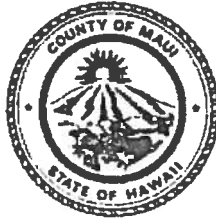


MICHAEL P. VICTORINO
Mayor
MICHELE CHOUTEAU MCLEAN, AICP
Director
JORDAN E. HART
Deputy Director



DEPARTMENT OF PLANNING
COUNTY OF MAUI
ONE MAIN PLAZA
2200 MAIN STREET, SUITE 315
WAILUKU, MAUI, HAWAII 96793

June 12, 2019

MEMORANDUM

TO: Maui Planning Commission

FROM: Tara K. Furukawa 
Staff Planner

SUBJECT: **LAND USE COMMISSION SPECIAL PERMIT APPROVAL TO OPERATE THE SACRED EARTH ASSEMBLY, A NON-PROFIT, INTERFAITH CHURCH ON APPROXIMATELY 14.8 ACRES OF LAND IN THE STATE AGRICULTURAL DISTRICT, LOCATED AT 4505 HANA HIGHWAY, HAIKU, ISLAND OF MAUI, HAWAII; TMK: (2) 2-8-003:075 (SUP2 2017/0011)**

At the May 28, 2019 meeting, the Maui Planning Commission (Commission) voted to defer review of the aforementioned project until a survey map could be provided that acreage proposed for the church use totals less than 15 acres, which would serve as proof to the Commission that it has the legal authority to approve the permit. Please find attached a survey map dated February 2, 2016 that was prepared when the Applicant previously thought about pursuing a condominium property regime. See **Exhibit A**. Please note that the acreage for what was to be proposed as Limited Common element "B" totals 5.040 acres and the acreage for Limited Common element "C" totals 9.741 acres, and that both portions total 14.781 acres. Please note that this survey map shows that the parking is all located on the land proposed for church use. The Department's Report and Recommendation for the May 28, 2019 meeting indicated that the acreage is approximately 14.8 acres.

At the May 28, 2019 meeting, there was verbal testimony from two adjacent neighbors who had some concerns about the proposed church use. Please note that the Applicant has since met with an owner of adjacent properties, Jerome Labat, who spoke at the Commission meeting and has attempted to mitigate some of his concerns. See **Exhibit B**. Please also find attached an email sent by Labat to the Department of Planning (Department) with suggested permit conditions.

Maui Planning Commission
June 12, 2019
Page 2

See **Exhibit C**. The other protestor, Federico Meloni, rents from Labat, and the Applicant is writing him to attempt to clarify the existing traffic volume and also request that he consider withdrawing his objection. See **Exhibit D**.

In addition to Labat, the Applicant also met with Michelle Drewyer, another adjacent neighbor whose property is to the left, just as one drives on to the property. She shares the same driveway as the Applicant. Drewyer did not testify at the Commission hearing; however, the Applicant has attempted to mitigate some of the concerns that she expressed to him in private conversation. See **Exhibit E**.

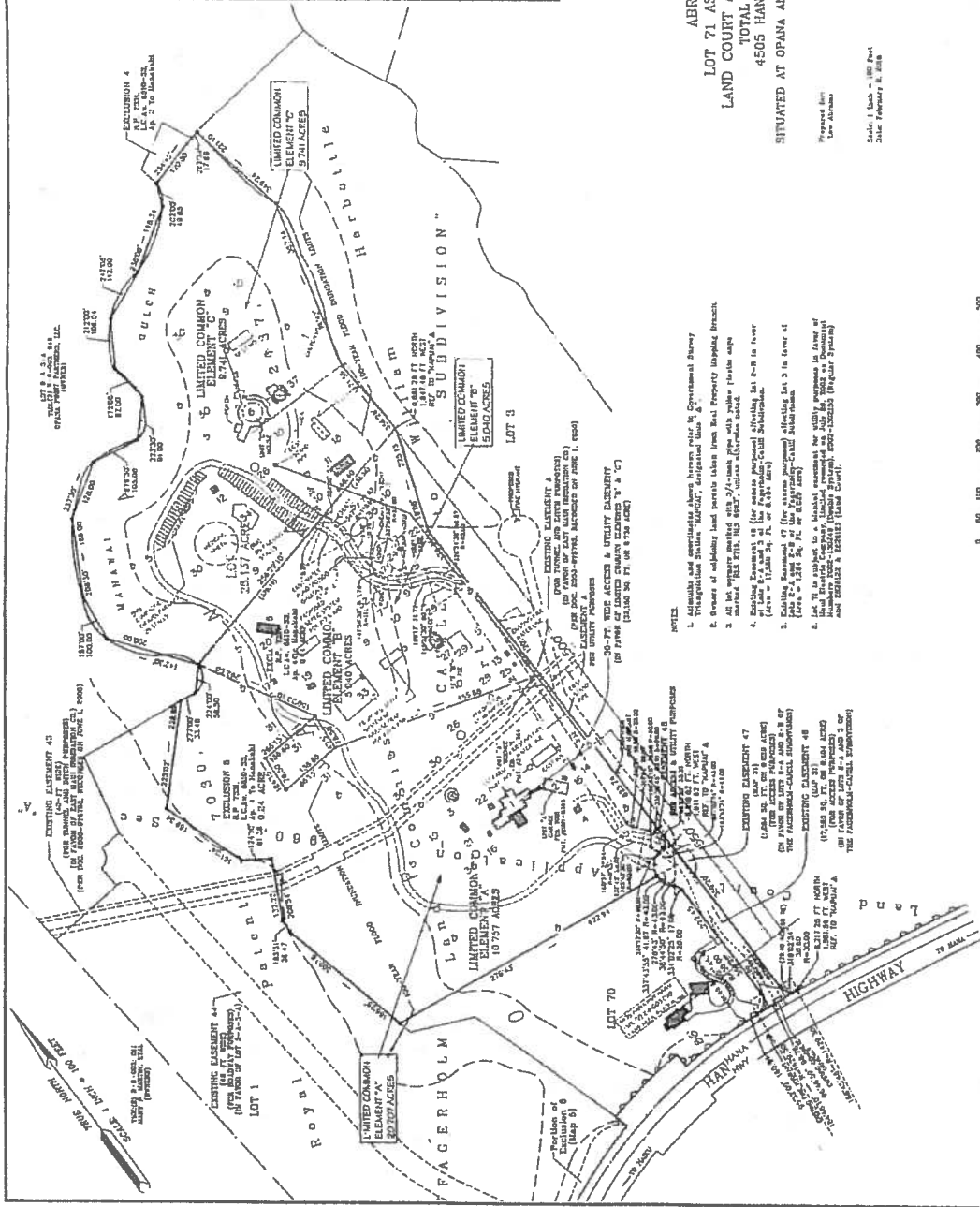
Attachments

xc: Michele McLean, AICP, Planning Director (PDF)
Clayton I. Yoshida, AICP, Planning Program Administrator (PDF)
Danny A. Dias, Acting Planning Program Administrator (PDF)
David Galazin, Deputy Corporation Counsel (PDF)
Tara K. Furukawa, Staff Planner (PDF)
Lew Abrams, Sacred Earth Assembly (PDF)
Leslie Iczkovitz, Esq. (PDF)
Jerome Labat (PDF)
Project File

TKF:lak

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ABRAMS CONDOMINIUM
 LOT 71 AS SHOWN ON MAP 35 OF
 LAND COURT APPLICATION 980, SECTION A
 TOTAL AREA = 25,137 ACRES
 4505 HANA HIGHWAY, HAIKU 98708
 SITUATED AT OPANA AND ULUVALU, HAAKUALOOLA, MAUI, HAWAII

Prepared for:
 Law Offices
 2141 Kalia Road
 Suite 1400, Kalia, HI 96811

This plan was prepared from a survey
 and the same is subject to the
 provisions of the Hawaiian Land
 Commission Act, Chapter 161, HRS
 and Chapter 161A, HRS.



EXHIBIT A

Dear Jerome,

We want you to know that we appreciate meeting with you and Michelle after the hearing to discuss your concerns. This letter is a further response to the issues you raised.

As you mentioned, you travel a great deal for your work, you have another residence in California, and you come to Maui when you can. We acknowledge that you dream of retiring on your property next to Ahimsa Sanctuary Farm, and that you have thought about building a smaller house for yourself out on the point of your land across the gulch, relatively close, as a bird flies, to the agricultural building that we are proposing for church use, also known as the Temple. You are concerned that sound from Sacred Earth Assembly services and celebrations may have the potential to disturb your peace and quiet in the future. We feel that it is important to note that we were already living here and hosting friends on our land, and had completed the (future) temple building, before you purchased your property. We do plan to hold Sacred Earth Assembly programs and celebrations close to your intended building site, and it is likely that on occasion some sound may reach you. We hope you can be OK with that, or will perhaps consider choosing a different spot to build your retirement home.

TRAFFIC AND SIGNAGE

You expressed concern about possible safety issues connected with cars slowing down or stopping on the Hana Highway in order to make a left hand turn into the shared driveway.

Our response: We agreed in our meeting to your request to move the position of the new highway sign closer to the existing one, to avoid any obstruction of the view of oncoming Hana Highway traffic from the east. We will put up additional signage on the driveway to encourage visitors to drive slowly, as well as on the cul-de-sac to direct them to the correct entrance to Ahimsa Sanctuary Farm.

We agree to encourage carpooling and to remind people to put on their turn signal just after Jaws Country Store, well in advance of slowing down to turn into the driveway. Everyone will be asked to use low beams and to DRIVE SLOWLY. For larger gatherings (more than 30 cars expected) we will post a person at the junction of the driveway and the Hana Highway, to help direct traffic, if needed, and to maximize safety.

DOGS

You have expressed your concern about our dogs barking. In response, we have moved the dogs to the western side of our property, further from your house, where they are contained away from the driveway, and so will be less likely to bark when cars enter and leave the property. This seems to have already made a positive difference.

EXHIBIT B

Perhaps check with Fede to see if he notices the reduction in barking. We are committed to reinforcing the fencing around that area in which our dogs will be contained. I am also researching the latest ultrasonic bark suppressor technology and commit to ordering one or more units to see if it helps. We are committed to working on a solution so that our dogs' barking has reduced impact on you.

HOURS OF OPERATION and AMPLIFIED MUSIC

SEA has accepted the Director's recommendations that church and religious activities will be limited to 8:00 a.m. to 10:00 p.m. Our current plan is to offer a Wednesday morning Aloha 'Aina Blessing and hands on Permaculture Experience from 9am-1pm and to host one or two evening programs a week. We plan to begin with Friday Evening Shabbat Vegetarian Potluck and Interfaith Services from 6-9pm. In addition, we intend to continue hosting Full Moon Prayer Circles and occasional Holiday Celebrations. Community or private celebrations may, rarely, go later, but we will close the doors and reduce the volume by 10 pm. We request your tolerance and understanding of the one exception on New Years Eve when we light the Peace Flame at midnight with Reverend Kedar St John and the Temple of Peace.

Amplified music is part of church services the world over, though most of what we are planning does not require amplification. The Temple building is more than a thousand feet from your main house and more than 1500 feet from Michelle's. There are acres of unoccupied land and bamboo hedges around the temple building that serve as a buffer zone that will help to reduce the impact on neighbors of sounds generated at Sacred Earth Assembly programs. The important thing is that we are committed to maintaining open and respectful communication with our neighbors, and to actively take steps to minimize any disruption that you may bring to our attention. We will make sure that any drumming or amplified music will be quieted down by 10pm.

SCHEDULE OF EVENTS

Once our church use is approved, we will post a monthly Calendar, as programs are scheduled, so you can anticipate when visitors may be coming and plan accordingly.

WATER

You expressed concern about the potential of increased water use associated with church activities, given that we share the well. You pointed out that we use more water as it is than you and Michelle for our farm (which is completely understandable given that we have a much larger parcel and farming operation) and stated that you were

concerned that the well pump could wear out and need replacement sooner due to increased demand associated with church activities.

We intend to provide bottled drinking water for congregants and to use trucked in County potable water for kitchen activities, so we do not believe there will be a significant increase in water use associated with most church activities. If and when the well pump needs service or replacement, we are willing to assume a proportionally greater part of those expenses, in accordance with meter readings indicating the water use by each party. We are sitting on a gigantic aquifer with a sustainable yield of 27 million gallons per day – there is no reason to believe water will run out or be in short supply, so we do not see the need to install water catchment at this time.

SUMMARY

This letter is our attempt to address the concerns you raised at our May 28th meeting. Please review this letter and let us know your response. We are fully committed to being good neighbors and dealing with every issue in a transparent, reasonable way. Let's maintain complete, open communication. I will do my best to answer your calls or get back to you right away if I miss your call. Texting is the best way to reach me at (808) 283-8057.

We invite you to join us for services after the church has been approved, where you will be acknowledged as a neighbor whose patience and support helped make this church possible.

Thank you for your willingness to continue communication with us in a good faith effort to work everything out. Our goal is to come to an understanding with you and Michelle so the three of us can submit something in writing to the Commission containing terms which we have all agreed upon, before the June 25 Hearing, hopefully by June 12th, the last date, according to our Planner, that materials can be submitted for consideration at the next Planning Commission hearing on the 25th. We are sending a similar letter to Michelle and Tim Robinson.

We hope that this letter contains enough details and assurances so that you can now support our SUP application. If there is anything else you would like to bring to our attention, please let us know right away.

We look forward to hearing back from you and hope that you can understand and support the mission of Sacred Earth Assembly.

Sincerely,

Lew and Maria

PS: FEDE'S TESTIMONY

We were very disappointed when Fede incorrectly asserted that we typically have 20-25 cars in a day and gatherings of 300 or 400 people on their property! There has very rarely been as many as 100 people on our farm at the same time, for any event and in a typical day there are rarely more than 6 or 8 cars coming to the property. We will be asking Fede to submit a letter clarifying that he has never actually counted that many guests or cars going down our driveway and that the numbers he gave were an estimate that he now realizes may be somewhat exaggerated. Since Fede is your tenant, we are asking you to let Fede know that you support our request for him to submit a more accurate, truthful revision to his testimony.

PPS: YOUR FUTURE INTENTIONS FOR YOUR PROPERTY

If you are now considering, or in the future decide you want to sell your property, please inform us, in plenty of time. There will be a very good chance that somebody in the SEA community will want to buy your property and live close to the Temple. Realtor fees could be avoided if such a deal could be arranged.

Tara Furukawa - Attention: Michele Chouteau McLean, Director, Planning Department

From: jerome labat <jerome.labat.us@gmail.com>
To: <planning@mauicounty.gov>
Date: 6/12/2019 8:57 AM
Subject: Attention: Michele Chouteau McLean, Director, Planning Department

Dear Madame Director Michele McLean,

First, thank you for the opportunity to present a testimony during the public hearing held on Thursday 28, 2018, for the Sacred Earth Assembly State Land Use Commission Special Permit request to operate an interfaith Church. The decision was to continue the matter to the June 25, 2019 meeting.

As this was my first interaction with the committee, I had prepared a testimony that explained my concerns on issuing such permit. However, due to the limited time allotted to testify (3 minutes) I was not able to convey these concerns adequately and present my exhibits.

What is the best approach to pass along more detailed informations and content supporting my testimony in preparation to the June 25th meeting? I have prepared the email below with live weblinks to the exhibits I have assembled to illustrate my points.

However, I am not sure of the requirements for filing this additional information, is the email sufficient? I would appreciate any guidance you may have. I am at your disposal for any questions you or your staff may have.

Respectfully,
Jerome Labat

To: DEPARTMENT OF PLANNING COUNTY OF MAUI
2200 MAIN STREET, SUITE 315
WAJLUKU, MAUI, HI.96793

From: Jerome Labat
4525 Hana Hwy
Haiku-Pauwela, Maui, HI 96708

Re: State Land Use Commission Special Permit, DOCKET NO SUP2 2017/0011

Dear Madame Director Michele McLean,

First, thank you for the opportunity to present a testimony during the public hearing held on Thursday 28, 2018, for the Sacred Earth Assembly State Land Use Commission Special Permit request to operate an interfaith Church. As this was my first interaction with the committee, I had prepared a testimony that explained my concerns on issuing such permit. However, due to the limited time allotted to testify (3 minutes) I was not able to convey these concerns adequately, thus my email to the commission.

In 2010, I acquired both properties adjacent to Dr Lews Abrams's property and have been coming to Maui multiple times a year since then. My ultimate goal being to establish residency on the island, be an active member of the community and develop the lower parcel. The Ahimsa Sanctuary Farm was already in operation at the time and I have been interactive with Dr Lews

EXHIBIT C

Abrams and his farm operations since then. In short, I am not supporting the request to start Church activities in addition to the existing farming activities. Here is why:

As to the matter of "The use would not adversely affect surrounding property" I would like to present the following observations:

Over the years I had multiple interactions with Dr Lew Abrams, and every time unfortunately, it had to do with disturbances due to activities that I believe not to be related to what I would call "farming activities". Examples of disturbances include large gatherings and celebrations accompanied by amplified music, ongoing cars going up and down the property on loose gravels to attend activities or gatherings at the Ahimsa Sanctuary farm "workshop", barking dogs for pretty much any car that circulates on the property, damage of surrounding property land due to guest parking inappropriately, guests wandering onto my properties as they are lost as to where to go (even though Dr Lew Abrams did post some signage).

While case by case the disturbances can be manageable and Dr Lew Abrams has a logical answer for each incident, in aggregate and over time they are very frustrating and disruptive. The culmination of this frustration was on New Year 2015. There was so much disturbance that I had to record the activities. Cars lined up in front of my property, pushing back to the Hana Hwy intersection. (See [exhibit #1](#)). As usual, post event, I connected with Lew and expressed concerns. The explanation at the time, was basically a "put-up or shut-up" attitude, since the event was once a year event. The reality is that I have experienced similar disturbances during "Blue moon" celebrations and on other "celebratory" occasions (See [exhibit #2](#)) video of music coming from Ahimsa farm workshop as I am standing on my lower property.

My observations and experience so far are that Lew will address the concerns in his own ways where he sees fit, after having "tested" or "run" an experiment to test the limit of what is possible. As the New-Years event was quite frustrating, I was compelled to inquire within the neighborhood. I discovered a pattern of events promoted in the public over the web that went as far back as 2008. I am including as [exhibit #3](#) a set of screenshots from web pages that advertised divers' activities held on the Ahimsa Sanctuary Farm property, as well as a quick YouTube search that I ran recently.

Conclusion:

Based on my experience I am very doubtful that Dr Lew Abrams's will follow the guidelines set forth in the permit applications. For example: on one hand the Permit presents a considerate approach ie: regular church activities 3 days a week, within a given time window to run events; yet on the other hand the permit request states almost immediately the need to allow for exceptions so that any other religion activities or celebrations can be practice without constraints. This is an open invitation to unsupervised events and additional disturbances.

I am convinced that issuing a permit for the Church use will increase the level of nuisances drastically as the number of guests attending the Sacred Earth Assembly Church activities on the Ahimsa Sanctuary Farm land will only grow in size and frequency; regardless of any quota assigned to the events.

As to the matter of "The use would not unreasonably burden public agencies to provide roads and streets, sewers, water, drainage and school improvements, and police and fire protection" I would like to present the following observations:

→ Water access and rights on the properties are private. Any changes to the water usage outside of the existing usage as per our community agreement (See [exhibit #4](#)) needs to be reviewed and approved by the association that governs the water use on the properties. The consumption and use of water for public events and a new public kitchen as proposed in the permit application needs to be reviewed and approved by the "association".

Conclusion:

The request to extend the water usage to the proposed public activities and use has not been made to the "associations. Pending its review and approval, The Sacred Earth Assembly Church will need to provide its water from an external source not connected to the existing water system. Provisions would need to be made to somehow ensure that water is not being siphoned off by means of the fire protection system which is not metered.

→ While we do have good visibility when exiting the property onto Hana Hwy, entering the property requires a slowdown and performing a full stop prior to entering the property to respect proper right of way protocol. This does not present a hazard necessarily when considering a limited amount of traffic but the backup that could be created for large events will result in a lineup in the town direction that could easily result in a dangerous rear ending potential as traffic rounds the final corner coming from town before the turnoff onto the access road.

Conclusion:

The team should consider adding a turning lane to support the increased traffic link to the Church activities. It would seem that this should be cleared with the State DOT as well which issued the original access for a far more limited access potential.

As a show of solidarity to Lew's effort with the community and his farm, I have avoided any official complaints, believing that overtime as neighbors; we would address the source of nuisance and work our way thru it. We are still to this day working on it in good faith. The fact that there was "no official" complaint was used as an argument to support the permit process is disconcerting.

If the commission was to still deliver a permit, I would ask for the commission to apply strict judgment and parameters to the permit as to allow Dr Lew Abrams's and the Sacred Earth Assembly Church to honor their commitments and the neighbors to adjust to this change.

Possible permit parameters could be, but not limited to:

- limit the duration of the use permit to a year
- open the renewal of the use permit to a public hearing
- limit the Sacred Earth Assembly Church activities to 3 days a week that would cater to any church activities – no exceptions
- limit the size of any gathering to 30
- Limit operating hours and stop activities by 9pm on weekdays and 8pm on weekends at the latest.
- request to inform neighbors for any gathering above 30
- request "?" authorization for gathering of more than 100, or activities extending into evening past operations hours

Additionally, as I was discussing the matter with folks, they expressed their willingness to testify to the case. I am wondering if we could postpone the hearings to allow them to testify. In the mean time you should receive further testimony via email.

Madame Director, I appreciate for you taking the time to read my memo and hope you have a better understanding of my position on the matter. Please reach out if you or the team have any questions or comments.

Best regards,
Jerome Labat



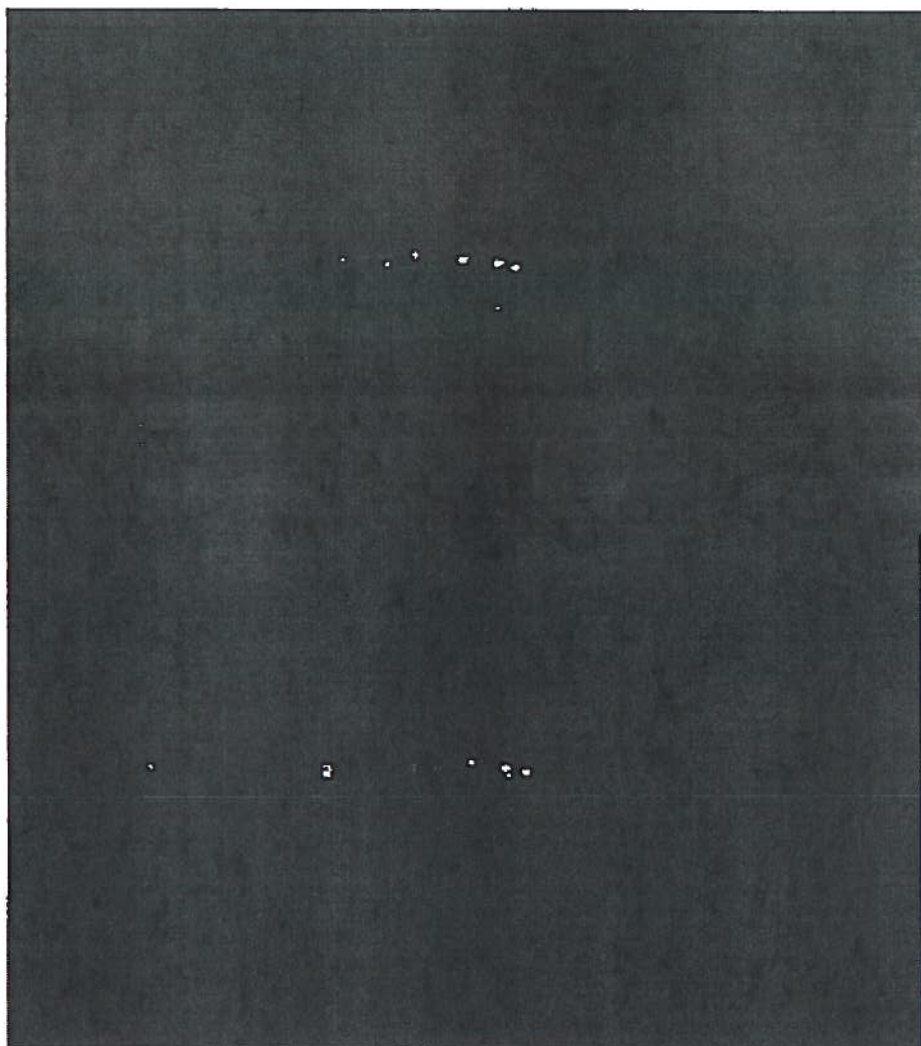
Exhibit2-Sacred Hearth-Assembly-case-amplified-music.pdf

Sample stills taken from video recording amplified music during large events @Ahimsa Farm.
These videos are taken from lower property

The actual videos are available at the following links:

<https://www.dropbox.com/s/8batq24suli1gu5/Music Ahimsa workshop 1.MOV?dl=0>

<https://www.dropbox.com/s/m84lfn84bg37dd4/Music Ahimsa workshop 2.MOV?dl=0>



Tara Furukawa - Fwd: message to Federico

From: Lew Abrams <labrams@hawaii.rr.com>
To: tara Furukawa <tara.furukawa@co.maui.hi.us>
Date: 6/12/2019 12:03 AM
Subject: Fwd: message to Federico

FYI

Begin forwarded message:

From: Lew Abrams <drabrams@mauisacredearth.com>
Subject: message to Fede
Date: June 9, 2019 at 11:45:46 PM HST
To: Lew Abrams <revdrbluemountain@gmail.com>
Cc: Leslie Iczkovitz <lesisko@aol.com>

Dear Fede: When I asked you before the hearing if you were really going to testify against us, you assured me that you would speak the truth.

Maria and I were understandably disappointed when you elaborated on your description of there being "an immense" number of cars coming to our place, by incorrectly asserting that we typically have 20-25 cars in a day and gatherings of 300 or 400 people on our property!

THIS IS A GROSS EXAGGERATION!

It is our estimate that, on a typical day, there are rarely more than 6 or 8 cars coming to the property. In the last 12 years, the amount of times we have ever exceeded 75 guests can be counted on one hand.

Fede, we are asking you if you would be willing to submit a correction to your testimony to be truthful and set the record straight.

I am also asking you as a friend and neighbor to consider withdrawing your objection to our project.

Below is a suggestion of what you may wish to write. I will also attach a copy of the letter we sent to Jerome.

EXHIBIT D

June 10, 2019

Dear Maui Planning Commission:

My name is Federico Meloni and I live on Jerome Labat's land next to Ahimsa Sanctuary Farm. I testified at Sacred Earth Assembly's Special Use hearing last May 28th. I am writing this letter at the Abrams' request, to correct some inaccuracies in my testimony.

To be clear, I have never actually counted their guests or how many cars go down the Abrams' driveway. The numbers I gave were an estimate that I now realize may be somewhat exaggerated.

My point was to express concern about how many more cars and people may attend church services and celebrations if the special use is allowed.

After hearing the presentation and testimony on behalf of Sacred Earth Assembly at the May 28th hearing, I recognize the value in Sacred Earth Assembly's mission.

I no longer wish to stand in the way of the approval of their Special Use Permit 2.

Signed

Date

Dear Michelle,

We also are thankful that you did not testify against Sacred Earth Assembly's (SEA) SUP2 application at the Planning Commission hearing on May 28th and we want you to know that we appreciate meeting with you and Jerome after the hearing to discuss your concerns. This letter is a further response to the issues you raised.

We recognize that you were living on your Property before we moved in and that you chose a rural area because you value privacy, peace, and quiet. We too cherish the serene tranquility of this area much of the time, and, as you are aware, we also welcome a circle of friends who come to the Farm from time to time to celebrate life and the earth. As SEA starts to hold regularly scheduled church services, SEA is committed to being the best neighbor possible to you.

TRAFFIC AND SIGNAGE

You have complained about cars going by which sometimes set off our dogs barking, which in turn triggers your dogs to bark. Jerome expressed concern about possible safety issues connected with cars slowing down or stopping on the Hana Highway in order to make a left hand turn into the shared driveway.

Our response: We agreed in our meeting to your request to move the position of the new highway sign closer to the existing one, to avoid any obstruction of the view of oncoming Hana Highway traffic from the east. We will put up additional signage on the driveway to encourage visitors to drive slowly, as well as on the cul-de-sac to direct them to the correct entrance to Ahimsa Sanctuary Farm.

We will also encourage carpooling and remind people to put on their turn signal just after Jaws Country Store, well in advance of slowing down to turn into the driveway. Everyone will be asked to use low beams and to DRIVE SLOWLY. For larger gatherings (more than 30 cars expected) we will post a person at the junction of the driveway and the Hana Highway, to help direct traffic, if needed, and to maximize safety.

DOGS

You have expressed your concern about our dogs barking. In response, we have moved the dogs to the western side of our property, where they are contained away from the driveway, and so will be less likely to bark when cars enter and leave the property. This seems to have already made a positive difference. We wonder whether you may have already noticed the reduction in barking. We are committed to reinforcing the fencing around that area in which our dogs will be contained. I am also researching the latest ultrasonic bark suppressor technology and commit to ordering one or more units to see if it helps. We are committed to working on a solution so that our dogs' barking has reduced impact on you.

HOURS OF OPERATION and AMPLIFIED MUSIC

Michelle, you have previously acknowledged that the distance and lay of the land makes it so that gatherings at the Temple cannot be seen or heard from your property. We understand that your concern is more focused on our dogs barking when cars go by when they enter and leave our property.

SEA has accepted the Director's recommendations that church and religious activities will be limited to 8:00 a.m. to 10:00 p.m.. Our current plan is to offer a Wednesday morning Aloha 'Aina Blessing and hands on Permaculture Experience from 9am-1pm and to host one or two evening programs a week. We plan to begin with Friday Evening Shabbat Vegetarian Potluck and Interfaith Services from 6-9pm. In addition, we intend to continue hosting Full Moon Prayer Circles and occasional Holiday Celebrations. Community or private celebrations may, rarely, go later, but we will close the doors and reduce the volume by 10 pm. We request your tolerance and understanding of the one exception on New Years Eve when we light the Peace Flame at midnight with Reverend Kedar St John and the Temple of Peace.

Amplified music is part of church services the world over, though most of what we are planning does not require amplification. The Temple building is more than 1500 feet from your house and more than 1000 feet from Jerome's. There are acres of unoccupied land and bamboo hedges around the temple building that serve as a buffer zone that will help to reduce the impact on neighbors of sounds generated at Sacred Earth Assembly programs. The important thing is that we are committed to maintaining open and respectful communication with our neighbors, and to actively take steps to minimize any disruption that you may bring to our attention. We will make sure that any drumming or amplified music will be quieted down by 10pm.

SCHEDULE OF EVENTS

Once our church use is approved, we will post a monthly Calendar, as programs are scheduled, so you can anticipate when visitors may be coming and plan accordingly.

WATER

You expressed concern about the potential of increased water use associated with church activities, given that we share the well. You pointed out that we use more water as it is than you and Jerome for our farm (which is completely understandable given that we have a much larger parcel and farming operation) and stated that you were concerned that the well pump could wear out and need replacement sooner due to increased demand associated with church activities.

We intend to provide bottled drinking water for congregants and to use trucked in County potable water for kitchen activities, so we do not believe there will be a significant increase in water use associated with most church activities. If and when the well pump needs service or replacement, we are willing to assume a proportionally greater part of those expenses, in accordance with meter readings indicating the water use by each party. We are sitting on a gigantic aquifer with a sustainable yield of 27 million gallons per day – there is no reason to believe water will run out or be in short supply, so we do not see the need to install water catchment at this time.

SUMMARY

This letter is our attempt to address the concerns you raised at our May 28th meeting. Please review this letter and let us know your response. We are fully committed to being good neighbors and dealing with every issue in a transparent, reasonable way. Let's maintain complete, open communication. I will do my best to answer your calls or get back to you right away if I miss your call. Texting is the best way to reach me at (808) 283-8057.

We invite you to join us for services after the church has been approved, where you will be acknowledged as a neighbor whose patience and support helped make this church possible.

Thank you for your willingness to continue communication with us in a good faith effort to work everything out. Our goal is to come to an understanding with you and Jerome and Tim so we can submit something in writing to the Commission containing terms which we have all agreed upon, before the June 25 Hearing, hopefully by June 12th, the last date, according to our Planner, that materials can be submitted for consideration at the next Planning Commission hearing on the 25th. We are sending similar letters to Jerome and Tim Robinson.

We hope that this letter contains enough details and assurances so that you can now support our SUP application. If there is anything else you would like to bring to our attention, please let us know right away.

We look forward to hearing back from you and hope that you can understand and support the mission of Sacred Earth Assembly.

Sincerely,

Lew and Maria

PS: FEDE'S TESTIMONY

We were very disappointed when Fede incorrectly asserted that we typically have 20-25 cars in a day and gatherings of 300 or 400 people on their property! There has very rarely been as many as 100 people on our farm at the same time, for any event and in a typical day there are rarely more than 6 or 8 cars coming to the property. We will be asking Fede to submit a letter clarifying that he has never actually counted that many guests or cars going down our driveway and that the numbers he gave were an estimate that he now realizes may be somewhat exaggerated. Since Fede is your tenant, we are asking you to let Fede know that you support our request for him to submit a more accurate, truthful revision to his testimony.

PPS: YOUR FUTURE INTENTIONS FOR YOUR PROPERTY

Our understanding is that you are in the process of obtaining a SUP to be able to use your home as a Short Term Rental, while you move into town. Apparently, there is some delay due to a recent change in Maui law governing STR's. May we ask more about your plans and time frame? Once you get your SUP, do you intend to move out and start operating it as a short-term rental full time?

We have no objection to your short term rental plans. In fact, SEA or members of its community can perhaps rent your property at different times throughout the year. There are many people in the SEA community who could be interested in renting your property on occasion. Is this of interest to you?

If you are now considering, or in the future decide you want to sell your property, please inform us, in plenty of time. There will be a very good chance that somebody in the SEA community will want to purchase a property close to Ahimsa Sanctuary Farm and Sacred Earth Temple. Realtor fees could be avoided if such a deal could be arranged.