

**From:** [Robert Soares](#)  
**To:** [DBEDT LUC](#)  
**Subject:** Ku'ulei Kanahale's Petition  
**Date:** Saturday, October 12, 2019 10:57:42 AM

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Please grant, Ku'ulei Kanahale's petition.

Aloha, Robert Soares  
Honolulu, 96821

**From:** [Laura Arcibal](#)  
**To:** [DBEDT LUC](#)  
**Subject:** Testimony in Support of the Kanahele's Petition  
**Date:** Saturday, October 12, 2019 2:38:49 PM  
**Attachments:** [LUC Testimony in SUPPORT of Petition of KANAHELE"S.pdf](#)

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Aloha,

Please find enclosed my written testimony in SUPPORT of the Kanahele's Petition for Declaratory Orders.

As the Great Granddaughter of Kealoha Kainoa Kawelu who is from Waionihu Hawaii Island, I am a Native Hawaiian Beneficiary and ancestrally connected to the islands prior to contact. It is of great importance to me and my ohana to preserve areas of great historic and instrinsic value; unblemished, untouched, and uncompromised. The intent of conservation lands.

Mahalo for the opportunity to testify.

Laura

Date: October 12, 2019

To: State Land Use Commission  
P.O. Box 2359  
Honolulu, HI 96804

From: Laura K. M. Arcibal  
41-543 Inoa Street  
Waimanalo, HI 96795

Subject: **Testimony in SUPPORT of Petition of Ku'ulei Higashi Kanahahele and Ahiena Kanahahele** for a Declaratory Order Concerning the invalid classification of the de facto and improper industrial use precinct on approximately 525 acres of State Land use Conservation District Lands located in Mauna Kea and Hilo, County of Hawai'i, Tax Map Key ("TMK") No. (3) 4-4-015:009

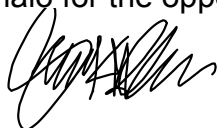
I am submitting my written testimony in SUPPORT and am humbly asking for your support to grant petition for declaratory orders. The Hawai'i Revised Statutes ("HRS") expressly state that the County does not have jurisdiction over zoning within the State Land Use Conservation District. HRS Chapter 183C contains provisions for the Department of Land and Natural Resources to zone and control use of lands within the Conservation District for which the above referenced TMK is located.

Land use laws defining conservation districts state:

"Conservation districts shall include areas necessary for protecting watersheds and water sources; preserving scenic and historic areas; providing park lands, wilderness, and beach reserves; conserving indigenous or endemic plants, fish, and wildlife, including those which are threatened or endangered; preventing floods and soil erosion; forestry; open space areas whose existing openness, natural condition, or present state of use, if retained, would enhance the present or potential value of abutting or surrounding communities, or would maintain or enhance the conservation of natural or scenic resources; areas of value for recreational purposes; other related activities; and other permitted uses not detrimental to a multiple use conservation concept. Conservation districts shall also include areas for geothermal resources exploration and geothermal resources development, as defined under section 182-1."

The de facto industrialization of the summit, through the construction of the existing thirteen telescopes, roads, utilities, and affiliated research laboratories, violates land use laws. I defer to the above submitted and referenced Petition for further details in which I support. Mahalo for the opportunity to submit my written testimony.

Respectfully,



Laura K. M. Arcibal, Native Hawaiian Beneficiary