuli, Oahu
KALILOA, Diane U.	4988	Hoolehua, Molokai
KANAE, Clarence K.	3834	Paukukalo, Maui
KANOA, Anthony J.M.Y.Y.	3833	Paukukalo, Maui
KUAMOO, Lucille L.	1999	Kewalo, Oahu
MATHIAS, Ernest D.	5419	Paukukalo, Maui
MILLER, Cindy P.	8991	University Heights, Hawaii
MUAAVA, Helen M.P.	3786	Nanakuli, Oahu
POHANO, Stella L.H.	3572	Nanakuli, Oahu



SILVA, Geraldine N.	5944	Waiehu Kou, Maui
GUERRERO, George P.	12466	Kapolei, Oahu
JOHNSON, Sherri Lynn L.	10636	Laipua, Hawaii
KEKAHU, Charles K.	11120	Anahola, Kauai
KUALAAU, Lyman J.	10316	Waiohuli, Maui
PARIS, Luana M.	10396	Waiohuli, Maui
SALVADOR, Quirin B.K.	10350	Waiohuli, Maui
PARIS, Luana M.	10350	Waiohuli, Maui
SAFFERY, Eugene H., Sr.	10406	Waiohuli, Maui
KAPAKU, Mona L.	7696	Waiohuli, Maui

#### **ITEM D-9 EXHIBIT**

#### **APPROVAL OF AMENDMENT OF LEASEHOLD INTEREST**

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
AKAU, Derrick K.	2676B	Kamoku, Hawaii
AKI, Naylene L.	11148	Anahola, Kauai
BISHAW, Alexander R.K.	510	Hoolehua, Molokai
CHANG, Maxine L.	1707	Waimanalo, Oahu
CHING, Milton K.C.	11040	Anahola, Kauai
CHOW, Cecilia	11255	Kakaina, Oahu
EDWARDS, Natasha P.	11236	Kakaina, Oahu
ENRIQUE, Jodine S.	6590	Anahola, Kauai
GOMES, Keala O.	6676	Lualualei, Oahu
HATORI, Alicia K.K.	11252	Kakaina, Oahu
HIGA, Sueo	11087	Anahola, Kauai
HOLLAND, Jorina A.L.S.L.	11078	Anahola, Kauai
HOPKINS, Kamalani	11108	Anahola, Kauai
JOHNSON, Vernon D.K.	11294	Kakaina, Oahu
KAAIHUE, Lisa L.	11116	Anahola, Kauai
KAAIHUE, Robert K.	11061	Anahola, Kauai
KAHUI, Kapono K.	11281	Kakaina, Oahu
KAIAMA, Everett	2664	Kuhio Village, Hawaii
KAIWI, Benetta K.	11059	Anahola, Kauai
KALAWAIA, Thomas N.	11288	Kakaina, Oahu
KANAE, Earl K.	1186A	Keaukaha, Hawaii
KAPAKU, Mona L.	7696	Waiohuli, Maui
KAUI, Jeffrey A.	11032	Anahola, Kauai
KINNEY, Kiha W.	11030	Anahola, Kauai
KOHATSU, Brian T.	11149	Anahola, Kauai
KUAMOO, Lucille L.	1999	Kewalo, Oahu
KUEHU, Chanel L.	11046	Anahola, Kauai
LONO, Philip W.	11258	Kakaina, Oahu
MANIBOG, Larhonda K.	11096	Anahola, Kauai
MANINI, Jacob L.	627	Papakolea, Oahu
MEYER, Brian F.	1668	Hoolehua, Molokai
ORNELLAS, Kainalu K.C.	11125	Anahola, Kauai
OTA, Anne N.H.	11156	Anahola, Kauai
PA, Milton K.	682	Hoolehua, Molokai

PLUNKETT, James K.	3477	Paukukalo, Maui
POHANO, Stella L.H.	3572	Nanakuli, Oahu
RIVERA, Frank S., Jr.	11121	Anahola, Kauai
RUSSELL, Joanne K.H.O.	11205	Kakaina, Oahu
SAI, Koa K.I.	11212	Kakaina, Oahu
SALIS, Derek K.	7580	Kakaina, Oahu
TIM SING, Myra	1392	Keaukaha, Hawaii
VICTOR, Leah K.	11064	Anahola, Kauai
WAITE, Sharonne I.	11244	Kakaina, Oahu
WOODWARD, Alikea	11039	Anahola, Kauai

#### **ITEM D-10 EXHIBIT**

#### **APPROVAL TO ISSUE NON-EXCLUSIVE LICENSES FOR ROOFTOP PHOTOVOLTAIC SYSTEM FOR CERTAIN LESSEES**

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
AMINA, Cherilyn K.	11560	Hoolimalima, Oahu
CAMPBELL, Andrietta M.	8207	Paukukalo, Maui
CAMPBELL, Francine E.K.	8207	Paukukalo, Maui
IOKIA, Mark	5290	Waianae, Oahu
KAHAPEA, Sylvester K.	4524	Nanakuli, Oahu
MCFEELEY, Candy-Lee M.	1906	Nanakuli, Oahu
PETERSON, David E.	12015	Kaupea, Oahu
YUEN-CARVALHO, Tania A.K.	12797	Hoolimalima, Oahu
YUEN-CARVALHO, Victoria Marie	12807	Hoolimalima, Oahu

#### **ITEM D-11 EXHIBIT**

#### **REQUEST TO SCHEDULE CONTESTED CASE HEARING – AUTHORIZATION TO PROCEED TO PUBLIC NOTICE UNDER SECTION 209, DUE TO NONRESPONSIVE DESIGNATED SUCCESSOR(S)**

<b>LESSEE</b>	<b>LEASE NO.</b>	<b>AREA</b>
KAWAA, Peter K., Jr.	8289	Kalawahine, Oahu
LAIKUPU, George E.K.	2844	Kewalo, Oahu
LEAMOHALA, Alexander H.K.P.	9121	Kahikinui, Maui

#### **ITEM F-1 EXHIBIT**

#### **RIGHT OF ENTRY PERMITS MAUI ISLAND**

ACRE	NO.	USE	PERMITTEE	LOCATION	Date Started
105.000	489	Agriculture	Kaanapali Development Corporation	Honokowai	5/1/2004
69.000	496	Community	Keokea Homestead Farm Lot Association	Keokea	7/1/2013
6.820	493	Community	Waiohuli Hawaiian Homesteaders Assoc., Inc	Kula	7/1/2013
3.000	497	Community	Village of Lei Alii Assn	Leialii	7/1/2013
0.184	490	Industrial	Nelson Hiraga & John Kaahui	Honokawai	7/1/2013
62.000	487	Pastoral	Haleakala Ranch Company	Kahikinui	7/1/2013
4005.000	488	Pastoral	James C. & Jane Sakugawa	Kula	7/1/2013
228.880	494	Pastoral	Ulupalakua Ranch, Inc	Makawao	7/1/2013

DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION  
September 18 & 19, 2017  
Lahaina, Maui

C-ITEMS  
**OFFICE OF THE CHAIRMAN**

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18 & 19, 2017

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Niniau Simmons, NAHASDA Manager  
Hokulei Lindsey Administrative Rules Officer

SUBJECT:

- C-1 Acceptance of the 2017 Native Hawaiian Housing Block Grant Annual Performance Report
- C-2 Resolution No. 291 – Resolution of Appreciation – Doreen Napua Canto
- C-3 For information only: Beneficiary Consultation Report on Proposed Administrative Rules for Water Systems and Planning System
- C-4 Update on DCCR/Planned Communities

*THE SUBMITTALS WILL BE DISTRIBUTED UNDER SEPARATE COVER or AT THE TABLE*

ITEM NO. C-1 to C-4



HAWAIIAN HOME LANDS

HAWAIIAN HOMES COMMISSION  
DEPARTMENT OF HAWAIIAN HOME LANDS

# DHHL and DCCR Communities

# Roadmap

- Background
- Kalawahine vs. DHHL
- What the Department does for DCCR communities
- Moving forward

# DCCR Communities

Community	Lessees on Lot	Lots (Projected)	<b>Total Lessees on Lot: 1,943</b>  <b>*Development on going</b>
Laiopua*	61	(1,340)	
Lalamilo*	30	448	
Leialii	104	(357)	
Waiehu Kou 2	109	109	
Waiehu Kou 3	114	114	
Waiehu Kou 4	98	98	
Lanai	29	45	
Princess Kahanu Estates	271	271	
Maluohai	222 (+1 in process)	226	
Kaupea	326	326	
Kanehili*	358	403	
Kaupuni	19	19	
Kumuhau-Kakaina*	52	97	
Kalawahine Streamside	92	92	
Piilani Mai Ke Kai*	58 (+22 in process)	177	

# Lot Status

Community	Lots	Lessees Total	Construction	Inventory	<b>Total Lots: (4,122)</b>  <b>*Development on going</b>
Laiopua*	(1,340)	286	118 (underway) 101 (pending) Est. 778 (future)	HSD: 1	
Lalamilo*	448	30	81 (hold) 330 (design hold)	LDD: 2	
Leialii	(357)	104	Est. 253 (future)	--	
Waiehu Kou 2	108	108	--	--	
Waiehu Kou 3	115	115	--	HSD: 1	
Waiehu Kou 4	98	98	--	HSD: 1	
Lanai	45	29	--	--	
Princess Kahanu	271	271	--	--	
Maluohai	226	225	--	--	
Kaupea	326	326	--	HSD: 1	
Kanehili*	403	336	67 (underway)	--	
Kaupuni	19	19	--	--	
Kumuhau-Kakaina*	97	65	15 (underway)	LDD: 17	
Kalawahine	92	92	--	HSD:1	
Piilani Mai Ke Kai*	177	58 <small>September 2017; Item 43</small>	46 (pending)	LDD: 51	



# “Apples” and “Oranges”

- Two types of DCCR communities exist on Hawaiian home lands:
  - DHHL *created* (11), and
  - DHHL *acquired*
    - Leialii, Maluohai, Kaupea, Laiopua

# Kalawahine v. DHHL

- HHCA section 207.5
- “DHHL should have promulgated administrative rules before incorporating the DCCRs into the homestead leases issued to Kalawahine Project residents.” *Kalawahine v. DHHL (2015)*
- “[I]ndependent of the homestead lease, the Kalawahine Project residents are bound by the DCCRs pursuant to their sales contract with [the developer] . . . the DCCRs . . . remain subject to enforcement by the Association.” *Kalawahine v. DHHL (2015)*

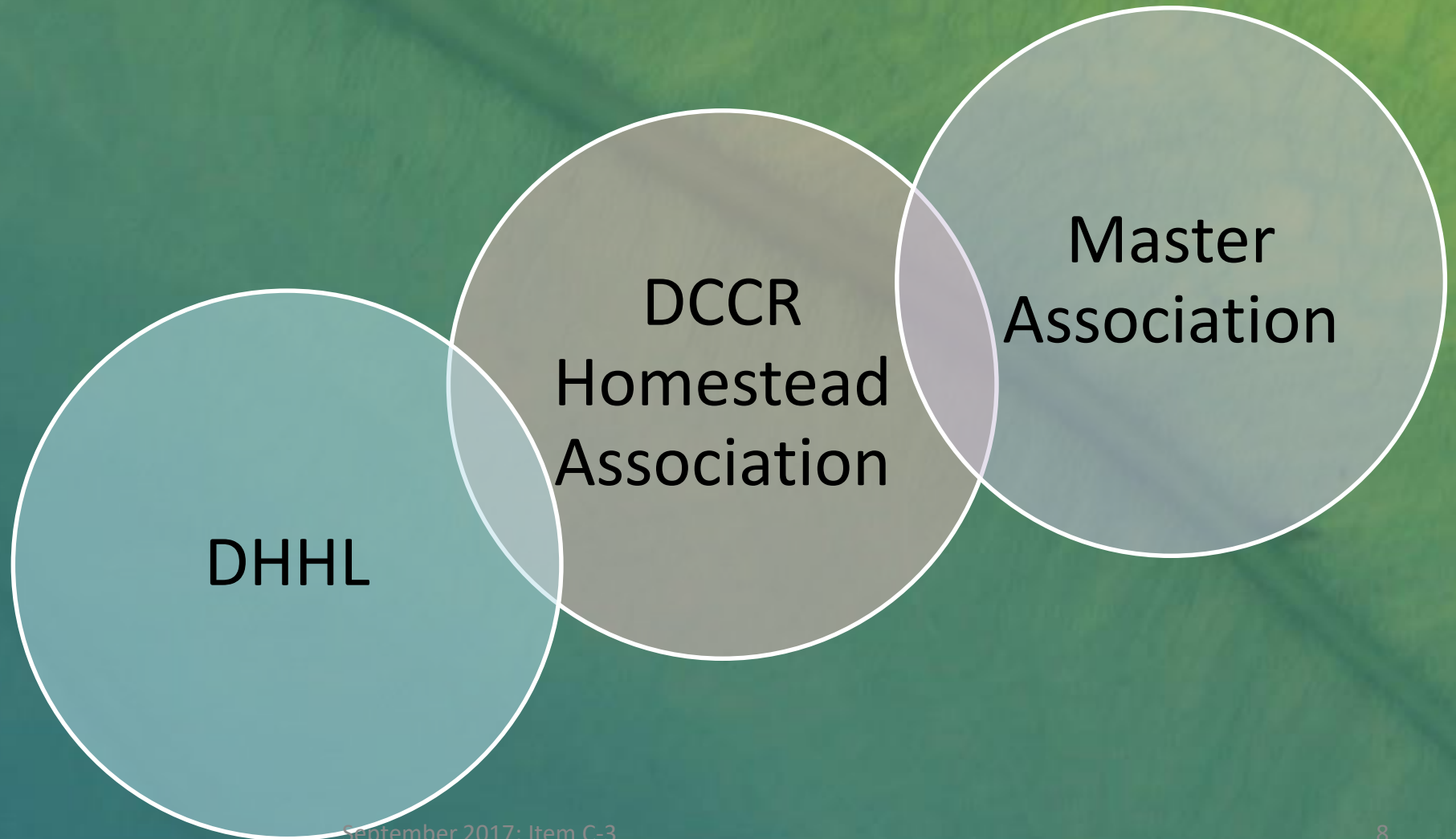
# DHHL, “Apples,” and “Oranges”

- Generally...
  - DHHL *acquired* communities are subject to enforcement of the DCCRs by the Department.
  - DHHL *created* communities are subject to enforcement of the DCCRs by their respective Associations.
- Ultimately, how DHHL relates to each association will depend upon the (1) particularities of the development, and (2) association documents.

# DHHL and “Apples”

*If the community is DHHL acquired, there may be a “master association.”*

These relationships can vary based on association documents.



# DHHL and “Oranges”

*If the community is DHHL created, interaction between DHHL and the DCCR homestead association may be limited and depends on how the association was created and the association documents.*





# DHHL, “Apples,” and “Oranges”

- Enforcement issues
  - Delinquent assessments
  - Kanawai procedures
- Loans and transfer requests
- New lessee contact information
- Inactive/Not organized associations
- Vacant lot awards

# Moving Forward

- Administrative Rules
  - “Method of disposition”
  - “Terms, conditions, covenants, and restrictions as to use and occupancy”
  - Enforcement

DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION  
September 18 & 19, 2017  
Lahaina, Maui


D-ITEMS  
**HOMESTEAD SERVICES DIVISION**



STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission  
From: Dean T. Oshiro, Acting HSD Administrator   
SUBJECT: **Homestead Services Division Status Reports**

RECOMMENDED MOTION/ACTION

NONE

DISCUSSION

The following reports are for information only:

Exhibit A: Homestead Lease & Application Totals  
and Monthly Activity Reports

Exhibit B: Delinquency Report

Exhibit C: DHHL Guarantees for FHA Construction  
Loans

September 18, 2017

SUBJECT: Homestead Lease and Application Totals and Monthly Activity Reports

LEASE ACTIVITY REPORT

Month through August 31, 2017

	As of 7/31/17	Add	Cancel	As of 8/31/17
Residential	8,374	1	2	8,373
Agricultural	1,099	0	0	1,099
Pastoral	410	0	0	410
<b>Total</b>	<b>9,883</b>	<b>1</b>	<b>2</b>	<b>9,882</b>

The number of Converted Undivided Interest Lessees represents an increase of 407 families moving into homes. Their Undivided Interest lease was converted to a regular homestead lease.

	As of 7/31/17	Converted	Rescinded/ Surrendered/ Cancelled	As of 8/31/17
Undivided	918	0	0	918

Balance as of 8/31/2017

Awarded	1,434
Relocated to UNDV	7
Rescinded	109
Surrendered	5
Cancelled	2
Converted	407
Balance to Convert	918

**Lease Report For the Month Ending August 31, 2017**

	----- RESIDENCE -----				----- AGRICULTURE -----				----- PASTURE -----				----- TOTAL LEASES -----			
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL
<b>OAHU</b>																
Hoolimalima	66	0	0	66	0	0	0	0	0	0	0	0	66	0	0	66
Kalawahine	92	0	1	91	0	0	0	0	0	0	0	0	92	0	1	91
Kanehili	358	0	0	358	0	0	0	0	0	0	0	0	358	0	0	358
Kapolei	257	0	0	257	0	0	0	0	0	0	0	0	257	0	0	257
Kauea	325	0	0	325	0	0	0	0	0	0	0	0	325	0	0	325
Kaupuni	19	0	0	19	0	0	0	0	0	0	0	0	19	0	0	19
Kewalo	249	0	0	249	0	0	0	0	0	0	0	0	249	0	0	249
Kumuhau	52	0	0	52	0	0	0	0	0	0	0	0	52	0	0	52
Lualualei	149	0	0	149	31	0	0	31	0	0	0	0	180	0	0	180
Malu'ohai	156	0	0	156	0	0	0	0	0	0	0	0	156	0	0	156
Nanakuli	1,051	0	0	1,051	0	0	0	0	0	0	0	0	1,051	0	0	1,051
Papakolea	64	0	0	64	0	0	0	0	0	0	0	0	64	0	0	64
Princess Kahanu Estates	271	0	0	271	0	0	0	0	0	0	0	0	271	0	0	271
Waialae	0	0	0	0	16	0	0	16	0	0	0	0	16	0	0	16
Waianae	420	0	0	420	11	0	0	11	0	0	0	0	431	0	0	431
Waimanalo	744	1	0	745	2	0	0	2	0	0	0	0	745	1	0	747
<b>TOTAL</b>	<b>4,273</b>	<b>1</b>	<b>1</b>	<b>4,273</b>	<b>60</b>	<b>0</b>	<b>0</b>	<b>60</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>4,281</b>	<b>1</b>	<b>1</b>	<b>4,333</b>
<b>MAUI</b>																
Hikina	30	0	0	30	0	0	0	0	0	0	0	0	30	0	0	30
Kahikinui	0	0	0	0	0	0	0	0	75	0	0	75	75	0	0	75
Keokea	0	0	0	0	65	0	0	65	0	0	0	0	65	0	0	65
Leaili	104	0	0	104	0	0	0	0	0	0	0	0	104	0	0	104
Paukukalo	180	0	0	180	0	0	0	0	0	0	0	0	180	0	0	180
Waiehu 1	39	0	0	39	0	0	0	0	0	0	0	0	39	0	0	39
Waiehu 2	109	0	0	109	0	0	0	0	0	0	0	0	109	0	0	109
Waiehu 3	114	0	0	114	0	0	0	0	0	0	0	0	114	0	0	114
Waiehu 4	98	0	1	97	0	0	0	0	0	0	0	0	98	0	1	97
Waichuli	593	0	0	593	0	0	0	0	0	0	0	0	593	0	0	593
<b>TOTAL</b>	<b>1,267</b>	<b>0</b>	<b>1</b>	<b>1,266</b>	<b>65</b>	<b>0</b>	<b>0</b>	<b>65</b>	<b>75</b>	<b>0</b>	<b>0</b>	<b>75</b>	<b>1,407</b>	<b>0</b>	<b>1</b>	<b>1,406</b>
<b>EAST HAWAII</b>																
Discovery Harbour	2	0	0	2	0	0	0	0	0	0	0	0	2	0	0	2
Kamaea	0	0	0	0	0	0	0	0	25	0	0	25	25	0	0	25
Kaunapali	44	0	0	44	0	0	0	0	0	0	0	0	44	0	0	44
Keaukaha	473	0	0	473	0	0	0	0	0	0	0	0	473	0	0	473
Kurtistown	3	0	0	3	0	0	0	0	0	0	0	0	3	0	0	3
Makua	0	0	0	0	122	0	0	122	0	0	0	0	122	0	0	122
Panaua	0	0	0	0	264	0	0	264	0	0	0	0	264	0	0	264
Pihonua	17	0	0	17	0	0	0	0	0	0	0	0	17	0	0	17
Puueo	0	0	0	0	12	0	0	12	0	0	0	0	12	0	0	12
University Heights	4	0	0	4	0	0	0	0	0	0	0	0	4	0	0	4
Waiakea	298	0	0	298	0	0	0	0	0	0	0	0	298	0	0	298
<b>TOTAL</b>	<b>841</b>	<b>0</b>	<b>0</b>	<b>841</b>	<b>398</b>	<b>0</b>	<b>0</b>	<b>398</b>	<b>25</b>	<b>0</b>	<b>0</b>	<b>25</b>	<b>1,264</b>	<b>0</b>	<b>0</b>	<b>1,264</b>
<b>WEST HAWAII</b>																
Honokaa	0	0	0	0	0	0	0	0	23	0	0	23	23	0	0	23
Humuula	0	0	0	0	0	0	0	0	5	0	0	5	5	0	0	5
Kamoku	0	0	0	0	0	0	0	0	16	0	0	16	16	0	0	16
Kanihale	224	0	0	224	0	0	0	0	0	0	0	0	224	0	0	224
Kawaihae	187	0	0	187	0	0	0	0	1	0	0	1	188	0	0	188
Laipua	284	0	0	284	0	0	0	0	0	0	0	0	284	0	0	284
Lalamilo	30	0	0	30	0	0	0	0	0	0	0	0	30	0	0	30
Nienie	0	0	0	0	0	0	0	0	21	0	0	21	21	0	0	21
Puukapu/Waimea/Kuhio VII	114	0	0	114	110	0	0	110	216	0	0	216	440	0	0	440
Puupulehu	32	0	0	32	0	0	0	0	0	0	0	0	32	0	0	32
<b>TOTAL</b>	<b>871</b>	<b>0</b>	<b>0</b>	<b>871</b>	<b>110</b>	<b>0</b>	<b>0</b>	<b>110</b>	<b>282</b>	<b>0</b>	<b>0</b>	<b>282</b>	<b>1,263</b>	<b>0</b>	<b>0</b>	<b>1,263</b>
<b>KAUAI</b>																
Anahola	534	0	0	534	46	0	0	46	0	0	0	0	580	0	0	580
Hanapepe	47	0	0	47	0	0	0	0	0	0	0	0	47	0	0	47
Kekaha	117	0	0	117	0	0	0	0	0	0	0	0	117	0	0	117
Puu Opae	0	0	0	0	0	0	0	0	1	0	0	1	1	0	0	1
<b>TOTAL</b>	<b>698</b>	<b>0</b>	<b>0</b>	<b>698</b>	<b>46</b>	<b>0</b>	<b>0</b>	<b>46</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>745</b>	<b>0</b>	<b>0</b>	<b>745</b>
<b>MOLOKAI</b>																
Hooluhua	157	0	0	157	346	0	0	346	21	0	0	21	524	0	0	524
Kalamula	163	0	0	163	71	0	0	71	3	0	0	3	237	0	0	237
Kapaakea	47	0	0	47	0	0	0	0	3	0	0	3	50	0	0	50
Moomomi	0	0	0	0	3	0	0	3	0	0	0	0	3	0	0	3
One Aili	28	0	0	28	0	0	0	0	0	0	0	0	28	0	0	28
<b>TOTAL</b>	<b>395</b>	<b>0</b>	<b>0</b>	<b>395</b>	<b>420</b>	<b>0</b>	<b>0</b>	<b>420</b>	<b>27</b>	<b>0</b>	<b>0</b>	<b>27</b>	<b>842</b>	<b>0</b>	<b>0</b>	<b>842</b>
<b>LANAI</b>																
Lanai	29	0	0	29	0	0	0	0	0	0	0	0	29	0	0	29
<b>TOTAL</b>	<b>29</b>	<b>0</b>	<b>0</b>	<b>29</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>29</b>	<b>0</b>	<b>0</b>	<b>29</b>
<b>STATEWIDE TOTAL</b>	<b>8,374</b>	<b>1</b>	<b>2</b>	<b>8,373</b>	<b>1,099</b>	<b>0</b>	<b>0</b>	<b>1,099</b>	<b>410</b>	<b>0</b>	<b>0</b>	<b>410</b>	<b>9,883</b>	<b>1</b>	<b>2</b>	<b>9,882</b>

**HOMESTEAD AREA AND ISLANDWIDE APPLICATIONS WAITING LIST MONTHLY REPORT FOR THE MONTH ENDING  
August 31, 2017**

**AREA WAITING LIST**

	RESIDENCE				AGRICULTURE				PASTURE				TOTAL
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	
DISTRICT AREA													
Oahu District	1,015	0	0	1,015	3	0	0	3	0	0	0	0	1,018
Maui District	73	0	0	73	4	0	0	4	5	0	0	5	82
Hawaii District	135	0	0	135	15	0	0	15	59	0	0	59	209
Kauai District	56	0	0	56	3	0	0	3	29	0	0	29	88
Molokai District	20	0	0	20	19	0	0	19	1	0	0	1	40
<b>TOTAL</b>	<b>1,299</b>	<b>0</b>	<b>0</b>	<b>1,299</b>	<b>44</b>	<b>0</b>	<b>0</b>	<b>44</b>	<b>94</b>	<b>0</b>	<b>0</b>	<b>94</b>	<b>1,437</b>

**ISLANDWIDE WAITING LIST**

	RESIDENCE				AGRICULTURE				PASTURE				TOTAL
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	
ISLAND													
Oahu	9,583	37	7	9,613	3,638	12	1	3,649	0	0	0	0	13,262
Maui	3,732	14	2	3,744	4,596	13	0	4,609	596	2	0	598	8,951
Hawaii	5,674	6	4	5,676	7,083	10	1	7,092	1,865	3	1	1,867	14,635
Kauai	1,611	1	3	1,609	2,214	1	1	2,214	296	0	0	296	4,119
Molokai	777	1	0	778	1035	1	0	1036	198	0	0	198	2,012
Lanai	82	2	0	84	0	0	0	0	0	0	0	0	84
<b>TOTAL</b>	<b>21,459</b>	<b>61</b>	<b>16</b>	<b>21,504</b>	<b>18,566</b>	<b>37</b>	<b>3</b>	<b>18,600</b>	<b>2,955</b>	<b>5</b>	<b>1</b>	<b>2,959</b>	<b>43,063</b>

**AREA AND ISLANDWIDE LISTS**

	RES	AG	PAS	TOTAL	ADDITIONS		CANCELLATIONS	
OAHU	10,628	3,652	0	14,280	New Applications	89	New Lease Awards	5
MAUI	3,817	4,613	603	9,033	Application Transfers	14	Application Transfers	14
HAWAII	5,811	7,107	1,926	14,844	Lease Rescissions	0	Succ'd and Cancel Own	0
KAUAI	1,665	2,217	325	4,207	App Reinstatements	0	Public Notice Cancel	0
MOLOKAI	798	1,055	199	2,052	HHC Adjustments	0	Voluntary Cancellations	0
LANAI	84	0	0	84	<b>TOTAL</b>	<b>103</b>	Lease Successorships	0
<b>TOTAL</b>	<b>22,803</b>	<b>18,644</b>	<b>3,053</b>	<b>44,500</b>			HHC Adjustments	0
							Dec'd No Successor	1
							Additional Acreage	0
							NHQ Unqualified	0
							<b>TOTAL</b>	<b>20</b>

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

**August 31, 2017**

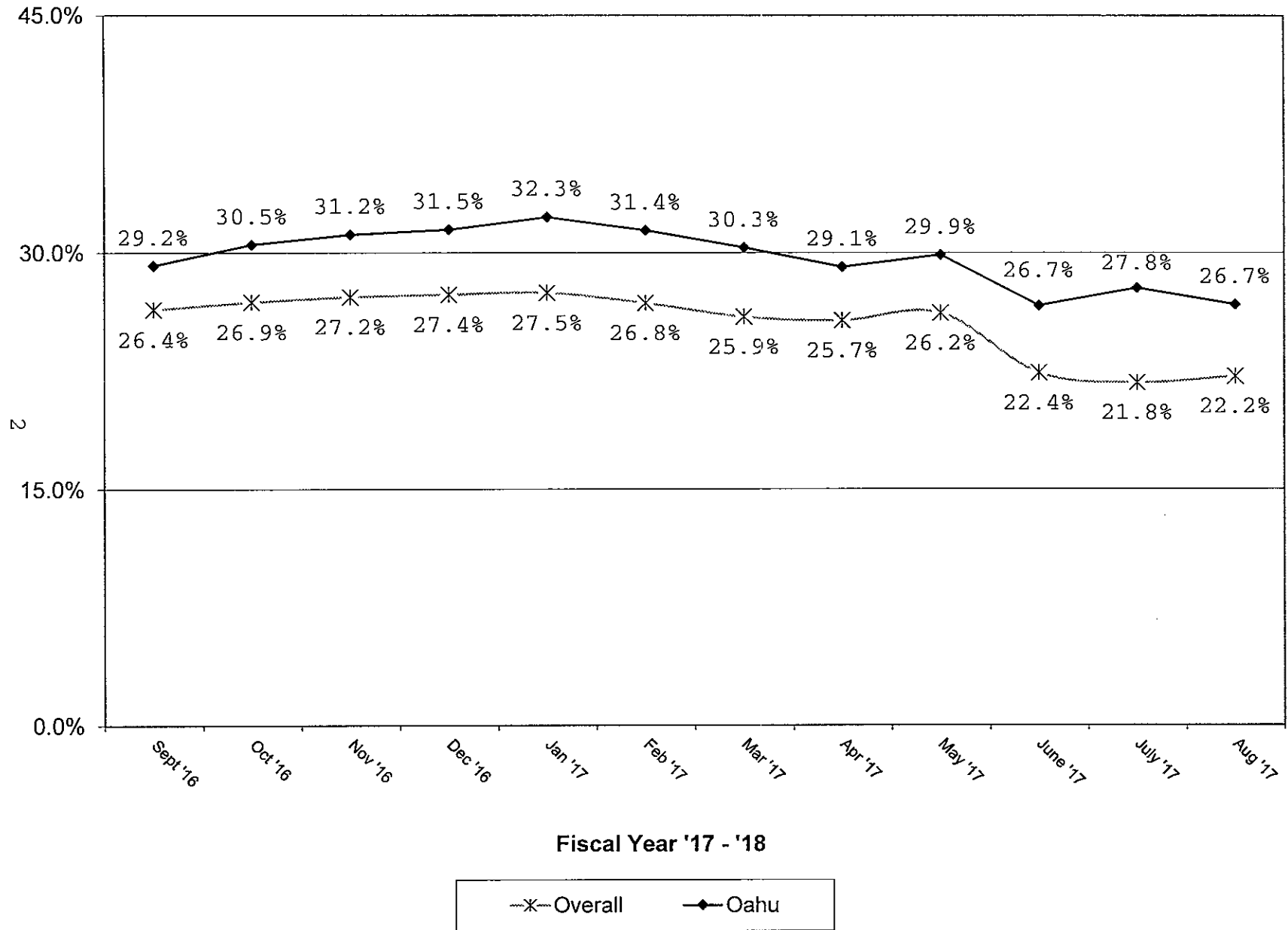
	RESIDENCE				AGRICULTURE				PASTURE				TOTAL
	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	Last Month	Add	Cancel	TOTAL	
<b>OAHU DISTRICT</b>													
Nanakuli	179	0	0	179	0	0	0	0	0	0	0	0	179
Waianae	160	0	0	160	0	0	0	0	0	0	0	0	160
Luahalei	0	0	0	0	3	0	0	3	0	0	0	0	3
Papakolea/Kewalo	72	0	0	72	0	0	0	0	0	0	0	0	72
Waimanalo	604	0	0	604	0	0	0	0	0	0	0	0	604
Subtotal Area	1,015	0	0	1,015	3	0	0	3	0	0	0	0	1,018
Islandwide	9,583	37	7	9,613	3,638	12	1	3,649	0	0	0	0	13,262
<b>TOTAL OAHU APPS</b>	<b>10,598</b>	<b>37</b>	<b>7</b>	<b>10,628</b>	<b>3,641</b>	<b>12</b>	<b>1</b>	<b>3,652</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>14,280</b>
<b>MAUI DISTRICT</b>													
Paukukalo	73	0	0	73	0	0	0	0	0	0	0	0	73
Kula	0	0	0	0	4	0	0	4	5	0	0	5	9
Subtotal Area	73	0	0	73	4	0	0	4	5	0	0	5	82
Islandwide	3,732	14	2	3,744	4,596	13	0	4,609	596	2	0	598	8,951
<b>TOTAL MAUI APPS</b>	<b>3,805</b>	<b>14</b>	<b>2</b>	<b>3,817</b>	<b>4,600</b>	<b>13</b>	<b>0</b>	<b>4,613</b>	<b>601</b>	<b>2</b>	<b>0</b>	<b>603</b>	<b>9,033</b>
<b>HAWAII DISTRICT</b>													
Keaukaha/Waiakea	72	0	0	72	0	0	0	0	1	0	0	1	73
Panaewa	0	0	0	0	15	0	0	15	0	0	0	0	15
Humuula	0	0	0	0	0	0	0	0	0	0	0	0	0
Kawaihae	19	0	0	19	0	0	0	0	0	0	0	0	19
Waimea	44	0	0	44	0	0	0	0	58	0	0	58	102
Subtotal Area	135	0	0	135	15	0	0	15	59	0	0	59	209
Islandwide	5,674	6	4	5,676	7,083	10	1	7,092	1,865	3	1	1,867	14,635
<b>TOTAL HAWAII APPS</b>	<b>5,809</b>	<b>6</b>	<b>4</b>	<b>5,811</b>	<b>7,098</b>	<b>10</b>	<b>1</b>	<b>7,107</b>	<b>1,924</b>	<b>3</b>	<b>1</b>	<b>1,926</b>	<b>14,844</b>
<b>KAUAI DISTRICT</b>													
Anahola	48	0	0	48	3	0	0	3	21	0	0	21	72
Kekaha/Puu Opae	8	0	0	8	0	0	0	0	8	0	0	8	16
Subtotal Area	56	0	0	56	3	0	0	3	29	0	0	29	88
Islandwide	1,611	1	3	1,609	2,214	1	1	2,214	296	0	0	296	4,119
<b>TOTAL KAUAI APPS</b>	<b>1,667</b>	<b>1</b>	<b>3</b>	<b>1,665</b>	<b>2,217</b>	<b>1</b>	<b>1</b>	<b>2,217</b>	<b>325</b>	<b>0</b>	<b>0</b>	<b>325</b>	<b>4,207</b>
<b>MOLOKAI DISTRICT</b>													
Kalamaula	4	0	0	4	0	0	0	0	0	0	0	0	4
Hoolehua	7	0	0	7	19	0	0	19	1	0	0	1	27
Kapaakea	8	0	0	8	0	0	0	0	0	0	0	0	8
One Alii	1	0	0	1	0	0	0	0	0	0	0	0	1
Subtotal Area	20	0	0	20	19	0	0	19	1	0	0	1	40
Islandwide	777	1	0	778	1,035	1	0	1,036	198	0	0	198	2,012
<b>TOTAL MOLOKAI APPS</b>	<b>797</b>	<b>1</b>	<b>0</b>	<b>798</b>	<b>1,054</b>	<b>1</b>	<b>0</b>	<b>1,055</b>	<b>199</b>	<b>0</b>	<b>0</b>	<b>199</b>	<b>2,052</b>
<b>LANAI DISTRICT</b>													
Islandwide	82	2	0	84	0	0	0	0	0	0	0	0	84
<b>TOTAL LANAI APPS</b>	<b>82</b>	<b>2</b>	<b>0</b>	<b>84</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>84</b>
<b>TOTAL AREA ONLY</b>	<b>1,299</b>	<b>0</b>	<b>0</b>	<b>1,299</b>	<b>44</b>	<b>0</b>	<b>0</b>	<b>44</b>	<b>94</b>	<b>0</b>	<b>0</b>	<b>94</b>	<b>1,437</b>
<b>TOTAL ISLANDWIDE</b>	<b>21,459</b>	<b>61</b>	<b>16</b>	<b>21,504</b>	<b>18,566</b>	<b>37</b>	<b>3</b>	<b>18,600</b>	<b>2,955</b>	<b>5</b>	<b>1</b>	<b>2,959</b>	<b>43,063</b>
<b>TOTAL STATEWIDE</b>	<b>22,758</b>	<b>61</b>	<b>16</b>	<b>22,803</b>	<b>18,610</b>	<b>37</b>	<b>3</b>	<b>18,644</b>	<b>3,049</b>	<b>5</b>	<b>1</b>	<b>3,053</b>	<b>44,500</b>

DELINQUENCY REPORT - STATEWIDE  
September 18, 2017  
(\$Thousands)

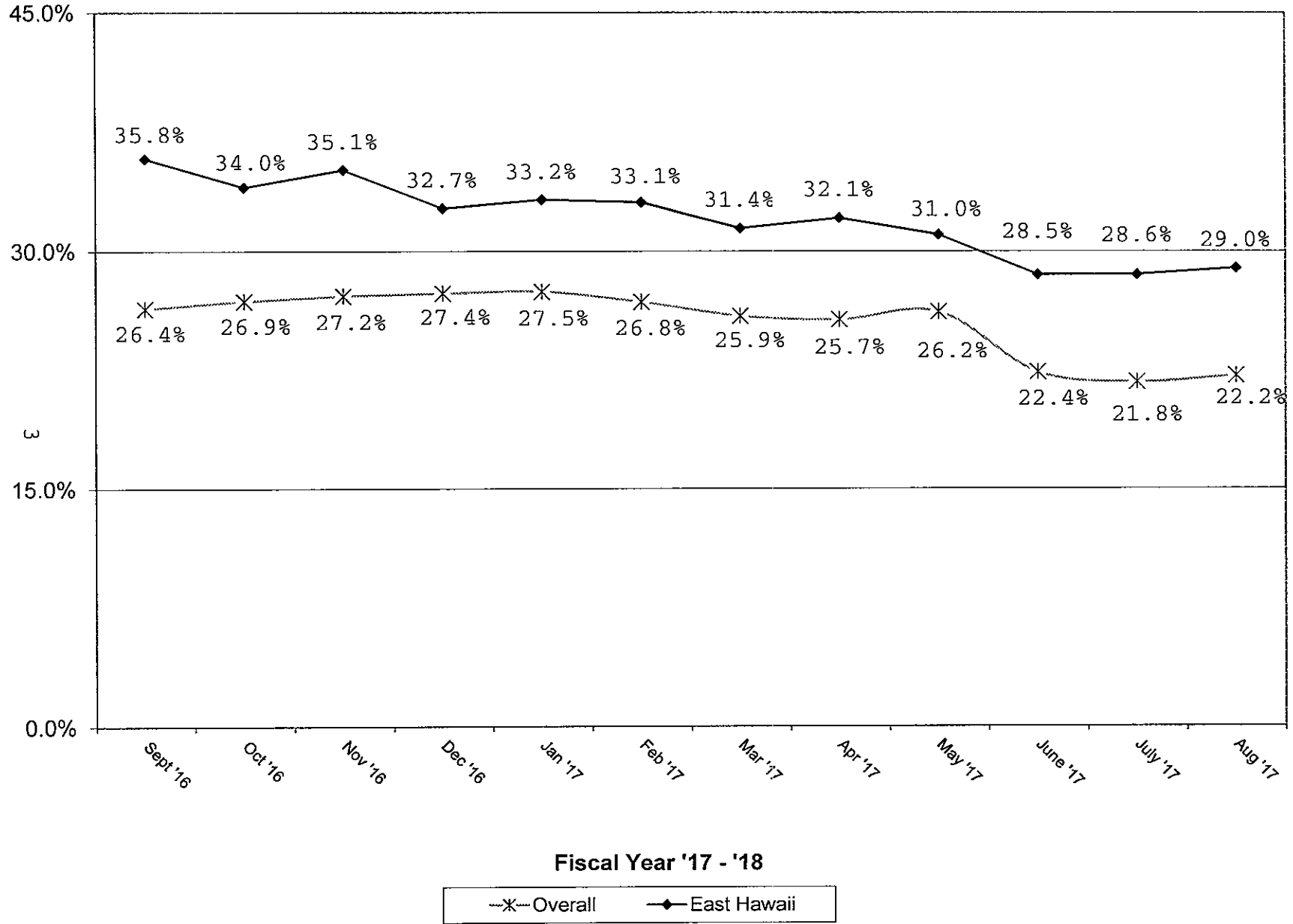
	Total Outstanding		Total Delinquency		30 Days (low)		60 Days (Medium)		90 Days (High)		180 Days (Severe)		% of Totals 8/31/2017	
	No.	(000s) Amt.	No.	(000s) Amt.	No.	(000s) Amt.	No.	(000s) Amt.	No.	(000s) Amt.	No.	(000s) Amt.	No.	\$
<b>DIRECT LOANS</b>														
OAHU	408	34,269	91	9,157	12	1,053	6	488	19	2,335	54	5,280	22.3%	26.7%
EAST HAWAII	228	13,988	65	4,050	10	317	1	34	11	391	43	3,308	28.5%	29.0%
WEST HAWAII	80	8,155	11	772	2	284	1	7	1	134	7	348	13.8%	9.5%
MOLOKAI	89	6,242	21	645	4	79	4	93	0	0	13	473	23.6%	10.3%
KAUAI	103	7,308	20	1,594	6	538	2	263	3	49	9	743	19.4%	21.8%
MAUI	<u>88</u>	<u>10,361</u>	<u>19</u>	<u>1,581</u>	<u>5</u>	<u>321</u>	<u>3</u>	<u>131</u>	<u>2</u>	<u>138</u>	<u>9</u>	<u>990</u>	<u>21.6%</u>	<u>15.3%</u>
<b>TOTAL DIRECT</b>	<b>996</b>	<b>80,324</b>	<b>227</b>	<b>17,800</b>	<b>39</b>	<b>2,592</b>	<b>17</b>	<b>1,017</b>	<b>36</b>	<b>3,048</b>	<b>135</b>	<b>11,142</b>	<b>22.8%</b>	<b>22.2%</b>
	100.0%	100.0%	22.8%	22.2%	3.9%	3.2%	1.7%	1.3%	3.6%	3.8%	13.6%	13.9%		
<b>Advances (including RPT)</b>	<b>245</b>	<b>7,888</b>	<b>245</b>	<b>7,888</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>245</b>	<b>7,888</b>			<b>100%</b>	<b>100%</b>
<b>DHHL LOANS &amp; Advances</b>	<b>1,241</b>	<b>88,212</b>	<b>472</b>	<b>25,688</b>	<b>39</b>	<b>2,592</b>	<b>17</b>	<b>1,017</b>	<b>281</b>	<b>10,936</b>	<b>135</b>	<b>11,142</b>	<b>38.0%</b>	<b>29.1%</b>
<b>LOAN GUARANTEES as of June 30, 2016</b>														
SBA	1	112	0	0	0	0	0	0	0	0			0.0%	0.0%
USDA-RD	321	43,178	55	7,541	0	0	0	0	55	7,541			17.1%	17.5%
Habitat for Humanity	70	3,272	17	1,142	0	0	0	0	17	1,142			24.3%	34.9%
Maui County	5	74	0	0	0	0	0	0	0	0			0.0%	0.0%
Nanakuli NHS	1	7	1	7	0	0	0	0	1	7			100.0%	100.0%
City & County	24	367	10	230	0	0	0	0	10	230			41.7%	62.7%
FHA Interim	9	1,643	0	0	0	0	0	0	0	0			0.0%	0.0%
OHA	88	987	5	47	0	0	0	0	5	47			5.7%	4.8%
<b>TOTAL GUARANTEE</b>	<b>519</b>	<b>49,640</b>	<b>88</b>	<b>8,967</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>88</b>	<b>8,967</b>			<b>17.0%</b>	<b>18.1%</b>
PMI Loans	215	36,326	5	922	2	349	1	208	2	365			2.3%	2.5%
<b>HUD REASSIGNED for Recovery</b>	<b>132</b>	<b>17,441</b>	<b>110</b>	<b>16,141</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>4</b>	<b>287</b>	<b>106</b>	<b>15,854</b>	<b>83.3%</b>	<b>92.5%</b>
FHA Insured Loans	<u>2,805</u>	<u>422,056</u>	<u>219</u>	<u>27,315</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>219</u>	<u>27,315</u>			<u>7.8%</u>	<u>6.5%</u>
<b>TOTAL INS. LOANS</b>	<b>3,152</b>	<b>475,823</b>	<b>334</b>	<b>44,378</b>	<b>2</b>	<b>349</b>	<b>1</b>	<b>208</b>	<b>225</b>	<b>27,967</b>	<b>106</b>	<b>15,854</b>	<b>10.6%</b>	<b>9.3%</b>
<b>OVERALL TOTALS(EXC Adv/RP)</b>	<b>4,667</b>	<b>605,787</b>	<b>649</b>	<b>71,144</b>	<b>41</b>	<b>2,941</b>	<b>18</b>	<b>1,225</b>	<b>349</b>	<b>39,982</b>	<b>241</b>	<b>26,996</b>	<b>13.9%</b>	<b>11.7%</b>
<b>ADJUSTED TOTALS</b>	<b>4,912</b>	<b>613,675</b>	<b>894</b>	<b>79,032</b>	<b>41</b>	<b>2,941</b>	<b>18</b>	<b>1,225</b>	<b>594</b>	<b>47,870</b>	<b>241</b>	<b>26,996</b>		<b>12.9%</b>

Note: HUD 184A loan program has 397 loans, with a total outstanding principal balance of \$89,846,988.26 as of June 30, 2016. 11 loans, totalling \$5,020,610.90, are delinquent.

# OAHU Direct Loans Delinquency Ratio Report

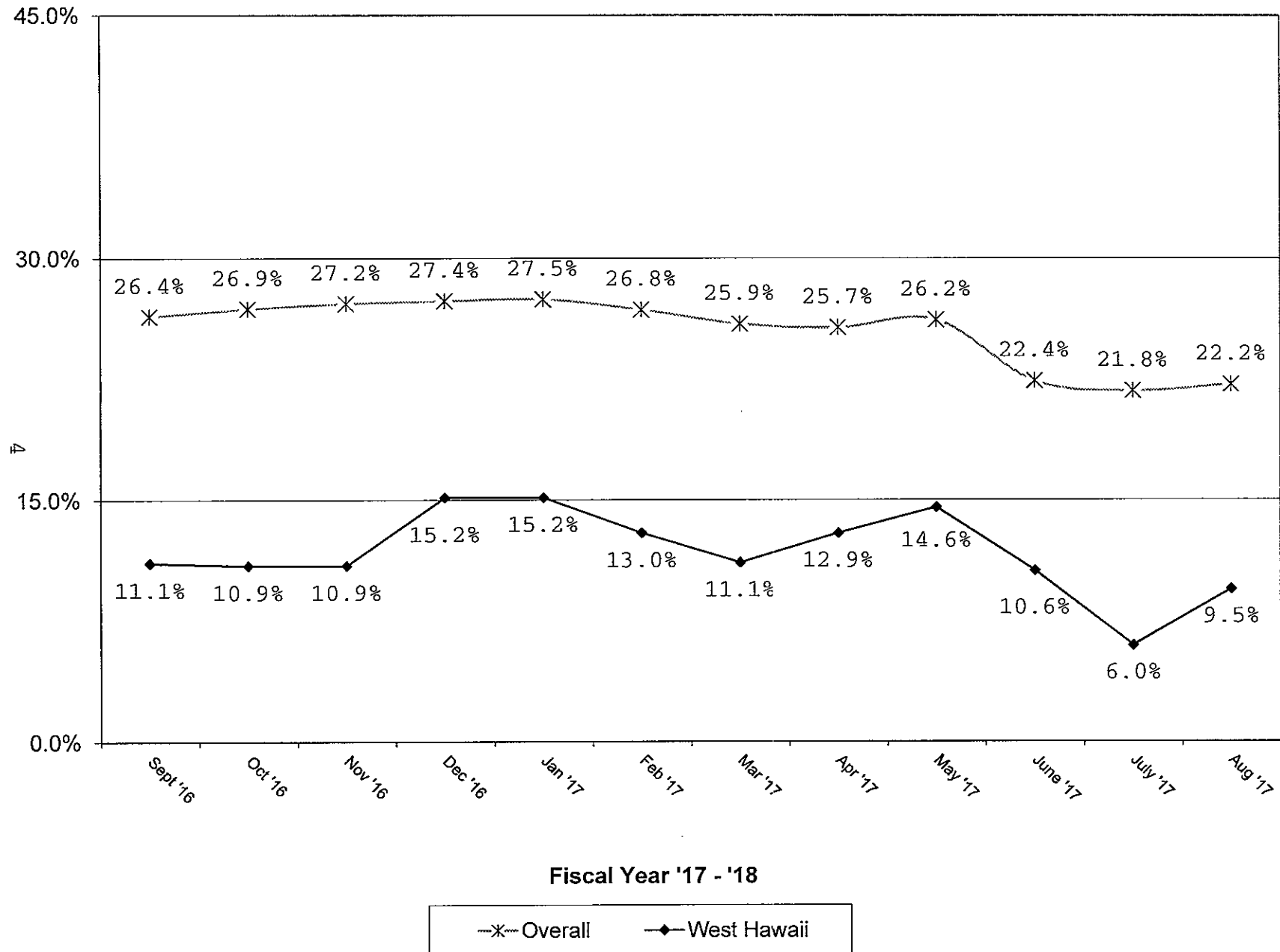


# **EAST HAWAII** **Direct Loans** **Delinquency Ratio Report**

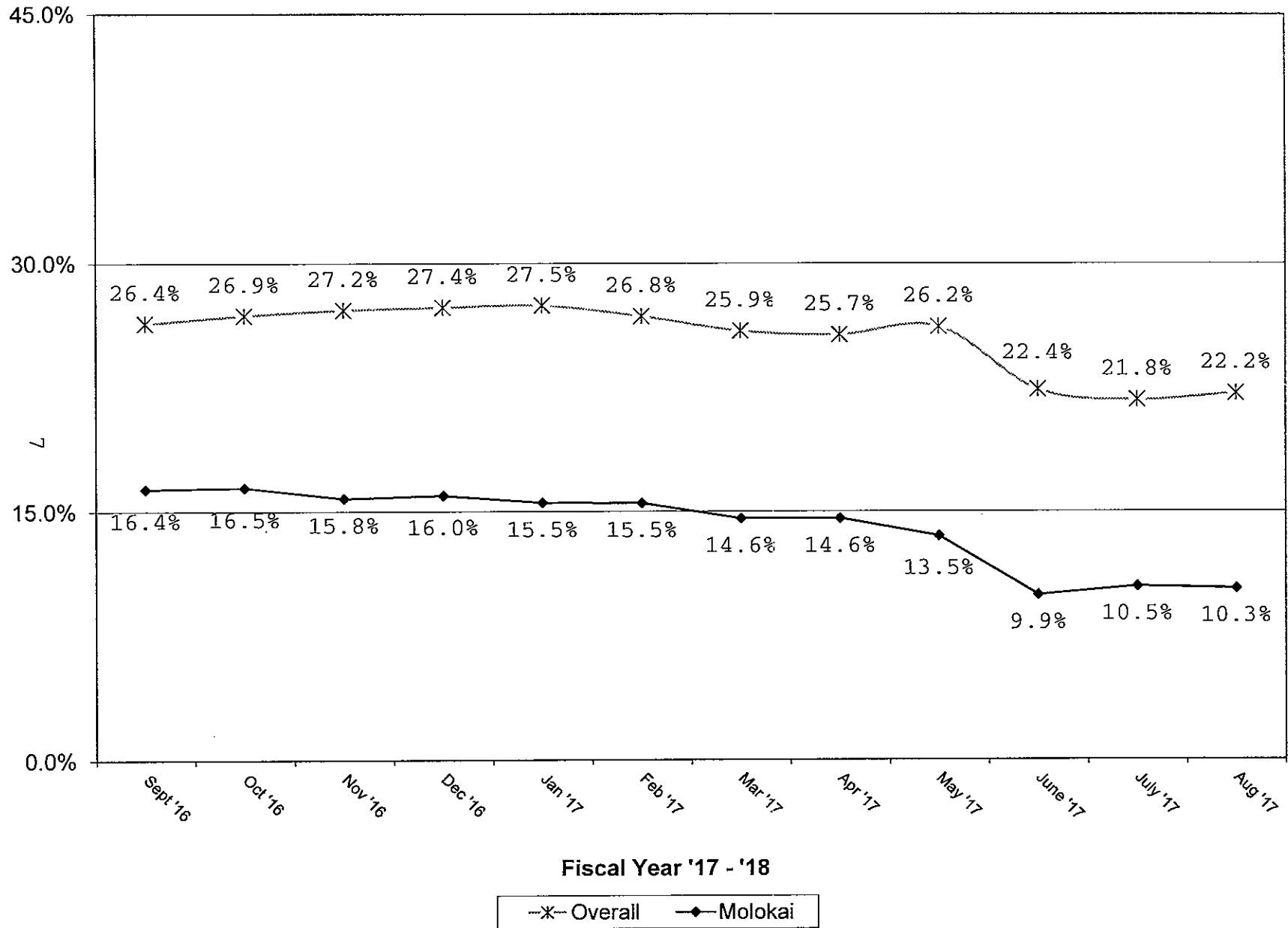




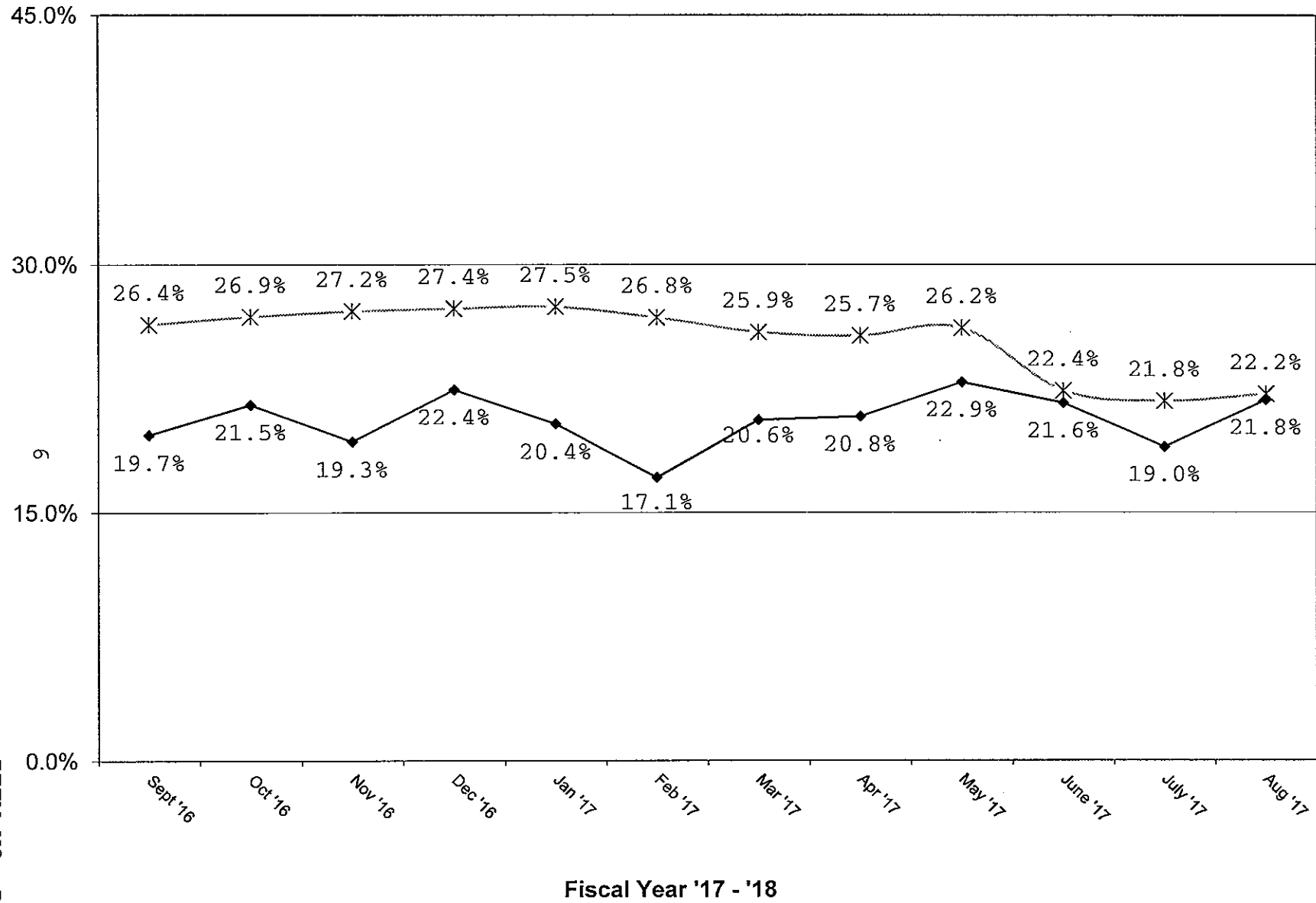
# WEST HAWAII Direct Loans Delinquency Ratio Report



**MOLOKAI  
Direct Loans  
Delinquency Ratio Report**

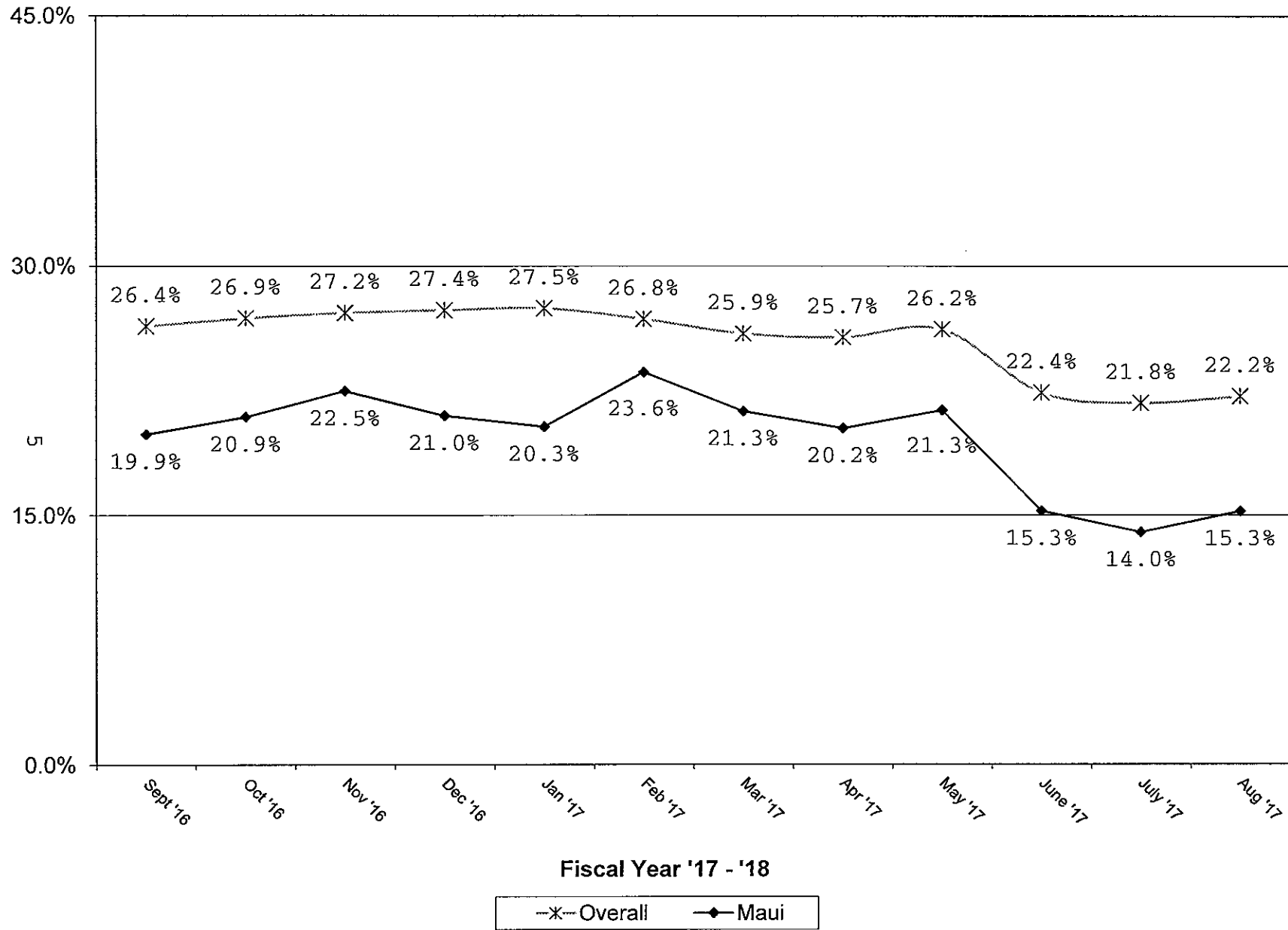


# KAUAI Direct Loans Delinquency Ratio Report



—x— Overall      —◆— Kauai

**MAUI**  
**Direct Loans**  
**Delinquency Ratio Report**



September 18, 2017

SUBJECT:      **DHHL Guarantees for FHA Construction Loans**

DISCUSSION: The Department issues guarantees to FHA lenders during the construction period of a home, as FHA does not insure the loan until the home is completed. The loan term for these loans do not exceed fifteen (15) months from the date of loan signing. The following FHA Interim Construction loans were issued guarantees:

\*Note:            FHA loans are insured by the U.S. Department of Housing and Urban Development (HUD) and do not impact the State's guaranty ceiling.

<u>LEASE NO.</u>	<u>AREA</u>	<u>LESSEE</u>	<u>Loan Amount</u>	<u>Date Approved</u>
781	Kewalo	Kiupe, Rheda M.	\$359,978	8/17/17


	<u>No.</u>	<u>Balance</u>
FY Ending 6/30/17	8	\$ 2,324,032
Previous Months	1	\$ 328,900
This Month	<u>1</u>	<u>359,978</u>
FY '17-'18 to date	2	\$ 688,878

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator   
Homestead Services Division

SUBJECT: **Approval of Consent to Mortgage**

RECOMMENDED MOTION/ACTION

To approve the following consents to mortgages for Federal Housing Administration (FHA) insured loans, Department of Veterans Affairs (VA) loans, United States Department of Agriculture, Rural Development (USDA, RD) guaranteed loans, United States Housing and Urban Development (HUD 184A) guaranteed loans and Conventional (CON) loans insured by private mortgage insurers.

DISCUSSION

<u>PROPERTY</u>	<u>LESSEE</u>	<u>LENDER</u>	<u>LOAN AMOUNT</u>
<u>OAHU</u>			
Princess Kahanu Estates Lease No. 8379 TMK: 1-8-7-043:022	SOARES, Melvina (Cash Out Refi)FHA	Guild Mortgage Company	\$ 181,000
Princess Kahanu Estates Lease No. 8533 TMK: 1-8-7-043:106	BROWN, Lucille B. (Cash Out Refi)FHA	Guild Mortgage Company	\$ 121,000
Nanakuli Lease No. 563 TMK: 1-8-9-006:017	SALE, Michael, II (Cash Out Refi)HUD 184A	HomeStreet Bank	\$ 254,520
Nanakuli Lease No. 5683 TMK: 1-8-9-005:108	VALENZUELA, April P. (Cash Out Refi)FHA	HomeStreet Bank	\$ 83,040

OAHU

Waimanalo Lease No. 5999 TMK: 1-4-1-037:065	KEOHOHOU, Jo K. (Cash Out Refi)HUD 184A	HomeStreet Bank	\$ 227,250
Waimanalo Lease No. 3132 TMK: 1-4-1-021:029	GRACE, Abraham K. (Cash Out Refi)HUD 184A	HomeStreet Bank	\$ 43,430
Princess Kahanu Estates Lease No. 8377 TMK: 1-8-7-043:020	CARRICK, Leona P. (Purchase)USDA, RD	HomeStreet Bank	\$ 353,535
Kanehili Lease No. 11883 TMK: 1-9-1-153:084	BAUTISTA, Chaz (Purchase)HUD 184A	HomeStreet Bank	\$ 478,828
Kaupea Lease No. 12060 TMK: 1-9-1-140:076	PILILAAU, Cameron K. (Cash Out Refi)FHA	Guild Mortgage Company	\$ 360,000
Lualualei Lease No. 6787 TMK: 1-8-6-023:075	NAKATA, Tiare L. K. (Purchase)USDA, RD	Mann Mortgage LLC	\$ 300,000
Waimanalo Lease No. 3551 TMK: 1-4-1-029:024	POAHA, Bette Mae N. (Cash Out Refi)FHA	Hightechlend ing Inc.	\$ 294,000
Nanakuli Lease No. 7327 TMK: 1-8-9-017:049	HUDDY, Kevin N. (Cash Out Refi)FHA	Hightechlend ing Inc.	\$ 352,000
Nanakuli Lease No. 5251 TMK: 1-8-9-012:023	PA, Robert K., Sr. (Cash Out Refi)FHA	Mann Mortgage LLC	\$ 158,000

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OAHU

Waianae Lease No. 5324 TMK: 1-8-5-033:035	CUMMINGS, Beatrice L. (Cash Out Refi)FHA	Mann Mortgage LLC	\$ 202,410
Lualualei Lease No. 5565 TMK: 1-8-6-023:149	MORALES, Angel K. N. (Cash Out Refi)FHA	Bank of Hawaii	\$ 253,012
Kanehili Lease No. 11570 TMK: 1-9-1-153:169	GAEA, Stephanie N. (Cash Out Refi)FHA	Guild Mortgage Company	\$ 295,000
Princess Kahanu Estates Lease No. 8408 TMK: 1-8-7-043:051	DUARTE, Susan K. (Cash Out Refi)FHA	Hightechlend ing Inc.	\$ 429,000
Kanehili Lease No. 12605 TMK: 1-9-1-152:101	WOODS, Robert P. (Cash Out Refi)FHA	Bank of Hawaii	\$ 458,796
Waimanalo Lease No. 1988 TMK: 1-4-1-016:070	SCHOLTZ, Jon Timothy K. (Purchase)FHA	HomeStreet Bank	\$ 231,603
Kaupea Lease No. 12737 TMK: 1-9-1-139:107	KOESTER, GLENN E., Jr. (Purchase)HUD 184A	HomeStreet Bank	\$ 375,164
Kalawahine Lease No. 9695 TMK: 1-2-4-043:036	KELIIPULEOLE, Michael-Daniel K. (Cash Out Refi)HUD 184A	HomeStreet Bank	\$ 307,040

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OAHU

Lualualei Lease No. 11896 TMK: 1-8-6-023:069	KEA-ANDUHA, Jamaine K. (Purchase)FHA	HomeStreet Bank	\$ 395,659
Princess Kahanu Estates Lease No. 8342 TMK: 1-8-7-042:051	ANTONIO, Phyllis K. M. (Cash Out Refi)FHA	Guild Mortgage Company	\$ 215,000
Maluohai Lease No. 9874 TMK: 1-9-1-120:060	KAANAANA, Clarence M. (Cash Out Refi)FHA	HomeStreet Bank	\$ 206,068
Kalawahine Lease No. 9576 TMK: 1-2-4-043:077	BUSH, Michael K. (Cash Out Refi)FHA	Mann Mortgage LLC	\$ 260,000
Nanakuli Lease No. 3252 TMK: 1-8-9-002:028	COYLE, Robert (Construction)VA	Department of Veterans Affairs	\$ 450,000

MAUI

Waiohuli Lease No. 7667 TMK: 2-2-2-027:083	GOODNESS, Mahina K. (Purchase)HUD 184A	Bank of Hawaii	\$ 444,273
Waiohuli Lease No. 10488 TMK: 2-2-2-028:178	YAP, Emma K.B. (Cash Out Refi)HUD 184A	Bank of Hawaii	\$ 364,862
Hikina Lease No. 12300 TMK: 2-2-2-031:002	JIM, Lorna Mae (Cash Out Refi)HUD 184A	HomeStreet Bank	\$ 237,350
Waiehu Lease No. 9848 TMK: 2-3-2-021:029	MENDEZ, Benjamin, III (Cash Out Refi)FHA	HomeStreet Bank	\$ 249,000

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MAUI

Waiehu 3 Lease No. 10030 TMK: 2-3-2-024:001	KAOHU, Chandee (Purchase)FHA	HomeStreet Bank	\$ 227,373
Waiehu 4 Lease No. 12200 TMK: 2-3-2-025:045	LUUWAI, Robert K. (Purchase)FHA	HomeStreet Bank	\$ 193,322
Waiohuli Lease No. 7652 TMK: 2-2-2-027:137	LEWIS, Irene K. (Rate & Term Refi)FHA	Mann Mortgage LLC	\$ 381,000
Waiehu 3 Lease No. 10053 TMK: 2-3-2-024:024	KAN HAI, John K. (Cash Out Refi)FHA	Mann Mortgage LLC	\$ 332,000

KAUAI

Hanapepe Lease No. 8876 TMK: 4-1-8-018:015	VIQUELIA, Kwai Yen K. (Cash Out Refi)FHA	Bank of Hawaii	\$ 207,600
Anahola Lease No. 5478 TMK: 4-4-8-018:006	KANEHE, Carol A. (Streamline Refi)FHA	Siwell Inc., dba Capital Mortgage Services of Texas	\$ 125,000
Anahola Lease No. 6523 TMK: 4-4-8-021:001	WOOD, Flynn H. (Cash Out Refi)FHA	Guild Mortgage Company	\$ 192,000
Kekaha Lease No. 6010 TMK: 4-1-3-002:118	VASQUEZ, Chrystie K. (Cash Out Refi)FHA	HomeStreet Bank	\$ 194,106

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KAUAI

Anahola  
Lease No. 6605  
TMK: 4-4-8-020:051

KUHAULUA,  
Benjamin W. O.  
(Cash Out Refi)FHA

Siwell Inc., \$ 102,000  
dba Capital  
Mortgage  
Services of  
Texas

Hawaii

Keaukaha  
Lease No. 2732  
TMK: 3-2-1-023:149

KAUHI,  
Adelaide A.  
(Cash Out Refi)FHA

Mann \$ 126,000  
Mortgage LLC

Kaniohale  
Lease No. 9420  
TMK: 3-7-4-023:107

DEAGUIAR,  
Lila K. P.  
(Cash Out Refi)FHA

Mann \$ 256,000  
Mortgage LLC

Kaniohale  
Lease No. 9428  
TMK: 3-7-4-023:115

ANGAY,  
Leonard K.  
(Cash Out Refi)FHA

Mann \$ 227,000  
Mortgage LLC

<u>RECAP</u>	<u>NO.</u>	<u>FHA</u> <u>AMOUNT</u>	<u>NO.</u>	<u>VA</u> <u>AMOUNT</u>	<u>NO.</u>	<u>USDA-RD</u> <u>AMOUNT</u>
FY Ending 6/30/17	300	\$ 72,689,610	8	\$3,021,043	9	\$1,695,424
Prior Months	36	\$ 8,989,868	0	\$ 0	0	\$ 0
This Month	<u>30</u>	<u>7,307,989</u>	<u>1</u>	<u>450,000</u>	<u>2</u>	<u>653,535</u>
Total FY '17-'18	66	\$ 16,297,857	1	\$ 450,000	2	\$ 653,535
HUD 184A						
FY Ending 6/30/17	105	\$25,483,508				
Prior Months	4	\$ 1,295,034				
This Months	<u>9</u>	<u>2,732,717</u>				
Total FY '17-'18	13	\$ 4,027,751				


ITEM NO. D-2

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator   
Homestead Services Division

SUBJECT: **Approval of Streamline Refinance of Loans**

RECOMMENDED MOTION/ACTION

To approve the refinancing of loans from the Hawaiian Home General Loan Fund.

DISCUSSION

The following lessees have met the "Streamline/Interest rate reduction loan" criteria, which was approved by the Hawaiian Homes Commission at its August 19, 2013 meeting. This criteria includes twelve (12) consecutive monthly payments, borrower's current interest rate is higher than the current DHHL interest rate, current with their Homeowners Insurance, Real Property Tax, Lease Rent, county sewer/refuse fees, and does not have any advances made by DHHL on the borrowers behalf.

HSD's recommendation for approval is based on actual payment history, over the past twelve (12) months and the review of the above-mentioned criteria. Streamline/Interest Rate Loan refinancing will provide lessees a chance to simply reduce their interest rate and payments without DHHL having to credit and/or income qualify the borrower.

The following lessee(s) has met the aforementioned criteria and is recommended for Streamline/Interest rate reduction loan refinance program:

<u>LESSEE</u>	<u>LEASE NO. &amp; AREA</u>	<u>REFINANCING LOAN TERMS</u>
Rabanes, Andrew III	1925, Nanakuli	NTE \$90,000 @4.5% interest per annum, NTE \$460 monthly, repayable over 30 years.

Loan Purpose: Refinance of loan no. 17404. Original  
loan amount of \$110,243 at 6.25% per  
annum, \$679 monthly, repayable over 30  
years. A Contested Case Hearing was  
not held for this account.


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STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting HSD Administrator   
Homestead Services Division

SUBJECT: **Approval to Schedule Loan Delinquency Contested Case Hearings**

RECOMMENDED MOTION/ACTION

To authorize the scheduling of the following loan delinquency contested case hearings as shown below.

DISCUSSION

The department has been working to resolve the problem of loan delinquencies. The past due delinquent loan status with lessees continues to be a problem for the department; therefore, we recommend that contested case hearings be scheduled:

<u>Lessee</u>	<u>Lease No.</u>	<u>Area</u>	<u>Loan No.</u>	<u>Monthly Payment</u>	<u>Amount at 8/17</u>	<u>Balance At 8/17</u>
<u>Molokai</u>						
Fukuoka, Anthony	10179	Kalamaula	18487	\$231	\$4,366	\$52,106
			18488	\$301	\$5,373	\$48,619
Ritte-Manangan, Tiare Linoe	7854	Kalamaula	16692	\$123	\$892	\$15,581

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission  
THROUGH: Dean T. Oshiro, Acting HSD Administrator  
FROM: Ross K. Kapeliela, Application Officer  
Homestead Services Division  
SUBJECT: **Approval of Homestead Application Transfers/Cancellations**

RECOMMENDED MOTION/ACTION

To approve the transfers and cancellations of applications from the Application Waiting Lists for reasons described below:

DISCUSSION

1. Requests of Applicants to Transfer

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

WASSER, Anntoinette M.	10/07/2010	KAUAI	RES	06/22/2017
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HAWAII ISLANDWIDE PASTORAL LEASE LIST

HALL, Charles L.	10/06/1992	MAUI	PAS	06/26/2017
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HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

HALL, Charles L.	10/06/1992	MAUI	RES	06/26/2017
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2. Deceased Applicants

NONE FOR SUBMITTAL



### 3. Awards of Leases

#### OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

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AUWAE, Theodore A.	Assigned Residential Lease #280, Lot 48 in Nanakuli, Oahu dated 08/10/2017. Remove application dated 06/26/1995.
BAKER, Brenette I.	Assigned Residential Lease #3421, Lot 83-A in Nanakuli, Oahu dated 08/09/2017. Remove application dated 05/17/2002.
KAAI, Coralene N.	Assigned Residential Lease #3805, Lot 63 in Nanakuli, Oahu dated 03/31/2017. Remove application dated 02/09/2011.
SPRAGLING, Crystal Gayle S.K.	Assigned Residential Lease #3317, Lot 166-B in Nanakuli, Oahu dated 07/14/2017. Remove application dated 06/24/2008.
TAYLOR, Jeremy L.	Assigned Residential Lease #3843, Lot 327 in Nanakuli, Oahu dated 07/28/2017. Remove application dated 11/08/2006.
TUCKER, Nohealani L.A.	Assigned Residential Lease #3731, Lot 121-B in Nanakuli, Oahu dated 07/20/2017. Remove application dated 11/02/2011.

#### MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

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KAAI, John K., Jr.	Assigned Residential Lease #3805, Lot 63 in Nanakuli, Oahu dated 03/31/2017. Remove application dated 06/23/2015.
KAIWI, Clint I.	Assigned Residential Lease #7458, Lot 5 in Waiohuli, Maui dated 06/05/2017. Remove application dated 03/19/2009.

KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

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KAIWI, Benetta K.	Assigned Residential Lease #11059, UNDV058 in Piilani Mai Ke Kai, Kauai dated 05/11/2017. Remove application dated 10/04/2010.
MANIBOG, Larhonda K.	Assigned Residential Lease #11096, UNDV95 in Piilani Mai Ke Kai, Kauai dated 06/07/2017. Remove application dated 07/06/2016.

4. Native Hawaiian Qualification

NONE FOR SUBMITTAL

5. Voluntary Cancellation

KAUAI ISLANDWIDE AGRICULTURAL LEASE LIST

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POE, Isaac A., Jr.	Cancel application dated 09/03/2015, at the request of applicant dated 08/16/2017.
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KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

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POE, Isaac A., Jr.	Cancel application dated 09/03/2015, at the request of applicant dated 08/16/2017.
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6. Successorship

OAHU ISLANDWIDE RESIDENTIAL LEASE LIST

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MAKALENA, June K.	Succeeded to 10/16/1968 Waimanalo Area / Oahu Islandwide Residential application of mother, Mary N. Makalena. Remove application dated 04/11/1985.
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MAUI ISLANDWIDE AGRICULTURAL LEASE LIST

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NUUHIWA, Ivy K.	Succeeded to 08/10/1990 Molokai Islandwide Agricultural application of spouse, Henry Nuuhiwa. Remove application dated 10/03/1997.
SPARKS, Roxane L.	Succeeded to 05/24/1985 Maui Islandwide Agricultural application of aunt, Jane M. Sobczak. Remove application dated 04/22/2005.

MAUI ISLANDWIDE RESIDENTIAL LEASE LIST

---

MOKU, Delvin K., Jr.	Succeeded to 04/26/2000 Lanai Islandwide Residential application of grandmother, Mary Ellen L. Nakoa. Remove application dated 02/24/2006.
NUUHIWA, Ivy K.	Succeeded to 08/10/1990 Maui Islandwide Residential application of spouse, Henry Nuuhiwa. Remove application dated 11/04/2003.

HAWAII ISLANDWIDE RESIDENTIAL LEASE LIST

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EVANS, Margaret	Succeeded to 11/18/1986 Hawaii Islandwide Residential application of sibling, Michael K. Evans. Remove application dated 03/20/2001.
WONG YUEN, Marcus M.	Succeeded to 03/24/1995 Hawaii Islandwide Residential application of father, Alexander Wong Yuen. Remove application dated 01/11/2017.

KAUAI ISLANDWIDE AGRICULTURAL LEASE LIST

---

GOMES, Calveena	Succeeded to 07/10/1986 Kauai Islandwide Agricultural application of mother, Gardenia K. Kamealoha. Remove application dated 11/22/2016.
MAKALENA, June K.	Succeeded to 04/30/2003 Oahu Islandwide Agricultural application of mother, Mary N. Makalena. Remove application dated 04/11/1985.

KAUAI ISLANDWIDE RESIDENTIAL LEASE LIST

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KUWAMURA, Arleen L.	Succeeded to 09/26/1977 Anahola Area / Kauai Islandwide Residential application of mother, Lillian L. Agtarap. Remove application dated 09/19/2016.
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7. Additional Acreage

NONE FOR SUBMITTAL

8. HHC Adjustments

NONE FOR SUBMITTAL


Last Month's Transaction Total	20
Last Month's Cumulative FY 2017-2018 Transaction Total	49
Transfers from Island to Island	3
Deceased	0
Cancellations:	
Awards of Leases	10
NHQ	0
Voluntary Cancellations	2
Successorship	10
Additional Acreage	0
HHC Adjustments	0
This Month's Transaction Total	25
This Month's Cumulative FY 2017-2018 Transaction Total	74

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean T. Oshiro, Acting HSD Administrator 

FROM: Ross K. Kapeliela, Application Officer  
Homestead Services Division

SUBJECT: **Commission Designation of Successors to Application Rights - Public Notice 2016**

RECOMMENDED MOTION/ACTION

To designate the following individuals as successors to the application rights of deceased applicants who did not name qualified successors.

DISCUSSION

The following qualified applicants passed away on or after October 26, 1998, without naming a qualified successor. Pursuant to 10-3-8(c) of the *Hawaii Administrative Rules*, a public notice listing the names of deceased applicants and calling for possible successors to their application rights was published in the Star-Advertiser on the last two consecutive Sundays of November for the year the department received notification. Requests to succeed to the decedents' application rights were submitted within the required 180 days following the last date of publication. Prospective successors were the sole respondents and are deemed by the department to have met the requirements of successorship. HSD recommends approval of the following designees:

1. Deceased Applicant:	Lillian L. Agtarap
Date of death:	July 11, 2014
Successor to application rights	Arleen L. Kuwamura
Relationship to decedent:	Daughter
Island:	Anahola Area / Kauai
	Islandwide
Type:	Residential
Date of Application:	September 26, 1977
Date of Public Notice:	November, 2016


2.Deceased Applicant:	Michael K. Evans
Date of death:	March 19, 2014
Successor to application rights	Margaret Evans
Relationship to decedent:	Sibling
Island:	Hawaii Islandwide
Type:	Residential
Date of Application:	November 18, 1986
Date of Public Notice:	November, 2016
3.Deceased Applicant:	Gardenia K. Kamealoha
Date of death:	November 21, 2015
Successor to application rights	Calveena Gomes
Relationship to decedent:	Child
Island:	Kauai Islandwide
Type:	Agricultural
Date of Application:	July 10, 1986
Date of Public Notice:	November, 2016
4.Deceased Applicant:	Jane M. Sobczak
Date of death:	March 29, 2006
Successor to application rights	Roxane L. Sparks
Relationship to decedent:	Niece
Island:	Maui Islandwide
Type:	Agricultural
Date of Application:	May 24, 1985
Date of Public Notice:	November, 2016
5.Deceased Applicant:	Bethsiene L. Waialae
Date of death:	June 26, 2014
Successor to application rights	Dianah K. Siegmund
Relationship to decedent:	Sibling
Island:	Maui Islandwide
Type:	Agricultural
Date of Application:	June 06, 1991
Date of Public Notice:	November, 2016

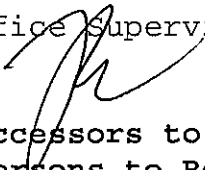
Previous Cumulative Total for Current FY	0
Current Month's Total	5
<b>2017-2018 Fiscal Year Total:</b>	<b>5</b>

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Administrator   
Homestead Services Division

FROM: Juan Garcia, Oahu District Office Supervisor   
Homestead Services Division

SUBJECT: **Approval of Designation of Successors to Leasehold  
Interest and Designation of Persons to Receive the Net  
Proceeds**

RECOMMENDED MOTION/ACTION

To approve the designation of successor to the leasehold interest and person to receive the net proceeds, pursuant to Section 209, Hawaiian Homes Commission Act, 1920, as amended.

\*See attached list of Lessee.

Leasehold Interest:

Ratified for September 2017	8
Previous FY 2017 - 2018	<u>18</u>
FY 2017 - 2018 Total to Date	26
 Ratified for FY '16 - '17	 104

Net Proceeds

Ratified for September 2017	0
Previous FY 2017 - 2018	<u>1</u>
FY 2017 - 2018 Total to Date	1
 Ratified for FY '16 - '17	 0



LIST OF LESSEES WHO DESIGNATED SUCCESSORS TO THEIR  
LEASEHOLD INTEREST  
FOR MONTH OF SEPTEMBER 2017

<u>Deceased Lessee</u>	<u>Designated Successor</u>
1. Kalani J. Badayos Lot No.: 49 Area: Waianae, Oahu Lease No. 6717	<u>PRIMARY:</u> Aiolani P. Badayos, Brother  <u>ALTERNATE:</u> Solomon K. Badayos, Brother  <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A
2. Georgina M. W. P. Hoopii Lot No.: 34 Area: Kewalo, Oahu Lease No. 2177	<u>PRIMARY: Joint Tenants</u> Joshua H. M. Hoopii, Son Jonathan K. P. Hoopii, Son  <u>ALTERNATE:</u> N/A  <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> N/A
3. Everett Kaiama Lot No.: 5 & 51 Area: Nienie & Kuhio Village, Hawaii Lease No. 2664	<u>PRIMARY:</u> Dexter K. Kaiama, Son Walton Samuel Kaiama, Son  <u>ALTERNATE:</u> N/A  <u>DESIGNEE TO RECEIVE NET PROCEEDS:</u> Elizabeth P. Kaiama, Wife

Deceased Lessee

Designated Successor

4. Shaun M. K. Kailikea  
Lot No.: 39  
Area: Waianae, Oahu  
Lease No. 6652

PRIMARY:  
Minerva H. Kailikea,  
Mother

ALTERNATE:  
N/A

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

5. Emilia P. Kipapa  
Lot No.: 78  
Area: Waianae, Oahu  
Lease No. 5329

PRIMARY:  
Jesse A. K. McMoore, Son

ALTERNATE:  
N/A

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

6. Gregory K. Kuamoo  
Lot No.: 314  
Area: Keaukaha, Hawaii  
Lease No. 4260

PRIMARY:  
Cade K. Kuamoo, Son

ALTERNATE:  
N/A

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

Deceased Lessee

Designated Successor

7. Jacob L. Manini  
Lot No.: 29  
Area: Papakolea, Oahu  
Lease No. 627

PRIMARY:  
Bernadette L. H. Manini,  
Wife

ALTERNATE:  
1) Jake J. R. Manini, Son  
2) Jaylynn P. Manini,  
Daughter  
3) Jewel U. Manini,  
Daughter, Omit 1, 2, 3,  
due to lack of genealogy  
documents to determine  
eligibility for  
successorship.

DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A

8. Milton K. Pa  
Lot No.: 41-A & 41-B  
Area: Hoolehua, Molokai  
Lease No. 682

PRIMARY: Joint Tenants  
Lorraine K. Pa Soriano,  
Sister  
Cheryl L. Soriano, Niece

ALTERNATE:  
N/A

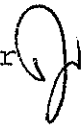
DESIGNEE TO RECEIVE NET  
PROCEEDS:  
N/A


STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Administrator   
Homestead Services Division

FROM: Juan Garcia, Oahu District Office Supervisor   
Homestead Services Division

SUBJECT: **Approval of Assignment of Leasehold Interest**

RECOMMENDED MOTION/ACTION

To approve the assignment of the leasehold interest, pursuant to Section 208, Hawaiian Homes Commission Act, 1920, as amended, and subject to any applicable terms and conditions of the assignment, including but not limited to the approval of a loan.

DISCUSSION

Twenty Nine (29) assignments of lease.

<u>LESSEE</u>	<u>TRANSFEREE</u>
1. Name: Mau N. D. Ah Hee Res. Lease No.: 11459 Lease Date: 4/9/2007 Lot No.: 38 Area/Island: Leialii, Maui Property Sold: No Amount: N/A Improvements: 3 bedroom, 2 bath dwelling	Name: Abraham A. Ah Hee, Jr. Relationship: Father Loan Assump: No Applicant: No
Reason for Transfer: "Giving back to my father."	

LESSEETRANSFeree

2.     Name: Henry K. Apana                                 Name: Miulan K. N. A. Algarin  
       Res. Lease No.: 4426                                 Relationship: Sister  
       Lease Date: 11/22/1977                                 Loan Assump: No  
       Lot No.: 66   Applicant: No  
       Area/Island: Waianae, Oahu  
       Property Sold: No  
       Amount: N/A  
       Improvements: 3 bedroom, 2 bath dwelling  
  
       Reason for Transfer: "Relocating to mainland."
3.     Name: Salome U. V. Apo,                                 Name: Kauai-mano-okalani wai  
       Selene M. T. Schmidt Apo &                                 K. K. Van Gieson & John P. A.  
       Raymond K. Vellese                                     Van Gieson  
       Res. Lease No.: 8743                                     Relationship: None  
       Lot No.: 29   Loan Assump: No  
       Area/Island: Nanakuli, Oahu                                 Applicant: Yes, Oahu IW Res.,  
       Property Sold: Yes                                     7/23/2009; Oahu IW Res.,  
       Amount: \$420,000.00                                     10/28/2010  
       Improvements: 4 bedroom, 2 bath dwelling  
  
       Reason for Transfer: "Relocate to Las Vegas, NV."     Special  
       Condition: Transferee to obtain funds to pay purchase  
       price.
4.     Name: Genesis K. Bell                                     Name: Tricia W. Tom  
       Res. Lease No.: 4942                                     Relationship: Daughter  
       Lease Date: 10/20/1978                                     Loan Assump: No  
       Lot No.: 15-A&B   Applicant: No  
       Area/Island: Kuhio Village,  
       Hawaii  
       Property Sold: No  
       Amount: N/A  
       Improvements: 4 bedroom, 2 bath dwelling  
  
       Reason for Transfer: "To apply for deceased brothers lot."

LESSEETRANSFeree

5.      Name: Micah K. Au-Haupu                      Name: Hendrick M. Haupu  
         Res. Lease No.: 9525                      Relationship: Father  
         Lease Date: 11/1/2000                      Loan Assump: No  
         Lot No.: 87                                      Applicant: No  
         Area/Island: Waiehu Kou II,  
         Maui  
         Property Sold: Yes  
         Amount: \$118,000.00  
         Improvements: 3 bedroom, 2 bath dwelling
- Reason for Transfer: "Because I am a minor, transferring to my father so he can aquire a loan." Special Condition: Transferee to obtain funds to pay purchase price.
6.      Name: Lester S. Bondallian                      Name: Lester S. Bondallian,  
         Res. Lease No.: 6374                      Kehau L. M. Bondallian &  
         Lease Date: 2/26/1998                      Kulea L. K. Bondallian  
         Lot No.: 2                                      Relationship: Lessee,  
         Area/Island: Waiakea, Hawaii              Daughter, & Son  
         Property Sold: No                              Loan Assump: No  
         Amount: N/A                                      Applicant: No  
         Improvements: 3 bedroom, 3 bath dwelling
- Reason for Transfer: "To take care of my personal affairs, adding my son and daughter to the lease."
7.      Name: Maxine L. Chang                      Name: Maxine L. Chang &  
         Res. Lease No.: 1707                      Kanale W. H. Chang  
         Lease Date: 6/28/1946                      Relationship: Lessee & Son  
         Lot No.: 60                                      Loan Assump: No  
         Area/Island: Waimanalo, Oahu              Applicant: No  
         Property Sold: Yes  
         Amount: \$42,500.00  
         Improvements: 3 bedroom, 1 bath dwelling
- Reason for Transfer: "Adding son." Special Condition: Transferees to obtain funds to pay purchase price.

LESSEETRANSFeree

8.     Name: Thelma L. Gima                      Name: Baylene L. K. Kamana  
       Res. Lease No.: 392                    Relationship: None  
       Lease Date: 11/25/1930                Loan Assump: No  
       Lot No.: 138                           Applicant: Yes, Oahu IW Res.,  
       Area/Island: Nanakuli, Oahu        10/9/2002  
       Property Sold: Yes  
       Amount: \$350,000.00  
       Improvements: 3 bedroom, 2 bath dwelling

Reason for Transfer: "Sale."   Special Condition:  
Transferee to obtain funds to pay purchase price.

9.     Name: James M. Heu                     Name: Waldreen L. Heu  
       Res. Lease No.: 8306                  Relationship: Sister  
       Lease Date: 1/1/1996                Loan Assump: No  
       Lot No.: 15                           Applicant: No  
       Area/Island: PKE, Oahu  
       Property Sold: Yes  
       Amount: \$77,000.00  
       Improvements: 4 bedroom, 3 bath dwelling

Reason for Transfer: "I re-side in the state of California,  
and do not plan on moving back to Hawaii anytime in the  
near future. I would like to pass my lease on to my  
sister, Waldreen Lynn Heu."   Special Condition: Transferee  
to obtain funds to pay purchase price.

10.    Name: John K. Kaai &                  Name: Dolly K. M. Alverio  
       Coralene N. Kaai                    Relationship: None  
       Res. Lease No.: 3805                Loan Assump: No  
       Lease Date: 11/21/1969             Applicant: Yes, Oahu IW Res.,  
       Lot No.: 63                          3/08/2011;  
       Area/Island: Nanakuli, Oahu  
       Property Sold: Yes  
       Amount: \$315,000.00  
       Improvements: 3 bedroom, 2 bath dwelling

Reason for Transfer: "Two successors named and want to each  
buy their own homes with the proceeds."   Special Condition:  
Transferee to obtain funds to pay purchase price. See  
simultaneous transfer below.

LESSEETRANSFeree

11.    Name: Dolly K. M. Alverio                      Name: Joel K. K. Alverio  
       Res. Lease No.: 3805                         Relationship: Son  
       Lease Date: 11/21/1969                      Loan Assump: No  
       Lot No.: 63                                     Applicant: No  
       Area/Island: Nanakuli, Oahu  
       Property Sold: Yes  
       Amount: \$315,000.00  
       Improvements: 3 bedroom, 2 bath dwelling  
  
       Reason for Transfer: "Transferring to son who is less than  
       50% Hawaiian."    Special Condition:    Transferee to obtain  
       funds to pay purchase price.
12.    Name: Diane U. Kaliloa                      Name: Nathan P. K. Yasso  
       Res. Lease No.: 4988                         Relationship: None  
       Lease Date: 4/27/1979                      Loan Assump: No  
       Lot No.: 44B2                                  Applicant: Yes, Maui IW Res.,  
       Area/Island: Hoolehua,                      11/21/2003  
       Molokai  
       Property Sold: Yes  
       Amount: \$75,000.00  
       Improvements: 3 bedroom, 1 bath dwelling  
  
       Reason for Transfer: "Selling house because plans have  
       change.    Will not be moving back to Hawaii."    Special  
       Condition:    Transferee to obtain funds to pay purchase  
       price.
13.    Name: Clarence K. Kanae                      Name: Janel L. Rivera  
       Res. Lease No.: 3834                         Relationship: None  
       Lease Date: 9/18/1970                      Loan Assump: No  
       Lot No.: 6                                      Applicant: Yes, Maui IW Res.,  
       Area/Island: Paukukalo, Maui                6/8/2006  
       Property Sold: Yes  
       Amount: \$100,000.00  
       Improvements: 3 bedroom, 1 bath dwelling  
  
       Reason for Transfer: "Sale of home to family."    Special  
       Condition:    Transferee to obtain funds to pay purchase  
       price.



LESSEETRANSFeree

14.    Name: Anthony J. M. Y. Y.                      Name: Michele L. K. Souza  
         Kanoa    Relationship: Daughter  
         Res. Lease No.: 3833                              Loan Assump: No  
         Lease Date: 9/18/1970                              Applicant: No  
         Lot No.: 5  
         Area/Island: Paukukalo, Maui  
         Property Sold: No  
         Amount: N/A  
         Improvements: 3 bedroom, 1 bath dwelling  
  
Reason for Transfer: "Transfer to daughter."
15.    Name: Lucille L. Kuamoo                      Name: Lucille L. Kuamoo &  
         Res. Lease No.: 1999                              John Kuamoo, Jr.  
         Lease Date: 9/29/1948                              Relationship: Lessee &  
         Lot No.: 54    Husband  
         Area/Island: Kewalo, Oahu                              Loan Assump: No  
         Property Sold: No                                      Applicant: No  
         Amount: N/A  
         Improvements: 5 bedroom, 2 bath dwelling  
  
Reason for Transfer: "To get a loan."
16.    Name: Ernest D. Mathias                      Name: Deborah M. Sinclair  
         Res. Lease No.: 5419                              Relationship: Daughter  
         Lease Date: 10/1/1984                              Loan Assump: No  
         Lot No.: 31    Applicant: No  
         Area/Island: Paukukalo, Maui  
         Property Sold: No  
         Amount: N/A  
         Improvements: 3 bedroom, 2 bath dwelling  
  
Reason for Transfer: "Wish to give my daughter a home."

LESSEETRANSFeree

17.    Name: Cindy P. Miller                      Name: Trixy P. J. Miller  
       Res. Lease No.: 8991                      Relationship: Daughter  
       Lease Date: 3/19/2000                      Loan Assump: No  
       Lot No.: 56                                      Applicant: No  
       Area/Island: University  
       Heights, Hawaii  
       Property Sold: Yes  
       Amount: \$147,000.00  
       Improvements: 2 bedroom, 2 bath dwelling

Reason for Transfer: "Parents retiring." Special  
Condition: Transferee to obtain funds to pay purchase  
price.

18.    Name: Helen M. P. Muaava                      Name: Sharon P. Samoa  
       Res. Lease No.: 3786                      Relationship: Sister  
       Lease Date: 3/21/1969                      Loan Assump: No  
       Lot No.: 361                                      Applicant: No  
       Area/Island: Nanakuli, Oahu  
       Property Sold: No  
       Amount: N/A  
       Improvements: 4 bedroom, 1 bath dwelling

Reason for Transfer: "Giving to sister."

19.    Name: Stella L. H. Pohano                      Name: Lance K. K. Pohano  
       Res. Lease No.: 3572                      Relationship: Son  
       Lease Date: 3/25/1965                      Loan Assump: No  
       Lot No.: 116B                                      Applicant: No  
       Area/Island: Nanakuli, Oahu  
       Property Sold: No  
       Amount: N/A  
       Improvements: 3 bedroom, 1-1/2 bath dwelling

Reason for Transfer: "Turning over to my son."

LESSEETRANSFeree

20. Name: Geraldine N. Silva  
Res. Lease No.: 5944  
Lease Date: 8/26/1993  
Lot No.: 17  
Area/Island: Waiehu Kou,  
Maui  
Property Sold: Yes  
Amount: \$405,000.00  
Improvements: 4 bedroom, 3 bath dwelling

Name: Lance M. K. Hirata  
Relationship: None  
Loan Assump: No  
Applicant: Yes, Maui IW Res.,  
4/21/2008

Reason for Transfer: "Selling of home." Special Condition:  
Transferee to obtain funds to pay purchase price.

21. Name: George P. Guerrero  
Res. Lease No.: 12466  
Lease Date: 12/6/2008  
Lot No.: UNDV147  
Area/Island: Kapolei, Oahu  
Property Sold: No  
Amount: N/A  
Improvements: None

Name: Kamaehu B. Keone  
Relationship: Cousin  
Loan Assump: No  
Applicant: Yes, Oahu IW Res.,  
10/30/2006

Reason for Transfer: "Want to give my cousin an opportunity  
to have a home."

22. Name: Sherri Lynn L. Johnson  
Res. Lease No.: 10636  
Lease Date: 12/3/2005  
Lot No.: UNDV010  
Area/Island: Laiopua, Hawaii  
Property Sold: No  
Amount: N/A  
Improvements: None

Name: Kamalani M. F. H.  
Johnson  
Relationship: Son  
Loan Assump: No  
Applicant: No

Reason for Transfer: "I want my son to have his own  
homestead."

LESSEETRANSFEREE

23. Name: Charles K. Kekahu  
Res. Lease No.: 11120  
Lease Date: 5/13/2006  
Lot No.: UNDV119  
Area/Island: Anahola, Kauai  
Property Sold: No  
Amount: N/A  
Improvements: None

Name: Charity F. Kekahu  
Relationship: Daughter  
Loan Assump: No  
Applicant: No

Reason for Transfer: "Give my daughter an opportunity to have a home."

24. Name: Lyman J. Kualaa  
Res. Lease No.: 10316  
Lease Date: 6/18/2005  
Lot No.: UNDV019  
Area/Island: Waiohuli, Maui  
Property Sold: No  
Amount: N/A  
Improvements: None

Name: Iokepa G. H. Kualaa  
Relationship: Son  
Loan Assump: No  
Applicant: No

Reason for Transfer: "Transferring to my son, so he may have a home."

25. Name: Luana M. Paris  
Res. Lease No.: 10396  
Lease Date: 6/18/2005  
Lot No.: UNDV099  
Area/Island: Waiohuli, Maui  
Property Sold: No  
Amount: N/A  
Improvements: None

Name: Quirin B. K. Salvador  
Relationship: Brother  
Loan Assump: No  
Applicant: No

Reason for Transfer: "Transferring to my brother." See simultaneous transfer below.

LESSEETRANSFEREE

26. Name: Quirin B. K. Salvador  
Res. Lease No.: 10350  
Lease Date: 6/18/2005  
Lot No.: UNDV053  
Area/Island: Waiohuli, Maui  
Property Sold: No  
Amount: N/A  
Improvements: None

Name: Luana M. Paris  
Relationship: Sister  
Loan Assump: No  
Applicant: No

Reason for Transfer: "I just want to swap with my sister."  
See simultaneous transfer below.

27. Name: Luana M. Paris  
Agr. Lease No.: 10350  
Lease Date: 6/18/2005  
Lot No.: UNDV053  
Area/Island: Waiohuli, Maui  
Property Sold: No  
Amount: N/A  
Improvements: None

Name: Donald R. Kane  
Relationship: Son  
Loan Assump: No  
Applicant: No

Reason for Transfer: "Transferring to my son."

28. Name: Eugene H. Saffery, Sr.  
Res. Lease No.: 10406  
Lease Date: 6/18/2005  
Lot No.: UNDV109  
Area/Island: Waiohuli, Maui  
Property Sold: No  
Amount: N/A  
Improvements: None

Name: Cherie Ka Lehua  
Saffery-Akeo  
Relationship: Daughter  
Loan Assump: No  
Applicant: No

Reason for Transfer: "Allow my daughter and her family the  
opportunity to utilize this award."

LESSEETRANSFEREE

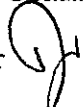
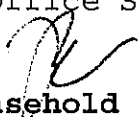
29.    Name: Mona L. Kapaku                      Name: Krista K. Kapaku  
       Res. Lease No.: 7696                      Relationship: Niece  
       Lease Date: 2/7/2002                      Loan Assump: No  
       Lot No.: 138                                Applicant: Yes, Maui IW Res.,  
       Area/Island: Waiohuli, Maui              8/9/2013  
       Property Sold: No  
       Amount: N/A  
       Improvements: None

Reason for Transfer: "To give my niece and her family an opportunity for homeownership."

Assignments for the Month of September `17	29
Previous FY '17 - '18 balance	<u>32</u>
FY '17 - '18 total to date	61
Assignments for FY '16 - '17	229

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission  
THROUGH: Dean Oshiro, Acting HSD Administrator   
FROM: Juan Garcia, Oahu District Office Supervisor  
Homestead Services Division   
SUBJECT: **Approval of Amendment of Leasehold Interest**

RECOMMENDED MOTION/ACTION

To approve the amendment of the leasehold interest listed below.

DISCUSSION

Forty-five (45) amendments of lease.

1. Lessee: Derrick K. Akau  
Pas. Lease No.: 2676B  
Lot No., Area, Island: 7B, Kamoku, Hawaii  
Amendment: To amend the property description, to incorporate the currently used terms, covenants, and conditions in the lease, and to extend the lease term to an aggregate term of 199 years.
  
2. Lessee: Naylene L. Aki  
Res. Lease No.: 11148  
Lot No., Area, Island: UNDV147, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.

3. Lessee: Alexander R. K. Bishaw  
Agr. Lease No.: 510  
Lot No., Area, Island: 110B, Hoolehua, Molokai  
Amendment: To amend the lease title and lessor's name, and to incorporate the currently used terms, covenants, and conditions in the lease.
4. Lessee: Maxine L. Chang  
Res. Lease No.: 1707  
Lot No., Area, Island: 60, Waimanalo, Oahu  
Amendment: To amend the property description.
5. Lessee: Milton K. C. Ching  
Res. Lease No.: 11040  
Lot No., Area, Island: UNDV039, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
6. Lessee: Cecilia Chow  
Res. Lease No.: 11255  
Lot No., Area, Island: UNDV057, Kakaina, Oahu  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
7. Lessee: Natasha P. Edwards  
Res. Lease No.: 11236  
Lot No., Area, Island: UNDV038, Kakaina, Oahu  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
8. Lessee: Jodine S. Enrique  
Res. Lease No.: 6590  
Lot No., Area, Island: UNDV161, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.



9. Lessee: Keala O. Gomes  
Agr. Lease No.: 6676  
Lot No., Area, Island: 5, Lualualei, Oahu  
Amendment: To amend the lease to release a reservation of limited life interest in the lease.
10. Lessee: Alicia K. K. Hatori  
Res. Lease No.: 11252  
Lot No., Area, Island: UNDV054, Kakaina, Oahu  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
11. Lessee: Sueo Higa  
Res. Lease No.: 11087  
Lot No., Area, Island: UNDV086, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
12. Lessee: Jorina A. L .S. L. Holland  
Res. Lease No.: 11078  
Lot No., Area, Island: UNDV077, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
13. Lessee: Kamalani Hopkins  
Res. Lease No.: 11108  
Lot No., Area, Island: UNDV107, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
14. Lessee: Vernon D. K. Johnson  
Res. Lease No.: 11294  
Lot No., Area, Island: UNDV096, Kakaina, Oahu  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.

15. Lessee: Lisa L. Kaaihue  
Res. Lease No.: 11116  
Lot No., Area, Island: UNDV115, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
16. Lessee: Robert K. Kaaihue  
Res. Lease No.: 11061  
Lot No., Area, Island: UNDV060, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
17. Lessee: Kapono K. Kahui  
Res. Lease No.: 11281  
Lot No., Area, Island: UNDV083, Kakaina, Oahu  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
18. Lessee: Everett Kaiama  
Pas. Lease No.: 2664  
Lot No., Area, Island: 5, Kuhio Village, Hawaii  
Amendment: To amend the lease to reflect Lot No. 51 to remain with Lease No. 2664 and Lot No. 5 to be under newly created Lease No. 2664A, amend the lease title and lessor name, to update the property description, to incorporate the currently used terms, covenants a
19. Lessee: Benetta K. Kaiwi  
Res. Lease No.: 11059  
Lot No., Area, Island: UNDV058, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.

20. Lessee: Thomas N. Kalawaia  
Res. Lease No.: 11288  
Lot No., Area, Island: UNDV090, Kakaina, Oahu  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
21. Lessee: Earl K. Kanae  
Res. Lease No.: 1186A  
Lot No., Area, Island: 137A, Keaukaha, Hawaii  
Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, covenants, and conditions in the lease, and to extend the lease term to an aggregate term of 199 years.
22. Lessee: Mona L. Kapaku  
Res. Lease No.: 7696  
Lot No., Area, Island: 138, Waiohuli, Maui  
Amendment: To amend the commencement date, and property description due to final subdivision approval.
23. Lessee: Jeffrey A. Kauai  
Res. Lease No.: 11032  
Lot No., Area, Island: UNDV031, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
24. Lessee: Kiha W. Kinney  
Res. Lease No.: 11030  
Lot No., Area, Island: UNDV029, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
25. Lessee: Brian T. Kohatsu  
Res. Lease No.: 11149  
Lot No., Area, Island: UNDV148, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.

26. Lessee: Lucille L. Kuamoo  
Res. Lease No.: 1999  
Lot No., Area, Island: 54, Kewalo, Oahu  
Amendment: To amend the lessee's name, to amend the lease title and lessor's name, to incorporate the currently used terms, covenants, and conditions in the lease, and to extend the lease terms to an aggregate term of 199 years.
27. Lessee: Chanel L. Kuehu  
Res. Lease No.: 11046  
Lot No., Area, Island: UNDV045, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
28. Lessee: Yvonne V. K. Lawrence  
Res. Lease No.: 11065  
Lot No., Area, Island: UNDV064, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
29. Lessee: Philip W. Lono  
Res. Lease No.: 11258  
Lot No., Area, Island: UNDV060, Kakaina, Oahu  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
30. Lessee: Larhonda K. Manibog  
Res. Lease No.: 11096  
Lot No., Area, Island: UNDV095, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.

31. Lessee: Jacob L. Manini  
Agr. Lease No.: 627  
Lot No., Area, Island: 175A, Papakolea, Oahu  
Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, covenants, and conditions in the lease, and to extend the lease term to an aggregate term of 199 years.
32. Lessee: Brian F. Meyer  
Res. Lease No.: 1668  
Lot No., Area, Island: 175A, Hoolehua, Molokai  
Amendment: To amend the lease title and lessor's name, to amend the the tenancy from joint tenancy to severalty, and to incorporate the currently used terms, covenants, and conditions in the lease,
33. Lessee: Kainalu K. C. Ornellas  
Res. Lease No.: 11125  
Lot No., Area, Island: UNDV124, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
34. Lessee: Anne N. H. Ota  
Agr. Lease No.: 11156  
Lot No., Area, Island: UNDV155, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
35. Lessee: Milton K. Pa  
Res. Lease No.: 682  
Lot No., Area, Island: 41A&B, Hoolehua, Molokai  
Amendment: To amend the lease title and lessor's name, and to incorporate the currently used terms, covenants, and conditions in the lease.

36. Lessee: James K. Plunkett  
Res. Lease No.: 3477  
Lot No., Area, Island: 2, Paukukalo, Maui  
Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, covenants, and conditions in the lease, and to release a reservation of limited life interest in the lease.
37. Lessee: Stella L. H. Pohano  
Res. Lease No.: 3572  
Lot No., Area, Island: 116B, Nanakuli, Oahu  
Amendment: To incorporate the currently used terms, covenants, and conditions in the lease.
38. Lessee: Frank S. Rivera, Jr.  
Res. Lease No.: 11121  
Lot No., Area, Island: UNDV120, Anahola, Kauai  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
39. Lessee: Joanne K. H. O. Russell  
Res. Lease No.: 11205  
Lot No., Area, Island: UNDV007, Kakaina, Oahu  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
40. Lessee: Koa K. I. Sai  
Res. Lease No.: 11212  
Lot No., Area, Island: UNDV014, Kakaina, Oahu  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
41. Lessee: Derek K. Salis  
Res. Lease No.: 7580  
Lot No., Area, Island: UNDV093, Kakaina, Oahu  
Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.

42. Lessee: Myra Tim Sing  
 Res. Lease No.: 1392  
 Lot No., Area, Island: 90A, Keaukaha, Hawaii  
 Amendment: To amend the lease title and lessor's name, to incorporate the currently used terms, covenants, and conditions in the lease, and to extend the lease term to an aggregate term of 199 years.
43. Lessee: Leah K. Victor  
 Res. Lease No.: 11064  
 Lot No., Area, Island: UNDV063, Anahola, Kauai  
 Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
44. Lessee: Sharonne I. Waite  
 Res. Lease No.: 11244  
 Lot No., Area, Island: UNDV046, Kakaina, Oahu  
 Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.
45. Lessee: Alika Woodward  
 Res. Lease No.: 11039  
 Lot No., Area, Island: UNDV038, Anahola, Kauai  
 Amendment: To amend the commencement date, lot number, and property description due to final subdivision approval.

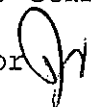
Amendments for the Month of September '17	45
Previous FY '17 - '18 balance	<u>17</u>
FY '17 - '18 total to date	62
Amendments for FY '16 - '17	193

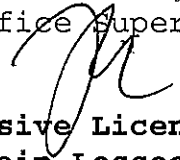
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting HSD Administrator 

FROM: Juan Garcia, Oahu District Office Supervisor  
Homestead Services Division 

SUBJECT: **Approval to Issue a Non-Exclusive License for Rooftop  
Photovoltaic Systems for Certain Lessees**

RECOMMENDED MOTION/ACTION

To approve the issuance of a non-exclusive license to allow the Permittee to provide adequate services related to the installation, maintenance, and operation of a photovoltaic system on the premises leased by the respective Lessees.

The non-exclusive license is necessary as the Lessee cannot issue his/her own licenses.

DISCUSSION

Eight (8) non-exclusive licenses.

1. Lessee: Cherilyn K. Amina  
Res. Lease No.: 11560  
Lot No., Area, Island: 18397, Hoolimalima, Oahu  
Permittee: Sunrun Inc.
2. Lessee: Andrietta M. Campbell & Francine E. K. Campbell  
Res. Lease No.: 8207  
Lot No., Area, Island: 3, Paukukalo, Maui  
Permittee: Neighborhood Power
3. Lessee: Mark Iokia  
Res. Lease No.: 5290  
Lot No., Area, Island: 39, Waianae, Oahu  
Permittee: Sunrun Inc.

ITEM NO. D-10



4. Lessee: Sylvester K. Kahapea  
Res. Lease No.: 4524  
Lot No., Area, Island: 20, Nanakuli, Oahu  
Permittee: Sunrun Inc.
5. Lessee: Candy-Lee M. McFeeley  
Res. Lease No.: 1906  
Lot No., Area, Island: 310A, Nanakuli, Oahu  
Permittee: Sunrun Inc.
6. Lessee: David E. Peterson  
Res. Lease No.: 12015  
Lot No., Area, Island: 16934, Kaupea, Oahu  
Permittee: Sunrun Inc.
7. Lessee: Tania A.K. Yuen-Carvalho  
Res. Lease No.: 12797  
Lot No., Area, Island: 13787, Hoolimalima, Oahu  
Permittee: MDI PV, LLC
8. Lessee: Victoria Marie Yuen-Carvalho  
Res. Lease No.: 12807  
Lot No., Area, Island: 13767, Hoolimalima, Oahu  
Permittee: MDI PV, LLC


Non-Exclusive License for the Month of September '17	8
Previous FY '17 - '18 balance	<u>20</u>
FY '17 - '18 total to date	28
Non-Exclusive License for FY '16 - '17	69

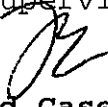
STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Administrator   
Homestead Services Division

FROM: Juan Garcia, Oahu District Supervisor   
Homestead Services Division

SUBJECT: **Request to Schedule Contested Case Hearing -  
Authorization to Proceed to Public Notice Under  
Section 209, HHCA, Due to Nonresponsive Designated  
Successor(s)**

RECOMMENDED MOTION/ACTION

To approve the scheduling of a contested case hearing for the designated successors.

DISCUSSION

The Department has tried on numerous occasions to contact the respective designated successors to execute the Lease to complete the successorship. Department correspondence were mailed to the designated successors requesting they contact the Department to arrange for the execution of the successorship of lease document. In addition, the Department's attempted to make contact through known telephone numbers, however, these attempts were unsuccessful in having the successorship lease document signed. In certain cases, the Department has no information on any known location or mailing address for the designated successor(s), therefore, the Department has been unable to make contact.

Through the contested case hearing process, the Department will seek authorization to proceed with the public notice process to notify all interested related individuals to submit a successorship claim, or proceed with the alternate designated successor(s) to the lease.

The Department recommends approval of the motion as stated.

Deceased Lessee

Designated Successor(s)


- |   |                           |
|---|---------------------------|
| 1. Peter K. Kawaa, Jr.<br>Lot No.: 141-B1B<br>Area: Kalawahine, Oahu<br>Lease No.: 8289   | Alvin Kawaa, Father       |
| 2. George E. K. Laikupu<br>Lot No.: 117<br>Area: Kewalo, Oahu<br>Lease No.: 2844          | George E. K. Laikupu, Son |
| 3. Alexander H.K.P. Leamohala<br>Lot No.: 101<br>Area: Kahikinui, Maui<br>Lease No.: 9121 | Jessica K. Ross, Sister   |


STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Dean Oshiro, Acting Administrator   
Homestead Services Division

THRU:  Mona Kapaku, Homestead District Operations Manager  
Homestead Services Division

SUBJECT: Request to Schedule Contested Case Hearing -  
Alice L. Kala, Lease No. 7537, Lot No. 130, Waiohuli,  
Maui

RECOMMENDED MOTION/ACTION

To approve the scheduling of a contested case hearing for the above mentioned lessee for failure to pay the Department of Hawaiian Home Lands.

DISCUSSION

On October 17, 2016, the HHC approved the designation of Alice Kala as successor to the Lease for the remaining term of the lease, subject to the payment to the Department within 90 days from the execution of the lease for the appraised value of \$235,500.00.

On December 7, 2016, Alice was notified by mail that the Hawaiian Homes Commission, at its meeting of October 17, 2016, designated her as the successor to the Lease of Jane M. Sobczak for its remaining term of the lease, subject to the payment to the Department within 90 days from December 1, 2016 for the appraised value of \$235,500.00. Failure to pay by the deadline, is a violation of the terms and conditions in the Lease, and may lead to the scheduling of a contested case hearing.

On July 19, 2017, Alice was notified by certified mail, that her failure to make payment by the deadline date of

February 28, 2017, will result in DHHL going back to the HHC on September 18, 2017.

On July 27, 2017, Alice was once again notified by letter that the Department has no other alternative but to request for the HHC, at its meeting on September 18, 2017, to approve the scheduling of a contested case hearing to address this matter.

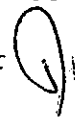
The Department requests approval of its recommendation.


STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Dean Oshiro, Acting Administrator   
Homestead Services Division

FROM:  Mona L. Kapaku, Homestead District Operations Manager  
Homestead Services Division

SUBJECT: Request to Schedule Contested Case Hearing -  
Pikake C.J. Fernandez Ruiz, Lease No. 9486, Lot No. 48,  
Waiehu Kou II, Maui

RECOMMENDED MOTION/ACTION

To approve the scheduling of a contested case hearing for the above mentioned lessee for failure to pay the Department of Hawaiian Home Lands.

DISCUSSION

On February 22, 2016, the HHC approved the designation of Pikake as successor to the lease for the remaining term of the lease, subject to the payment of the balance on Department of Hawaiian Home Lands Contract of Loan No. 18782 to be payable within 90 days.

There is an outstanding Department of Hawaiian Home Lands mortgage loan which was originated on July 18, 2012, in the amount of \$174,190.57, at 8.50% per annum, \$1,340 monthly, repayable over 30 years. The outstanding principal balance is \$209,169.06 as of August 19, 2017. The lease rent is paid current and \$6,781.38 is owed for real property taxes.

On July 25, 2017, Pikake was notified by certified mail, that accordance with the Transfer Through Successorship lease document dated April 21, 2016, she acknowledged her understanding and agreement that the "transfer is expressly conditioned on the

payment of the balance on Department of Hawaiian Home Lands Contract of Loan No. 18782 to be payable within 90 days."

Over a year has passed and the Department has not yet received any written confirmation from a lender indicating that Pikake had applied for a non-departmental source of financing.

The Department requests approval of its recommendation.

DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION  
September 18 & 19, 2017  
Lahaina, Maui

E-ITEMS  
**LAND DEVELOPMENT DIVISION**



STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18 & 19, 2017

TO: Chairman and Members, Hawaiian Homes Commission  
FROM: Norman Sakamoto, LDD Administrator  
SUBJECT: E-3 DHHL Lot Development Pipeline

*THIS SUBMITTAL WILL BE DISTRIBUTED UNDER SEPARATE COVER or AT THE TABLE*

ITEM NO. E-3

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

SEPTEMBER 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Norman L. Sakamoto, Acting LDD Administrator *NLS*  
Stewart Matsunaga, Master Planned Community Branch Chief *SM*

FROM: Robert Ing, Land Agent V, Land Development Division *PI*

SUBJECT: Acceptance of Agreement Between Lessees- Mrs. Pat M. Kaialau, Lease No. 6670, and Mrs. Melva N. Aila, Lease No. 6669, Dated October 25, 2016, and Approval for Amendment to Lease No. 6670;  
Lualualei, Waianae, Oahu,  
Tax Map Key: (1) 8-6-003: Portions of 01 & 52

**RECOMMENDED MOTION/ACTION:**

That the Hawaiian Homes Commission accept an Agreement between Lessees Mrs. Pat M. Kaialau and Mrs. Melva N. Aila, dated October 25, 2016, concerning their shared lease boundary, and approval to amend the leasehold interest of Lease No. 6670 to Mrs. Pat M. Kaialau for a reduction of lease area in accordance with said Agreement.

**DISCUSSION:**

The Department is formally subdividing the Lualualei Subdivision into eight (8) separate lots- Seven (7) DHHL agricultural leases, and one (1) vacant lot reserved for access and drainage into an adjacent reservoir lot.

The lease areas were established as part of a relocation effort for lessees situated within a U.S. military blast zone on Paheehee Ridge. The formal subdivision was to follow.

To allow the subdivision application to move forward, DHHL is processing a license agreement to the City to provide clarification on portions of Lualualei Homestead Road encroaching on all seven (7) lots that range in size from 174 to 2,919 square feet, more or less.

DHHL believes that removing the road encroachments from each lease and issuing a license agreement to the City for roadway purposes will help protect the DHHL Trust and its lessees from potential liabilities related to the public use of the road.

To lessen the impact on the lessees, DHHL has offered to adjust lot boundaries in order to maintain the current size of each lot. This would be accomplished by shifting boundaries on the east side of each lot further Mauka, proportionate to the encroachment area(s) directly affecting that lot and from any preceding lot(s), with the burden of the encroachments being shifted to Lot No. 8, which has remained vacant and unencumbered. (See Exhibit "A").

Mrs. Kaialau, Lessee, Lot No. 6, has declined DHHL's proposal to adjust her lot boundary with Lot No. 7, leased to Mrs. Melva Aila, and has submitted to the Department a hand-written agreement, signed and acknowledged by both parties, regarding this matter. (See Exhibit "B").

Staff has verified this agreement with both parties with the knowledge and understanding that Lot No. 6 will be subject to a reduction of approximately 6,159 square feet (0.141 acres), based on the lot boundary adjustments for Lot Nos. 1 through 5, and the road encroachment fronting Mrs. Kaialau's lot. Whereby, Lease No. 6670 to Mrs. Pat Kaialau will be reduced in size from 2.981 acres to 2.84 acres, more or less.

#### RECOMMENDED ACTION

DHHL staff respectfully requests approval as recommended.

10-25-2016

Aloha Mr. Robert Ing,

Re: Subdivision Application

We the undersigned Pat Kaialau and Melva N. Aila agree that lots numbered 6 and 7 boundaries remain the same. No changes to the boundaries due to road way easements necessary.

Lot # 6 Pat Kaialau Lot # 7 Melva N. Aila  
Pat Kaialau Melva N. Aila

Mahalo for your time and patience.

RECEIVED  
LAND DEVELOPMENT  
DIVISION

2016 OCT 28 PM 1:28

ITEM NO. E-1

EXHIBIT "B"





STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

SEPTEMBER 18, 2017

TO: Chairman and Members, Hawaiian Homes Commission

THROUGH: Norman L. Sakamoto, Acting LDD Administrator *NLS*  
Stewart Matsunaga, Master Planned Community Br. Chief *SM*

FROM: Robert Ing, Land Agent V, Land Development Division *RI*

SUBJECT: Lualualei Homestead Subdivision, Lualualei, Waianae,  
Oahu; Tax Map Key Nos.: (1) 8-6-003: 01, 02 & 52

**RECOMMENDED MOTION/ACTION:**

For information only

**BACKGROUND:**

1. The DHHL Lessees in the Paheehee Ridge Subdivision were part of the "Acceleration" program during the late 1980's/early 1990's. It was later discovered that several leased lots were within the perimeter of a U.S. Navy Lualualei ammunition blast zone, resulting in seven (7) lessees being relocated to what is now the Lualualei Subdivision.
2. In the original lease document for Paheehee Ridge, lot descriptions were subject to "final subdivision approval, acceptance and certification by the State Land Surveyor and Bureau of Conveyances". These terms and conditions in the lease remain in full force and effect pursuant to Amendment to Lease documents that facilitated the relocation.
3. Lualualei Subdivision currently has two (2) legally subdivided lots with a combined area of 24.25 acres, more or less, designated with AG-1 Zoning.

The Lualualei Subdivision was divided into eight (8) lots-seven lease lots ranging in size from 2.057 to 5.866 acres, and the 8<sup>th</sup> 1.741-acre lot at the Northeast end of the project site reserved for drainage and access into the old Lualualei reservoir parcel adjacent on the North side of the subdivision, and is largely within a 100-year flood plain.

reservoir parcel adjacent on the North side of the subdivision, and is largely within a 100-year flood plain.

4. There are currently 4 single-family dwellings within the project site as permitted under Section 10-3-26, HRS. The single-family structures have individual wastewater systems and access to utilities that include potable water, electrical and cable and telecommunication services.
5. In 2008, the City disapproved a lessee's building permit to construct a dwelling based on a County ordinance requiring a subdivided lot for each dwelling.
6. In 2010, DHHL submitted an Application for Subdivision for the entire project, but was disapproved by the City because it lacked the following:
  - 1) Board of Water Supply (BWS) approval for access to potable water;
  - 2) A Stream Study;
  - 3) Compliance with Chapter 343 (Environmental Assessment);
  - 4) Compliance with State Land Use regulations relating to AG-1 Zoning); And,
  - 5) Clarification of roadway encroachments from Lualualei Homestead Road on DHHL's land.

The Department has since obtained BWS approval for potable water access, a Stream Study that was recently approved by the City, and declared exemptions from Chapter 343, HRS, and AG-1 zoning restrictions, in accordance with Hawaiian Homes Commission Act provisions. (See Exhibits "A" and "B", respectively).

Regarding Item #5 above- "Clarification of roadway encroachments from Lualualei Homestead Road"- Lualualei Homestead Road (formerly "Mikulua Road") is owned and maintained by the City, per Council Resolution 93-287, regarding the ownership of Public Highways. Details on the road's origin are unclear. However, its presence is noted in Registered Map No. 2359, dated May 1906, with a resemblance of the existing encroachments. (See Exhibit "C")

Through its consultant, DHHL inquired with the City to have the encroachments removed but was informed they lack the budget or administrative capacity to do so. The City claimed their Department of Facilities Maintenance maintains existing

roadway improvements and typically does not re-align existing ones.

By letter, dated March 30, 2012 (copy attached), DHHL requested the City's assistance by either removing the encroachments, or accepting an easement in the form of DHHL's license agreement for the road encroachments that would allow the Department's subdivision application to move forward. The City concurred executing a license agreement and is now reviewing terms of DHHL's "benefit" license drafted with the assistance of the Attorney General's Office, since the road provides the only access to and from each lot in the subdivision.

DHHL and its consultant believe it's in the best interest of the Hawaiian Homes Trust and its lessees to issue a "benefit" license (easement) to the City for the following reasons:

- 1) To avoid a lengthy and costly litigation with the City to remove the roadway encroachments, which involves utility infrastructure and large trees situated along both sides of the road;
- 2) To minimize exposure to potential traffic-related liabilities to the Trust and its lessees; And,
- 3) Allow the Application for Subdivision to move forward so the lessees can have the full use and benefits of a subdivided lot, including the ability to apply for loans and building permits, etc.

7. Meeting and Consultation with the Lessees

During the evening of September 29, 2016, DHHL staff and its consultant, Group 70 International, Inc., met with Lualualei Subdivision lessees who were all invited to attend with the purpose of discussing the subdivision application's status and DHHL's proposed withdrawal of the road encroachments from their lease areas. DHHL also proposed to restore the loss of encroachment areas by shifting lot boundaries on the east side of each lot with the accumulated impact of land being taken from Lot No. 8 at the northeast end of the subdivision being incorporated as part of Lot No. 7. This would result in preserving the approximate area in each lease.

A copy of the agenda and minutes for the above meeting are attached as Exhibit "D" and "E", respectively.



Lessees for all seven leases have concurred with the above and coordinated with DHHL and its consultant to conduct site inspections and surveying on their lots. Images of proposed lot boundary adjustments lot are provided as Exhibit "F".

8. Based on DHHL's efforts thus far in meeting the City's conditions for subdivision approval as noted above, the Department of Planning and Permitting has given verbal clearance to submit a new application for subdivision.
9. Following Final Subdivision Approval, Staff will be requesting the Hawaiian Homes Commission approval to amend the leases with revised metes and bounds descriptions with lot boundary adjustments excluding the roadway encroachments, and with license agreements (easements) for existing utility infrastructure, including but not limited to street lights, utility poles, overhead lines and fire hydrants.

RECOMMENDED ACTION/MOTION:

None; For Information Only.

List of Exhibits

EXHIBIT A- DHHL Exemption from Chapter 343, HRS  
EXHIBIT B- DHHL Exemption from LUO (AG-1 Zoning)  
EXHIBIT C- Portion of Registered Map No. 2359  
EXHIBIT D- Lessee Meeting Agenda (September 29, 2016)  
EXHIBIT E- Meeting Minutes (September 29, 2016)  
EXHIBIT F- Images of Proposed Lot Boundary Adjustments

DEPARTMENT OF HAWAIIAN HOME LANDS  
Planning Office

January 19, 2017

TO: Jobie M.K. Masagatani, Chairman  
Hawaiian Homes Commission

THRU: M. Kaleo Manuel, Acting Planning Program Manager *ef*

FROM: Nancy McPherson, Planner *NM*

SUBJ: HRS CH.343, Environmental Assessment Exemption  
Declaration, Lualualei Subdivision Lot Line Adjustment,  
Wai'anae, O'ahu, TMK's (1)8-6-003:001, 002, 052

Recommended Action

That the Chairman exempt the "Lualualei Subdivision Lot Line Adjustment" from the requirement of preparing an EA per Chapter 343, HRS.

Discussion

In light of recent DHHL efforts to ensure that all activities on DHHL lands are in compliance with federal, state and county regulations, the Planning Office is offering recommendations to the Chairman on whether or not to exempt future proposed projects on DHHL lands from the EA requirement of Chapter 343, HRS. Per the statute, projects are eligible for exemption from the environmental review process if they meet certain requirements as stated in Section 11-200-8(a) HAR. Section 11-200-8(a) HAR also states that state and county agencies can prepare their own Chapter 343 exemption list. Activities on agency exemption lists must be consistent with Section 11-200-8(a) HAR exemption requirements and be approved by the state Environmental Council.

Based upon Section 11-200-8(a) HAR exemption criteria and DHHL's exemption list, the Planning Office has concluded that "Lualualei Subdivision Lot Line Adjustment" is eligible for exemption from preparing an environmental assessment because the proposed action is consistent with HAR Section 11-200-8(a). The attached exemption declaration letter provides more detail about the proposed project and Planning Office review and analysis.

☒ Concur

*Jobie Masagatani*  
Jobie Masagatani

ATTACHMENTS

ITEM NO. E-2

EXHIBIT "A"

DAVID Y. IGE  
GOVERNOR  
STATE OF HAWAII

SHAN S. TSUTSUI  
LT. GOVERNOR  
STATE OF HAWAII



JOBIE M. K. MASAGATANI  
CHAIRMAN  
HAWAIIAN HOMES COMMISSION

WILLIAM J. AILA, JR.  
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879  
HONOLULU, HAWAII 96805

AUG 23 2017

The Honorable Kathy Sokugawa, Acting Director  
Department of Planning and Permitting  
City and County of Honolulu  
650 South King Street  
Honolulu, HI 96813

Dear Honorable Sokugawa:

Subject: Lualualei Homestead Subdivision-  
[Land Use Ordinance and Filing Fee Exemptions]  
Lualualei, Waianae, Oahu, Hawaii  
Tax Map Key: (1) 8-6- 003: 001, 002 and 052

The Department of Hawaiian Home Lands (DHHL), as owner, is developing the subject property to establish eight (8) farm lots.

Under provisions of the Hawaiian Homes Commission Act, 1920, as amended (HHCA), DHHL is not subject to the Land Use Ordinance and Subdivision Rules and Regulations (SR&R). The project is situated on lands zoned AG-1 Restricted Agricultural (City and County of Honolulu) and Agricultural (State Land Use Classification). DHHL has determined that AG-2 standards are appropriate for the development of this project. In addition, DHHL has determined that the minimum lot size and dimensional requirements are not applicable to this project.

DHHL also exempts itself from the payment of subdivision filing fees by a government agency, as provided in Section 22- 1.2(a) of the Revised Ordinances of Honolulu (ROH), as amended.

Should you have any questions, please call Robert Ing, Land Agent, Land Development Division at 620-9277.

Aloha,

A handwritten signature in black ink, appearing to read "Jobie M. K. Masagatani".

Jobie M. K. Masagatani, Chairman  
Hawaiian Homes Commission

c: G70

ITEM NO. E-2  
EXHIBIT "B"

DAVID Y. IGE  
GOVERNOR  
STATE OF HAWAII

SBAN S. TSUTSUI  
LT. GOVERNOR  
STATE OF HAWAII



JOHIE M. K. MASAGATANI  
CHAIRMAN  
HAWAIIAN HOMES COMMISSION

WILLIAM J. AILA, JR.  
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879  
HONOLULU, HAWAII 96805

January 19, 2017

Robert Ing  
DHHL Land Development Division  
91-5420 Kapolei Parkway  
Kapolei, HI 96707

Aloha Mr. Ing:

SUBJECT: Exemption Declaration, Lualualei Subdivision Lot Line Adjustments,  
Wai'anac, O'ahu, TMK's (1)8-6-003:001, 002, 052

AGENCY OR APPLICANT ACTION

Check applicable box

- ☒ This exempted action is an agency action as defined by Section 343-5(b), HRS, and Section 11-200-5, HAR
- ☐ This exempted action is an applicant action as defined by Section 343-5(c), HRS, and Section 11-200-6, HAR

SPECIFY EXEMPTION CLASS:

Check applicable box

- ☒ The Exemption Declaration for the action described below is based on the Exemption List for the Department of Hawaiian Home Lands, reviewed and concurred to by the Environmental Council on June 30, 2015.
- Exemption List Class #10: Continuing administrative activities including, but not limited to purchase of supplies and personnel-related actions.
  - Item Number #4: Land consolidation of remnant parcels to provide additional land area for homesteading purposes.
- ☐ The Exemption Declaration for the action described below is based on the consultation process prescribed by Section 11-200-8(a), Hawai'i Administrative Rules (HAR), Exemption Class #\_\_, (description of exemption)

ITEM NO. E-2

EXHIBIT "B"

#### DESCRIPTION OF ACTION

Proposing Agency or Applicant: DHHL Land Development Division  
Project Name & Address/Location: Lualualei Subdivision Lot Line Adjustments  
Anticipated Start Date: January 2017  
Anticipated End Date: December 2017  
Island and District: Wai'anae, O'ahu  
Tax Map Key(s) and Latitude/Longitude Coordinates: TMK's (1)8-6-003:001, 002, 052  
All Necessary Permits and Approvals: Honolulu City and County Subdivision Approval

#### NARRATIVE (description of activity)

DHHL is submitting an application for subdivision to the City and County of Honolulu so that seven (7) DHHL lessees will have County lots of record. The Lessees were relocated to the site from Paheehee Ridge approximately 20 years ago. Prior to that, the site was occupied by a few dairy operations that maintained several residential dwellings. DHHL Lessees have occupied the subject area over the last 20 years, or so. There is some agricultural activity and 4 residential dwellings connected to standard water, electric and telecommunication utilities and individual waste water systems.

Four (4) of the lessees have single-family dwellings on their lots with estimated construction dates between 1966 and 2009. The three (3) other lessees may construct dwellings on their lots in the future, in accordance with their leases. Lessees are required to obtain County building permits for a single-family dwellings, using plans prepared by a licensed architect and approved by the Department prior to construction. It's presumed that structural dimensions and materials used will be in compliance with approved plans for conventional house construction, and City and County requirements for infrastructure adequacy will be met. Access to water is currently restricted to existing County water lines, and will be further regulated by the capacity of water meters permitted by the County. Previously, access to water was restricted to residential use (600 gallons/day). However, the County's installation of water booster pumps in 2015 may have eased this restriction.

There are no sewer lines in the vicinity. Properties in the area are currently restricted to individual wastewater systems.

#### RECEIVING ENVIRONMENT

To the North of the subject area is the 45-acre Lualualei Reservoir parcel owned by DHHL, and privately owned agricultural parcels. To the East is Puhawaii Street, and the Alternative Structures International Kahumana Organic Farm. On the South side is Lualualei Homestead Road and the Lualualei Naval Computer and Telecommunications Area Master Station. The West side (Makai) has agricultural land interspersed with residences.

#### ENVIRONMENTAL ANALYSIS

I have considered the potential effects of the proposed project and all related activities against the criteria checked below:

	Not Applicable
<input checked="" type="checkbox"/> Land Use and Zoning Conformance	<input type="checkbox"/>
<input checked="" type="checkbox"/> Traffic (Vehicles, Bicycles, Pedestrian)	<input type="checkbox"/>
<input checked="" type="checkbox"/> Infrastructure (Roads, Buildings, Utilities)	<input type="checkbox"/>
<input type="checkbox"/> Air Quality Pollutant Emissions	<input checked="" type="checkbox"/>
<input type="checkbox"/> Noise Emissions	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Solid, Hazardous, and Liquid Waste Management	<input type="checkbox"/>
<input type="checkbox"/> Social	<input checked="" type="checkbox"/>
<input type="checkbox"/> Economic	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Health and Safety	<input type="checkbox"/>
<input type="checkbox"/> Recreation	<input checked="" type="checkbox"/>
<input type="checkbox"/> Public Beach Access	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Cultural Resources and Practices	<input type="checkbox"/>
<input type="checkbox"/> Visual/Aesthetic	<input checked="" type="checkbox"/>
<input type="checkbox"/> Environmental Justice	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Rare, Threatened, and/or Endangered Species	<input type="checkbox"/>
<input checked="" type="checkbox"/> Surface and Ground Water Resources	<input type="checkbox"/>
<input checked="" type="checkbox"/> Wetlands	<input type="checkbox"/>
<input checked="" type="checkbox"/> Floodplains	<input type="checkbox"/>
<input checked="" type="checkbox"/> Riparian/Coastal Resources	<input type="checkbox"/>
<input type="checkbox"/> Other	<input checked="" type="checkbox"/>

The proposed project will not have significant negative impact on the above criteria.

#### MITIGATION

No mitigation measures are indicated by the proposed action.

#### EXEMPT DECLARATION

The direct, cumulative, and potential impacts of the action described above have been considered pursuant to Chapter 343, Hawai'i Revised Statutes and Chapter 11-200, Hawai'i Administrative Rules. I declare that the action described above will have minimal or no significant impact on the environment and is therefore exempt from the preparation of an environmental assessment.

This document is on file in our office and is available for public review.

Aloha,

  
Jobie M. K. Masagatani, Chairman  
Hawaiian Homes Commission

ITEM NO. E-2



Image from Registered Map. 2359, dated 1906

## **Lualualei Homestead Subdivision Meeting**

Hale Pono, Department of Hawaiian Home Lands

91-5420 Kapolei Parkway, Kapolei, 96707

September 29, 2016 (6 p.m. to 8 p.m.)

### **MEETING AGENDA**

#### **1. INTRODUCTIONS**

- Norman Sakamoto, Acting Administrator, Land Development Division
- Robert Ing, Land Agent, Land Development Division
- Paul Matsuda, P.E., Group 70 International, Inc. (Engineering Consultant)

#### **2. CONSOLIDATION/RE-SUBDIVISION**

Consolidate 3 existing parcels and create County lots of record for each lease.  
(Handout #2)

#### **3. REMAINING SUBDIVISION REQUIREMENTS**

1. Environmental Assessment. DHHL to declare exemption.
2. Resolution of Roadway Encroachments. **{Pending}**

#### **4. ROAD AND UTILITY ENCROACHMENTS**

- State of Road and Utility Encroachments. (Handout #'s 1, 3, 4 and 5)
- Proposed License Easement To City and County of Honolulu (County)  
Reasons: 1) Minimize potential liability to Lessees and DHHL Trust.  
2) Avoid long delays in obtaining subdivision approval.
- Proposed Lot Boundary Adjustments: Shift property lines northward (Handout #6)
  - a) Boundary adjustments easily made by modifying current subdivision map.
  - b) Lowest risk or variables to hinder subdivision application.
  - c) No anticipated challenges to EA exemption.
  - d) DHHL to assess potential relocation of lot boundary improvements (walls, fences, etc.).

#### **5. PROCESS GOING FORWARD**

- Environmental Assessment Exemption.
- HHC approval to negotiate proposed easement with County
- HHC Action- Adjust lot boundaries, benefit license easements for access and utilities.
- Submit/Negotiate proposed easement terms and conditions with County
- Lease amendments and execute easements to County and utilities.
- Prepare subdivision maps and application.
- Submit subdivision application
- Final subdivision approval

#### **6. QUESTIONS**

##### Handouts:

- 1) Registered Map No. 2359, dated 1906; 2) Current Tax Map; 3) Encroachment Data Sheet;
- 4) Aerial photo of individual lots; 5) Easement Layout (Individual Lot); 6) Proposed Boundary Adjustments (map).-

ITEM NO. E-2

**EXHIBIT "D"**



**Lualualei Homestead Subdivision Meeting**  
Hale Pono, Department of Hawaiian Home Lands  
91-5420 Kapolei Parkway, Kapolei, 96707  
September 29, 2016 (6 p.m. to 8 p.m.)

**MEETING MINUTES**

Lessees Present:      Lot #1- Kennard K. Hicks and Esther Hicks (Spouse)  
                             Lot #3- Harold S. Levy  
                             Lot #5- Keala O. Gomes and Raymond Gomes (Spouse)  
                             Lot #6 Pat M. Kaialau  
                             Lot #7- Melva Aila and William Aila (Spouse)

Absent:                 Lot #4- Chasity N. K. Kiaha (Co-Lessee)  
                             Lot #4- Kacey K. Kiaha (Co-Lessee)

Unable to Attend:    Lot #2- Valerie A. Kaleikini  
                             (Resides in Las Vegas. Was not able to attend or send a representative).

DHHL Staff:           Robert Ing, Land Agent, LDD  
                             Norman Sakamoto, Acting LDD Administrator

Consultant:           Paul Matsuda, P.E., Group 70 International, Inc.

(The meeting program started at 6:07 p.m.)

The following discussion was held on the Agenda Items below:

**Agenda**

**Item #1.      Introductions-**  
DHHL Land Agent, Robert Ing, welcomed the Lualualei Homestead Subdivision Lessees and introduced staff members present, including Deputy to the Chairman, William Aila, who came to support of his wife who is one of the Lessees. Mr. Paul Matsuda was introduced as a professional engineer from DHHL's consultant, Group 70 International, Inc. (G70).

**Agenda**

**Item #2.      Consolidation/Re-Subdivision**  
R. Ing, expressed that it was always the Department's intent to complete the formal subdivision, following the relocation of Lessees from Paheehee Ridge during the mid-1990's. Attention was called to Handout #2 in the packets given to each Lessee of the current Tax Map from the City and County of Honolulu (County) showing the Lualualei Subdivision consisting of only three (3) parcels of record.

A Lessee was previously denied a residential building permit by the County because there are only 3 parcels of record and four (4) residential structures already within the homestead. This reinforced the Department's desire to complete the formal subdivision.

[\*Note- There are seven (7) DHHL Agricultural lots awarded in this subdivision made up of three County parcels. Only four (4) of the leased lots have residential structures.]

ITEM NO. E-2  
**EXHIBIT "E"**

**Agenda**

**Item #3. Remaining Subdivision Requirements**

R. Ing shared that the Department submitted an application for subdivision to the County in 2010, but it was disapproved. The County gave five (5) reasons for the disapproval:

- 1) The need to secure access to the County's potable water supply system;
- 2) A Stream Study is required to establish a stream setback line for the subdivision;
- 3) DHHL's need to clarify compliance with Chapter 343, HRS, regarding Environmental Assessment (EA) for use of State Land;
- 4) Lack of Documentation to show compliance with State Land Use regulations regarding agricultural use of the subdivision; And,
- 5) The need to "clarify" roadway encroachments on DHHL's property fronting each of the leased lots.

The current status for each of these requirements are as follows:

- (1) The Department received the County's approval for three (3) additional residential water line hook-ups for the unimproved lots. Since that time, the County installed a water booster system for the region in 2015 that resolved previous concerns about the availability of water for new water meters.
- (2) DHHL's Consultant, G70, completed a Drainage Analysis/Stream Study that is being reviewed by the County.
- (3) DHHL staff will request an EA exemption based on a provision in the Department's qualified list of exemptions pertaining to "no change in use" for the subdivision.
- (4) The Department exempted itself from the land's AG-1 Zoning designation (Restricted Agriculture) by letter to the County, dated November 17, 2010. DHHL determined that AG-2 Zoning (General Agriculture) was more appropriate for this subdivision, because it requires a minimum lot size of two (2) acres, as opposed to five (5) acres for AG-1 Zoning.
- (5) The need to clarify (or resolve) existing encroachments is the only requirement by the County that has not yet been addressed. R. Ing emphasized that the main goal of the meeting is to agree on how to resolve the encroachments, so DHHL can move forward with the subdivision application.

**Agenda**

**Item #4.**

**Road and Utility Encroachments**

Attention was brought to Handout #'s 1, 3, 4 and 5, which provided information on existing encroachments as it relates to each lot. Emphasis was made on Handout #1, which is a portion of Registered Map No. 2359, dated 1906, showing what is now "Lualualei Homestead Road" encroaching on DHHL's land. Other survey maps produced over the years indicate the degree of the encroachments varied, but has otherwise been there from "the beginning."

P. Matsuda (G70), described the existing road and utility encroachments within the homestead using aerial photos projected onto a large screen. He shared of inquiries made with the County to discuss the idea of them relocating their road from off of DHHL land. The County's responses have been that they don't have a budget or staff to relocate roadways. The County did, however, give verbal consent on the idea of being issued a license easement for the road encroachments, subject to their Corporate Counsel's review and approval.

**Proposed License Easement to the County**

P. Matsuda advised the Lessees that if we take the position of demanding the County remove the roadway encroachments, it would likely result in a long, drawn out battle that would require a lot of resources and take 10 to 15 years to resolve. It would appear that granting a license easement is our best option to keep the subdivision application moving forward, so that Lessees can "move on with their lives."

This proposed easement would involve withdrawing encroachment areas from the leases. This would be necessary to minimize potential traffic-related liabilities to the Lessees and the DHHL Trust. Although DHHL may not be able to avoid liability entirely, because it cannot convey fee titles of Trust land, easements would provide some protection, and do more to steer potential liabilities away from the Lessees. If this proposal is agreed to, we can request authorization from the Hawaiian Homes Commission to start negotiating easement terms with the County. Our intent is to present easement terms to the County based on the following premises:

- a. The withdrawal of road easement areas from each respective lease.
- b. Easement boundaries to be established near the edge of pavement (or within six inches (6") of the asphalt).
- c. Staff to work with the Attorney General's Office to incorporate necessary provisions to protect Trust lands, such as a provision to restrict the County from repaving the road any further towards the direction of DHHL land, and conditions in which the encroachments are to be removed or reduced in size.

(The discussion moved toward surveying requirements for the lot boundary adjustments)

R. Ing posed a question to P. Matsuda whether permanent property pins or markers would be established as part of the land surveying. The primary concern being whether we'll be able to monitor future road resurfacing activity to ensure it doesn't encroach further onto

DHHL land. P. Matsuda explained that boundaries are typically marked with wooden stakes and ribbon. However, once the boundaries have been established and confirmed, we can have the surveyors replace them with more permanent markers.

P. Matsuda also suggested establishing multiple property pins along boundary lines in case a marker is hidden or destroyed as it has happened in the past. For example, there used to be pins located within Lualualei Homestead Road that has been paved over. With multiple property pins along boundaries, you might still be able to draw a line from another pin.

Mrs. Keala Gomes (Lot #5) expressed displeasure stating that she encountered people in or around her lot doing land surveying work a few years ago without her being informed ahead of time. Her statement was noted, and Mrs. Gomes was assured that she and the other Lessees will be properly notified of this kind of activity going forward.

#### **Proposed Lot Boundary Adjustments**

Because the easement proposal calls for withdrawing lands from each lease, DHHL Staff felt it was appropriate to offer lot boundary adjustments to commensurate with the loss of easement area respective to each lot. [This proposed shift in lot boundaries while still staying within the existing subdivision is possible due to the availability of unencumbered land adjacent to Lot #7, which DHHL refers to as Lot #8].

The Lessees were referred to Handout #6, provided by G70, showing a proposal for boundaries on the right side of each lot being shifted further north. It was stressed that this is merely a proposal and is subject to modifications requested by the Lessees.

The Department also offered its assistance if there were any lot boundary improvements, like walls or fences that need to be relocated. Mrs. Keala Gomes (Lot #5) acknowledged having walls on her lot, but did not plan to move them or require the Department to assist her in this matter. The other Lessees present claimed they do not have any lot boundary improvements to be moved, and did not require assistance from the Department as well.

#### **Agenda**

##### **Item #5.**

#### **Process Going Forward**

A brief read-through of the bullet point steps outlined in Agenda Item #5 (below) was done with commentary provided by P. Matsuda:

- Environmental Assessment Exemption.
- HHC approval to negotiate proposed easement with County
- HHC Action- Adjust lot boundaries, benefit license easements for access and utilities.
- Submit/Negotiate proposed easement terms and conditions with County
- Lease amendments and execute easements to County and Utilities.
- Prepare subdivision maps and application.
- Submit subdivision application
- Final subdivision approval

**Agenda**  
**Item 6.**

**Questions**

Following the presentation portion of the meeting, Lessees were asked if they had any questions. Below are the questions raised during that time:

1. Will it take 6 months before we (Lessees) receive another update?

*{R. Ing}- "This meeting was key to our ability to move forward with this subdivision, though we still need to correspond with the Lessees who were not able to attend. If we're all in agreement with the license easement proposal, we can proceed with the steps outlined in Agenda Item #5. I don't anticipate another six months going by without any progress being made. The County has already acknowledged a license easement as a preferred option to resolving the encroachments. We anticipate this project moving steadily forward with a changes in project status occurring much sooner than 6 months."*

*{P. Matsuda}- "Once we can proceed with the steps moving forward, things will move along, but it will still take time."*

*{N. Sakamoto}~ "We want to take this to the Hawaiian Homes Commission in November (2016)."*

2. Can our 99-year lease terms start anew as a result of the lease withdrawal and lot boundary reconfiguration?

*{R. Ing}~"I will have to defer this question to DHHL's Homestead Services Division."*

Norman Sakamoto followed the question and answer session by giving a brief, comprehensive summary of what was discussed thus far and encouraged unity among the Lessees in their view of the proposal so that we could move forward with the subdivision application. The Lessees were then provided an opportunity to voice any objections or concerns. Since there were none, the Lessees in attendance were asked if they agreed to the proposal. All Lessees present gave verbal and/or visual consent to the proposal and expressed the desire to move forward with the subdivision.

Mrs. Pat Kaialau (Lot #6) and Mrs. Melva Aila (Lot #7) stated that they will continue to work together to agree on a lot boundary adjustment between their lots and will keep DHHL Staff informed of their decision.

R. Ing announced that the Lessees who were not able to attend the meeting will be contacted and forwarded the meeting material, including all handouts and a copy of the meeting minutes for their review and feedback. DHHL will address any comments and concerns and will hopefully gain their consent before requesting the approval of the Hawaiian Homes Commission.

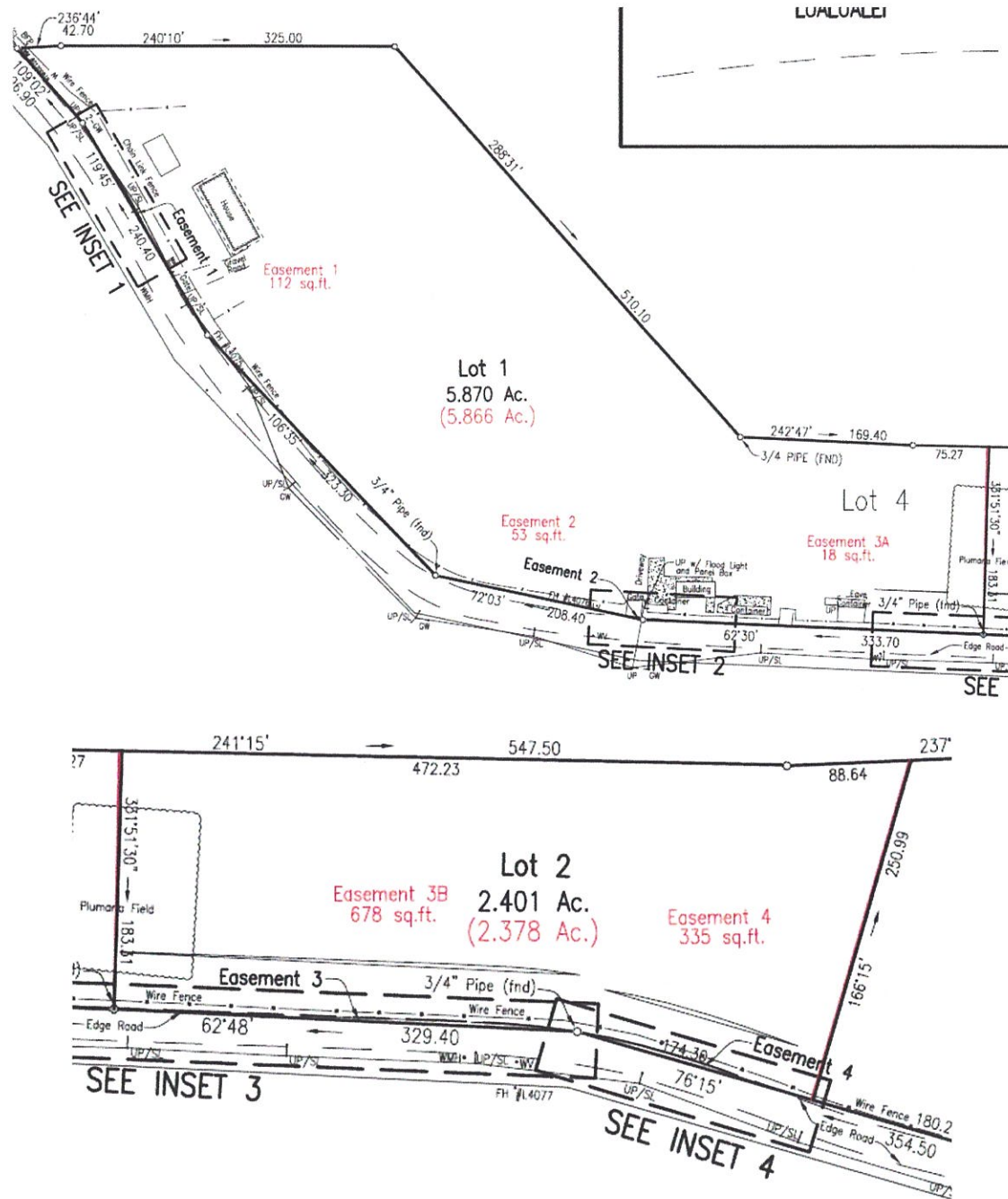
At the close of the meeting R. Ing offered his telephone number and E-mail address to the Lessees in the event they had other questions or concerns. Mr. Harold Levy (Lot #3) received the contact information. Other Lessees stated that they already had it and stated it was provided to them in DHHL's letter notifying them of this meeting.

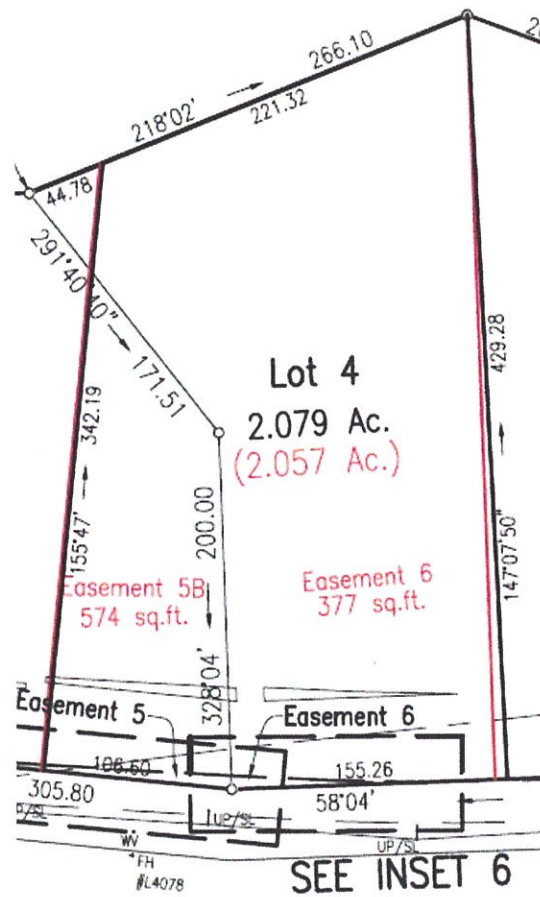
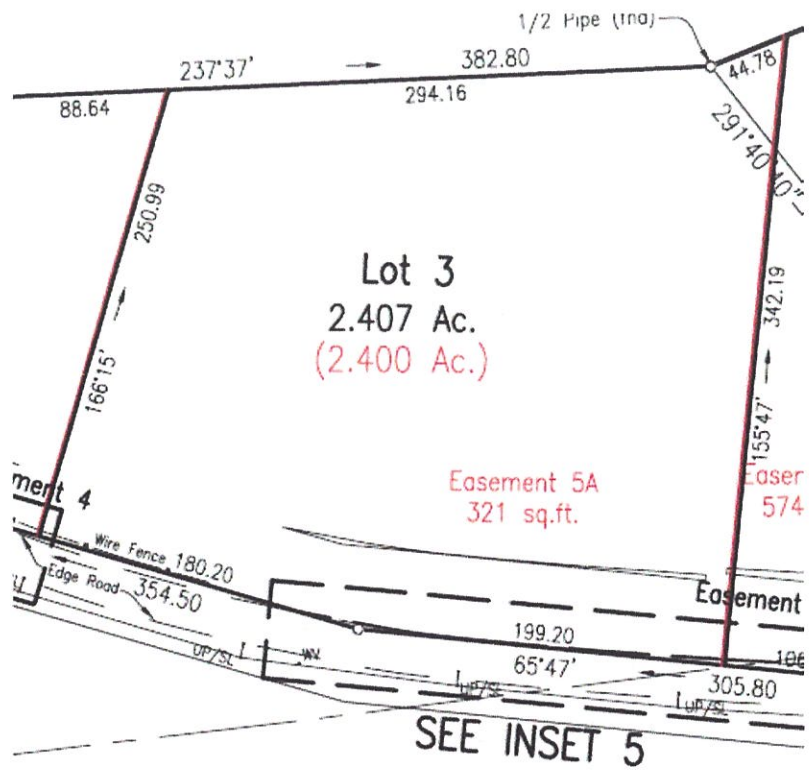
**The Meeting was adjourned at 7:06 p.m.**

## Lot Boundary Adjustments for Seven (7) Lualualei Subdivision Leases

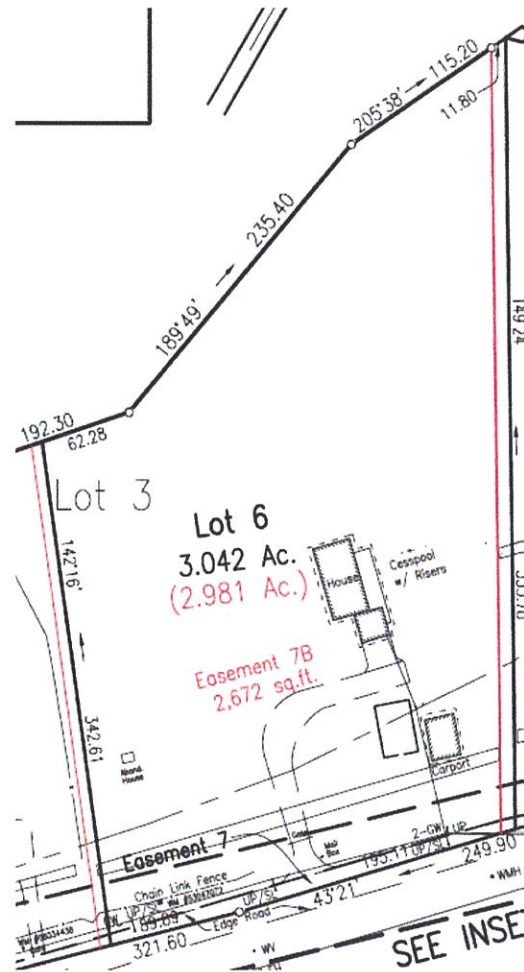
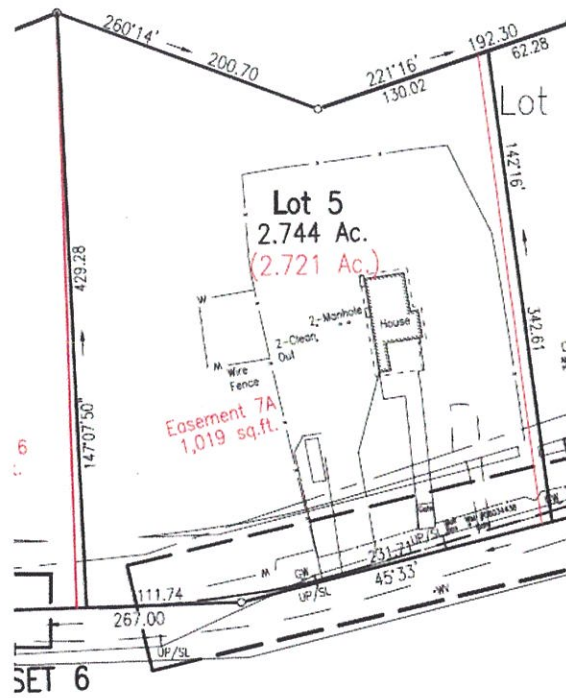
\*Notes-

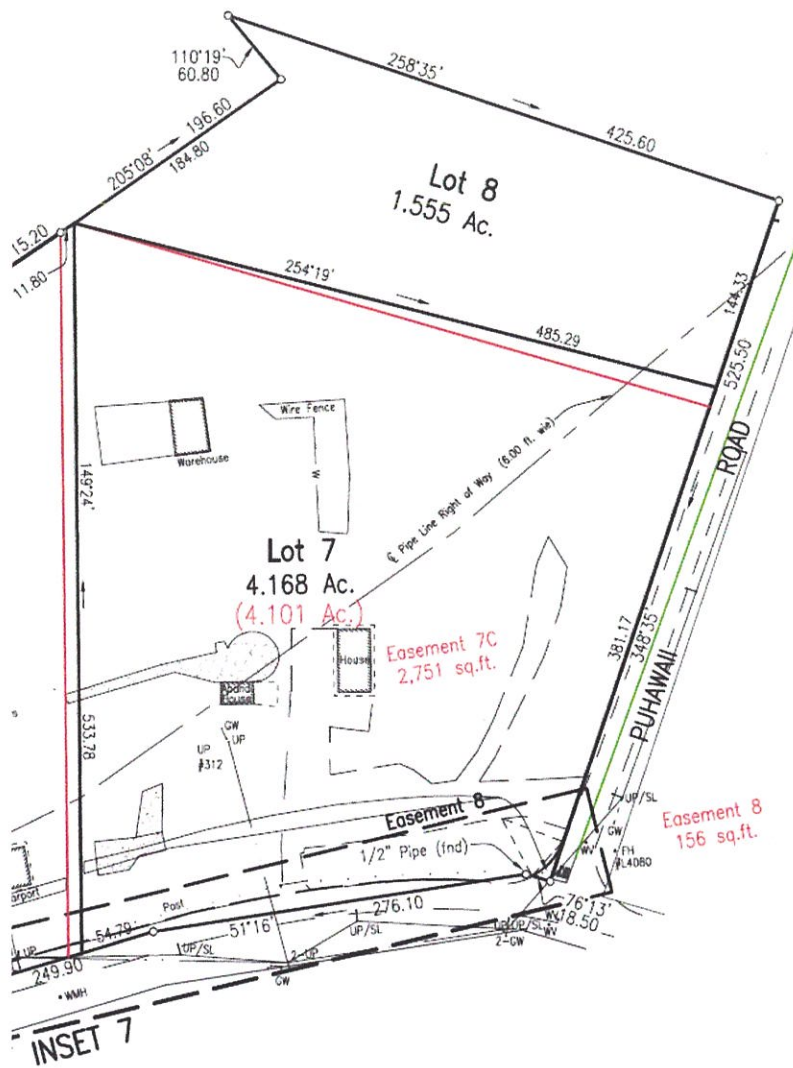
- 1) The lot boundary lines in black illustrate the revised lease boundaries.
- 2) The boundary lines in red show the current lot boundary for the adjacent lots.
- 3) The acreages in red parenthesis are the actual lot sizes for each lease.
- 4) The acreages in black are higher because they still include the road encroachment areas after lot boundary adjustments were made. However, the encroachments will eventually be removed, and the leases will maintain their original acreages.











DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION  
September 18 & 19, 2017  
Lahaina, Maui

F-ITEMS  
**LAND MANAGEMENT DIVISION**

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18 & 19, 2017

TO: Chairman and Members, Hawaiian Homes Commission  
FROM: Peter Kahana Albinio, Acting Land Management Division Administrator  
SUBJECT:

- F-1 Annual Renewal of Right of Entry Permits, Maui Island
- F-3 Approval to Assignment of Lease and Amendments, and Issuance of Easement License, Kalaeloa Home Lands Solar, LLC / General Lease No. 294, Kalaeloa, Island of Oahu, Tax Map Key No. (1) 9-1-013:029
- F-6 Update on reforms to DHHL Right of Entry/Revocable Permit Program


*THIS SUBMITTAL WILL BE DISTRIBUTED UNDER SEPARATE COVER or AT THE TABLE*

ITEM NO. F-1, F-3 & F-6

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18-19, 2017

To: Chairman and Members, Hawaiian Homes Commission

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

Subject: Issuance of Right of Entry Permit to La'i 'Opua 2020 (L2020), Kalaoa, N. Kona,  
Hawai'i, TMK No.(3)73010007(por.)

APPLICANT:

La'i 'Opua 2020 (L2020), a Hawaii non-profit corporation "PERMITEE"

RECOMMENDED MOTION/ACTION:

That the Hawaiian Homes Commission (HHC) authorize the issuance of a Right of Entry Permit, covering the subject area as identified and described below for solar radiation study to determine if the site has the potential for a photo-voltaic farm.

1. Authorize the issuance of a Right-of-Entry permit to La'i'Opua 2020 covering the subject area under the terms and conditions cited below, which are by this reference incorporated herein and further subject to the following:
  - A. The standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time;
  - B. Such other terms and conditions as may be prescribed by the Hawaiian Homes Commission to best serve the interests of the Hawaiian Home Lands Trust;
2. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.

LOCATION:

Portion of Hawaiian Home Lands situated in Kalaoa, N. Kona, Island of Hawai'i, identified as Tax Map Key: (3)7-3-010:007(por.) (See Exhibit "A")


AREA:

100/square feet

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18-19, 2017

To: Chairman and Members, Hawaiian Homes Commission

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

Subject: Issuance of Right of Entry Permit to La'i 'Opua 2020 (L2020), Kalaoa, N. Kona,  
Hawai'i, TMK No.(3)73010007(por.)

APPLICANT:

La'i 'Opua 2020 (L2020), a Hawaii non-profit corporation "PERMITEE"

RECOMMENDED MOTION/ACTION:

That the Hawaiian Homes Commission (HHC) authorize the issuance of a Right of Entry Permit, covering the subject area as identified and described below for solar radiation study to determine if the site has the potential for a photo-voltaic farm.

1. Authorize the issuance of a Right-of-Entry permit to La'i'Opua 2020 covering the subject area under the terms and conditions cited below, which are by this reference incorporated herein and further subject to the following:
  - A. The standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time;
  - B. Such other terms and conditions as may be prescribed by the Hawaiian Homes Commission to best serve the interests of the Hawaiian Home Lands Trust;
2. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.

LOCATION:

Portion of Hawaiian Home Lands situated in Kalaoa, N. Kona, Island of Hawai'i, identified as Tax Map Key: (3)7-3-010:007(por.) (See Exhibit "A")

AREA:

100/square feet

DISCUSSION:

On behalf of L2020, its Executive Director, Bo Kahui, submitted a Non-Homestead Land Use request form and associated information for the proposed land use (See Exhibit "B"). As a homestead organization L2020's mission is to plan, design, and implement the construction of a multi-purpose community center, recreation complex and health referral service within the Kealakehe ahupua'a. In this manner, L2020 seeks to take advantage of an opportunity to install pyranometer devices within 100 square-foot area on a portion of the referenced TMK for solar radiation data collection purposes to determine whether the site has the potential for a photo-voltaic solar farm. L2020 will share the results of its data collection with DHHL. Whether the results are positive or negative, this ROE does not commit these lands to L2020 for any further disposition whatsoever.

PLANNING AREA:

Kalaoa, North Kona, Hawaii

LAND USE DESIGNATION:

Recommended for Industrial, Hawaii's Island Plan (2002), Figure 8 – West Hawaii, Hawaii Land Inventory

CURRENT STATUS:

DHHL, Vacant Land

CHARACTER OF USE:

Industrial Purposes

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

Triggers:

Use of State Lands

Exemption Class No. & Description:

In accordance with the "Comprehensive Exemption List for the State of Hawaii, Department of Hawaiian Home Lands, as Reviewed and Concurred Upon by the Environmental Council on June 30, 2015, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption List Class No. 5, "Basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource."

The direct, cumulative, and potential impacts of the action described have been considered pursuant to Chapter 343, Hawaii Revised Statutes and Chapter 11-200, Hawaii Administrative Rules. Since the action as proposed is determined to have minimal or no significant impact on the environment it would therefore be exempt from the preparation of an environmental assessment. The Planning Office was informed of the proposed action and opined that it is consistent with the Exemption Class as referenced above and would be deemed eligible for exemption from the preparation of an Environmental Assessment.

CONSISTENCY WITH DHHL PLANS, POLICIES AND PROGRAMS

DHHL General Plan (Approved by the HHC, February 26, 2002)

The recommended disposition is consistent with the following General Plan Goals and Objectives in gray-shade:

**MISSION STATEMENT:**

Our mission is to manage the Hawaiian Home Lands trust effectively and to develop and deliver lands to native Hawaiians. We will partner with others towards developing self-sufficient and healthy communities.

**GOALS AND OBJECTIVES:**

**Land Use Planning**

**Goals:**

- Utilize Hawaiian Home Lands for uses most appropriate to meet the needs and desires of the beneficiary population.

**Objectives:**

- Develop improved relationships with the Counties to ensure reliable and adequate delivery of services to homesteaders.

**Land and Resource Management**

**Goals:**

- Be responsible, long-term stewards of the Trust's lands and the natural, historic and community resources located on these lands.

**Objectives:**

- Manage interim land dispositions in a manner that is environmentally sound and does not jeopardize their future uses.

**Economic Development**

**Goals:**

- Provide economic opportunities for beneficiaries within areas designated for their use.

**Objectives:**

- Assist native Hawaiian entrepreneurs by supporting opportunities for business education, training, financing, planning and leasing.

**Building Healthy Communities**

**Goals:**

- Empower the homestead associations to manage and govern their communities.
- Establish self-sufficient and healthy communities on Trust lands.

**Objectives:**

- Build partnerships with public and private agencies to ensure reliable and adequate delivery of services to homesteaders.

***Program Plans***

Water Policy Plan (2014)

While the ROE does not specify activities that would implement DHHL's Water Policy Plan, it is anticipated that renovations facilitated by the granting of the license will include water conservation measures to make the facility more efficient in the use of water if necessary.



*Ho‘omalua Energy Policy (2009)*

While the ROE does not specify activities that would implement DHHL’s Energy Policy, it is anticipated that renovations facilitated by the granting of the license will include energy conservation measures to make the facility more efficient in the use of energy if necessary.

RECOMMENDATION:

Land Management Division respectfully requests approval of the motion as stated.



ADVANCE SHEET  
SUBJECT TO CHANGE

TRIM	DIVISION
7	3
10	10

Approximate Pyrano-meter site location

MAKALILA-COMA-145, NORTH KONA, HAWAII

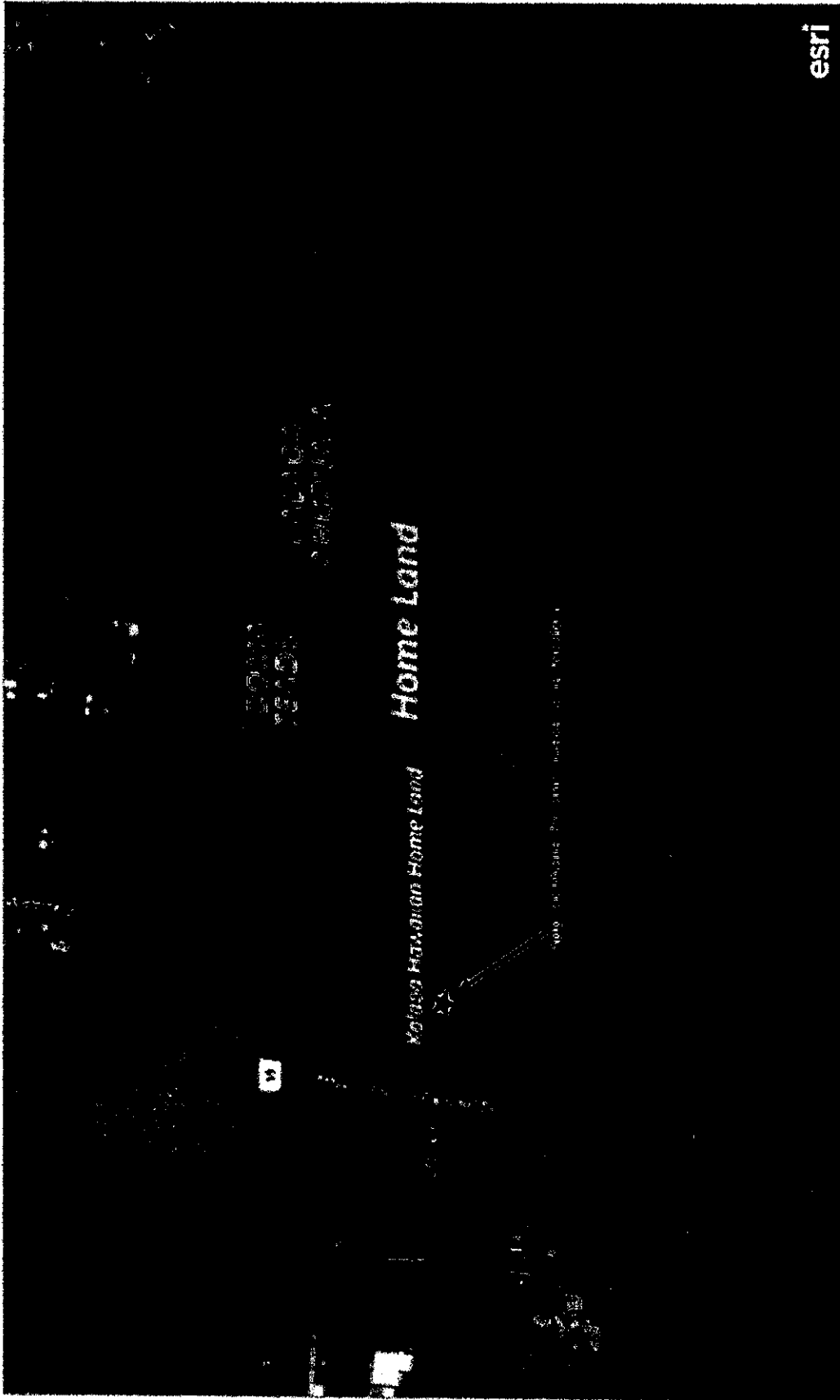
**EXHIBIT "A"**  
ITEM NO. F-2

Source: 145-145, S.L.C. Survey, 1960.  
By: 145-145, S.L.C. Survey, 1960.  
Date: 1960.  
Scale: 1" = 200'

9/11/2017

My Map

My Map



**EXHIBIT "A-1"**  
**ITEM NO. F-2**

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<http://hizistatgis.maps.arcgis.com/home/webmap/print.html>

DAVID Y. IGE  
GOVERNOR  
STATE OF HAWAII

SHAN S. TSUTSUI  
LT. GOVERNOR  
STATE OF HAWAII



JOBIE M. K. MASAGATANI  
CHAIRMAN  
HAWAIIAN HOMES COMMISSION

WILLIAM J. AILA, JR.  
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879  
HONOLULU, HAWAII 96805

REQUEST FORM FOR NON-HOMESTEADING LAND USE PURPOSES

**PART 1: APPLICANT INFORMATION**

Name: Craig Bo Kahui  
Address: 74-5599 Luhia street  
Phone No.: 327-1221 Cell: 896-2252 email: bokahui@laiopua.org  
If Corporation/Organization/Company/LLC/Non-Profit:  
Name: Laiopua 2020  
Address: 74-5599 Luhia Street, #E5  
Phone No.: 327-1221 Cell: 896-2252 email: bokahui@laiopua.org

☒ Requesting Organization is a Non-Profit

Type of Non-Profit:

- ☐ Private Nonprofit – governed by self appointed board  
☐ Member Nonprofit – governed by voting members  
☒ Homestead Organization – governed by HHCA beneficiary members

☐ Requesting Organization is For Profit - Individual or Business

- ☐ Individual ☐ Sole Proprietorship ☐ Partnership  
☐ Corporation ☐ Limited Liability Corporation ☐ Other

Is an Individual HHCA Beneficiary or is Owned by an HHCA Beneficiary ☐ Yes ☐ No

☐ Requesting Organization is a Government Agency

- ☐ Federal ☐ State ☐ County

Officers and/or Principal Representatives: See Attached

Mission of Organization: Develop community facilities on Homestead lands and provide social, educational, recreational, cultural, medical services and programs.

Date Incorporated: 2006 State of Incorporation: Hawaii

Federal Tax ID#: 56-2638917 State Tax ID#: GE-193-969-5616-01

**PART 2: NON-HOMESTEADING LAND USE REQUEST**

Describe proposed non-homesteading land use envisioned under this request as submitted  
Request to conduct solar radiation site study on TMK (3) 7-3-010-007 using a Pyranometer to collect solar radiation data. The solar data will be used to determine if the site has the potential for a PV Farm.

*\*Please attach additional information if necessary*

Land Request Form No. 1

**EXHIBIT "B"**  
**ITEM NO. F-2**

Land Area requested: Acreage/Sq.Ft. 100 sq. ft. Term: 60- 120 Days  
Island: Hawaii Island Tax Map Key No.: (3) 7-3-010:007

Indicate Character of Use:

☐ Agricultural ☐ Commercial ☐ Church ☐ Other  
☐ Pastoral ☒ Industrial ☐ Community Facility

Does applicant have any existing land disposition issued by Hawaiian home lands for non-homesteading use purposes? ☒ Yes ☐ No

If yes, under what type of use and disposition: 26 acres of community and 26 acres commercial

Describe how proposed land use request will have direct or significant indirect benefit to the Trust and/or its Beneficiaries (Applicants & Lessees):

The proposed planned PV farm, R&D Center, manufacturing facility and vocational training center will provide energy cost savings, new "green jobs", and PV manufacturing assembly plant to meet market demand for affordable PV systems. DHHL beneficiaries would benefit directly as the PV farm would provide off grid energy discounts & savings while creating new workforce opportunities for green e-jobs for native Hawaiians.

The following authorized representative submits this request for use of Hawaiian home lands under non-homesteading purposes and acknowledges that:

1. This is an application process that will be subject to further review, evaluation and consideration by DHHL and may require additional information to be submitted;
2. This request does not constitute any form of DHHL approval to this non-homesteading land use request as submitted;
3. In the best interest of the trust, DHHL reserves the right to exercise its prudent authority pursuant to and in accordance with the Hawaiian Homes Commission Act (Section III, Section 204(a)(2), Section 220.5, Section 207(c), Hawaii Revised Statutes, Chapter 171, as amended and the Hawaii Administrative Rules, Title 10;
4. Once the application is deemed complete, the non-homesteading land use request will be posted for a 30 day review period on the DHHL website for beneficiary and public comment;
5. Additional Island or Regional Specific Beneficiary Consultation will be required per the DHHL Beneficiary Consultation Policy;
6. All input/comments received will be provided to the Hawaiian Homes Commission if/when approval for disposition is considered by the HHC;
7. Associated non-refundable processing and documentation fees shall be assessed for each respective disposition request as follows:

Revocable Permit - \$100.00 License - \$200.00 General Lease - Cost Documentation (all)...\$75.00

Laiohua 2020/ Villages of Laopua Association

Print Individual or Organization Name

Craig Bo Kahui

Authorized Representative Name & Title

June 20, 2017

Date

Craig Bo Kahui

Signature




## Knowledge Center

### Knowledge Center

#### Theoretical info

#### Solar Radiation

Parameters of  
Meteorology

UV Index

Glossary

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Case Studies

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## Solar Radiation

Click here to first read more about the sun, the atmosphere and the Earth.

The sun is sending us radiation over a wide range of wavelengths at varying intensities. The electro-magnetic solar radiation impinging on the upper edge of the atmosphere is called extra-terrestrial radiation. The mean integral for the complete spectrum is 1,367 W/m<sup>2</sup> (the Solar Constant).

The normal measurement of the wavelength of solar and atmospheric radiation is the nanometer (nm, 10<sup>-9</sup> m) and for infrared radiation is the micrometer (μm, 10<sup>-6</sup> m). The range is shown in below table. In astronomy and older books you may see wavelengths in Ångström (Å, 10<sup>-10</sup> m).

### Wavelengths of Solar & Atmospheric Radiation for meteorological applications

Short-wave	UV-C	100 - 280 nm	Emitted from the sun, totally absorbed by the earth's atmosphere before reaching the ground
	UV-B	280 - 315 nm	Emitted from the sun, 90% absorbed by the earth's atmosphere but biologically very active, causes sunburn
	UV-A	315 - 400 nm	Emitted from the sun, most reaches the ground but not biologically very active
	Visible	400 - 780 nm	Visible light from violet to red (colours of the rainbow)
Long-wave (infrared)	NIR	780 nm - 3 μm	Heat radiation from the sun
	FIR	3 μm - 50 μm	Heat radiation from the atmosphere, clouds, earth and surroundings

The meteorologically significant spectral range extends from 300nm to 3000nm (short-wave radiation). Approximately 96% of the complete extra-terrestrial radiation is

The complete spectrum comprises the ultraviolet (UV), visible (Vis) and infrared (IR) wavelengths. However, these wavelength ranges need to be sub-divided depending on the individual application fields. Best known are the prismatic colours of visible light, the colours of the rainbow. IR is split into near infrared (NIR) and far infrared (FIR).

UV is normally sub-divided into UV-A, UV-B and UV-C radiation. Approximately 6% of the total solar radiation falling on the earth is ultraviolet. Shorter wavelengths (higher frequency) have higher energy, thus increasing the effect on biological and chemical systems.

The attenuation of solar radiation passing through our atmosphere is due to the following processes:

#### ultraviolet range

Scattering by molecules and aerosol particles and absorption by Ozone, Sulphur Dioxide, Nitrogen Dioxide and trace gases.

#### visible range

Scattering by molecules and aerosol particles, little absorption by aerosol particles, Ozone and other trace gases.

#### infrared range

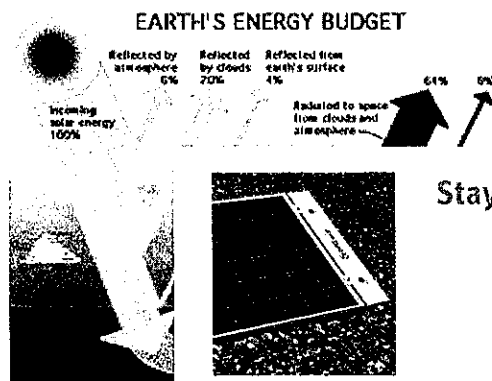
Absorption by water vapour and aerosol particles but little scattering.

Molecular Ozone in the upper layers of our atmosphere functions as a filter for ultraviolet radiation and the effect increases with shorter wavelengths. Whereas almost all UV-A radiation reaches the ground surface, nearly 90% of the UV-B radiation is absorbed by the Ozone, and all of the UV-C. During this process, new Ozone (O<sup>3</sup>) is also produced from atmospheric Oxygen and this reinforces the process.

Changes of the atmospheric Ozone content will especially affect the amount of UV-B. An increasing Ozone layer concentration means decreasing UV-B radiation and a decreasing Ozone layer means increasing UV-B radiation reaching the surface.

Solar radiation is the driver for many chemical, biological and physical phenomena in the atmosphere, on the ground and in the seas.

A major effect of solar radiation reaching the earth's surface is that it is warming it up, which is vital for our existence. 30% of the extra-terrestrial radiation solar radiation (yellow in Illustration below) is reflected back into space but approximately 51% is absorbed by land and water and another 19% is absorbed by the clouds and atmosphere.



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small amount of the total energy remains on the earth but this is enough to maintain all the biological processes on our planet and to drive the weather systems.

Variations in the reflected and re-radiated energy do, of course, influence the energy balance between ground and atmosphere. This energy balance, in turn, influences meteorological conditions and other processes, for example the growth of plants.

Rising concern for the survival of our environment and way of life, together with the desire for higher crop yields, makes it necessary to have available precise information on incoming and reflected radiation. In this respect the distribution of the radiation intensity at different wavelengths can be of the utmost importance.

Nowadays, measuring solar radiation is extremely important in many different fields of application, such as climatology, meteorology, hydrology, pollution forecasting, solar energy, agriculture and material testing.

Source: Solar Radiation Measurement by Reinhold Rösemann

[Read more about the parameters of meteorology.](#)

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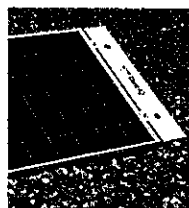
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## Products

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### Pyranometers

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CM4 Pyranometer

CMP3 Pyranometer

SMP3 Pyranometer

CMP6 Pyranometer

SMP6 Pyranometer

CMP10 Pyranometer

SMP10 Pyranometer

**CMP11 Pyranometer**

SMP11 Pyranometer

CMP21 Pyranometer

SMP21 Pyranometer

CMP22 Pyranometer

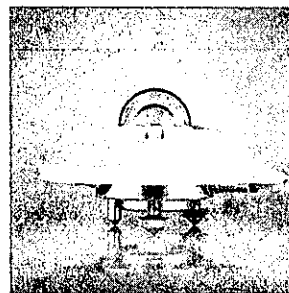
SMP22 Pyranometer

Pyrgometers

Pyrheliometers

Sun Trackers

## CMP11 Pyranometer



- **ISO 9060 Secondary Standard**
- **Excellent linearity**
- **Fast response time**
- **Low tilt error**
- **5 year warranty (\*)**

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## CMP11 Pyranometer

CMP11 uses the temperature compensated detector technology originally developed for the CMP22 and is a step up in performance from the CMP6. It is particularly suitable for meteorological networks and the reduced response time of 1.66 seconds (63%) meets the requirements for solar energy applications.

A waterproof socket is fitted for the signature yellow signal cable, which is available in a range of lengths pre-wired to the waterproof plug.

The integral bubble level is raised to the top of the housing and can be viewed without

UV Radiometers
Kipp & Zonen Customer Services
Net Radiometers
Horticultural Sensors
Sunshine Duration
Sensors
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Pyranometer Hunt

screw-in drying cartridge is easy to remove and the replacement desiccant is supplied in convenient refill packets.

The pyranometer does not require any power, it supplies a low voltage of 0 to 20 mV in relation to the amount of incoming radiation. When a higher voltage level or a 4 to 20 mA signal is required, the AMPBOX is the perfect solution.

(\*) This product will need to be registered by the end-user within 6 months of purchase

to activate the warranty extension

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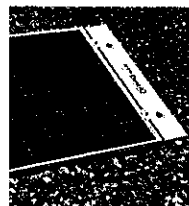
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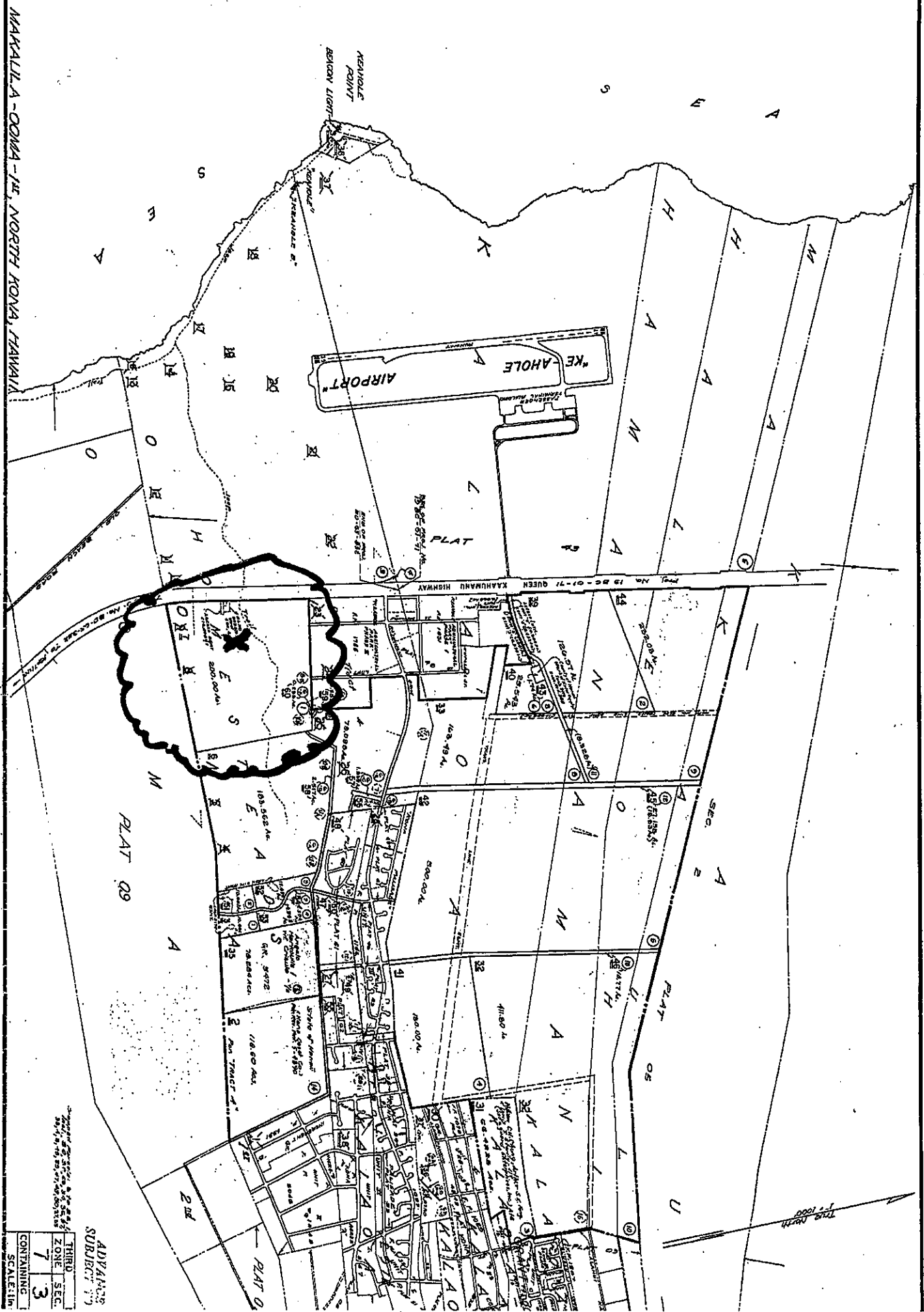
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ADDITIONAL  
SUBJECT 17

THIRD  
ZONE SEC.  
7 3

CONTAINING  
1  
SCALE: 1" = 1000' FEET


PRINTED


MAKALILA-OOMA-1E, NORTH KONA, HAWAII

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18-19, 2017

To: Chairman and Members, Hawaiian Homes Commission

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

From: Allen G. Yanos, Property Development Agent 

Subject: Approval for Authorization to General Lease  
Kalaeloa, Island of Oahu  
Tax Map Key No. (1) 9-1-013:038

RECOMMENDED MOTION/ACTION

That the Hawaiian Homes Commission authorizes the following:

1. To advertise and conduct a land disposition for a renewable energy project on Hawaiian home lands at East Kalaeloa, Island of Oahu, Tax Map Key No. (1) 9-1-013:038 pursuant to Section 171-95.3, HRS;
2. To set all appropriate terms and conditions, to be approved by the Chairman, Hawaiian Homes Commission, in accordance with the requirements of Chapter 171, Hawaii Revised Statutes, as amended;
3. To expend budgeted funds to conduct an appraisal report on the aforementioned parcels which are designated for non-residential commercial development, if necessary; and
4. To retain outside legal counsel, if necessary, in the lease negotiations of the final terms and conditions of the lease agreements.

DISCUSSION

Creating interest for its proposed general leasing program is a primary objective of the Land Management Division (LMD) of the Department of Hawaiian Home Lands (DHHL). In conjunction with publication of legal notices to auction public lands, LMD will initiate its marketing plan by notifying those who have expressed interesting in leasing land from DHHL.

September, 2017

DHHL follows the real estate practice of continually marketing its commercial properties to draw the interest of qualified and creditworthy lessees.

The property proposed for a land disposition is located in East Kalaeloa, Island of Oahu comprising a 97.538 acre parcel, identified as Tax Map Key No. (1) 9-1-013:038 on the attached Exhibit "A". It is among approximately 550 acres within Kalaeloa that were conveyed by the U.S. Navy to DHHL. They are lands that have been identified for industrial use under DHHL's existing 2014 Oahu Island Plan, based on their proximity to an active airfield, and to provide the greatest flexibility for DHHL when the existing dispositions expire. The property is generally flat and overgrown with very little infrastructure to support most commercial uses. However, the parcel is in a dry and sunny area that are, according to solar maps by the State of Hawaii Department of Business, Economic Development and Tourism, ideal conditions for commercial solar energy development.

A portion of the property contains numerous revetments which were used by the U.S. Navy to house aircraft following a change in aircraft parking policies after December 7, 1941. They are half-dome reinforced concrete structures that are eligible for the National Register of Historic Places. Although the land is subject to an historic preservation covenant in DHHL's quitclaim deed that first requires consultation with the Hawaii State Historic Preservation Office for anything that may disturb these historical structures or the adjacent areas, portions of the property could still be utilized for a passive use, such as for a solar energy project.

LMD has received inquiries about leasing the property for a renewable energy project, specifically for a solar project, and would like to begin its disposition process under Section 171-95.3, HRS to lease the property to renewable energy producers through direct negotiations.

#### AUTHORIZATION

Section 204(a)(2) of the Hawaiian Homes Commission Act, 1920, as amended, reads in part..."In the management of any retained available lands not required for leasing under Section 207(a), the department may dispose of such lands to the public, including native Hawaiians, on the same terms, conditions, restrictions and uses applicable to the disposition of public lands as provided in Chapter 171, Hawaii Revised Statutes, provided that the Department may not sell or dispose of such land in fee simple...."

Section 171-95, HRS, as amended, authorizes disposition to public utilities and renewable energy producers of public lands for terms up to, but not in excess of, sixty-five years at such rental and on such other terms and conditions as the Board may determine. For the purposes of this section, "renewable energy producer" means "any producer or developer of electrical or thermal energy produced by wind, solar energy hydropower, geothermal resources, landfill gas, waste-to-energy; ocean thermal energy conversion, cold seawater, wave energy, biomass, including municipal solid waste...that sell all of the net power produced from the demised premises to an electric utility company regulated under Chapter 269...."

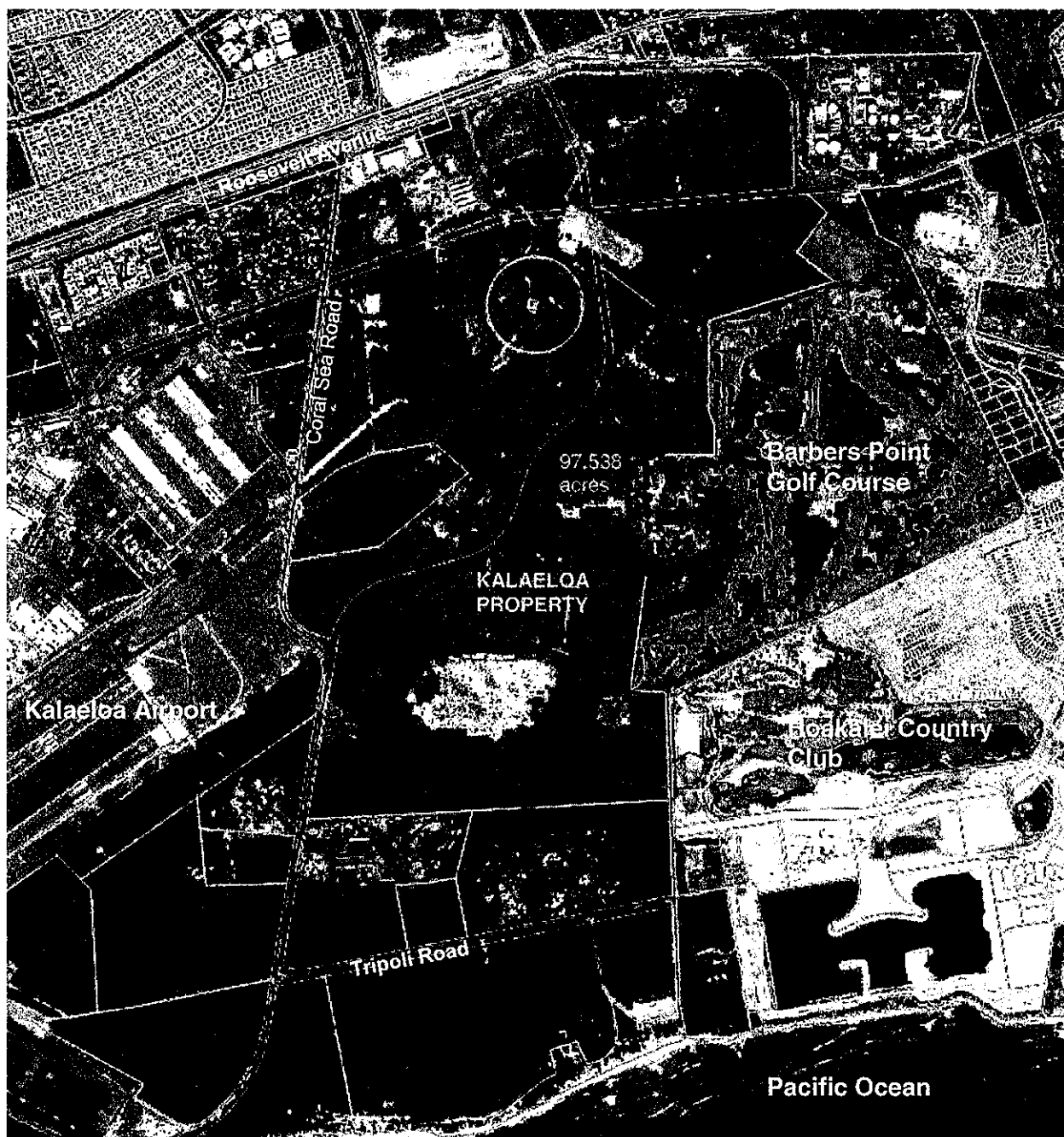
September, 2017

Section 171-95.3, HRS, authorizes the lease or renewal of a lease of public lands “to renewable energy producers, as defined in section 171-95, without public auction only pursuant to a public process that includes public notice under Section 1-28.5 providing other interested renewable energy producers opportunity to participate in the process....”

Section 10-4-1 of the DHHL’s Administrative Rules, as amended, also states in part that... “The department may lease, license or otherwise deal with any available lands as may not be immediately needed for the purposes of the Act as provided by Section 204(a)(2) of the act and Chapter 171, HRS, upon such terms and conditions as to it may deem fair reasonable.”

#### RECOMMENDATION

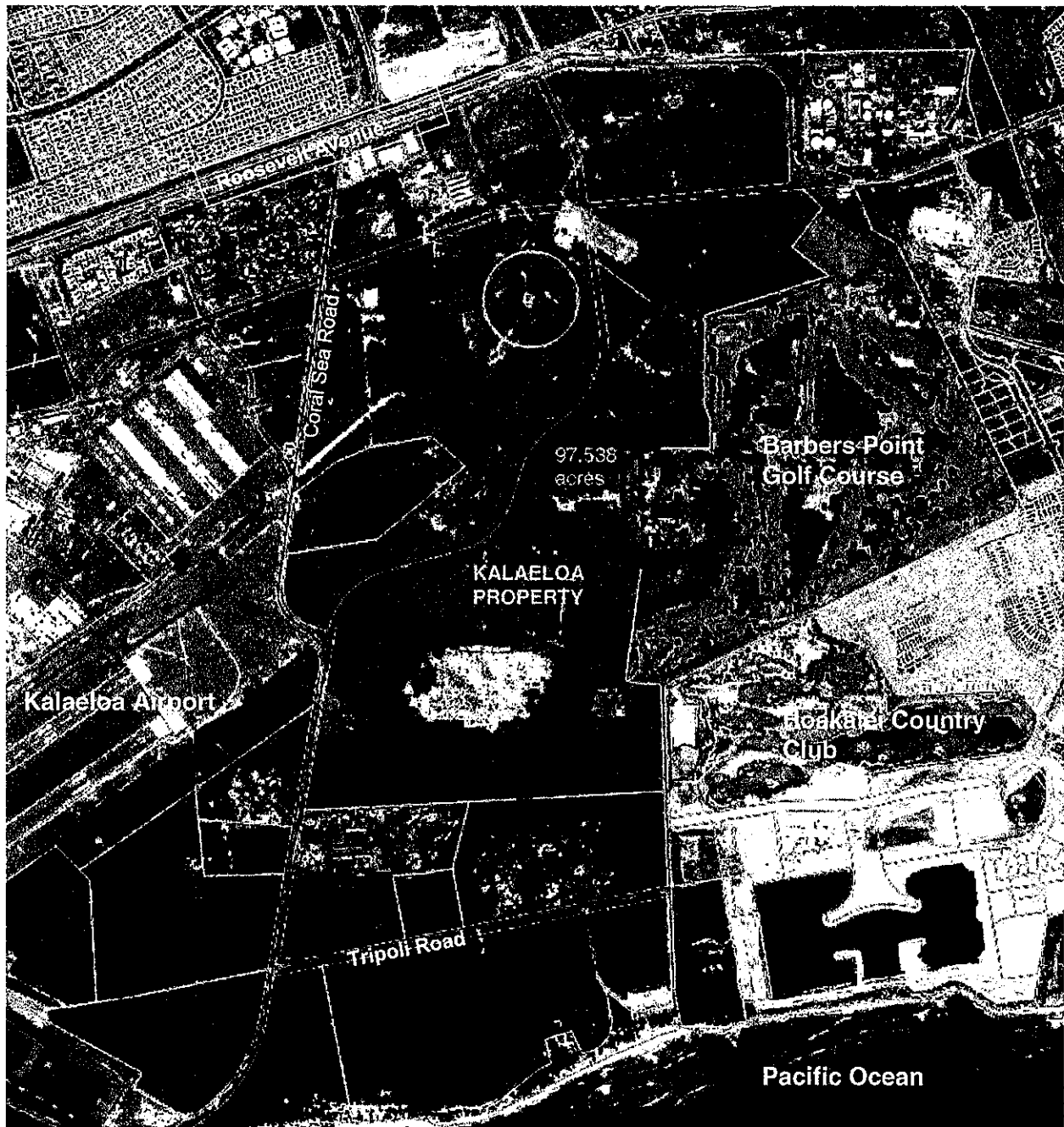
Land Management Division requests approval of the motion as stated.



AERIAL MAP SHOWING LOCATION OF THE KALAELOA  
PROPERTY, ON THE ISLAND OF OAHU

EXHIBIT "A"

Item No. F-4



AERIAL MAP SHOWING LOCATION OF THE KALAELOA  
PROPERTY, ON THE ISLAND OF OAHU

EXHIBIT "A"

Item No. F-4



STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18-19, 2017

To: Chairman and Members, Hawaiian Homes Commission

Through: Peter "Kahana" Albinio, Jr., Acting Administrator  
Land Management Division *KA*

From: Kalei Young *KY* Supervising Land Agent, Land Management Division

Subject: Approval to extend Right-of-Entry No. 676 to American Renaissance Academy, Kalaeloa, Island of O'ahu, TMK No. (1) 9-1-013:024 (por.).

PERMITTEE:

American Renaissance Academy

RECOMMENDED MOTION/ACTION: That the Hawaiian Homes Commission (HHC):

1. That the Hawaiian Homes Commission (HHC) grants its approval of a three (3) month extension to Right-of-Entry (ROE) Permit No. 676 to the American Renaissance Academy (ARA) to use a portion of Hawaiian home lands located at Kalaeloa, Oahu, identified as TMK No. (1) 9-1-013:024 (por.) as a school campus. The said ROE expires September 30, 2017, however ARA secured a new campus location and requests this extension to allow more time to fully buildout their new premises, as well as clean/repair the DHHL premises to the required landlord standard. LMD recommends that the Terms and Conditions of ROE No. 676 remain the same except for those Terms & Conditions referred in the following:
  - a) TERM. The ROE permit shall be on a month-to-month basis commencing start October 1, 2017 and extend no longer than December 31, 2017, unless extended with the approval of the HHC;
  - b) PREMISES CONDITION. At the end of the permit term, ARA shall leave the premises in "vanilla box" condition or better. The premises should be fully functional with all plumbing and electrical equipment in working order (including fire/theft alarms, sprinkler systems/timers), no exposed wires/nails, exterior doors, door-locks, and windows window-locks must be operational. Trees, grass must be cut maintained. No less than 60 days prior to the permit expiration date, an onsite meeting/inspection between the Permittee & Permitter will done in order to set reasonable parameters and expectations of the final move-out condition;
  - c) The Chairman of the Hawaiian Homes Commission is authorized to set forth any additional terms and conditions which shall ensure and promote the purposes of the demised premises;
  - d) Review and approval by the State of Hawaii, Department of the Attorney General; and
  - e) Except as otherwise modified herein, all other terms and conditions of License No. 648, and Right of Entry No. 676 shall be included and continue to remain in full force and effect.

LOCATION:

Portion of Hawaiian home lands situated in Kalaeloa, Island of O'ahu, identified as TMK No. (1) 9-1-013:024 (por.).

AREA:

Approximately 17,800 s.f. of office space & approximately 76,000 s.f. of open/yard space (further described in Exhibit "A" attached)

DISCUSSION:

The Department of Hawaiian Home Lands acquired the subject property in Kalaeloa, through the Hawaiian Homes Recovery Act, Public Law 104-42, which authorized the Secretary of Interior to convey certain federal property to the Department in exchange for full settlement and release of claims arising from the United States' continued use of Hawaiian home lands set aside for native Hawaiians under the Hawaiian Homes Commission Act.

License No. 648

The Hawaiian Homes Commission, at its regular monthly meeting of November 15, 2005 approved the issuance of an exclusive non-benefit license agreement to Narconon Hawaii. The American Renaissance Academy (ARA) was an HHC approved sublicense in this arrangement. Included in the premises was the Barbers Point Naval Base Headquarter building which was constructed in the 1940s; it was in dire need of renovations. ARA completed the required renovation.

On November 1, 2011, with HHC's approval, License No. 648 was assigned to ARA and the initial term was extended for an additional 5 years with an expiration of September 30, 2016.

On September 19, 2016 the HHC approved ROE 676 which allows ARA to remain operating at the site until September 30, 2017.

Since ARA opened its doors to the community, at least 30% of their student body identify as being of Hawaiian ancestry, most of whom receive financial aid from ARA. To ease to burden of beneficiaries, ARA works with Kamehameha School's (KS) Kipona Scholarship program. ARA serves as a feeder school to KS as students who attend ARA and applied to KS are accepted at a 96% acceptance rate.

Although ARA requested a fixed long term extension to License 648 in mid-2016, DHHL was/is not in a position to comfortably grant their request; DHHL has plans to hire large number of new employees in 2017-18 to better serve its beneficiaries. DHHL's current office building on Kapolei Parkway is not able to accommodate the planned expansion. Because of its proximity to the DHHL administrative offices in Kapolei, the building that ARA is currently using in nearby Kalaeloa is the logical option. LMD is recommending this flexible short term permit to allow both ARA time to find a new space, and allow DHHL time to make logistical adjustments.

PLANNING AREA:

Ewa Moku, Honouliuli Ahapua'a.

LAND USE DESIGNATION:

Industrial. Oahu Island Plan (2014), Figure 5.5, Honouliuli Ahapua'a-Kalaehoa Planning Area Land Use Designation.

CURRENT STATUS:

Actively used by this permittee.

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

Triggers:

Use of State Lands

The direct, cumulative, and potential impacts of the action described have been considered pursuant to Chapter 343, Hawaii Revised Statutes and Chapter 11-200, Hawaii Administrative Rules. This premises was the former Barber's Point Navy Airbase Command Office. It's use as an office being continued, therefore exempt from any requirements to conduct an environmental assessment.

CONSISTENCY WITH DHHL PLANS, POLICIES AND PROGRAMS

DHHL General Plan (2002)

The recommended disposition is consistent with the following General Plan goals and objectives:

***Land Use Planning***

Goals:

- Utilize Hawaiian home lands for uses most appropriate to meet the needs and desires of the beneficiary population.
- Develop livable, sustainable communities that provide space for or access to the amenities that serve the daily needs of its residents.

Objectives:

- Provide space for and designate a mixture of appropriate land uses, economic opportunities and community services in a native Hawaiian-friendly environment.

***Land and Resource Management***

Goals:

- Be responsible, long-term stewards of the Trust's lands and the natural, historic and community resources located on these lands.

Objectives:

- Manage interim land dispositions in a manner that is environmentally sound and does not jeopardize their future uses.

*Ewa Regional Plan (2009)*

The disposition is not consistent with DHHL's plan for Industrial use, however, this premises was the former Barber's Point Navy Airbase Command Office. Its use as an office is being continued on a month to month basis until we can conduct more research on the building's historical significance and probable adjustments to our Regional Plan.

*Program Plans*

Water Policy Plan (2014)

While the permit agreement does not specify activities that would implement DHHL's Water Policy Plan, it is anticipated that renovations facilitated by the granting of the permit will include water conservation measures to make the facility more efficient in the use of water, if necessary.

*Ho'omalūō Energy Policy (2009)*

While the permit does not specify activities that would implement DHHL's Energy Policy, it is anticipated that the renovations facilitated by the granting of the license will include energy conservation measures to make the facility more efficient in the use of energy if necessary.

AUTHORITY / LEGAL REFERENCE:

In accordance with the provisions of Chapter 171-55, Hawaii Revised Statutes, as amended, a "permit on a month to month basis may continue for a period not more than one year from the date of issuance.."

RECOMMENDATION:

Land Management Division respectfully requests approval of the motion as stated.



① SITE PLAN - EXISTING CONDITION

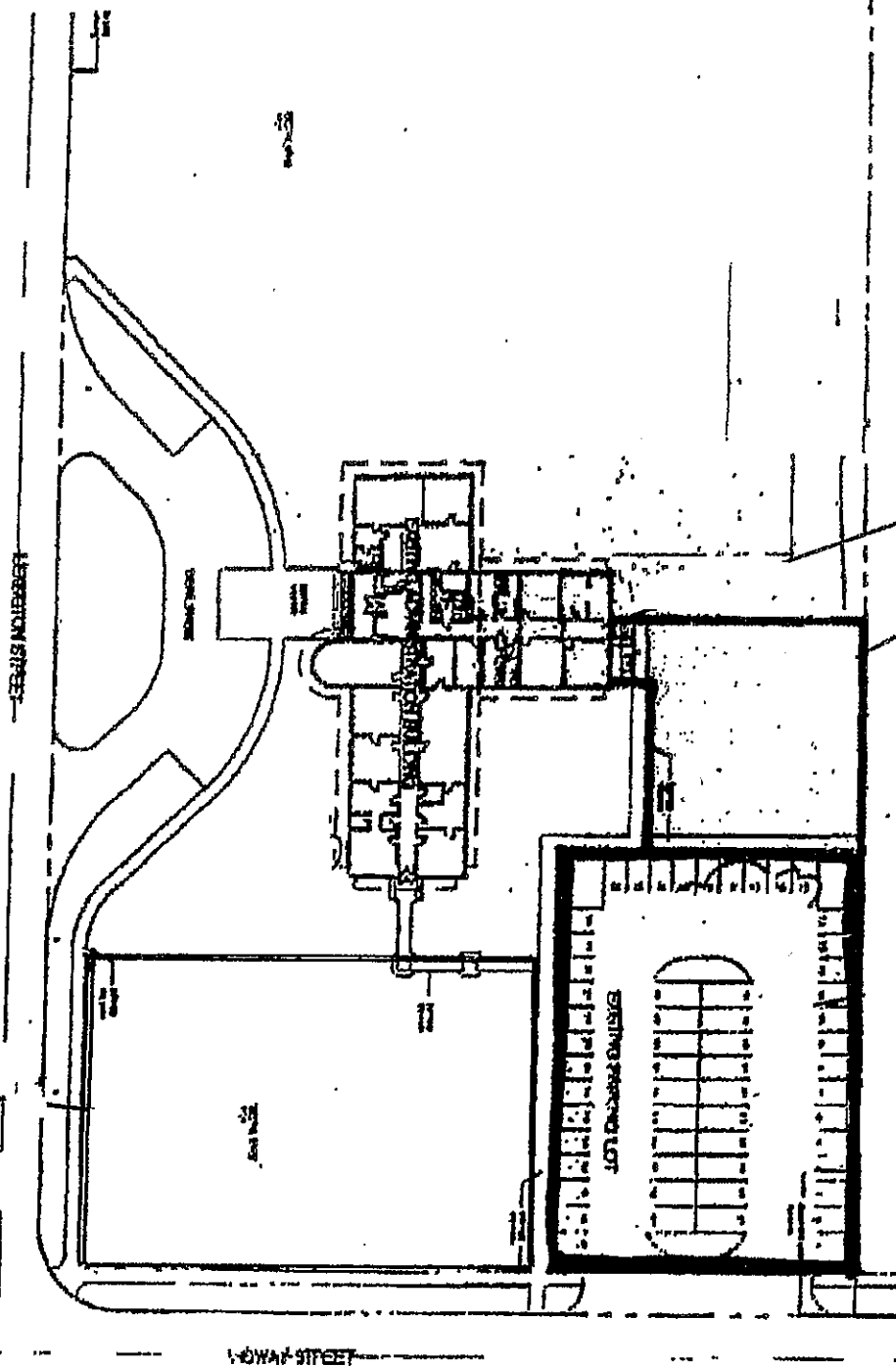
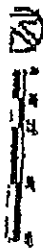


EXHIBIT "A-1"

DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION  
September 18 & 19, 2017  
Lahaina, Maui



G-ITEMS  
**PLANNING PROGRAM DIVISION**

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18, 2017

To: Chairman and Members, Hawaiian Homes Commission

Through: Kaleo Manuel, Acting Planning Program Manager

From:  Lehua Kinilau-Cano, HHL Legislative Analyst 

Subject: Approval of 2018 Legislative Proposals

RECOMMENDED ACTION/MOTION:

That the Hawaiian Homes Commission approves the legislative proposals to be recommended for inclusion in the Administration's legislative package for the 2018 Regular Session.

DISCUSSION

The Department of Hawaiian Home Lands has prepared two draft legislative proposals to be recommended for inclusion in the next Administration's legislative package. These draft legislative proposals, upon submission, will be under review by the Department of the Attorney General, the Department of Budget & Finance, and the Governor. These proposals are pending final approval and no proposal is considered part of the package until final approval is granted. In this phase of the review process, the department may amend or withdraw any measure.

As explained at last month's commission meeting the department solicited recommendations for legislative proposals and received 20 responses. Beneficiaries submitted 14 responses, DHHL staff submitted 3 responses, and community supporters submitted 2 responses. Here is a summary of the responses:

Issue	Ben	Staff	Supporter	Result
Staff hiring or training	4	1		Legislation not required
Interim Administrative Rules		1		Include
Reduce blood quantum			3	More review
HHC Accept EIS	1			Legislation not required
HHC Exempt from EIS	1			Not recommended
Funding to Address Waitlist	1			Budget
Access to DOH records		1		Legislation not required



Issue	Ben	Staff	Supporter	Result
Confer lessee status on applicants	1			Kuhio Lease option
Construct perimeter safety wall for community park	1			Budget
Inventory of DHHL lands	1			Legislation not required
Community Pasture & Community Farming	1			Legislation not required
Enterprise Zones	1			Legislation not required
Administrative Rule Changes	2			Legislation not required

In addition to considering the responses received, a review of last year's legislative proposals was also completed. As a result of this review and the responses received, the summaries of draft legislative proposals are presented below and the actual drafts of the bills and justification sheets are enclosed in Exhibit 'A'.

#### PROPOSAL SUMMARIES

##### *Proposal HHL-01(18) RELATING TO PERSONAL PRIVACY*

This proposal creates a new section of the HRS, specifying that certain records of the Department's homestead applicant and lessee files are not required to be publicly disclosed or made open to inspection pursuant to public records requests and may be discussed during an executive meeting of the Hawaiian Homes Commission.

The Department has received Uniform Information Practices Act (UIPA) requests for specific applicant and lessee files. These files include personal contact information, genealogies, finance and loan documents, and other correspondence between the department and the individual. The Department's administrative rules require that "Personal data received or recorded by the department shall be held in absolute confidence and no release of information shall be made without written approval of the individual concerned."

Public access to this information should be considered an unwarranted invasion of privacy. Examples in the existing statute of information in which an individual has a significant privacy interest that may be found in an applicant or lessee file include information relating to eligibility for social services or welfare benefits or the determination of benefit levels;

information describing an individual's finances, income, assets, liabilities, net worth, bank balances, financial history or activities, or creditworthiness; and social security numbers.

This proposal specifies that loan applications, loan prequalification documents, loan approval documents, underwriting findings, financial data forms, and financial assessments; any consent to release personal information request; designation of successor to a lease; designation of successor to application rights for a homestead lease; and requests to succeed to a homestead lease or application rights be kept private.

This proposal also allows the Hawaiian Homes Commission to discuss these matters during an executive meeting recognizing the sensitive nature of these private family matters.

A similar measure was approved by the Hawaiian Homes Commission for the 2017 and 2015 Regular Sessions and was part of the Administration's legislation package for the 2014 Regular Session but did not pass.

*Proposal HHL-02(18)*  
*RELATING TO INTERIM RULES.*

This proposal creates a new section of the HRS that allows DHHL after consultation with beneficiaries and organizations representing beneficiaries and upon approval by the Hawaiian Homes Commission to issue interim rules which shall be exempt from the public notice, public hearing, and gubernatorial approval requirements of Chapter 91 as long as the interim rules shall be effective for not more than eighteen months.

The Department is currently authorized to adopt rules in accordance with Chapter 91, HRS, which can be a lengthy and time consuming process when you factor in that the Department conducts consultation with beneficiaries and organizations representing beneficiaries prior to initiating the rule making process. This amendment will enable the Department to move quickly in issuing interim rules after consultation with beneficiaries and organizations representing beneficiaries and upon approval by the Hawaiian Homes Commission on important programs and services, while preserving public access by ensuring that the interim rules will be made available on the website of the Office of Lieutenant Governor. The eighteen-month limitation on the life of the interim rules will further ensure that the Department has adequate time to adopt permanent rules through formal rulemaking procedures.

RECOMMENDED ACTION/MOTION:

Staff respectfully requests approval of the motion as recommended.

\_\_\_\_.B. NO.\_\_\_\_

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# A BILL FOR AN ACT

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RELATING TO PERSONAL PRIVACY.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1       SECTION 1. The Hawaii Revised Statutes is amended by  
2 adding a new chapter to be appropriately designated and to read  
3 as follows:

4                               "CHAPTER

5                               DEPARTMENT OF HAWAIIAN HOME LANDS RECORDS

6       §   -1   Government records and personal records;  
7 department of Hawaiian home lands. The following government  
8 records maintained by the department of Hawaiian home lands  
9 shall not be required to be publicly disclosed or made open to  
10 inspection pursuant to public records requests under section  
11 92F-11, and may be discussed during an executive meeting of the  
12 Hawaiian homes commission closed to the public, notwithstanding  
13 section 92-3:

14       (1) Loan applications, loan prequalification documents,  
15           loan approval documents, underwriting findings,  
16           financial data forms, and financial assessments except  
17           where disclosure is required by section 92F-12(a)(8);

HHL-01(18)

EXHIBIT A

\_\_\_\_.B. NO.\_\_\_\_

- 1           (2) Any consent to release personal information request  
2           permitting the department of hawaiian home lands to  
3           access birth, marriage, death certificates and other  
4           documents in the application or lessee file to assist  
5           the family or individual designated by the applicant  
6           or lessee with the processing of an application or  
7           lease award;  
8           (3) Designation of successor to a lease;  
9           (4) Designation of successor to application rights for a  
10          homestead lease;  
11          (5) Requests to succeed to a homestead lease; and  
12          (6) Requests to succeed to application rights."

13          SECTION 2. This Act shall take effect upon its approval.  
14

15                                   INTRODUCED BY: \_\_\_\_\_

16   BY REQUEST

\_\_\_\_.B. NO.\_\_\_\_

**Report Title:**

Department of Hawaiian Home Lands; Disclosure of Government Records

**Description:**

Specifies certain records of the Department of Hawaiian Home Lands are not required to be publicly disclosed or made open to inspection pursuant to public records requests and may be discussed during an executive meeting of the Hawaiian Homes Commission.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

## JUSTIFICATION SHEET

DEPARTMENT: Hawaiian Home Lands

TITLE: A BILL FOR AN ACT RELATING TO PERSONAL PRIVACY.

PURPOSE: Protects the sensitive content of homestead application files and homestead lease files by specifying that certain records of the Department of Hawaiian Home Lands are not required to be publicly disclosed or made open to inspection pursuant to public records requests and may be discussed during an executive meeting of the Hawaiian Homes Commission.

MEANS: Add a new chapter to the Hawaii Revised Statutes.

JUSTIFICATION: The Department has received Uniform Information Practices Act requests for specific homestead application files and homestead lease files that include personal contact information, genealogies, finance and loan documents, and other correspondence. Hawaii Administrative Rules Title 10 requires that "personal data received or recorded by the department shall be held in absolute confidence and no release of information shall be made without written approval of the individual concerned." The Department has also experienced the discussion of sensitive private family matters at its monthly public Hawaiian Homes Commission meetings.

Impact on the public: This proposal further protects the interest of Hawaiian home land applicants, lessees, and their successors by protecting information in which they have a significant privacy interest.

Impact on the department and other agencies:  
None.

HHL-01(18)

EXHIBIT 4

GENERAL FUND:           None.  
OTHER FUNDS:           None.  
PPBS PROGRAM  
  DESIGNATION:       HHL 625.  
OTHER AFFECTED  
  AGENCIES:       None.  
EFFECTIVE DATE:       Upon approval.



\_\_\_\_.B. NO.\_\_\_\_

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# A BILL FOR AN ACT

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RELATING TO INTERIM RULES.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1       SECTION 1. Chapter 91, Hawaii Revised Statutes, is amended  
2 by adding a new section to be appropriately designated and to  
3 read as follows:

4       §91- Interim rules; department of Hawaiian home lands.

5       Notwithstanding any other law to the contrary, the department of  
6 hawaiian home lands shall have the authority to issue interim  
7 rules after consultation with beneficiaries and organizations  
8 representing beneficiaries as provided for in section 203(d)(1)  
9 of the Hawaiian Home Lands Recovery Act, P.L. 104-42 and upon  
10 approval by the hawaiian homes commission. The interim rules  
11 shall be effective for not more than eighteen months and shall  
12 be exempt from the public notice, public hearing, and  
13 gubernatorial approval requirements of chapter 91.

14       SECTION 3. Statutory material to be repealed is bracketed  
15 and stricken. New statutory material is underscored.

16       SECTION 4. This Act shall take effect upon its approval.  
17  
18

\_\_\_\_.B. NO.\_\_\_\_

1 INTRODUCED BY: \_\_\_\_\_

2 BY REQUEST

\_\_\_\_.B. NO.\_\_\_\_

**Report Title:**

Interim rules; Department of Hawaiian Home Lands

**Description:**

Allows the Department of Hawaiian Home Lands after consultation with beneficiaries and organizations representing beneficiaries and upon approval by the Hawaiian Homes Commission to issue interim rules which shall be exempt from the public notice, public hearing, and gubernatorial approval requirements of chapter 91 as long as the interim rules shall be effective for not more than eighteen months.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

JUSTIFICATION SHEET

DEPARTMENT: Hawaiian Home Lands

TITLE: A BILL FOR AN ACT RELATING TO INTERIM RULES.

PURPOSE: Allows the Department of Hawaiian Home Lands after consultation with beneficiaries and organizations representing beneficiaries and upon approval by the Hawaiian Homes Commission to issue interim rules which shall be exempt from the public notice, public hearing, and gubernatorial approval requirements of chapter 91 as long as the interim rules shall be effective for not more than eighteen months.

MEANS: Adds a new section to Chapter 91, Hawaii Revised Statutes.

JUSTIFICATION: The Department of Hawaiian Home Lands is currently authorized to adopt rules in accordance with chapter 91, HRS, which can be a lengthy and time consuming process when you factor in that the Department conducts consultation with beneficiaries and organizations representing beneficiaries prior to initiating the rule making process. This amendment will enable the Department to move quickly in issuing interim rules after consultation with beneficiaries and organizations representing beneficiaries and upon approval by the Hawaiian Homes Commission on important programs and services, while preserving public access by ensuring that the interim rules will be made available on the website of the Office of Lieutenant Governor. The eighteen-month limitation on the life of the interim rules will further ensure that the Department has adequate time to adopt permanent rules through formal rulemaking procedures.

Impact on the public: This proposal advances the interest of beneficiaries of the Hawaiian Homes Commission Act by

HHL-02 (18)

EXHIBIT A

allowing the Department to issue interim rules on important programs and services that can be implemented soon after consultation with beneficiaries and organizations representing beneficiaries and upon approval by the Hawaiian Homes Commission while still preserving public access and eventually public notice, public hearing, and gubernatorial approval with the adoption of permanent rules through formal rulemaking procedures.

Impact on the department and other agencies:  
Interim rules will allow the Department to better serve its beneficiaries.

GENERAL FUND:	None.
OTHER FUNDS:	None.
PPBS PROGRAM DESIGNATION:	HHL 625.
OTHER AFFECTED AGENCIES:	None.
EFFECTIVE DATE:	Upon approval.

STATE OF HAWAII

DEPARTMENT OF HAWAIIAN HOME LANDS

SEPTEMBER 18-19, 2017

To: Chairperson and Members, Hawaiian Homes Commission

Thru: Kaleo Manuel, Acting Planning Program Manager *af*  
Norman Sakamoto, Acting Land Development Division Administrator *NSakamoto*  
Kahana Albinio, Acting Land Management Division Administrator *KA*

From: Halealoha Ayau, Water Resource Management Specialist *HA*  
Stewart Matsunaga, LDD Development Manager *SM*  
Shelly Carreira, Land Agent *SC*

Subject: West and Central Maui Water Issues and Projects

I. RECOMMENDED MOTION/ ACTION

None; for information only.

II. DISCUSSION

This submittal to the Hawaiian Homes Commission ("HHC") provides an overview of water issues and projects of significance to beneficiaries and the Department of Hawaiian Home Lands ("DHHL") in west and central Maui. Significant water projects and issues include water resources management and development issues relating to:

- (1) Honokōwai - Leiali'i;
- (2) Pūlehunui;
- (3) Central Maui (Wai'ehu, Paukūkalo); and

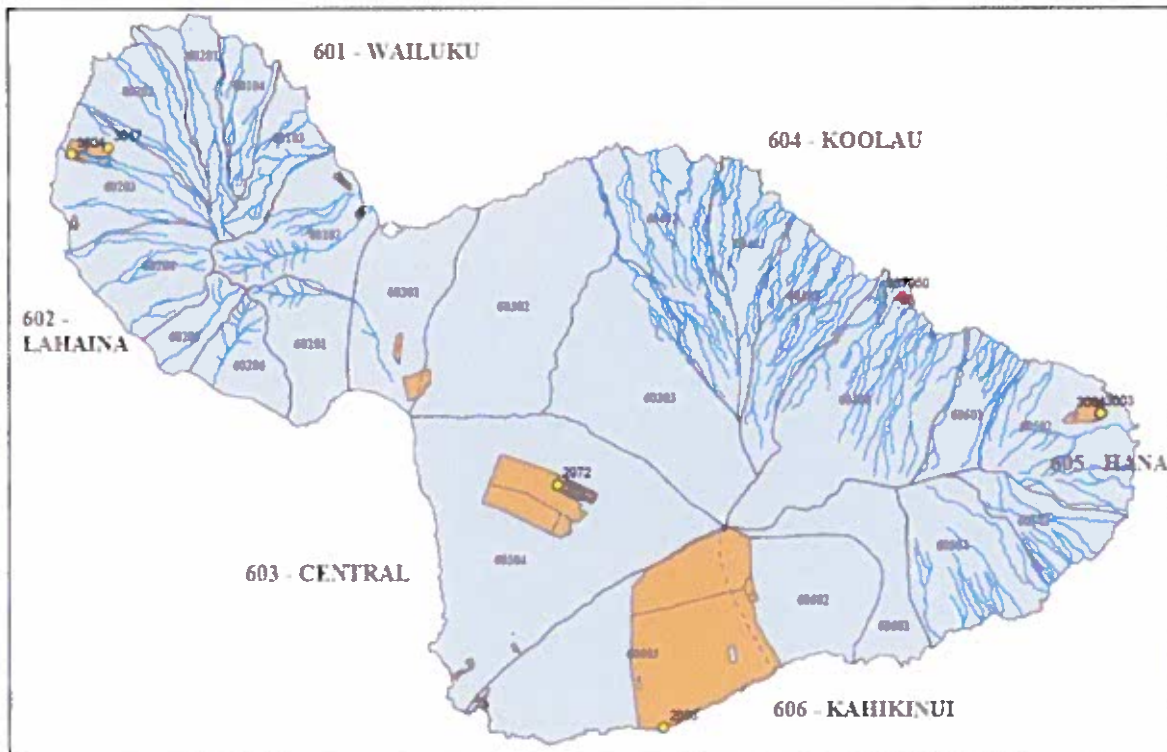


Fig. 1. Existing DHHL Tracts on Maui in relation to groundwater aquifers

#### 1) Honokōwai - Leiali'i

DHHL plans to develop 50 acres of commercial and industrial lands on the Honokōwai tract. The Leali'i tract and the remainder of the Honokōwai tract include Residential, Subsistence Agricultural, and Community Use lands (See Exhibit A). The existing Maui Department of Water Supply (DWS) Lahaina Water System cannot accommodate increased potable water demand from DHHL planned developments (SWPP Update at 4-25). DHHL is therefore developing a potable water well mauka and south of the Honokōwai tract on State lands and examining water transmission alternatives to integrate this well with the DWS system, which will then be able to service the Honokōwai and Leali'i tracts, as well as Hawai'i Housing Finance and Development Corporation (HHFDC) affordable housing demands in the area. Total potable demand for this area from DHHL lands will be 0.7696 mgd.

In March 2017, DHHL and HHFDC entered into a Memorandum of Agreement to finance the development of DHHL's Honokōwai potable well in the amount of \$10,000,000. DHHL's consultant is preparing an environmental assessment for the

well development and transmission system. Connecting into and utilizing existing County water facilities will reduce the overall cost of improvements and expedite the delivery of potable water to DHHL homestead projects.

Mauka portions of these tracts require irrigation water for agricultural uses of up to 2.0808 mgd. Maui County's Lahaina Wastewater Reclamation Facility is located adjacent to the makai boundary of the Honokōwai tract, and can produce up to 9.0 mgd of R-1 recycled water; however, the facility currently only receives an average of 4 mgd. Maui County plans to modify and expand the distribution system for this plant. DHHL and the County discussed servicing options in exchange for infrastructure construction within the Honokōwai tract, without reaching an agreement. Honokōwai Stream, however, runs through the General Agricultural portion of the Honokōwai tract and may provide irrigation water. Additionally, the Maui Land & Pineapple Irrigation System Honokōhau Ditch, including three reservoirs, is located along the mauka boundary of the tract. According to the 2004 AWUDP, the ditch is intact, but some sections are not being used, are abandoned, or in a state of flux pending ownership issues. DHHL is examining all of these options for non-potable water provision (SWPP Update at 4-25).

In addition to providing potable and irrigation water for DHHL homestead projects, the importance of availability of wastewater capacity cannot be overstated. Currently, DHHL is working with the County of Maui to ensure that its prior wastewater allocation will be extended to allow for the development of Leiali'i 1B, up to 250 homes.

a. *DWS License for Easements Request*

In 1995, the Honokōwai tract was conveyed to DHHL from the Department of Land and Natural Resources (DLNR) and it included the area containing the Mahinahina Water Treatment Facility operated by DWS. Through submitted letter and land use request form, Mr. David Taylor, Director, County of Maui, DWS is requesting a license for easements on Hawaiian Home Lands in Honokōwai, Maui to address access, land use, and operation of this facility that was constructed prior to conveyance of lands to DHHL.

The proposed license for easements consists of approximately 16.516 acres and will support the following project areas, further described below and shown in the attached maps (See Exhibit B):



#### Mahinahina Water Treatment Facility

- LOT #3 - 4.546 ac (Mahinahina Water Treatment Facility)
- LOT #5 - 7.057 ac (Raw Water Reservoir)
- Access and Utility Easement A - 2.623 ac
- Access and Utility Easement C - 935 sf
- Access and Utility Easement D - 0.205 ac
- Access and Utility Easement N - 0.378 ac
- Access and Utility Easement F - 25,281 sf
- Access and Utility Easement 3 - 1.502 ac
- Waterline Easement B-2 - 7,768 sf
- Parcel of land adjacent to LOT #3 - 2.316 ac

#### West Maui Well Development (Well #2)

- LOT #6 - Future expansion for a Raw Water Reservoir - 5.737 ac
- Control Tank - 1.224 ac
- Grading and Drainage Easement - 24,700 sf

Pursuant to DWS request, "funding for one of the well developments (West Maui Well #2) is being proposed from the State Department of Health (DOH)." However, final funding approval is dependent upon written verification that DWS has the right to use the property on which the infrastructure is to be build.

#### Honokōwai 2-Million Gallon Tank

- Tank Lot #2 - 1.373 ac

DWS is requesting additional lands for the purpose of building a new 2 million gallon storage tank near the existing Honokōwai tank. The additional storage capacity will allow for more operational flexibility and reliability.

DHHL Planning Office is planning a Beneficiary Consultation meeting in October with final decision making on the license request by DWS at the November 2017 HHC meeting on Maui.

#### 2) Pūlehunui water needs and development

DHHL holds in trust 831 acres of lands at Pūlehunui, also known as Pu'unene, in Central Maui. Pūlehunui is located within the Kahului Aquifer System Area, which has a sustainable yield of 1 mgd of heavily brackish water. These

lands were acquired in two different transactions from DLNR over the last few years.

a. *Constraints on Pūlehunui land utilization.*

These lands are currently subject to month-to-month right of entry permits to Alexander & Baldwin, Inc. (A&B) for sugar cultivation, which operations A&B has ceased by the end of 2016. The DHHL is currently negotiating the end of these agreements. Pūlehunui lands also have significant commercial and industrial potential, and may be viable for renewable energy development. Pūlehunui water demands are based on these proposed uses. Specific infrastructure opportunities and constraints of these parcels include:

- (A) A gentle slope and adjacency to Mokulele Highway, a major transportation corridor through central Maui which adds to the commercial and industrial potential;
- (B) Irrigation water under an EMI water license, provided by EMI's Ha'iku Ditch system, which develops water from state owned lands in East Maui;
- (C) An adjacent potable water pipeline from the DWS Central Maui Service System, which takes water from the 'Īao and Waihe'e aquifers, some surface water diversions controlled by the Wailuku Water Company, and other sources;
- (D) Distance from existing wastewater treatment facility in Kahului or Kihei may require transmission improvements and/or capacity upgrades in existing facilities or on-site treatment if any commercial and/or industrial wastewater is generated (however this would also create an on-site non-potable source of water);
- (E) No current allocation of water to the DHHL.

Other aspects of these lands present challenges for development. There are significant noise impacts from nearby Maui Raceway Park and aircraft flight patterns that weigh against any residential development. Pūlehunui lands are also not adjacent to existing industrial and commercial properties, which has led to some resistance at the County level to their use for those purposes.

b. *Water resource challenges for Pūlehunui lands.*

DHHL's planned potable water demand associated with these tracts is currently 1.734 mgd. Groundwater extraction from the already overtaxed Kahului aquifer is not a viable

option for meeting water resource needs without expensive and permanent desalination. In addition, DHHL's future nonpotable water demand amounts to 1.8564 mgd (SWPP Update at 4-26).

In Central Maui, the majority of municipal water is provided from the 'Īao and Waihe'e aquifers and surface water from Nā Wai 'Ehā. The 'Īao Aquifer was designated as a State Water Management Area in 2003 after pumping exceeded the Sustainable Yield of the aquifer, and pumping from the Waihe'e Aquifer is nearing its Sustainable Yield. The surface waters of Nā Wai 'Ehā have also been the subject of ongoing litigation and were designated as a surface water management area in March 13, 2008. Other aquifers in the region are less reliable or costly to develop like the Kahului aquifer that is brackish and the Waikapu aquifer that has limited water resources.

In water management areas, Water Use Permits must be obtained by all users from CWRM, and by law all water permits must ". . . not interfere with the rights of the department of Hawaiian home lands as provided in section 221 of the Hawaiian Homes Commission Act." HRS §174C-49(a)(7). In other words, all permitted uses can be reduced by CWRM if those uses will interfere with DHHL's water rights. CWRM's water use permitting system provides a mechanism for enforcing these priority rights in water resources; however, it has never been executed since passage of the Water Code in 1987.

On July 22, 2004, DHHL via letter submitted a water reservation request for portions of its lands in central Maui. Back and forth discussion and correspondence occurred up until January 23, 2007 resulting in a final water reservation request from the 'Īao Ground Water Management Area for 600,000 gallons per day for 100 acres of industrial use in Pu'unene (Pūlehunui). No further formal action was taken by DHHL or CWRM related to the reservation request. Since 2004, DHHL acquired additional lands and has additional foreseeable development in Pūlehunui that have water demands. Recommended actions include revising and updating the pending Department water reservation request and submit a Water Use Permit Application. Staff have been preparing an updated reservation request for these lands.

*c. Water planning and projects for Pūlehunui.*

Multiple possible water source alternatives exist for Pūlehunui lands, ranging from continued diversions from East

- 



Fig. 3. Pūlehunui Master Plan Concept, 2012.<sup>1</sup>

In the 2017 State Legislative session, \$17.5 million was appropriated to DHHL for fiscal year 2018 for planning, design, and construction of site improvements and infrastructure development for sewage treatment system improvements. Proactive planning and utilization of treated R-1 will be a source of non-potable water for agriculture and irrigation needs for the State lands in the region.

### 3) Paukūkalo and Wai'ehu water needs and development

The Paukūkalo and Wai'ehu tracts on Maui will require water within the service area of the MDWS Central Maui system. The MDWS system supplies Waihe'e, Wai'ehu and Paukūkalo areas, as well as to the areas of Wailuku, Kahului, Pā'ia, and Kihei. The majority of Central Maui water supplies are drawn from the 'Īao and Waihe'e aquifers, at a rate of approximately 17 million gallons per day (MGD) and 5 MGD, respectively. This supply is supplemented by water drawn from the Kepaniwai Well, 'Īao Tunnel, and the 'Īao -Waikapu Ditch (approximately 3.5 mgd).

While water delivery systems are available for the Paukūkalo and Wai'ehu tracts, water resource availability in Central Maui has given rise to significant disputes. Total future potable water demand for Paukūkalo and Wai'ehu tracts will be 0.0238 mgd. SWPP Update at 4-28. These tracts lie within the 'Īao Aquifer, which the CWRM designated as both a ground water management area, within which water use is regulated through a permitting system. The surface waters of Nā Wai 'Ehā are also designated as a surface water management area. CWRM is also currently reviewing interim instream flow standards (IIFS) for Nā Wai 'Eha, which is composed of 'Īao stream, Waihe'e stream, Wai'ehu stream, and Waikapu stream. 'Īao and Waihe'e stream are located nearby the Paukūkalo and Wai'ehu tracts.<sup>2</sup>

Currently, there is one vacant lot in the Paukūkalo homestead area, proposed for Waiōhuli Undivided Interest relocation, as provided by Hawaiian Homes Commission action in March 2010.

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<sup>1</sup> See Pūlehunui Master Plan, submitted by DHHL, DLNR, DPS, DAGS, in consultation with the County of Maui, Planning Dep't to the Maui County Council General Plan Committee (Aug. 2012) (on file with DHHL).

<sup>2</sup> DHHL, Paukūkalo- Wai'ehu Kou Regional Plan, at 18 (Jun. 2010).

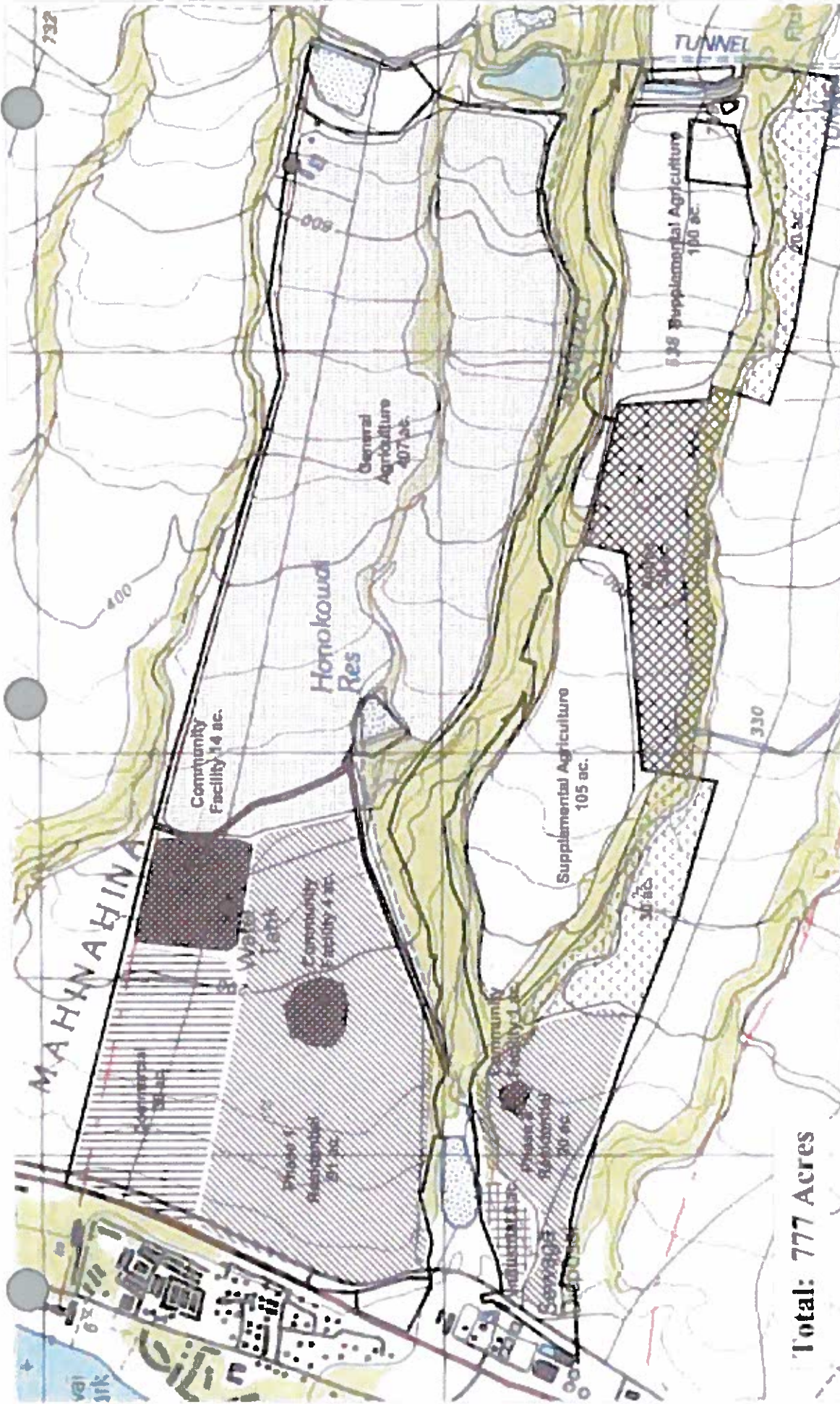
### III. CONCLUSION

Maui Island faces significant water issues that must be addressed in order for the goals of the Maui Island Plan to be fulfilled. In a few cases, such as in parts East Maui, the primary obstacles to achieve these goals are securing sufficient funding to provide infrastructure. Across most of the remainder of the island, however, securing water supplies for DHHL lands will not only require sufficient funding but also significant assertions of the rights of the Department and beneficiaries, as these source waters are subject to significant competing demands and long running contention and litigation.

### IV. RECOMMENDED MOTION/ACTION:

None; for informational only.





Total: 777 Acres

#### Legend

- DHHL Land Boundary
- Proposed Land Exchange  
Kauaiupali Development Corporation
- DHHL

#### Land Use Summary

Land Use	Lot Size	Number of Lots	Approx. Acres
Residential (ph.1)	10,000 sf	337	91
Residential (ph.2)	10,000 sf	74	20
General Agriculture			407
Community Use			19
Industrial			5
Commercial Use			30
Supplemental Agriculture 5 ac		15	205
<b>Total</b>		<b>426</b>	<b>777</b>

Figure 1  
HONOKŌWAI  
Land Use Plan

## MAUI LAND INVENTORY

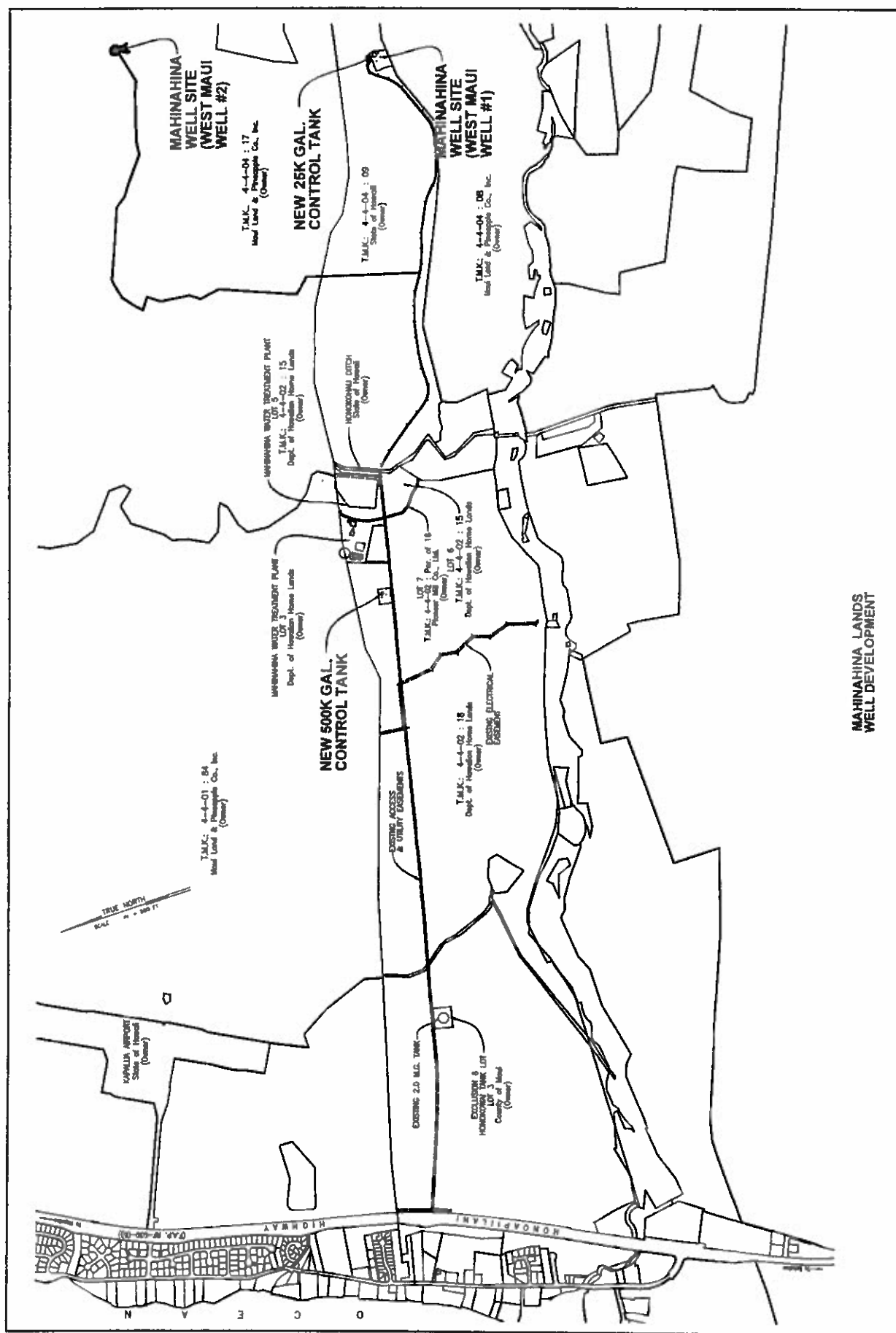
LIST ADJACENT OF HAWAIIAN FISH LANDS













DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION  
September 18 & 19, 2017  
Lahaina, Maui

H-ITEMS  
**ADMINISTRATIVE SERVICES  
DIVISION**

STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

September 18 & 19, 2017

TO: Chairman and Members, Hawaiian Homes Commission

FROM: Rodney Lau, Administrative Services Officer

SUBJECT:

- H-1 FY 2018 DHHL Budget Amendment no. 2 (relative to H-3)
- H-2 DHHL Supplemental Budget Requests for Fiscal Year 2019 (Sufficient Sums Budget) (relative to H-4)
- H-3 FY 2018 DHHL Budget Amendment no. 2
- H-4 Approval of DHHL Supplemental Budget Requests for Fiscal Year 2019 (Sufficient Sums Budget)
- H-5 Transfer of Hawaiian Home Receipts Fund Money at the End of the First Quarter, FY 2018

*THIS SUBMITTAL WILL BE DISTRIBUTED UNDER SEPARATE COVER or AT THE TABLE*

ITEM NO. H-1 to H-5

DEPARTMENT OF HAWAIIAN HOME LANDS  
HAWAIIAN HOMES COMMISSION  
September 18 & 19, 2017  
Lahaina, Maui

J-ITEMS  
**GENERAL AGENDA**

**Burrows-Nuuanu, Leatrice W**

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**From:** Matsunaga, Stewart T  
**Sent:** Tuesday, July 18, 2017 9:46 AM  
**To:** mauihotrod37@gmail.com  
**Cc:** Burrows-Nuuanu, Leatrice W  
**Subject:** HHC J Agenda

Aloha Rod,

I've attached a contact email for the HHC Secretary for requesting a spot on the J-Agenda to share your mana'o at the Sept. 18/19 HHC meeting to be held at Lahaina, Maui.

Leah,  
Rod Paahana is president of the Leialii 1A Association.

mahalo

Stewart T. Matsunaga  
Master-Planned Community Development Manager  
Land Development Division  
Department of Hawaiian Home Lands  
91-5420 Kapolei Parkway, Kapolei, Hawaii 96707  
P.O. Box 1879, Honolulu, Hawaii 96805  
ph (808) 620-9283  
fax (808) 620-9299  
cell (808) 439-2124

**Burrows-Nuuanu, Leatrice W**

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**From:** Natalie Kama <kahukama@gmail.com>  
**Sent:** Friday, July 28, 2017 11:31 AM  
**To:** Burrows-Nuuanu, Leatrice W  
**Subject:** HHC Contact: To Commission Secretary

To:  
HHC Secretary

First Name: Natalie  
Last Name: Kama

Phone:  
8084632963

Email:  
kahukama@gmail.com

Subject:  
To Commission Secretary

Message:  
I would like to address the commission on September 19, 2017 while they are on Maui.

Akismet Spam Check: passed  
Sent from (ip address): 98.151.132.201  
(cpe-98-151-132-201.hawaii.res.rr.com)  
Date/Time: July 28, 2017 11:31 am  
Coming from (referrer): <http://dhhl.hawaii.gov/hhc/> Using (user agent): Mozilla/5.0 (Windows NT 6.1)  
AppleWebKit/537.36 (KHTML, like Gecko) Chrome/60.0.3112.78 Safari/537.36

**Burrows-Nuuanu, Leatrice W**

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**From:** Joseph Gonsalves <JGonsalves@hnp.org>  
**Sent:** Friday, September 08, 2017 4:03 PM  
**To:** Burrows-Nuuanu, Leatrice W  
**Subject:** Presentation to Hawaiian Homelands Board

Aloha Leatrice,

I was given your email by Mona Kapaku. I hope this email finds you well. Basically, I would want to be listed on the Hawaiian Homelands Agenda to share information about Hui No Ke Ola Pono, Maui's Native Hawaiian Health Care Systems. We are working with Paukukalo Hawaiian Homestead Community Association, DHHL Planning and DHHL Land Management in regards to being located within the Paukukalo Community. We have an array of services that I feel the Paukukalo Community can benefit from. The presentation should take about 5 to 8 minutes of their time. Please advise if this is possible. Mahalo for your time to this matter.



**Burrows-Nuuanu, Leatrice W**

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**From:** Wahine Nui <wahinenui@yahoo.com>  
**Sent:** Monday, July 24, 2017 12:25 PM  
**To:** Burrows-Nuuanu, Leatrice W; julieann.cachola@hawaii.gov; Princeslehuanaani Kumaewakainakaleomomona; Nettie Kuwamura; Toya Ramos; Aila, Paula; pua.canto@hawaiianhomelands.org; Aila Jr, William J; Brown, Michelle W; Nadine Aquino; Archikins Camarillo; Anty Pua; Cheyann Lokelani Moniz; Me~nani; Torialyn Constantino; Cecilio Rosaga; Doreen Canto  
**Subject:** maui dhhl meeting

JULY 24, 2017

Aloha Leah and Chair Jobie,

Mahalo for assisting me with the online application  
 I had to call the state office and asked Sharon to assist  
 and I got everything that was needed for our DHHL  
 Commissioners position for our MAUI REP. volunteer position  
 which I do have the TIME AND ENERGY...to accomplish the MISSION.

I want to see if I can also be put on our Maui Sept. Meeting  
 and also if I can meet up with our DHHL CHAIR JOBIE and or anyone  
 to discuss options to be getting me and my maui family on our MAUI AWARDED  
 LANDS....both my RESIDENTIAL AND my PASTORAL, as I waited for over 25 years 1993  
 is UNACCEPTABLE, in my GOD GOVERN GENERATION.

please I ask for both your assistance in my MAUI PETITION TO GET ME ON MY MAUI AWARDED  
 LANDS...BEFORE I DIE.

I await your response .  
 thank you

princeslehuanaani  
 kumaewakainakaleomomona  
 wahinenui@yahoo.com  
 808-359-1848