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OFFICE OF THE
COUNTY COUNCIL

September 16, 2016

Honorable Don Couch, Chair and Members of the Planning Committee
Maui County Council
200 South High Street
Wailuku, HI 96793

**RE: CHANGE IN ZONING CONDITION #32 OF ORDINANCE NO. 3613 -
MALUAKA PARK EXPANSION (PC-2)**

Dear Chair Couch and Committee Members,

Thank you for the opportunity to present a status update on the Makena Resort Change in Zoning Condition #32, which requires the developer to expand the current Maluaka Beach Park to comprise of 1.5 acres of land area for public use and beach access.

ATC Makena Holdings, LLC, in coordinating with Discovery Land Company, the Makena Cultural Focus Group, the Makena Community Advisory Group, certain community members, and the Department of Parks and Recreation; has selected an expansion location acceptable to all parties to the South end of the existing Maluaka Beach Park. The proposed expansion area is approximately 0.66 acres in size, which brings the combined existing and proposed park up to the required 1.5 acres.

A shoreline certification application for the coastline along the expansion area (TMK (2) 2-1-006:111) was submitted to the Department of Land and Natural Resources (DLNR) on October 7, 2015,. The shoreline was officially certified by DLNR on February 11, 2016. The survey and accompanying metes and bounds description of the expansion area were soon after finalized by our surveyor, Austin Tsutsumi & Associates. See **Exhibit "A"**.



ATC Makena Holdings, LLC is currently in the process of formalizing and documenting the expansion area in compliance with all County, State and Federal rules and regulations. The final step is the submittal and approval of the South Maluaka Park Restrictive Covenants Agreement which is currently under review by ATC Makena Holdings, LLC. We anticipate the submittal of the agreement to the Department of Parks and Recreation before the end of the year.

If you have any questions or concerns, please don't hesitate to reach out.

Regards,

Brad Anderson

Business Manager
Makena Golf & Beach Club
5415 Makena Alanui
Kihei, HI 96753



Source: Munekiyo & Hiraga, Inc.; Austin, Tsutsumi & Associates, Inc.

EXHIBIT A