

Tara Furukawa - Fwd: Letter of Support from Uncle George K

From: Tara Furukawa
To: Takayama-Corden, Carolyn
Date: 5/23/2019 11:21 AM
Subject: Fwd: Letter of Support from Uncle George K

Hi Carolyn, one more email to forward to Commissioners.

>>> Lew Abrams <revdrbluemountain@gmail.com> 5/23/2019 11:19 AM >>>

To: whom this may concern: 5-23-19

Re:Sacred Earth Assembly Special Use Permit
Letter of Support:

From: Georgekahumoku@gmail.com
Cell: 808-280-9948
Mail: POB 12804 Lahaina Hi 96761
Farm (No Mail) 555 Kaukini loop Wailuku Hi 96793

Aloha,

My name is George Kahumoku Jr, and I totally support Sacred Earth Assembly and Their Leader Blue Mountain. I am a Native Hawaiian Planter & Practitioner & Mentor and have visited and taken part in many Events at Sacred Earth Assembly in Haiku since 2012.

I share in their mission of taking care of Mother Earth & being stewards of the land & applaud their willingness to grow & share food, and Celebrate Rites of passage for individuals as well as community events.

I also mentor, teach & share their Hawaiian values of Aloha- Love and connection with each other, Wahi Pana- Celebrating - a sense of place , Malama & Aina Aloha and Aloha Kai & Wai- Love for and taking care of our land and Sea , and our resources of wai or fresh Water.

I also practice Ho'oponopono, where we use the four concepts of Love, Forgiveness, being Sorry and Thankful for our many blessings to help heal each other ,as well as the Earth & our communities.

I was the founder & High school Principal in Honaunau at the City of Refudge in South Kona for the Kamehameha Schools Alternative Ed program called Hale O Ho'oponopono- The house or school to set or make right.

I also taught Special Motivation for over 20 years at Lahainaluna HS teaching and working mostly At Risk kids. The common thread that most of these kids had was a disconnect to each other , a disconnect with their parents, a disconnect with their Culture, a disconnect with their environment and a disconnect with our community.

Blue Mountain and. Sacred Earth Assembly is filling the gap and helping , Children as well as adults re-connect to each other, their environment & our community. Please grant them the Special Use Permit and cut through all the red tape so they can continue on their mission of helping others

Much Aloha

Unko George Kahumoku Jr
Hawaiian Elder

Tara Furukawa - Fwd: Fwd:

From: Tara Furukawa
To: Takayama-Corden, Carolyn
Date: 5/23/2019 7:58 AM
Subject: Fwd: Fwd:
Attachments: SEA Letter .doc

Hi Carolyn, can you forward this to the Planning Commissioners for item C-1?

>>> Lew Abrams <drabrams@mauisacredearth.com> 5/22/2019 11:41 PM >>>

Begin forwarded message:

From: Ayin Adams <ayinadams@gmail.com>
Date: May 22, 2019 at 10:15:27 AM HST
To: Lew Abrams <drabrams@ahimsasanctuaryfarm.com>

Aloha Blue Mountain,
Please find attached letter of support and reference for your meeting.

Lovingly
Dr. Ayin

 Virus-free www.avq.com

May 13, 2019

Subject: SUP2 for Sacred Earth Assembly

Dear Maui County Planning Commission:

Please approve the Special Use Permit for Sacred Earth Assembly's use of the main agricultural workshop building and surrounding land at Ahimsa Sanctuary Farm.

I am Rev. Dr. Ayin Adams, of Wailuku, African Americans on Maui Association and metaphysical ministry. I have offered spiritual teachings on Maui since 1994; from Aloha House to Malama Family Recovery Center, including MCCC. Let's join together and become a part of this winning endeavor in Maui County to benefit all. This is all inclusive, never exclusive when we work together for the common good of the whole.

I support Sacred Earth Assembly's request to host weekly religious services, special holiday prayer gatherings and celebrations, and rites of passage for community members. I also support SEA's proposal to host visiting teachers from different religious and spiritual lineages, I look forward to being able to offer my services and to commit support to SEA once this Special Use Permit is granted.

I have known Dr, Lew Abrams for more than 10 years and have valued sharing sacred space and prayer with him at the Temple of Peace and in other settings

Dr. Abrams is an outstanding professional in Maui County. He holds the high regards for counseling those in crisis, in need, and spiritual teachings. I trust that he will continue to offer quality service in Maui County as well as his leadership skills for SEA programs at ASF.

The fact that SEA will be located at Ahimsa Sanctuary Farm is consistent with its commitment to earth-based spirituality. The farm demonstrates natural farming and stewardship on a practical level which supports SEA's mission.

SEA is an exemplary and much needed resource for Maui. The building and surrounding land on Ahimsa Sanctuary Farm is ideally suited to provide a quiet, safe, spacious, uplifting setting for interfaith worship services. Please grant the permission necessary for Sacred Earth Assembly to meet on this beautiful property.

Sincerely,

Rev. Dr. Ayin Adams, Ph.D., D.D., Msc.D., O.O.S.J.

Tara Furukawa - Fwd: Special Use Permit for Sacred Earth Assembly

From: Tara Furukawa
To: Takayama-Corden, Carolyn
Date: 5/21/2019 10:19 AM
Subject: Fwd: Special Use Permit for Sacred Earth Assembly

Hi Carolyn, can you please forward this to the Commissioners for next Tuesday's MPC meeting? Thanks!

>>> "Dr. Malik Slosberg" <malikslosberg@gmail.com> 5/20/2019 8:56 AM >>>

May 10, 2019

To Maui County Planning Commission:

Please approve the Special Use Permit for Sacred Earth Assembly's use of the main agricultural workshop building and surrounding land at Ahimsa Sanctuary Farm.

The environment and proposed church building at Ahimsa Sanctuary is beautiful edifice for housing all kinds of activities, workshops and interfaith services. I offer my whole-hearted support of Sacred Earth Assembly's request to offer weekly religious services and, special holiday prayer gatherings and potlucks, and rites of passage ceremonies. I also support their plan to host visiting teachers from numerous religious and spiritual lineages.

I look forward to participating in SEA's weekly programming once this Special Use Permit is granted.

I have known Dr. Lew Abrams for 5 years and can attest to his sincerity, dedication, and devotion to hosting, and sponsoring teachers, yogis, and spiritual guides of the highest caliber from various religions and spiritual groups. On many Sundays my wife and I have witnessed, enjoyed and been very inspired by Dr. Abrams invocations at the beginning of the Temple of Peace services.

I am confident that Dr. Abrams will provide guidance, hospitality and leadership for SEA programs at ASF.

The fact that SEA will be located at organically certified Ahimsa Sanctuary Farm is consistent with its commitment to earth based spirituality. The farm demonstrates natural farming and stewardship on a practical level which supports SEA's mission.

SEA is a unique resource for Maui. The building and surrounding land on Ahimsa Sanctuary Farm is ideally suited to provide a safe, spacious, uplifting setting for interfaith worship services.

Please grant the permission necessary for Sacred Earth Assembly.

Thanks for your attention to approving this Special Use Permit.

Respectfully submitted,

Dr. Malik Slosberg, MA, PA, MS, DC
Professor Emeritus

Tara Furukawa - Sacred Earth Assembly Letter

From: Tara Furukawa
To: Takayama-Corden, Carolyn
Date: 5/21/2019 10:18 AM
Subject: Sacred Earth Assembly Letter
Attachments: Ahimsa Special Use Permit Support Letter.odt

Hi Carolyn, can you please forward this letter to the MPC? It's for next Tuesday's Sacred Earth Assembly SUP2. Thanks!

>>> Lew Abrams <drabrams@mauisacredearth.com> 5/20/2019 8:59 AM >>>

Begin forwarded message:

From: Harold Bloomfield <haroldbloomfieldmd@gmail.com>
Subject: Re: Help with special use permit -
Date: May 20, 2019 at 7:08:49 AM HST
To: Lew Abrams <drabrams@mauisacredearth.com>

Letter Aiiached with all Blessings.

Harold H. Bloomfield, M.D.
28 Kulani Place
Paia, HI. 96779
619-507-2055

May 20, 2019

RE: SUP2 for Sacred Earth Assembly

To Maui County Planning Commission:

Please approve the Special Use Permit for Sacred Earth Assembly's use of the main agricultural workshop building and surrounding land at Ahimsa Sanctuary Farm.

I have been a resident of Maui for 15 years where I have worked as an author, psychotherapist, meditation teacher and seminar leader. I am a psychiatrist and the author of 20 books, including multiple N.Y. Times bestsellers. I have attended various services and events at the Temple of Peace in Haiku where I have had the opportunity to interact with Dr. Lew Abrams. I have also visited Ahimsa Sanctuary Farm on multiple occasions to attend community gatherings in the building for which the current SUP2 is being sought. The environment and church building at Ahimsa Sanctuary is stunningly inspiring and beautiful; a great contribution to Maui and the community.

Some of my favorite experiences there have included a birthday celebration for our 92 year old friend, end of life celebration for a community member dying from ALS, and a prayer ceremony marking the end of the Mayan Calendar. I have also participated in Thanksgiving potlucks and Passover-Easter celebrations where a diverse cross-section of the Maui community has joined in the services and festivities.

I have known Dr, Lew Abrams for 15 years and have valued his contributions as a spiritual and community leader and friend. He serves an exemplary role in this community. I can attest to his high integrity character and am confident that he will provide outstanding leadership for SEA programs at ASF.

I offer my support of Sacred Earth Assembly's request to hold regular weekly religious services and potlucks, special gatherings on holidays, and rites of passage ceremonies for community members. I support their request to host visiting teachers from numerous religious and spiritual lineages and look forward to participating in such programming once this Special Use Permit is granted.

The fact that SEA will be located at organically certified Ahimsa Sanctuary Farm is consistent with its commitment to earth based spirituality. The farm demonstrates natural farming and malama a'ina on a practical level that supports SEA's mission.

SEA is a uniquely special resource for Maui. The building and surrounding land on Ahimsa Sanctuary Farm is ideally suited to provide a safe, spacious, uplifting setting for interfaith worship services.

Please grant the permission necessary for Sacred Earth Assembly to operate to it's full potential on this beautiful property.

Very truly yours,

Harold H. Bloomfield, M.D.

Tara Furukawa - Fwd: Dr. Lew Abrams, Sacred Earth Assembly: LETTER FOR COUNTY PLANNING COMMISSION

From: Tara Furukawa
To: Takayama-Corden, Carolyn
Date: 5/21/2019 7:37 AM
Subject: Fwd: Dr. Lew Abrams, Sacred Earth Assembly: LETTER FOR COUNTY PLANNING COMMISSION

Hi Carolyn, can you please forward this to the Planning Commissioners. This is for next Tuesday's MPC.

>>> Jason Groode <shakuraloha@hawaii.rr.com> 5/20/2019 10:27 PM >>>

May 20, 2019

To: Maui County Planning Commission

From: Sharing Grace Foundation, Jason D. Groode, Trustee

Regarding: Special Use Permit for Sacred Earth Assembly

Aloha Members of the County Planning Commission:

This communication is to serve the purpose of requesting for the approval of the Special Use Permit for Sacred Earth Assembly's use of the main agricultural workshop building and surrounding land at Ahimsa Sanctuary Farm.

I am Jason D. Groode, Trust Manager for the Sharing Grace Foundation, as well as a founding member of the Sufi's Hawaii Council, and Camp Director of over 40 Spiritual Gatherings over the last 38 years at the YMCA Camp Keanae. I have been living on Maui since 1978, manage my own business as well as the Foundation business. Have a Bachelor's and Master's Degree in Accounting and Business Management from UCLA, graduating in 1975.

I totally support Sacred Earth Assembly's request to host weekly interfaith services, special holiday prayer gatherings, rites of passage ceremonies and community gatherings. I honor and am excited to welcome visiting teachers from different religions, and spiritual lineages,

who wish to share their wisdom. These gatherings are spiritually nourishing, inspiring for the participants, and therefore for the entire community.

Dr. Lew Abrams has been a friend for over 20 years, and I have personally observed, as well as benefited, from what he offers to our community. I have personally attended many gatherings at the Sacred Earth Assembly, and experienced first hand the grace from the land, and the offerings presented upon it.

I can firmly vouch for the character, integrity, service orientation and organizational skills of Dr. Abrams, in providing inspirational and healing experiences for all who gather at the Sacred Earth Assembly.

Sacred Earth Assembly's commitment to earth based Spirituality creates an example of the Hawaiian values of respecting the earth and each other. The natural farming and stewardship of the land at Ahimsa Farm Sanctuary exemplifies and supports the Sacred Earth Assembly's mission.

Sacred Earth Assembly is a valuable Maui resource. The building and land are ideally suited to provide a family friendly, quiet, safe, spacious, inspiring setting for interfaith worship services and gatherings.

I sincerely hope that you can see the merits and benefits of approving this Special Use Permit, and grant the permission necessary for the Sacred Earth Assembly to meet at Ahimsa Sanctuary Farm.

Aloha Nui Loa,

Jason D. Groode, Trust Manager, Sharing Grace Foundation

Tara Furukawa - Support Letter-Sacred Earth Assembly Church SUP2 Application

From: Tara Furukawa
To: Takayama-Corden, Carolyn
Date: 5/17/2019 10:07 AM
Subject: Support Letter-Sacred Earth Assembly Church SUP2 Application
Attachments: Special Use SEA ASF Tom 1.1.docx

Hi Carolyn, can you please forward this email to the Planning Commissioners? This is for the Sacred Earth Assembly Church SUP2 application to be heard on May 28.

Tara Furukawa, Staff Planner
County of Maui Department of Planning
2200 Main St., Suite 619
Wailuku, HI 96793
(808) 270-7520
Email: tara.furukawa@co.maui.hi.us

>>> Tom Alexander <bananaboypermaculture@gmail.com> 5/17/2019 10:02 AM >>>

Aloha,

Here is the final copy of my SUP SEA ASF Support Letter.

Okay, off to plant some trees!

Have a good day!

Tom

Dear Maui County Planning Commission,

My name is Thomas Marsello.

Ahimsa Sanctuary Farm and Sacred Earth Temple is a pillar of health and community here on Maui. As farm manager for over a year and half, I can attest that this Sanctuary Temple unequivocally deserves a Special Use Permit. I know for a fact they will do nothing but pono things with this permit. I can't begin to describe all the beautiful ceremonies, moments, activities, knowledge, shared love, non-violence, etc. that has happened at this sacred space. This special use permit is going to springboard all of that positivity into the future. Let's be part of the solution to hear and heal this earth. Let us not stand in its way. While Farm Manager at Ahimsa Sanctuary Farm and Sacred Earth Temple I was in charge of many of the daily farm operations. I would take care of and give tours regarding ducks, fish, chickens, sheep, tortoises, nursery, orchard, gardens, food forests, crop fields, biodynamic farming, regenerative agriculture, farmers markets, permaculture, Korean Natural farming, successional cropping, aquaculture, renewable energy, greenhouse, vermiculture, tea harvesting and production, integrated pest management, value added farm products, composting, planting, mulching, chop-and-drop, crop sales, farm-to-table, CSA boxes, tree maintenance and much more. Lew "Blue Mountain" Abrams is an amazing powerful cultivator. I see him as a father figure and he is a literal mountain of light in this community. The acceptance of Dr. Abrams, Sacred Earth and its associated people helped me personally through a very difficult time in my life. I am grateful for that and it allowed me to become a beautiful and healthy young contributing man of Maui. It is a beautiful thing to me that this place can facilitate such healing for others in our community. A special use permit is going to allow for easier cultivation of such healing, celebration and wisdom for many others. I believe that one would only need to participate in the wonderful happenings occurring on this property, in this space, to see that granting the permit for Special Use at Sacred Temple is the right thing to do. As we well know "Ua Mau ke Ea o Ka 'Aina I ka Pono. The life of the land is perpetuated in righteousness.

Thank you sincerely for your time and consideration,

Tom M.

Tara Furukawa - Support Letter for Sacred Earth Assembly Special Permit

From: Tara Furukawa
To: Takayama-Corden, Carolyn
Date: 5/16/2019 1:11 PM
Subject: Support Letter for Sacred Earth Assembly Special Permit
Attachments: Lew Abrams Special Use Permit Ltr.docx

Hi Carolyn, please forward this email to the Planning Commissioners. This is for the Sacred Earth Assembly Special Permit to be heard on May 28. Thanks!

>>> <kstover@maui.net> 5/10/2019 3:39 PM >>>

Hi, Attached is Stover Support Letter for Lew Abrams.

Ken Stover

**Ken & Karen Stover
490 Mikioi Place
Kihei, HI 96753
April 30, 2019**

To: Maui County Planning Commission

Re: SUP2 for Sacred Earth Assembly

ALOHA – Please approve the Special Use Permit for Sacred Earth Assembly's use of the main agricultural workshop building and surrounding land at Ahimsa Sanctuary Farm in Haiku.

We have been full time residents of Maui for 30 years, founding members of Maui Meadows Neighborhood Association, and have been active in many community organizations.

Ken is a computer consultant working as a contractor for Fujitsu for 28 years, servicing most of the stores on the island. He has been the principle musician for Unity Church for over 25 years.

Karen was the PR director for the Maui Research and Technology Park, and has worked in the hospitality industry for 28 years.

We have had the honor to attend many prayer circles and community celebrations and potlucks at the Temple of Peace in Haiku and Ahimsa Sanctuary Farm. We have known Dr. Lew Abrams for these 22 years and have always been impressed with his integrity, leadership and ability to bring people together. He has always been in service to the Maui Ohana helping people in everyway that he can. He is truly a pillar of the community and a man of honor who keeps his word.

Therefore, please grant the Special Use Permit to make this land and facilities available to the Maui Ohana and special guests to our beautiful island, as it is truly a gift to all of us and deserves our full support.

Mahalo,

Karen & Ken Stover

Tara Furukawa - Support Letters - Sacred Earth Assembly Special Permit

From: Tara Furukawa
To: Takayama-Corden, Carolyn
Date: 5/16/2019 1:09 PM
Subject: Support Letters - Sacred Earth Assembly Special Permit
Attachments: img030.pdf; img029.pdf

Hi Carolyn, can you forward this to the Maui Planning Commissioners? It's for the Special Permit for the Sacred Earth Assembly Church.

>>> Lew Abrams <drabrams@mauisacredearth.com> 5/15/2019 9:44 PM >>>

Begin forwarded message:

From: Mary Higgins <enlivenyourspirit@yahoo.com>
Subject: Aloha from Bill and Mary...
Date: May 13, 2019 at 12:24:57 PM HST
To: Lew Abrams <bluemountain@mauisacredearth.com>

Hi Blue Mtn. and family,
we are sending you much love and support and excited for you to get your permit approved soon.

Take care,
Mary and Bill

Mary Higgins
enlivenyourspirit@yahoo.com
[\(808\) 280-9863](tel:(808)280-9863)

May 13, 2019

TO: Maui County Planning Commission:

RE: SUP2 for Sacred Earth Assembly

Please approve the Special Use Permit for Sacred Earth Assembly's use of the main agricultural workshop building and surrounding land at Ahimsa Sanctuary Farm (ASF).

The environment and proposed church building at Ahimsa Sanctuary is truly a blessing for Maui. I offer my whole-hearted support of Sacred Earth Assembly's (SEA) request to offer weekly religious services and special holiday prayer gatherings, potlucks, and rites of passage ceremonies. I also support their plan to host visiting teachers from numerous religious and spiritual lineages. I look forward to participating in SEA's weekly programming once this Special Use Permit is granted.

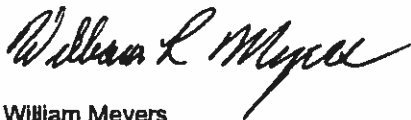
I have known Dr. Lew Abrams for 11 years. I can attest to his deeply committed work, helping many people in our community, and am confident that he will provide heart-felt hospitality and solid leadership for SEA programs at ASF.

The fact that SEA will be located at an organically certified Ahimsa Sanctuary Farm is consistent with its commitment to earth based spirituality. The farm demonstrates natural farming and stewardship to the land on a practical level that supports SEA's mission.

SEA is a well-rounded and professionally run resource for Maui. The building and surrounding land on Ahimsa Sanctuary Farm is ideally suited to provide a safe, spacious, uplifting setting for interfaith worship services.

Please grant the permission necessary for Sacred Earth Assembly to operate to its full potential on this beautiful property.

Sincerely,



William Meyers
Kula Resident

May 13, 2019

RE: SUP2 for Sacred Earth Assembly

TO: Maui County Planning Commission:

Please approve the Special Use Permit for Sacred Earth Assembly's use of the main agricultural workshop building and surrounding land at Ahimsa Sanctuary Farm (ASF).

The environment and proposed church building at Ahimsa Sanctuary is as its name represents true sanctuary where respect for all living things and non-violence towards others to its foundation.

I offer my whole-hearted support of Sacred Earth Assembly's (SEA) request to offer weekly religious services, and special prayer gatherings and potlucks and rites of passage ceremonies. I also support their plan to host visiting teachers from numerous religious and spiritual lineages. I look forward to participating in SEA's weekly programming once this Special Use Permit is granted.

I have known Dr. Lew Abrams and his family for 15 years and can attest to his integrity and sincerity, and am confident that he will provide supportive, quality hospitality, and leadership for SEA programs at ASF.

The fact that SEA will be located at an organically certified Ahimsa Sanctuary Farm is consistent with its commitment to earth-based spirituality. The farm demonstrates natural farming and stewardship on a practical level that supports SEA's mission.

SEA is an important resource for Maui. I believe it is timely to support places of learning and sharing like SEA, and to see it as the gift it is. This model applies especially for our children's' development and understanding as what is sacred and necessary to live a good life. A place to slow down, reflect, give thanks, love the AINA, and enjoy each other.

Ahimsa Sanctuary Farm is ideally suited to provide a safe, spacious, uplifting setting for interfaith worship services.

Please grant the permission necessary for Sacred Earth Assembly to operate to its full potential on this beautiful property.

Sincerely,


Mary Higgins
Kula Resident

Tara Furukawa - Fwd: URGENT Sacred Earth Assembly Object letter for June 25th hearing

From: Tara Furukawa
To: Takayama-Corden, Carolyn
Date: 6/24/2019 7:49 AM
Subject: Fwd: URGENT Sacred Earth Assembly Object letter for June 25th hearing
Attachments: Sacred Earth Letter of Objection to Special Use Permit.pdf

Hi Carolyn, can you please forward this to the Maui Planning Commissioners for tomorrow's hearing on Lew Abrams' Special Permit application? Thanks!

>>> Michelle Drewyer <michelledrewyer@gmail.com> 6/21/2019 3:05 PM >>>

Hi Tara:

I emailed this objection to planning today. Mr. Labat told me that you assisted him in packaging his and getting it added as a third memorandum. Could you assist me?

Thank you,

Michelle Drewyer 280-7126

To: DEPARTMENT OF PLANNING COUNTY OF MAUI
2200 MAIN STREET, SUITE 315
WAILUKU, HAWAII 96793

FROM: MICHELLE L. DREWYER
4495 HANA HIGHWAY
HAIKU, HAWAII 96708

RE: PROPOSED SPECIAL USE PERMIT FOR SACRED EARTH
ASSEMBLY

June 21, 2019

Aloha Director Michele Chouteau McLean,

My name is Michelle Drewyer and I am a neighbor of Lew Abrams. My husband and I purchased our 4.1-acre lot in 2005 from the prior owners of Mr. Abrams property, Jeff and Paula Fagerholm. We had moved from a neighborhood where our home shared a common wall with our neighbors and was extremely noisily. This lot appealed to us as it was designated as agriculture and we craved the peace and tranquility of the country. We enjoyed our property very much, all of our neighbors respected each other and life was good.

CREDIBILITY OF LEW ABRAMS AND LACK OF ABILITY TO FOLLOW EXISTING COUNTY LAWS

After Mr. Abrams purchased the Fagerholm's property, our enjoyment of our property decreased immensely. I am sure you have viewed the exhibits submitted by Mr. Labat. As you can see, Mr. Abrams has conducted concerts, weddings, belly dancing classes, yoga classes, full moon parties, new years eve overnight events, retreats which include over night camping, and the list goes on. All these activities were conducted without permits and in violation of the agriculture zoning. Mr. Abrams testified at the hearing that he had not been collecting money for these activities; I think that the exhibits Mr. Labat provided the commission clearly indicates to the contrary. I have never made a formal complaint, in hopes of working things out neighborly. I am distraught that the fact I tried to work things out with Mr. Abrams without involving the County was used to lead the commission

to believe I did not have complaints. Other neighbors did make formal complaints.

UNREASONABLE NOISE AND SAFETY ISSUES

My lot abuts Hana Highway and the South boundary of Mr. Abrams land. The common private driveway is directly to my East and my bedroom is less than 100 feet from the driveway. I hear and see every car that enters Mr. Abrams property not only once but twice as they leave. The traffic over the years has been extremely heavy for a private country drive. Every time a car enters Mr. Abrams property his 5 dogs commence barking. Every time a car leaves, his dogs again bark. The traffic travels too fast and I've almost been hit several times turning into the drive from Hana Highway and exiting my own driveway onto the shared private drive. The left turn onto our private drive from Hana Highway is extremely dangerous. There is very little advance notice to people traveling East on Hana Highway of cars stopped trying to turn into our private driveway. I start pumping my brakes and singling at the Jaws store to make sure I'm not rear-ended. Traffic moves at about 45 to 55 mph and I have personally observed 4 major accidents at the intersection since 2005.

In addition to the traffic and the dogs, the amplified music, drumming and the general activity are heard at my home, contrary to what Mr. Abrams asserts. I have communicated my concerns over the last decade to Mr. Abrams. To his credit, he did redirect traffic to his temple so that it did not cross directly in front of my lot, and after our meeting following the hearing; he has agreed to move his dogs away from the traffic so that hopefully it will lessen the barking. However, I have been calling Mr. Abrams about the traffic and dogs for a decade and nothing was done. It took a hearing for his special use permit to motivate him. In short, Mr. Abrams does what he wants on his property without regard to the law, or his neighbors. The County's own records reflect this.

LACK OF WATER SUPPLY

Water access and rights on the properties are private. As Mr. Labat points out, any changes to the water usage outside of the existing usage as per our community agreement needs to be reviewed and approved by the association. This has not happened. I am also concerned about siphoning off of water of the fire protection system, which is not metered. I do not

believe that the County has the authority to approve the private water source as a means of providing water to the church.

LACK OF ACCESS FOR FIRE PROTECTION

I'm concerned about potential fire hazards the occupied agriculture building presents. As I said, after the last hearing Mr. Abrams, Mr. Labat and I met to try and work out some kind of an agreement we could all live with. I walked to the temple from my home. I don't think that I could even drive my car down to the temple, let alone be confident a fire truck would be able to access it. The road is more like a trail; it's clay, very narrow and extremely steep. I think that fire should come out and inspect the site and determine how to make it safe. I am aware of the requirement for access for fire, and the access to the temple is not adequate. If a fire started on Mr. Abrams land, with the dry summer conditions, all his neighbors would be in danger. With the admitted use of bon fires, this raises a substantial risk factor

LACK OF JURISDICTION

Mr. Abrams lot is approximately 25 acres. Hawaii Revised Statue 205-6 (d) reads in relevant part as follows:

(d) Special permits for land the area of which is greater than fifteen acres or for lands designated, as important agricultural lands shall be subject to approval by the land use commission. The land use commission may impose additional restrictions as may be necessary or appropriate in granting the approval, including the adherence to representations made by the applicant.

CHAPTER 15

LAND USE COMMISSION RULES §15-15-03 Definitions

"Lot" means a single parcel of land of record in the real property tax records of the county in which the land is located.

Malama MAHA'UI EPU, Intervenor-Appellant v. Land Use Commission, 71 Haw. 332, 790 P.2d 906, cites

HRS § 205-6 (1985) and Hawaii State Land Use Commission (LUC) Rule 15-15-95 require automatic review by the LUC of a special permit granted for a parcel of land greater than 15 acres. The LUC reviews the special permit based upon the record [71 Haw. 335] developed in the planning commission proceeding and upon the memoranda and arguments before the LUC. Pursuant to these provisions, the KPC forwarded the record to the LUC. 2

It would appear clear that the law requires all parcels of land, a lot, that exceeds 15 acres to trigger the automatic review by the LUC. I do not see how one can read this to mean a portion of a 25-acre lot would not trigger the automatic review if it were less than 15 acres. How is one to enforce the boundary line of the church activities? I understand that this is how the planning department is choosing to interpret this section; I do not believe it would hold up under an appeal.

PROBLEMS WITH THE DEPARTMENT OF PLANNING REPORT AND RECOMMENDATION TO THE MAUI PLANNING COMMISSION DATED MAY 28, 2019

WHY ISSUE A SPECIAL USE PERMIT TO A PERSON WHO HAS SHOWN THAT HE DOES NOT FOLLOW THE LAW OR RESTRICTIONS PLACED ON HIS LAND?

5. There are eight closed Requests for Service (RSFS) on file with the Department, and they are in Exhibit 7. Below is a summary of all RFSs files on property:

RFS #12-0002926 was filed on November 26, 2012 for copies of all building and planning permits for the property. Copies were provided and he RFS was closed on December 27, 2012.

RFS #15-0000951 was filed on June 5, 2015 for the advertising of an unpermitted commercial kitchen and live concerts. The issues were investigated and two Notices of Warning were issued. A notice of warning was issued on June 23, 2015 to correct the violation by June 29, 2015. A notice of warning was also issued on June 29, 2015 because the property is within the SMA and an Assessment should have been filed for prior to the event. The deadline to correct the violation was on June 29, 2015. The violation was closed on September 1, 2015.

RFS #15-0001787 was filed on November 2m 2015 for commercial events onsite and construction of a structure, a greenhouse, which was denied a building permit. Through investigation, it was also found that there was an art gallery, live bands, a dance floor, bon fire and numerous signs off of Hana Highway. A notice of violation was issued and the Applicant paid the fines. The RFS was closed out on February 26, 2019. **THE GREENHOUSE STILL STANDS WITHOUT AN APPROVED PERMIT.**

RFS #16-0000147 was filed on February 2, 2016 because there were excessive parties, non-agricultural uses and noise. A party was to be held and the Department was asked to investigate. The Department did not have enough forewarning to investigate and no copies of ads were found. The RS was closed on January 9, 2019. **NOTHING WAS DONE ABOUT THE REPORT OF PARTIES AND NON-AGRICULTURAL USES.**

RFS #16-0000154 was filed on February 3, 2016 because of the noise, traffic and water source that may be associated with a proposed commercial kitchen. The complaint about the water source was not valid, since the water system is private. The request was closed on February 18, 2016. **NOTHING WAS DONE ABOUT THE NOISE AND TRAFFIC.**

RFS #16-0000617 was filed by a building inspector on ay 17, 2016 because there was an expiring after-the-fact building permits application. The structure was being utilized for more than agricultural storage. A violation was issued by the Department of public works, and he fine was eventually paid, and he area that was utilized for art storage was dismantled. The RFS was closed on February 22, 2019.

RFS #!(-0000588 was filed by a building inspector on April 12, 2019 because there was an expired after-the-fact building permit. A site inspection was conducted on November 26, 2018, and it was confirmed that the violation had been removed. The RFS was closed on May 3, 2019.

For years Mr. Abrams has continued to violate the zoning laws of Maui County. In addition to the violations cited above, Mr. Abrams also had an outstanding Notice of Violation with the department of public works issued on March 1 2017. The fines amounted to \$59,500. The department noted the lack of responses to repeated agency comments to Mr. Abrams. It was

not until the fines were reduced to \$1500 that Mr. Abrams paid the fines on December of 2018. Nearly 2 years after the violation report.

THE DESIRED US WILL NOT ADVERSELY AFFECT SURROUNDING PROPERTY

All of Mr. Abrams neighbors have either testified and/or written comments indicating a decade of noise and non-compliance with the agriculture use of his land. His activities have created adverse effects on all of us. I have repeatedly appealed to Mr. Abrams about the noise and traffic his events cause. His past performance indicates his future performance. He has had restrictions on his property and has ignored them. If the Commission grants a special use permit with conditions, he will ignore the conditions. What will our recourse be then when its midnight and the drums are going off? None of the letters in favor of the special permit were from anyone who lives next to him.

THE USE WOULD NOT UNREASONABLY BURDEN PUBLIC AGENCIES TO PROVIDE ROADS AND STREETS, SEWERS, WATER, DRAINAGE AND SCHOOL IMPROVEMENTS, AND POLICE AND FIRE PROTECTION.

Mr. Abrams does not have permission from the water association to use the well for Church purposes. According to **INDIVIDUAL WASTEWATER SYSTEM DESIGN CRITERIA** Indicates an increase of 1000 gallons of water a day related to Church activities. Mr. Abrams has not obtained the associations permission to use the private water system for his church. **NO WATER IS AVAILABLE FOR CHURCH ACTIVATES FROM THE PRIVATE WATER SOURCE.**

With regard to the Fire Protection, notes from the fire department indicate the following:

In regards to the use of existing buildings on the property for church-related activities, our office requests that any existing building being proposed for use for church-related activities be properly permitted and have a proper Certificate of Occupancy related to the intended use. **THIS HAS NOT BEEN DONE.**

Should a building permit or a certificate of occupancy application related to this Special Use be routed to our office for approval, at that time, proper fire

department access, water supply for fire protection, fire and life safety systems, and proper egress shall be evaluated and approved. Our office reserves the right to provide additional comments during the building permit and/or certificate of occupancy process. **THERE IS NO PROPER ACCESS OR WATER SUPPLY FOR FIRE PROTECTION.**

THE OFFICE OF PLANNING STATE OF HAWAII

Suggests that the State Department of Transportation should be consulted given the proposed size and scope of the proposed Church activities to accommodate approximately 100 people at special church services.

As many of Mr. Abrams neighbors have pointed out, it is a very dangerous left hand turn onto a private driveway. A dedicated left turn lane would be needed to ensure the safety of all traveling on Hana Highway.

In conclusion, I have a farm on my property myself and I fully support Mr. Abrams farming activities. I had hoped that a meeting with Mr. Abrams and Mr. Labat could resolve some of our concerns, but it did not. I cannot in view of his past history support his special use permit for a church. I see too much potential abuse of any conditions the commission could place on such a permit. While Mr. Abrams paraded in all his witnesses in favor of the church, I think it's really important to note, none of them live next to Mr. Abrams. None of his neighbors supports the special use permit being granted. I was here before Mr. Abrams. Don't I have a right to enjoy my peaceful enjoyment of my property? Does Mr. Abrams get to trump my rights? While the church is an allowable special use on agriculture land, it's not a right. The commission needs to address many factors when determining whether it is appropriate to grant such a request. I suggest that all the testimony from Mr. Abrams neighbors indicate that it will substantially change the nature of the neighborhood.

I also think there are safety issues, water issues and legal issues that have not been adequately addresses. I had hoped that our meeting with Mr. Abrams would have accomplished more than he move his dogs. I am willing to continue to work with Mr. Abrams regarding possible solutions to these issues, but at this point in time, the issues remain. I ask that the commission deny the permit at this time. If and when Mr. Abrams is able to address the safety, legal, and nuisance issues with his neighbors, this can be revisited.

Should the Commission grant the request, it should only do so with strict conditions. I suggest the following:

1. One year permit.
2. Services 2 days weekly from 10 a.m. until 8 p.m., Max 30 people.
3. No special events or holidays to be determined by Mr. Abrams. (We would be back to the party house we have been dealing with for a decade). Any events other than the weekly events need all surrounding neighbors written approval. No special events for more than 75 people.
4. No amplified music.
5. All services to be conducted inside the temple.
6. Compliance with 205-6(d) of the Hawaii Revised Statutes
7. Obtain water from a source independent from our shared system
8. Comply with Fire access and water for fire control.
9. Be in compliance with all building codes for all buildings on his property and use them as directed.
10. Strict sanctions need to be in place to discourage Mr. Abrams from deviating from the conditions on his permit. His neighbors need a vehicle to protect our peace and enjoyment of our property.
11. Sanctions need to be tied to violations and have an immediate resolution. Sanctions should include steep fines and revocation of his permit.

Again, I urge the Commission to deny the special use permit. The Commission has all the facts to do so. I believe it to be impossible to craft restrictions that will adequately protect his surrounding neighbors. Thank you for your anticipated cooperation. I will be at the hearing if you would like any clarification on anything in this letter.

Sincerely,



Michelle L. Drewyer