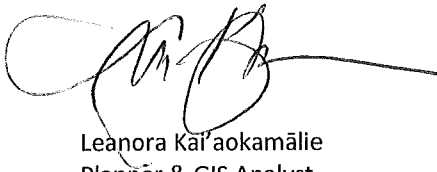


December 11, 2013

Aloha Riley,

Per our conversation this morning, it seems the original signed position statement may have been lost. Here is a copy of the original.

Mahalo and happy holidays!



Leanora Kai'aokamālie
Planner & GIS Analyst
COK Planning Department | Long Range Division
808.241.4061 | lkai'aokamalie@kauai.gov

LAND USE COMMISSION
STATE OF HAWAII
2013 DEC 13 A 7:57

Bernard P. Carvalho, Jr.
Mayor



Michael A. Dahilig
Director of Planning



Nadine K. Nakamura
Managing Director

Dee M. Crowell
Deputy Director of Planning

PLANNING DEPARTMENT

County of Kaua'i, State of Hawai'i

4444 Rice Street, Suite A-473, Lihu'e, Hawai'i 96766
TEL (808) 241-4050 FAX (808) 241-6699

Date: November 15, 2013
To: Dan Orodener, Executive Officer
State of Hawai'i Land Use Commission
From:  Michael Dahilig, Director
 County of Kaua'i Planning Department

2013 DEC 13 A 7:57
LAND USE COMMISSION
STATE OF HAWAII

Subject: Docket No. DR13-50
Petition for Declaratory Order to Designation Important Agricultural Lands
Petition dated November 6, 2013

Petitioner: Trustees of the Estate of Bernice Pauahi Bishop *dba* Kamehameha Schools

Locations: Portions of Waipā and Lumaha'i, Hanalei, Kaua'i, Hawai'i

TMK and Acreage:

SUBREGION	TMK	ACREAGE (APPROXIMATE)
Waipā	(4) 5-6-003:001 (portion)	12.6
	(4) 5-6-004:023 (portion)	100.7
	(4) 5-6-004:024	.2
	(4) 5-6-004:025 (portion)	10.1
	Subtotal	123.6
Lumaha'i	(4) 5-7-002:001 (portion)	7.7
	(4) 5-7-003:001 (portion)	58.5
	Subtotal	66.2
	TOTAL	189.8 of lands in the Agricultural Zone

The Planning Department, County of Kaua'i, has reviewed and supports the Petition for designation of the subject lands as Important Agricultural Lands, pursuant to the requirements of Act 183, SLH 2005.

The maps provided in the Petition match preliminary maps developed through the Kaua'i IAL Study process of lands meeting the criteria for IAL. In particular:

A. Relating to Criteria No. 1 *Land currently used for agricultural production*

Subject lands within the ahupua'a of Lumaha'i are currently leased to the Harada 'Ohana for traditional and diversified crop production. Subject lands within the Waipā Ahupua'a are currently used to cultivate and process taro and other traditional food and medicinal crops. In its 2004 Strategic Plan, the Waipā Foundation, the entity which manages these lands, set forth its mission to "restore the Waipā Ahupua'a as a Hawaiian community learning center and to create a sustainable, cultural, and community based model for land use and management inspired by the traditional values of the ahupua'a." In addition to agricultural production, a farmers market, community and education complex and elderly/workforce housing are included in the Strategic Plan.

B. Relating to Criteria No. 4 *Land types associated with traditional native Hawaiian agricultural uses such as taro cultivation, or unique agricultural crops such as coffee, vineyards, aquaculture, and energy production*

The petitioner has submitted evidence of traditional agricultural uses within subject lands. The petitioner also "aims to restore and revitalize traditional agricultural systems" as part of its Strategic Agricultural Plan (Goal No. 3 summarized in Exhibit B).

C. Relating to Criteria No. 5 *Land with sufficient quantities of water to support viable agricultural production*

Preliminary review of subject lands using tools developed during the Kaua'i IAL Study process show, as also indicated in the petition, that they are generally serviced by a single source.¹ Lands in the Lumaha'i Ahupua'a are serviced by a ditch system whose source is the Lumaha'i River, although the current licensee plans to repair the existing 'auwai irrigation system. Waipā is generally serviced by Waipā Stream and Kīwa'a Spring.² However, evidence of traditional agriculture and the success of current agricultural production on these properties show that there is sufficient water to support current agricultural activities. In addition, State and County-level incentives, such as tax incentives and programs for financing operations and irrigation systems could increase water availability to these properties.

Thus, current and intended future uses of the subject lands for the continuance of food production supports goals set forth in the Kaua'i IAL Study by stakeholders and the larger community - *to prioritize for designation those lands that increase food self-sufficiency* (Draft Final Kaua'i IAL Study, September 2013).

¹ Agricultural irrigation source, not including municipal water sources.

² Note that *springs* were not included in the Kaua'i IAL Study analysis.

The Planning Department would also like to acknowledge that the Petitioner has voluntarily waived any and all rights to assert, claim, or exercise the 85/15 reclassification incentive (page 16 of petition).

Thank you for your consideration of our comments. The Department looks forward to working with the Petitioner in its development of a County IAL Program to consider incentives toward the goal of increasing food and primary resources self-sufficiency.

Should you have further questions for the department regarding this petition, please contact Lea Kai'aokamālie of my staff at 808-241-4061.