

**He‘eia CDD Master Plan and Rules
Summary of Public Comments and Staff Response:**

Public/Stakeholder Comment:	HCDA Response:
Kahalu‘u Neighborhood Board Meeting on May 12, 2021	
Will the roads within the He‘eia District be open to the public?	The roads are considered farm roads and will not be open to the public. Clarification was provided in the Alanui section of the He‘eia Plan.
Is Kako‘o Ōiwi supportive of the Plan?	Aunty Rocky Kaluhiwa, Board of Directors for Kako‘o Ōiwi, expressed support for the Plan and Rules.
Informational Session via Zoom on May 13, 2021	
<p>Comments from an area resident received verbally and through the chat feature at the Informational Session:</p> <ol style="list-style-type: none"> 1. The resident is against the farm road located along the east portion of the District. The subject farm road runs parallel to the District property line. 2. The Infrastructure Plan won‘t work, the District’s elevation is too low. 	<ol style="list-style-type: none"> 1. The farm road provides access to the east portion of the District, currently there is no access. In addition, the farm road will provide access to a land-locked kuleana parcel. 2. Noted. Section 6.0, Infrastructure Systems, states that all infrastructure work will be designed in accordance with appropriate City and County of Honolulu and utility company standards, as well as established engineering principles.
<p>Comment from Hal Hammatt: The quarry is a basalt quarry, not granite.</p>	<p>Section 3.7, Archaeological and Historic Sites: A correction was made to clarify that the historic quarry is a basalt quarry.</p>
<p>Hal Hammatt via email message dated May 13, 2021:</p> <ol style="list-style-type: none"> 1. Regarding compliance: In reviewing the referenced He‘eia CDD Plan and Rules (for example §15-220-6 Compliance with other regulations) we see no reference to compliance with the SHPD Chapter 6E-8 Historic Preservation Review dated 	<ol style="list-style-type: none"> 1. §15-220-43(c), Historical and Cultural Sites, Preservation and Consultation, states that “Properties identified in the He‘eia CDD Plan that are deemed to be historically or culturally significant shall be preserved and protected in

Exhibit A

December 22, 2016 (Log No. 2016.02975, Doc. No. 1612KM15) specifying “detailed mitigation plans shall be developed for SHPD review and acceptance prior to project work commencing. “ We are not aware that the required archaeological preservation plan and archaeological monitoring plan have been produced and accepted by the SHPD. We feel that a discussion of compliance with regulations should acknowledge these requirements.

2. We note that in the indicated (April 2021 Draft) CDD Plan page 35 provides a table entitled “Historic Properties at the He‘eia Community Development District (Page 35) and a Figure 9: Historic Sites Map (Page 36) that both mention 4 historic properties. This section does indeed note that “Seventeen historic properties were identified.” (Page 35). We feel that as this plan is to provide planning guidance that it would be appropriate to list and depict the locations of all 17 – as was done in a prior October 2018 draft of “Plan and Rules.” The present presentation could be criticized as basically “wrong.”
3. Section 4.4 on page 9 of the April 2021 Plan discusses preservation of the (4) sites “to the extent possible.” This is not in keeping with the direction of the SHPD Chapter 6E-8 Historic Preservation Review dated December 22, 2016 which calls for preservation and could be reasonably construed to be at variance with the directive for preservation of those four sites (although specifics would be codified in the preservation plan required in that 2016 review). It would be our hope that in addition to the four sites for which preservation is required, that the other 13 identified historic properties would also be preserved to the extent possible – but without any reference to these 13 additional historic properties in the plan that may be less likely.

accordance with the implementing regulations of Section 106 of the National Historic Preservation Act and Chapter 6E, HRS.

2. Noted. As recommended in the AIS, the four historic properties: SIHP#: 50-80-7522 (basalt quarry), 50-80-7523 (ōkolehao still foundation), 50-80-7530 (terrace complex), and 50-80-7535 (rice mill foundation remnant) are identified as ‘Historic Properties’ and preserved in place. In addition, 50-80-10-7521, Kealohi Road (post-contact earthen road) will continue to serve as the primary access from Kamehameha Highway toward Kahekili Highway.
3. The purpose of the He‘eia CDD Plan is to fulfill the provisions of HRS Chapter 206E, which requires a master plan be developed following the establishment of the District. Development guidance policies were established by the State Legislature to govern HCDA’s planning activities. HRS Chapter 206E-203(6) states: “*Hawai’ian archaeological, historic, and cultural sites shall be preserved and protected to the extent feasible while allowing for continued use of the property for cultural activities, education, agricultural and economic pursuits, and natural resource restoration.*” The He‘eia Authority Permitted Interaction Group further clarified the principle to ‘to the extent practical’.
4. Section 5.1.1, Wao Ho‘ōla: Inserted language regarding the use of the area for military training and that an unexploded ordnance was found near the northern boundary of the District. Also cited the protocol of ‘Recognize, Retreat, and Report’ should any unexploded ordnance be uncovered.

Exhibit A

4. Our AIS report documents UXO (hand grenade, mortar round) at a military site (SIHP # 50-80-10-7531). We feel that the documented presence of UXO needs to be mentioned and addressed in the plan. Even reference to the standard “three Rs: recognize, retreat, report)” would be better than silence on the subject of UXO.

CSH supports this project and all the good work by many parties that have brought it this far along – but we wanted to raise these points for Team consideration.