

Aloha,

My name is Wendy Hee, Vice President of Blue Ivory Hawaii Corp. (Blue Ivory). 2 months ago a lawyer emailed us about “Important Agricultural Lands (IAL) and the proposed designation of a parcel we had just purchased less than a year earlier. Our awareness of this issue was accidental: we had not received official written notice.

I called the State Land Use Commission (LUC) and was told a hearing would be scheduled. But because Blue Ivory never received prior notices, I wrote a letter on March 4 to make sure our objection was on record.

We would also like to go on record to say that the process for the LUC to make this designation is unclear. We were informed that this is a modified “rulemaking” process that may not be proper in comparison to the typical petition that affects a private landowner’s property uses.

LAND USE COMMISSION
NOTIFICATION OF LAND USE COMMISSION MEETING

April 28, 2021 & April 29, 2021 at 9:00 a.m.

via **Zoom Webinar Virtual Meeting** (to register, see below)

Considering the evolving COVID-19 situation, protecting the health and welfare of the community is of utmost concern. Pursuant to Exhibit F of the Governor's Seventeenth Proclamation Related to the COVID-19 Emergency, the Commission will hold meetings remotely by interactive conference technology, with Commission members, Staff and Applicants participating simultaneously online. Individuals and members of the public can view and listen to these live, online meetings by registering and using the links below. A registration e-mail will follow thereafter with a link to the day's meeting.

A G E N D A

April 28, 2021 – 9:00 a.m.

Click to register for this Zoom meeting:

https://us02web.zoom.us/webinar/register/WN_u3GuTHXjQZ6NBFMt3a-27A

I. CALL TO ORDER

II. ADOPTION OF MINUTES

April 14-15, 2021 Minutes

III. TENTATIVE MEETING SCHEDULE

IV. ACTION

A07-772 A&B PROPERTIES, INC. (Maui)

Consider Motion for Order to Extend Time in Docket No. A07-772 in which the Commission granted the reclassification of approximately 94.352 acres of land from the Agricultural District to the Urban District at Waiakoa, Maui, for single- and multi-family residential units, and commercial services at TMK Nos. 3-8-04: por. 2, por. 22, and por. 30.

V. ACTION

**CONFORMANCE OF C & C OF HONOLULU IMPORTANT AGRICULTURAL LANDS (IAL)
RECOMMENDATION TO APPLICABLE STATUTORY AND PROCEDURAL REQUIREMENTS**

To consider whether the City and County of Honolulu recommendations for the designation of Important Agricultural Lands on the Island of Oahu complies with the requirements of Sections 205-47, 205-48 and 205-49 Hawaii Revised Statutes and whether the proper procedural, legal, statutory and public notice requirements were met in developing the recommendations. The lands recommended for designation are listed in Appendix H of the C&C's IAL petition which, along with meeting materials, are available for public review in advance of the meeting at: <https://luc.hawaii.gov/city-county-ial/>

The Commission will not be considering or determining at this meeting the legal rights, duties, or privileges of specific landowners or issues relating to particular properties.

VI. RECESS/ADJOURNMENT

A G E N D A

April 29, 2021 – 9:00 a.m.

Click to register for this Zoom meeting:

https://us02web.zoom.us/webinar/register/WN_7B5qmx9WTBu5zbNdaC6xhQ

VII. CALL TO ORDER

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| VIII. | CONTINUED ACTION
CONFORMANCE OF C & C OF HONOLULU IMPORTANT AGRICULTURAL LANDS (IAL)
RECOMMENDATION TO APPLICABLE STATUTORY AND PROCEDURAL REQUIREMENTS |
| IX. | ADJOURNMENT |

Executive Session. During the scheduled meetings, the Commission may elect to consult with its legal counsel in executive session pursuant to HRS § 92-5.

Protocol for Testifying before the LUC. Interested persons can submit written testimony that will be distributed to Commissioners/Board Members prior to the meeting. Written testimony must be submitted no later than 24 hours before the meeting to ensure time for Commissioners to review it. Submit written testimony to: dbedt.luc.web@hawaii.gov. The mailing address for the Land Use Commission is P.O. Box 2359, Honolulu, Hawaii, 96814-2359. Mailed-in testimony must be received no later than 24-hours prior to the meeting to ensure review. All written testimony will be acknowledged at the meeting.

To provide live oral/video testimony during the online meeting, you must register in advance—with your name, email address, and the agenda item you would like to testify on during the meeting—using the following URL links:

Wednesday April 28, 2021

https://us02web.zoom.us/webinar/register/WN_u3GuTHXjQZ6NBFMt3a-27A

Thursday April 29, 2021

https://us02web.zoom.us/webinar/register/WN_7B5qmx9WTBu5zbNdaC6xhQ

Once your request has been received, you will receive a Zoom link via which to attend the meeting. You will need a computer with internet access, video camera and microphone to participate.¹ If you require access by phone only, please indicate that in your email request. Public testimony will be taken when each agenda item is discussed.

Testifiers will be called on by the Chair to offer testimony. The Chair will call you name and enable you to join the on-screen panel. The Chair will unmute your microphone and turn on your video. When it is your turn to speak, you will be given full access to the meeting.

When testifying, please state your first and last name for the record. If you are testifying on behalf of an organization, please include the name of the organization as well. Testimony will be limited to a maximum of three (3) minutes per person, per item. You will be given notice when 30 seconds remain. If you continue to testify beyond your allotted time, the Chair will kindly ask you to complete your testimony. If you have submitted written testimony and have also signed up to deliver it orally, the Chair will ask you to kindly summarize your points. When you have finished testifying, please wait to see if the parties or Commissioners may have follow-up questions. If not, the Chair will return you to the audience side of the Zoom meeting. Staff will be monitoring people joining by video and will do their best to take each person in an orderly fashion. Please be patient as we continue to navigate this new platform.

Meeting Materials. Some materials for the agenda items may be available on the Land Use Commission's website prior to the Commission's meeting, available here: <http://luc.hawaii.gov>.

¹Please note that persons who require an auxiliary aid, service, or an accommodation due to a disability should call (808) 587-3822 no later than 12:00 noon, 2 business days before the date of the meeting.