

May 26, 2017

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COUNTY COUNCIL

MEMO TO: PC-2 File

F R O M: Kelly T. King, Chair  
Planning Committee

*Kelly T. King*

SUBJECT: **TRANSMITTAL OF INFORMATIONAL DOCUMENT RELATING TO  
THE MAUNALOA WEST END POLICY STATEMENT** (PC-2)

The attached informational document pertains to Item 2 on the Committee's agenda.

pc:ltr:002afile04:kcw

Attachment

**MOLOKA'I COMMUNITY PLAN -- REVIEW INDICATING CONFLICTS WITH 2016 DRAFT COMMUNITY PLAN  
AND AREAS OF REDUNDANCY**

***West End Policy Statement – 2016 edition***

***Maunaloa West End Policy Statement – 2016 edition***

***Can this name be used as requested by Maunaloa & West End residents?***

PAGE/ LINE #	REDUNDANCY/ CONFLICT WITH CP	COMMENTS
Pg 1	Conflict	<p>First paragraph, line 4 – inaccurate information: “2015 Molokai Community Plan Committee”. This document was presented to the Molokai Planning Commission.</p> <p><i>(Need to check with those who presented.)</i></p>
	Conflict	<p>Second paragraph, first sentence – no evidence to substantiate the statement that “extensive West End community input over the past year” occurred.</p> <p><b>Response:</b> We disagree. A list of meeting dates, times, locations, and minutes exist and can be provided upon request. Some of those dates include: 1/17/2016, 1/20/2016, 1/21/2016, 2/18/2016, 3/20/2016, and 6/7/2016. <i>(Get all dates to include)</i></p>
	Conflict	<p>Last paragraph, first sentence – inaccurate information: The West End is not a “fragile, narrow, coastal community”.</p>

		<p><b>Response:</b> Could be rephrased, but the main intent of the sentence should remain, which is that the West End has suffered severe environmental damage, and its relatively small/limited land mass is surrounded by ocean/coastline. Decades of mismanagement of the land, mostly by the primary landowner, Molokai Ranch, has resulted in severe erosion, run-off, and siltation of West End beaches and ocean, which impacts residents' ability to subsist (fish) and recreate there.</p>
PG 2	Redundant	<p>II. Subsistence – Already addressed in CH 1 and 3, pg. 1-1, lines 10-17; pg. 1-11, lines 22-24; pg. 3-13, lines 2-23.</p> <p><b>Response:</b> Section II in the West End Policy Statement and the Community Plan Chapters 1 and 3 provisions are complementary. The Subsistence section of the WEPS begins with a short overview, which sets the context for the importance of subsistence activities for West End/Maunaloa residents.</p>
PG 3	Conflict	<p>Axis Deer – Hunting limited to Molokai residents?</p> <p>This was community input because the majority of Maunaloa hunts for SUBSISTENCE. You think they want the Ranch to bring in trophy hunters to make money at the expense of the Maunaloa community?</p>
	Conflict/redundant	<p>Community based game management plan already covered in CH 3, pg. 3-10, Action 3.1.13.</p> <p>Maunaloa's needs were specific. Those are not addressed. You have the policy. Read the hunting management part. The specific problem is there is no hunting management except the Ranch's arbitrary control. There was favoritism in issuing hunting passes. There was not any type of education to prevent the community itself to hunt does rather than bucks for their meat. The entire island has different hunting needs. Different areas need different specifics.</p>
PG 3 – 4	Conflict/redundant	<p>Goal and Action – no actions in policy statements. Far too much detail for a community plan.</p> <p>The commission need the redundancy. Without the mo'olelo, the commission finds ways to circumvent the will of the people</p>
PG 5	Conflict/redundant	<p>Goal and Action – no actions in policy statements. Far too much detail for a community plan.</p>

		<i>Is this a rule?</i>
<b>PG 5 – 7</b>	Conflict/redundant	Contaminated Water Concern – State DOH and CWRM issue – concern could be summarized in 2 to 3 sentences.
<b>PG 7 – 8</b>	Redundant	Goal and Action – no actions in policy statements.
	Redundant	A.3 – Already covered in CH 9, pg. 9-6, Issue 1; pg. 9-7, Policy 1; pg. 9-8, Action 9.2.05; pg. 9-10, Issue 1
<b>PG 8</b>	Conflict	V. Public Facilities, first paragraph, second sentence – “...but do not qualify as such under this group” – Corporation Counsel advised that this is a legal concept and should be deleted.
<b>PG 9</b>	Redundant	Goal and Action – no actions in policy statements.
	Redundant	A & B – Already covered in CH 8 and 9, pg. 8-21, Action 8.5.11.
<b>PG 9 – 10</b>	Redundant	Already covered in CH 3 and 8, Pg. 8-3, Policy 1; pg. 8-4, Policies 13 and 14
<b>PG 10</b>	Conflict	A. Water 1 – Water allocation is the jurisdiction of CWRM.
	Redundant	A. Water 2 – Already covered in CH 8, pg. 8-3 and 8-4, Policies 1, 13 and 14
<b>PG 11</b>	Redundant	A. Water 3 – Already covered in CH 8, pg. 8-3, Policy 9
	Redundant	A. Water 4 – Already covered in CH 8, pg. 8-3 Policy 1
	Redundant	A. Water 5 – Already covered in CH 8, pg. 8-4 Policy 14
	Redundant	B. Control Erosion 1 – Already covered in CH 3, pg. 3-7, Policy 13; pg. 3-10, Action 3.1.13
	Redundant	B. Control Erosion 2 – Already covered in CH 3, pg. 3-7, Policies 3 and 8; pg. 3-10, Actions 3.1.06 and 3.1.08

	Redundant	B. Control Erosion 3 – Already covered in CH 3, pg. 3-17, Policy 9; pg. 3-10, Action 3.1.07
	Redundant	B. Control Erosion 4 – Already covered in CH 5, pg. 5-4, Policy 3, pg. 5-7, Actions 5.01 and 5.04
	Redundant	C. Be Prepared for Tsunami – Already covered in CH 4, pg. 4-4, lines 1-13
	Conflict	C. Be Prepared for Tsunami 1 & 2 – Discouraging multi-family and resort development in Kaluakoi conflicts with the community plan, land use entitlements for that area, and other statements in the Maunaloa Policy.
<b>PG 12</b>	Redundant	D. 1 – 6 and E 1 – 3 – Already covered in CH 3 and 8, pgs. 3-6 – 3-9 Issues 1, 2, 3 and 5, Policies 4, 5, 6, 17 and 19, Actions 3.1.06, 3.1.08, 3.1.09, 3.1.10, 3.1.11, 3.1.12, 3.1.14, 3.1.15; pgs. 8-3 – 8-5, Policies 1, 12, 13, 14, and 15, and Action 8.1.08.
<b>PG 12 – 14</b>	Redundant	VII. Cultural Resources and Traditional Land Uses – Already covered in CH 3, pg. 3-11, lines 3-13 and 15 – 32, pg. 3-14, Policy 5.
<b>PG 15</b>	Redundant	A. 1 – 8 – Already covered, and directly from CH 3, pgs. 3-14 – 3-15.
	Redundant	A. 9 – Nuclear power is prohibited in Maui County per MCC.
	Redundant	B. 1 – 4 – Already covered in CH 3, pg. 3-14, Policies 1, 2, and 3, pg. 3-15, Actions 3.2.01, 3.2.02, 3.2.03, and 3.2.04.
<b>PG 16</b>	Redundant	C. 1 – 3 – Already covered in CH 3, pg. 3-14, Policies 4 and 9.
	Conflict	D. 1 – CWRM regulates water allocation. D.2 – A moratorium on tourist related development conflicts with the community plan, land use entitlements for that area, and other statements in the Maunaloa Policy.
	Redundant	E. 1 – 3 – Already covered in CH 3, pg. 3-4, Policy 8 and pg. 3-16, Action 3.2.02.

	Redundant	F. 1 – 3 – Already covered in CH 3, pg. 3-9, Action 3.1.06.
<b>PG 17 – 18</b>	Redundant	VIII. Social and Economic Resources – Already covered throughout CH 5.
<b>PG 18</b>	Conflict	A. 1 – Conflicts with CH 5, pg. 5-5, Policy 17.
<b>PG 18 – 20</b>	Redundant/conflict	A. 2 – C.6 – Either already covered throughout CH 5 or State responsibility.
<b>PG 20</b>	Conflict	IX. Land Use, second paragraph – False statement.
<b>PG 20</b>	conflict	A. Taxes - not appropriate in a CP
<b>PG 21</b>	Conflict	B. Commercial Development – The community plan cannot establish permit review procedures.
<b>PG 212 – 23</b>	Redundant	6.h – Already covered by State Burial Law.
<b>PG 23</b>	Redundant	5. – Already covered by Section 404 Clean Water Act, HRS Chapter 205A Coastal Zone Management, and HRS Chapter 343 Environmental Impact Statement Law.
<b>PG 26</b>	Conflict	IX. Land Use - The community plan cannot establish permit review procedures.