

From: [DBEDT LUC](#)
To: [Quinones, Natasha A](#); [Orodenker, Daniel E](#); [Derrickson, Scott A](#)
Subject: FW: [EXTERNAL] IAL
Date: Thursday, May 20, 2021 6:22:10 AM
Attachments: [3-9-17 WAA Meeting Recap.pdf](#)

From: Linda Baptiste <baptiste.linda@gmail.com>
Sent: Wednesday, May 19, 2021 12:42 PM
To: DBEDT LUC <dbedt.luc.web@hawaii.gov>; Rblangiardi@honolulu.gov; Andrew Malahoff Andrew Malahoff - Chief Of Staff/ Administrative <amalahoff@honolulu.gov>; mformby@honolulu.gov
Subject: [EXTERNAL] IAL

Linda R. Baptiste
41-849 Kakaina Street
Waimanalo, Hawaii 96795

May 17, 2021

Mr. Daniel E. Orodenker
Executive Officer
Land Use Commission
P. O. Box 2359
Honolulu, Hawaii 97804-2359

Email: dbedt.luc.web@hawaii.gov

Subject: C&C of Honolulu - Important Agricultural Lands (IAL) Designation

RE: 4-1-025-006 & 4-1-025- 007 (My Property)

Dear Mr. Orodenker:

I am opposed to the planned IAL program which will adversely affect my property, and respectfully request that my property be excused and excluded. I am "opting out" from any IAL designation. This option was denied me because the City and County (C&C) lacked transparency and proper property owner notification. Certified Return Receipt letters at the onset to all owners should have been the very minimum.

This is a followup to my letter dated April 25, 2021.

It has become even more apparent since your zoom hearings in April 2021, that the notification to owners was incomplete, insufficient, confusing and poorly executed.

Not only was I never informed or notified about the IAL, but in checking with many of my neighbors, most of them had no knowledge of this IAL designation or that their properties were affected. The number of uninformed, misled or misinformed property owners is disturbing and shameful in light of the fact the City and County is representing that they complied with procedures.

Overwhelming evidence exposes that proper notification to owners was not complied with. If the City and County is representing that they complied with procedures, the procedures were flawed, incomplete and insufficient to keep the property owners informed. The lack of transparency and non-disclosure from the City and County opens many legal questions at the very minimum. City and County owes an explanation of when this IAL morphed from optional to mandatory!

Additionally, my neighbors that had "some Idea" about the IAL did not believe that it affected them. Neighbors who were members Waimanalo Agricultural Association (WAA) were led to believe that this was an optional designation and that there was a choice as to whether one wanted to participate. I am attaching documentation from the WAA dated 3/9/17, indicating that this was an optional program. Please refer to attachment stating that the option to OPT out was available.

I was not a member of WAA in March 2017, so I was not privy to this information. As I stated in my last letter:
"I was NEVER informed of this IAL Designation affecting my property. Had I been informed, my husband and I would have immediately formally objected to this change and taken all legal measures to protect our property from this."

I did attend a WAA meeting on Thursday, May 13, 2021, where the IAL was discussed. I was appalled that most of my neighbors and friends had no idea that their properties were involved with the IAL designation. The lack of transparency and full disclosure, the fact that the C&C has not completed the "incentives" and other obligations is all the more compelling that this is flawed on multiple levels.

Full disclosure to the affected owners in this matter is non-existent. I believe that full disclosure isn't possible because all incentives from the county have not been met or completed.

Again, I will state, because I have not been informed properly and in a timely manner from any governmental entity, I firmly believe that my due process under the law has been denied.

I am officially requesting that my property indicated above be excluded and exempt from the IAL and I be allowed to OPT out.

In my opinion, this IAL designation is poorly planned, incomplete and regarding owner notification poorly executed. It appears to encompass a broad sweep, poorly thought out, and adversely affecting many law-abiding landowners. There is a serious problem in that there are so many landowners indicating that they also were not or have not been informed of this.

Thank you in advance for your time and consideration of these issues.

Sincerely,

Linda Baptiste

Linda R. Baptiste
Phone 808 259-9648