

in honor of IEM
Let's have a review.

In May of 2017 when Gina Mangieri did her piece on Sand Mining, Mayor Arakawa came forward to urge the county into passing a sand mining moratorium. Here we are six months later.

I have watched this legislation be written and re written to address the concerns some of the committee members have had.

What we know for sure, is resource extraction is not a permitted use in the area's that have been mined for the past 20 plus years..

We heard Leiann Paci say "maui lani doesn't sand mine" (August 14 IEM), but we also heard Daren Suzuki say "we've been taking material offsite since 1994." (July 3 IEM, 53:32).

Attorney Lance Collins followed up on this statement by Ms. Paci in the recent court proceeding and established that the company taking sand is of course Ameron/HC&D. They are owned by The Mills Group of which Ms. Paci is a Partner. The Mills group is also the umbrella organization for The Maui Lani Partners, of which Ms. Paci is also a partner. So while the company's may have different business names, the profits go to the same place, and the same people. The address for the Mills group of which Ameron/HC&D is a subsidiary is 1100 Alakea St, #2200, Honolulu. The address of the 2014 grading permit for phase 9 is 1100 Alakea St, #2200, Honolulu.

I am still in disbelief that this permit has not been pulled. *I encourage the administration of this county to take action to pull the permit*
We have seen how loopholes in the enforcement of Chapter 6E of the Hawaii Revised Statutes have left little to no protection for the Iwi Kupuna as there is NO agency enforcing the 6E Laws.

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I realize that the desire of private land owners to protect their "vested rights" and *these kind of owners* they call this moratorium an imposition, I would like you to consider that these rights do not TRUMP the rights of the kanaka maoli and our rights to protect our burials.

In the LURF testimony, they claim that there is no threat to health or safety and therefore the urgency of the moratorium is null. However Judge Cordoza recently said in the case of Malama Kakanilua vs. Maui Lani Partners that "The court recognizes that disturbance of any type of burial site results in Substantial, Irreparable harm. Disturbance of remains of Ancestors creates tremendous anguish, anxiety to family members."

The threat to health and safety has already occurred. Irreparable harm has already been done. Hundreds of burials have already been disturbed in the district that is the subject of this moratorium. *Please pass this moratorium, as a temporary pathway toward protection of the Iwi.*

RECEIVED AT IEM MEETING ON 10/30/17
Jennifer Rhine

Please stop putting the needs of private land owners and developers over the rights of the first people of this sacred "Aina. The desecration is a ~~an~~ continued act of genocide.

Re Moratorium

This area is not the place for more housing. It's a Cemetery. It should be a preserve.

- Housing issues can be dealt w in other ways including regulating Air BnB.

SHPD has a process but zero enforcement so we cannot count on them to protect our land.

That Process has failed as we've seen when they visited the IEM Mtng July 3