

## PSLU Committee

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**From:** Kelly King  
**Sent:** Friday, May 24, 2019 9:22 AM  
**To:** PSLU Committee  
**Subject:** FW: Planning and Sustainable Land Use Committee related to Dr. Sai's presentation

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**From:** Michele Lincoln <lincolnmichele@yahoo.com>  
**Sent:** Wednesday, May 22, 2019 11:12 AM  
**To:** Kelly King <Kelly.King@mauicounty.us>; Tamara A. Paltin <Tamara.Paltin@mauicounty.us>; Mike J. Molina <Mike.Molina@mauicounty.us>; Alice L. Lee <Alice.Lee@mauicounty.us>; Keani N. Rawlins <Keani.Rawlins@mauicounty.us>; Riki Hokama <Riki.Hokama@mauicounty.us>; Shane M. Sinenci <Shane.Sinenci@mauicounty.us>; Tasha A. Kama <Tasha.Kama@mauicounty.us>; Yukilei Sugimura <Yukilei.Sugimura@mauicounty.us>; Rosalyn H. Baker <senbaker@capitol.hawaii.gov>; Angus L.K. McKelvey <repmckelvey@capitol.hawaii.gov>; mayors.office@mauicounty.gov  
**Subject:** Planning and Sustainable Land Use Committee related to Dr. Sai's presentation

Unable to attend the May 15, 2019 Planning and Sustainable Land Use Committee meeting, I would like to comment. Thanks to Akaku.org, I was able to watch online Dr. David Keanu Sai's presentation to the County Council.

On October 18, 2013, I appealed to the Second Circuit Court of Judge Peter Cahill. As the plaintiff versus the State Land Use Commission, West Maui Land Company, State Office of Planning, and Maui Planning Department, it was a daunting experience.

Court transcripts include testimony that is pertinent to Dr. Sai's presentation. Even though I ultimately lost the appeal to Hawaii's Supreme Court, the idea has merit. One of my arguments was to stop boundary amendments on disputed lands.

As Dr. Sai so aptly explained, all of Hawaii's land is considered disputed lands. **Until Hawaii's status under international law is resolved, boundary amendments from agriculture to rural or urban designation should cease.**

Be aware that quit-claims are used as a means to pillage land. With the recent demise of the sugar and pineapple plantations, agricultural land is turning into real estate ventures.

Evident on the West Side of Maui, the majority of agricultural land is fallow or has been developed in the past twenty years since the plantations closed.

**Rather than treat land as the commodity, encourage agriculture and limit development to land trust covenants.** Owner-occupied housing with leasehold covenants provides affordable workforce housing in perpetuity. Rental housing could be developed in the same manner.

The majority of Hawaii's saleable land is zoned agriculture. **Discontinue quiet-title/quit-claim practices and the rezoning of agriculture land.**

For over a century, the majority of the land in Hawaii has been controlled by the Federal, State and County along with a handful of large business entities. What has been viewed as a colonial monopoly may in fact have been Divine Providence to protect the land in larger parcels. As a result, when Hawaii's status is restored, recompense will be easier.

In light of the facts presented by Dr. Sai, the County of Maui's Planning and Sustainable Land Use Committee could play a significant role by exploring ideas related to land use criterion.

Michele Lincoln

Lahaina Maui

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