

Exhibit "10"

Resume of Matthew M. Slepín

Matthew M. Slepín

73 Lokelau Place
Haiku, Hawaii 96708
Phone: 808-298-5816
Email: thefiendish@gmail.com

EDUCATION

1997-2002 M.A., ABD (Religion), Northwestern University
1989-1993 B.A. with Honors (English), Florida State University
Phi Beta Kappa, National Merit Award
1971-1989 Alfred B. Maclay Jr. Day School

EXPERIENCE

Present **Senior Planner, Chris Hart & Partners, Inc., Wailuku, Hawaii**
Senior Planner in charge of short-range and development permitting, managing associate planner's workload and assignment.

2004-2006 **Land Use Planner, Munekiyo & Hiraga, Inc., Wailuku, Hawaii**
Land Use and Environmental Planning consultant engaged in community planning, regulatory permitting, and Environmental Assessment preparation.

1998-2002 **Adjunct Professor & Doctoral Candidate, Northwestern University, Evanston, Illinois**
Initiated independent research and communicated new, scholarly work through print and lecture. Designed coursework to effectively communicate complex ideas. Edited and evaluated the work of students.

1999-2001 **Teaching Aide, Center for Talent Development, Evanston, Illinois**
Worked with senior instructors in this nationally recognized academic program for gifted students from the elementary to high school levels.

1994-1996 **Manager, Explore Booksellers, Aspen, Colorado**
Responsible for hiring and training employees, scheduling work shifts, general customer relations and trouble-shooting. Acted as liaison between owner and staff. Previously Head of Receiving Department in charge of computer protocols for shipments of merchandise. Produced technical manual on computer operations for receiving.

SALARY EXPECTATIONS

\$60,000 per annum with benefits

PERSONAL REFERENCES

Mr. James Haynes
Dr. Ronald Kwon
Ms. Cordelia MacLaughlin

808-572-9482
808-878-1781
808-879-6657

Exhibit "11"

Resume of Stacy A. Otomo



CONSULTING CIVIL ENGINEERS
308 SOUTH HIGH STREET, SUITE 102
WAILUKU, MAUI, HAWAII 96793
PHONE: (808) 242-0032
FAX: (808) 242-8779

**STATEMENT OF QUALIFICATIONS
for
Professional Consulting Civil Engineering Services**

The following information and statement of qualifications will provide an overview of Otomo Engineering, Inc. and the engineering capabilities and services that we are able to provide.

BACKGROUND

Otomo Engineering, Inc. (OEI) was incorporated on September 19, 1991. OEI is a Hawaii corporation licensed to provide civil engineering services in the State of Hawaii.

OEI has been in business for 13 years. Over the last three years, our average number of employees were 3 full-time and consultants were hired on a regular basis for CAD drafting and surveying services.

RESUME OF PRINCIPAL

Principal: Stacy A. Otomo

Degree(s): B.S. Civil Engineering, 1977 - University of Hawaii
M.S. Civil Engineering, 1979 - University of Hawaii

Registration: No. 5115 - Civil Engineer, 1981

PROFESSIONAL AFFILIATIONS

Hawaii Society of Professional Engineers, Maui Chapter
(past President; past State Director)

Maui County Urban Design Review Board (past Member)

Kaanapali Golf Estates (Member New Construction Committee)

Wailuku Country Estates (Member Design Review Committee)

COMMUNITY AFFILIATIONS

Boy Scouts of America - Maui County Council
(Past Eagle Scout Review Board, Central District Advancement Chairman)
(Past Scout-O-Rama Steering Committee)

Boy Scouts - Troop 68
(Past Committee Member and Liaison to Wailuku Elementary School and Committee Chairman)

EXHIBIT "11"

Puuomalei Waterline Replacement
Makawao, Maui

305 S. High Street Office Building
Wailuku, Maui

Pohakulepo Recycling Partnership
Wailuku, Maui

The Villas at Ka'ono'ulu
Kihei, Maui

War Memorial Football Field Renovations
Wailuku, Maui

CLIENT REFERENCES

Mr. Milton Arakawa, Deputy Director
Department of Public Works and Environmental Management
County of Maui
(808) 243-7845

Mr. Ron Munoz
AMORE Corp.
(808) 669-4415

Mr. Doyle Betsill, President
Betsill Brothers Construction, Inc.
(808) 879-5375

Mr. Greg Bayless, AIA
Farrington-Bayless Architects
(808) 244-6777

Mr. Bruce Lee, President
Newcomer-Lee Land Surveyors, Inc.
(808) 244-8889

AWARDS/ACCOMPLISHMENTS

1992 Maui Chapter/HSPE Engineer of the Year
1992 Who's Who in the West
1989 State HSPE Young Engineer of the Year
1989 Maui Chapter/HSPE Engineer of the Year
1988 Maui Chapter/HSPE Young Engineer of the Year
1987 Outstanding Young Men of America
1986 Maui Chapter/HSPE Young Engineer of the Year

Iao Intermediate School Band Boosters
(Past Member and Past co-President)

Maui United Way
(Past Board of Directors)

Wailuku Elementary School PTA
(Past Board of Directors)

Cub Scouts-Pack 68
(Den Leader for Bear Den)

EXPERIENCE AND PAST PROJECTS

September, 1991 to Present:
President/Principal Engineer
Otomo Engineering, Inc.

May, 1988 to December, 1991:
Projects Manager
Warren S. Unemori Engineering, Inc.

March, 1985 to April, 1988:
Chief Engineer
Richard M. Sato & Associates, Inc.

November, 1979 to February, 1985:
Senior Design Engineer
Warren S. Unemori Engineering, Inc.

June, 1979 to November, 1979:
Junior Engineer
R. M. Towill Corporation

The following is a list of notable projects which were prepared by me or under my direct supervision.

Route 3100 - South Kihei Road Drainage Improvements
Kihei, Maui

Kihei Drainage Master Plan
Kihei, Maui

South Kihei Road Improvements-Phase III
Kihei, Hawaii

Exhibit "12"

Resume of Phillip J. Rowell

PHILLIP J. ROWELL, P.E.

Principal, Phillip Rowell and Associates

EDUCATION	BS, Civil Engineering, 1971, Clemson University MS, Civil Engineering (Transportation & Traffic Engineering), 1972, Clemson University
REGISTRATION	Professional Civil Engineer in California (1975) & Hawaii (1989)
EXPERIENCE RECORD	
1995 to Present	Phillip Rowell and Associates , Honolulu, Hawaii Principal of consulting firm specializing in transportation planning and traffic engineering projects in Hawaii and California. A list of current and recently completed projects is attached to this resume.
1995	Parsons Engineering Science, Inc. , Honolulu, Hawai'i Senior Traffic Engineer - Responsibilities included business development in the areas of traffic engineering and transportation planning and coordination of traffic studies with other disciplines and offices. Manager of traffic engineering projects conducted by the Honolulu office, including traffic studies for: <ul style="list-style-type: none">• Hawai'i Convention Center 2005 Traffic Analysis• University of Hawai'i at Hilo, West Hawai'i Campus• Walmart Traffic Impact Study, Waiakae, Hilo, Hawaii
1989 to 1995	Barton-Aschman Associates, Inc. , Honolulu, Hawai'i Principal Associate - Manager of the Honolulu office and project director for all projects conducted in that office. Major projects performed in Hawai'i included <i>Castle Junction Interchange Study, Oahu</i> ; <i>Traffic & Parking Studies for Honolulu International Airport</i> ; <i>Aloha Tower Traffic Study, Honolulu</i> . Served as Project Manager on the following representative projects: <ul style="list-style-type: none">• Pacific Nations Traffic Study, Honolulu• City Hall Annex and Police HQ Traffic Study, Honolulu• Lanikai Shopping Center Traffic Study, Kona• Kona Coast Resort TIS and Ali'i Drive Design, Kona• Lanikai Mauka, Kona• Wheeler and Schoefield Military Housing TIS, Wahiawa• Aloha Tower Traffic Impact Studies, Honolulu• Traffic and Parking Studies for Honolulu International Airport• Traffic and Parking Study for Guam International Airport Expansion• Construction Traffic Management Plan for Honolulu International Airport
1984 to 1989	Barton-Aschman Associates, Inc. , Pasadena, CA Senior Associate - Performed traffic impact and parking studies in California, Hawai'i, Arizona, and Nevada. Representative projects include: <ul style="list-style-type: none">• General Telephone Co. HQ Traffic Study, Thousand Oaks, CA• Citywide Traffic Impact Mitigation Fee Study, Carlsbad, CA• Ave. R/Ave. S Corridor Study, Palmdale, CA• HUSITE Transportation Planning Study, Las Vegas, NV• CBD Redevelopment Transportation Study, Las Vegas, NV• Harbor Gateway Transportation Study, Los Angeles, CA• West Hollywood City-wide Parking Study, West Hollywood, CA• Hollywood Parking Study, Los Angeles, CA• Tucson Mall/Tucson Place Traffic Study, Tucson, AZ
1982 to 1984	Department of Transportation , Beverly Hills, CA City Traffic Engineer and Assistant Director of Transportation - Beverly Hills, CA - Responsibilities included the day-to-day operations of the engineering and parking sections of the DOT; review of all traffic impact studies submitted to the City; installation and maintenance of traffic signals; independently conducting traffic studies for City projects; and implementation of the City's street and alley lighting program, public shuttle bus programs, and Street Master Plan.
1980 to 1982	Wilbur Smith and Associates , Kuala Lumpur, Malaysia & Hong Kong Project Design Engineer - Conducted traffic studies and prepared preliminary geometric plans for 11 interchanges along the Jitra-Butterworth Toll Road in Malaysia. Subsequently prepared final plans for the interchanges. In Hong Kong, prepared plans for a new interchange connecting mainland China with Hong Kong.

- 1978 to 1980 **Wilbur Smith and Associates**, Lexington, Kentucky
Project Design Engineer - Prepared plans and specs for the following:
- Main Street Interchange, Lexington, KY
 - Edgewood Boulevard, Lansing, MI
 - I-40/I-640 Interchange, Knoxville, TN
 - Kenwood Subdivision, Lexington, KY
- 1974 to 1978 **Wilbur Smith and Associate**, Los Angeles, CA
Senior Transportation Planner - Major projects worked on were:
- Walt Disney World Transportation Study, Orlando, Florida
 - City-Wide Circulation Study, Santa Maria, California
 - San Gabriel Valley Transit Study for SCRTD, Los Angeles, CA
 - West Los Angeles Transit Study for SCRTD, Los Angeles, CA
- 1974 to 1974 **Wilbur Smith and Associates**, Columbia, SC
Design Engineer - Representative projects include:
- South Mountain Retirement Resort, Burke County, NC
 - Waccamaw Plantation, Waccamaw, SC
 - Monroe Downtown Redevelopment Project, Monroe, NC
 - Seaboard Park Redevelopment Project, Columbia, SC
- 1971 to 1972 **Civil Engineering Department**, Clemson University, Clemson, SC
Graduate Teaching Assistant - Graduate teaching assistant in the Civil Engineering Department. Classes included transportation planning and traffic engineering.

REFERENCES

Mr. Phil Russell
Graham Murata Russell
345 Queen Street, Suite 400
Honolulu, HI 96813
(808) 524-5151

Mr. Richard Sato
Sato & Associates, Inc.
2046 S. King Street
Honolulu, Hawaii 96826
(808) 955-4441

Mr. Robert J. Gries, P.E.
National Oceanographic and Atmospheric Administration
National Marine Fisheries Service Honolulu Laboratory
2570 Dole Street
Honolulu, Hawaii 96822-2396
Phone: 973-2938

Mr. Chris Hart
Chris Hart & Partners
1955 Main Street, Suite 200
Wailuku, Maui, Hawaii 96793
808-242-1955

Mr. Terry Dunlap
Maryl Group, Inc.
P.O. Box 1928
Kailua-Kona, HI 96745-1928
(808) 324-5109

Mr. Mike Polovcin
Operations Manager
Hawaii Convention Center
1801 Kalakaua Avenue
Honolulu, Hawaii 96815
Phone: 943-3527

Mr. WII Chee
WII Chee Planning, Inc.
HMSA Center
1400 Rycroft Street, Suite 928
Honolulu, Hawaii 96814
(808) 966-6088

Mr. Mike Munekiyo
Munekiyo & Hiraga, Inc.
305 High Street, Suite 104
Wailuku, Maui, Hawaii
808-244-2015

REPRESENTATIVE RECENTLY COMPLETED AND CURRENT PROJECTS

Project	Completion Date	Concept Design	Traffic Impact Analysis	Parking Analysis	Access & Egress Control	Traffic Control	Traffic & Pedestrian Safety
Koko Marina Parking Lot Improvements	1999	*	*	*	*	*	*
Koko Marina Shopping Center Traffic and Parking Study	1997	*	*	*	*	*	*
Kihel Community Center and Pool Complex	1997	*	*	*	*	*	*
Puunene Avenue-Mokulele Highway Widening	1999	*	*	*	*	*	*
UH West Hawaii Campus	1999	*	*	*	*	*	*
Genesis Senior Housing Project	1999	*	*	*	*	*	*
Oahu Commercial Harbors 2020 Master Plan	1999	*	*	*	*	*	*
Flynn Learner Warehouse TIAR	1996	*	*	*	*	*	*
Kihel Marine Center	1996	*	*	*	*	*	*
Kihel Triangle	1997	*	*	*	*	*	*
Makaha Valley Retirement Community	1998	*	*	*	*	*	*
Princeville Airport Master Plan	1997	*	*	*	*	*	*
Hawaiian Airlines Drive Thru Check In	1997	*	*	*	*	*	*
Halewa McDonald's Drive Thru	1997	*	*	*	*	*	*
Salt Lake Shopping Center McDonald's Drive Thru Analysis	1999	*	*	*	*	*	*
Waimea Center McDonald's Traffic and Parking	1999	*	*	*	*	*	*
GIAT Signal Warrant Analysis	1996	*	*	*	*	*	*
Maui Marriott Due Diligence Study	1998	*	*	*	*	*	*
USPO Redevelopment, Honolulu	1998	*	*	*	*	*	*
NMFS Honolulu Laboratory Renewal	1998	*	*	*	*	*	*
Pico-Union Neighborhood Traffic Protection Plan	1999	*	*	*	*	*	*
ADA Convention Transportation Management Plan	1999	*	*	*	*	*	*
Atkinson Drive-Kahakai Drive Improvements	1999	*	*	*	*	*	*
Puunene Airfield Traffic Impact Study	1999	*	*	*	*	*	*
Lions Clubs International Convention Transportation Management Plan	2000	*	*	*	*	*	*
FHB International Auto Show Transportation Management Plan	2000 - 2004	*	*	*	*	*	*
McKena Resort Master Plan Traffic Study	2004	*	*	*	*	*	*
No. 1 Capital District Building Traffic Impact Analysis	2000	*	*	*	*	*	*
Wailea Beach Villas Traffic Impact Analysis	2000	*	*	*	*	*	*
Mokulele Highway-Piilani Highway Roundabout Analysis	2000	*	*	*	*	*	*
Waipuli Estates Traffic Impact Analysis	2002	*	*	*	*	*	*
China - U.S. Center Traffic Impact Analysis	2001	*	*	*	*	*	*
800 Nuuanu Traffic Impact Analysis	2004	*	*	*	*	*	*
Dairy Road Retail Center Traffic Impact Analysis	2001	*	*	*	*	*	*
North Shore Village Traffic Impact Analysis	2001	*	*	*	*	*	*
Costco Expansion, Kahului, Maui	Current	*	*	*	*	*	*
Dairy Road Traffic Signal Coordination Project	Current	*	*	*	*	*	*
Maui Business Park Phase 2	Current	*	*	*	*	*	*
USDA Pacific Basin Agricultural Research Center	2001	*	*	*	*	*	*
Kamehameha School, Maui, Traffic Impact Study	2003	*	*	*	*	*	*
American Saving Bank Commercial Center, Kahului, Maui	2004	*	*	*	*	*	*
Paia Town Center	2004	*	*	*	*	*	*

Exhibit "13"

Resume of Lisa Rotunno-Hazuka

***Ms. Lisa J. Rotunno-Hazuka
16. S. Market St. Ste. G
Wailuku, HI 96793
(808) 244-2012 Fax. (808) 244-9592***

Education

Texas A & M University (BA) 1985

Professional History

1985-87	Archaeologist for Texas A & M University at Fort Hood.
1987-88	Archaeologist for Peak and Associates in Northern California.
1987-89	Archaeologist for Bob Carr in Miami, Florida.
1989-91	Research Assistant III/Supervisor for Bishop Museum
1991-Present	Consulting Archaeologist/Owner for Archaeological Services Hawaii, LLC.
1998- 2007	Appointed to the Cultural Resources Commission

Client List

1. A & B Properties- Mr. Hideo Kawahara and Mr. Chubby Vicens
2. Aina Excavation- Mr. Joe Santos
3. Ameron International- Mr. Eric Yoshizowa
4. Chris Hart & Partners- Mr. Chris Hart
5. Dowling Company, Inc.- Mr. Everett Dowling, Mr. Don Fujimoto
6. Frampton & Ward, LLC- Mr. Bill Frampton
7. Goodfellow Brothers, Inc.- Mr. Ray Skelton
8. Hawaiian Cement- Mr. Bill Horneman
9. Mancini, Welch, & Geiger, LLP- Mr. Paul Mancini
10. Maui Electric Company- Mr. Greg Kauhi
11. Maui Lani Partners- Ms. Lejane Paci
12. Munekiyo & Hiraga- Ms. Gwen Ohashi-Hiraga
13. Rojac Construction -- Mr. Ron Jacintho
14. Sandwich Isle Communications/Kuiwalu- Ms. Dawn Chang
15. Schuler Homes- Mr. Bill Schroeder
16. Unemori Engineering- Mr. Reed Ariyoshi

Exhibit "14"

Resume of John S. Vuich



Consultants, Inc.

JOHN S. VUICH
President & CEO

STATEMENT OF QUALIFICATIONS:

M. S. Geological Engineering, University of Arizona
B. S. Geological Engineering, University of Arizona
Registered Geologist (California)
Registered Environmental Assessor (California)
Certified Environmental Manager (Nevada)

AREAS OF EXPERTISE

ENVIRONMENTAL

- ▼ Site Assessments, Phase I, II, III Investigations
- ▼ Underground Storage Tank Closure
- ▼ Asbestos Inspection and Monitoring, Management Planning, and Abatement Project Design and Removal
- ▼ Lead-Containing Paint Surveys and Inspections, and Disturbance Design and Removal
- ▼ Site Characterization for Remedial Investigations
- ▼ Facility Operation Compliance Audits-ISO 14000 Audits
- ▼ Soils/Groundwater Remediation
- ▼ Hazardous Waste Management
- ▼ Risk Assessment Investigations
- ▼ RCRA Compliance and Closure Projects
- ▼ Expert Witness/Litigation Support
- ▼ Industrial Hygiene Qualified/Competent Person
- ▼ Mold/Fungi Sampling, Remediation and Abatement Design and Removal

GEOLOGICAL

- ▼ Hydrogeology
- ▼ Geologic Hazards Analysis
- ▼ Landuse Planning
- ▼ Subsurface Excavations and Drilling Investigations and Sampling

MANAGEMENT

- ▼ Program Director - Project Management
- ▼ Client - Agency Liaison
- ▼ Field Supervision - Administrative Supervisor

EXHIBIT "14"

Rev. 6/03

Maui (Main) Office: 1498 Lower Main Street, Suite C, Wailuku, Maui, Hawaii 96793 • (808) 249-2777 Phone (808) 249-2778 Fax
Oahu Office: Hanua Industrial Complex, 91-110 Hanua Street, Unit 317, Kapolei, Oahu, Hawaii 96707
(808) 682-1611 Phone • (808) 682-1616 Fax • Inter-Island: (800) 572-1165 • www.vuichenvironmental.com

RELEVANT EXPERIENCE

Owner-President • Vuich Environmental Consultants, Inc.

Wailuku, Maui, and Honolulu, Oahu • (March, 1994 - Present)

Consulting services and project management for Abatement / Remediation Projects property transfers, sampling and site characterization plans, hazardous and toxic waste management, underground storage tanks, regulatory compliance, landfill sites, site remediation and closure plans, permit applications, litigation support, feasibility planning and contingency and emergency response plans.

Director • CEO Haztech Enviro-Systems

Tucson, AZ • July 1988 - February 1994)

Founder of professional environmental engineering and geological consulting firm. Services included site assessments, site contamination characterizations, facility audits, RCRA closure investigations and hazardous/regulated waste management, remediation projects, and asbestos surveys. Prepared regulatory documentation and permitting for Federal, State and local regulatory agencies on all projects. Supervised professional, technical, sales and administrative/clerical staff.

Project Engineer • Hazchem Environmental Services

Tucson, AZ • March 1987 - June 1988

Performed and supervised RCRA remedial projects and waste management projects.

Independent Consultant Geologist

Laguna Hills, CA and Tucson, AZ • 1982 - 1987

Conducted geological investigations in western United States and Mexico. Performed geochemical sampling and geologic mapping. Prepared technical reports for clients and regulatory agencies.

Environmental/Geotechnical Section Supervisor • TRW: Systems Engineering

Redondo Beach, CA • 1978 - 1981

Directed environmental project management for Department of Defense and Department of Energy related projects in Western U.S. Project, including site selection, planning and environmental impact statements. Supervised staff consisting of geologists and environmental scientists.

Assistant Geologist • Arizona Geological Survey

Tucson, AZ • 1972-1978

Participated in environmental impact studies, geologic hazards analysis, landuse planning. Author of several landuse planning technical publications.

Project Geologist and Staff Geologist • Various Geological Consulting & Mining Companies

Southwestern United States • 1968-1972

Performed geochemical sampling, subsurface investigations including drilling, mineral property valuation and geologic mapping. Prepared geologic reports and maps.

OTHER CERTIFICATIONS, TRAINING AND SECURITY CLEARANCES

- ▼ Asbestos & Demolition Contractor (C-19, C-24) **HI LIC #21212**
- ▼ Certified Hazardous Materials First Responder, FEMA and Arizona Division of Emergency Services.
- ▼ OSHA Hazmat Worker and Supervisor
- ▼ Accredited Asbestos Building Inspector, Asbestos Contractor/Supervisor, Project Monitor, and Asbestos Abatement Project Designer.
- ▼ Accredited Lead Inspector and Lead Contractor Supervisor
- ▼ Continuing Education in Hazardous Materials Management, Environmental Studies and Environmental Regulations: 628 Classroom Hours since 1987 - Arizona State University, Tempe, AZ, Pima Community College, Tucson, AZ., & The Environmental Training Center Tucson, AZ.
- ▼ Security Clearance: Department of Defense, **TOP SECRET** (1980)
- ▼ Licensed Private Pilot - 1400 Hours, Single Engine, Land

Exhibit "15"

Written Testimony of Richard H. Sudheimer

WRITTEN TESTIMONY OF RICHARD H. SUDHEIMER

My name is Richard H. Sudheimer. I am the designated representative for Emmanuel Lutheran Church of Maui ("Emmanuel Lutheran"), the Petitioner in Docket No. A07-773, and the fee simple owner of the subject property situated in Wailuku, Maui, Hawaii, identified by Tax Map Key No. (2) 3-5-002:011. I have been a member of Emmanuel Lutheran since 1990.

The property that forms the subject matter of the instant proceedings consists of approximately 25.263 acres and is currently designated in the State Land Use Agricultural District ("Petition Area").

If Petitioner is successful in obtaining the necessary land entitlements, including the requested district boundary amendment, Petitioner intends to develop the Petition Area into a new campus for a church and school ("Project"). Approximately 52,000 square feet of structures are planned for the new campus, which will include a pre-school building, eighteen (18) classrooms for grades K through 8, a multi-purpose complex, and other buildings accessory to school functions.

At full buildout, the new school will be able to accommodate approximately 450 students. The Project will also include a 450-seat sanctuary for religious services and school-related functions. The Project is very much needed as the Petitioner's current campus in Kahului is operating on a constrained campus of 1.3 acres, which has resulted in a limited student enrollment (38 students in pre-K and 175 students in grades K through 8). For approximately 40 years, Petitioner has provided the Maui community with religious services, with Christian educational opportunities since 1972, and Petitioner is anxious to be able to have an opportunity

to continue to provide the Maui community with an expanded opportunity for Christian educational opportunities which it will be able to provide through its new campus.

As illustrated by Figure 4 and Appendix A of Petitioner's Exhibit "6", the new campus involves a low-density village concept and will include substantial areas of green, open space which will provide students with a natural and relaxed atmosphere and expanded facilities to maximize their learning potential.

The Project is anticipated to proceed in three (3) phases. Phase 1 of the Project will include construction of necessary infrastructure, a pre-school building, 12 regular classrooms, and a multi-purpose complex for art, music, and athletics.

Phase 1A will include an administrative building and another building to accommodate a library, computer lab, and science room.

Phase 2 of the Project will include the 450-seat sanctuary and additional regular classrooms.

Each phase of the Project will take approximately 13 months to complete. The estimated cost for the Project is \$20,000,000.

As reflected on Exhibit "8", Petitioner's financial balance sheet as of December 31, 2006, reflects total assets of \$4,676,518.00. As expected with any non-profit organization such as Emmanuel Lutheran, Petitioner will be required to finance the Project in a variety of ways. In September of 2006, the Voters Assembly of Emmanuel Lutheran Church, which is the church's governing body, approved a resolution to seek a legislative bill to request up to \$20,000,000.00 in State of Hawaii Private School Bonds. It was anticipated that the legislative bill would be forwarded to the State Senate and House of Representatives in the fall of 2006, however, due to a miscommunication, the area's State senator and representative did not

submit the bill. Petitioner, however, intends to vigorously seek submittal and passage of this legislative bill in the upcoming legislative session.

Petitioner has also commenced a capital campaign fund-raiser to help fund the Project. The plan is for a three-year pledge paid monthly by the church and school families. The fund-raiser will also include grant requests for education-oriented foundations. A separate business solicitation will be prepared and sent to the appropriate Hawaii businesses.

Petitioner estimates the following amount of funds for the first three years of the capital campaign fund-raiser: \$1,500,000.00 from education-oriented foundations, \$1,500,000.00 from church families, school families, and business and non-members.

Petitioner has had discussions with American Savings Bank and Church Extension Fund of the California, Nevada, Hawaii District. Both financial institutions have expressed favorable support for construction loan financing for the Project up to \$4,000,000.00.

Based on Petitioner's ownership of the Property, existing assets, anticipated funds derived through various fund-raising activities, and favorable support for construction loan financing from Church Extension Fund and American Savings Bank, Petitioner has the necessary economic ability to carry out the representations and commitments relating to the Project.

The Project will benefit the social and economic welfare of the community by providing expanded opportunities for a Christian education. The Project will also have a direct beneficial effect on the local and State economy through increased employment opportunities in construction, construction-related, teaching, and campus-related jobs, including general excise and real property tax revenues.

On a short-term basis, the Project will have a direct beneficial impact on the local economy during construction by generating construction and construction-related employment

during the build-out of the Project. Over the long term, the Project will have a direct and beneficial impact as teaching and campus-related jobs will be created which will further support the local economy.

DATED: Wailuku, Maui, Hawaii, July 9, 2007.

Respectfully submitted,

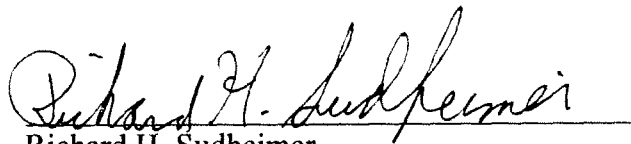

Richard H. Sudheimer

Exhibit "16"

Written Testimony of Matthew M. Slepín

WRITTEN TESTIMONY OF MATTHEW M. SLEPIN

My name is Matthew M. Slepín. I have been a professional planner since 2004. I am currently a senior planner with the planning and consulting firm of Chris Hart & Partners, Inc., and was formerly a land use planner with the planning and consulting firm of Munekiyo & Hiraga, Inc.

I obtained a Bachelor's of Arts degree (with Honors) in English from Florida State University in 1993, and a Masters degree in religion from Northwestern University in 2002. I am a member of the American Planning Association.

Chris Hart & Partners, Inc. was retained by the Petitioner, Emmanuel Lutheran Church, to provide planning and consulting services, including an analysis and preparation of a Project Assessment Report, which includes a comprehensive description and analysis of Petitioner's proposed new campus and church ("the Project") situated in Wailuku, Maui, Hawaii, identified by Tax Map Key No. (2) 3-5-002:011, consisting of approximately 25.263 acres ("the Petition Area").

Petitioner's Exhibit "6" is a true and correct copy of the Project Assessment Report that was prepared for the Project.

The Petition Area is presently located entirely in the Agricultural District.

The Petition Area is currently zoned "Agricultural" by Maui County zoning. The Wailuku-Kahului Community Plan's current designation of the Petition Area is "Public/Quasi-Public".

In order to allow Petitioner to develop the Petition Area into the proposed new campus and church, a change in zoning is required. The change in zoning application has been filed with the Maui Planning Department for processing with the Maui Planning Commission

and referred to the County Council. The request is being made to change the zoning from "Agricultural" to "Public/Quasi-Public" which would allow for the proposed development.

The Petition Area is not within the Special Management Area.

The Petition Area abuts Honoapiilani Highway to the west and the eastern boundary of the Petition Area will abut the new Waiale Road Extension. To the north and south of the Petition Area are vacant lots. Access to the Project will be provided via a new driveway along the west side of Waiale Road, midway between Kuikahi Drive and the north boundary of the Waikapu Gardens affordable housing subdivision.

The Petition Area is currently vacant and fallow and has been used in the past for sugarcane and pineapple cultivation, which ceased in 2003. A small portion of the Petition Area was used by short term, small scale tenant farmers to grow bananas and other fruits, which ceased in mid-2005.

The scenic resources of the Petition Area are characterized by views to Waikapu Valley and the West Maui Mountains, and agricultural fields and Mount Haleakala to the east. The Petition Area is not part of a scenic corridor and will not impact views from inland vantage points.

The Petition Area slopes in a west to east direction with an average slope of 6.2 percent. As indicated by the Flood Insurance Rate Map for the County of Maui, the Petition Area is located within Zone C, which is an area of minimal flooding according to the Federal Emergency Management Agency.

The Petition Area has satisfactory topography for the proposed use, and is free from the danger of flood, tsunami and unstable soil conditions, and is not affected by any other adverse environmental conditions that would render it unsuitable or inappropriate for the Project.

The Petition Area is listed as "Prime Agricultural Land" according to the Agricultural Lands of Importance to the State of Hawaii (ALISH) map as shown on Figure 5 of the Project Assessment Report. However, in light of the parceling and sale of lands owned by Wailuku Agribusiness Company, Inc. in the general area, the viability of large scale agricultural operations has been substantially reduced. The close proximity of the Petition Area to existing and planned urban land uses, the extremely low percentage impact on available agricultural land on the island of Maui, and the existing "Public/Quasi-Public" Community Plan designation of the Petition Area, provide a reasonable nexus and an appropriate foundation for the proposed reclassification request.

The University of Hawaii Land Study Bureau's Detailed Classification has classified the productivity of the land underlying the proposed project site as "A". This classification system rates lands on a scale of "A" to "E," reflecting land productivity characteristics. Lands designated "A" are considered to be of highest productivity, with "E" rated lands ranked the lowest.

More specifically, the soils underlying the Petition Area are of the Pulehu-Ewa-Jaucas soil association. The soils within the Petition Area are classified as Iao clay (IaA and IaB), which is characterized as having slow runoff.

A historic Wailuku Agribusiness irrigation ditch known as Kama Ditch traverses across the Petition Area on the southwesterly corner. The ditch is overgrown and covered with soil. The Project is not anticipated to impact Kama Ditch as no work will be carried out on the ditch. There is one identified wetland in the vicinity of the Petition Area, which is not anticipated to be impacted.

The Petition Area is characterized by "city-like" concentrations of people, structures, streets, urban level of services, and other related land uses. The Petition Area is

located midway between the towns of Wailuku and Waikapu. Wailuku, which is the County of Maui's seat of government, contains a variety of single-family residential, multi-family residential, commercial, and recreational uses. The proposed development of the Petition Area will be compatible with the existing and future land uses in the Wailuku and Kahului areas, as evidenced by nearby projects such as the Spencer Homes Affordable Housing Residential Subdivision, the Waiolani residential subdivisions, the future Maui Lani Mixed-Use Subdivision, and the Consolidated Baseyards Light Industrial Subdivision.

The Petition Area is in close proximity to centers of trading and employment. The Petition Area is located in the Wailuku-Kahului area, which are the centers of commerce and government for the island of Maui. Numerous professional and business services are located within Kahului and Wailuku. The main federal, state, and county offices are all centrally located in Wailuku, with additional governmental offices located in Kahului.

The Petition Area has available to it basic services, such as schools, parks, wastewater systems, solid waste collection and disposal, drainage, water, roads, public utilities, and police and fire protection.

There are several parks and numerous recreational opportunities within the immediate vicinity of the Petition Area. Shoreline and boating activities are provided at the Kahului Harbor and adjoining beach parks, and individual and organized athletic activities at various County parks.

The War Memorial Athletic Complex, located along Kaahumanu Avenue, includes a gymnasium, swimming pool, tennis courts, baseball fields, and football and soccer fields. The Wailuku-Kahului area also includes the Kahului Community Center, Kanaha Beach Park, and Keopuolani Park (an approximately 140-acre regional park complete with soccer

fields, baseball fields, playground equipment, pedestrian and bike ways, and an outdoor amphitheatre).

Based on the foregoing, the Project will not significantly impact any of the foregoing existing recreational facilities.

The State Department of Education's public school system serves the Kahului area, which includes Lihikai and Kahului Schools (Grades K to 5), Maui Waena Intermediate School (Grades 6 to 8), and Maui High School (Grades 9 to 12). Schools in the Wailuku region include Wailuku Elementary School (Grades K to 5), Iao Intermediate School (Grades 6 to 8), and Baldwin High School (Grades 9 to 12). At full build-out, the Project will be able to accommodate approximately 490 students in grades pre-K through 8.

Police protection for the Wailuku-Kahului area is provided by the Maui County Police Department, with its main headquarters located in Wailuku. Likewise, fire protection for the Wailuku-Kahului area, which encompasses fire prevention, suppression, rescue, and emergency services, is provided by the Maui County Fire Department, with stations located in Kahului on Dairy Road, and in Wailuku on Kinipopo Street. The proposed development will not result in any extension of the existing service area limits for these emergency services.

Maui Memorial Medical Center, located between Wailuku and Kahului, is the only major medical facility on the island of Maui. Acute, general, and emergency care services are provided by the 196-bed facility. The Project is not anticipated to adversely impact the capabilities of the facility.

Petitioner will coordinate with Maui Electric Company, Hawaiian Telecom, and Time Warner Oceanic Cable to provide electrical, telephone, and cable television services, respectively. All utilities for the Project will be installed underground.

The Project's solid waste will be collected by the County's Solid Waste Division and hauled to the Central Maui Landfill for disposal, which has adequate capacity to accommodate the Project.

Given the "Public/Quasi-Public" designation by the Wailuku-Kahului Community Plan, and the surrounding urbanized lands, the Petition Area is in an appropriate location for new urban concentration and growth.

Urbanization of the Petition Area will not contribute to scattered spot urban development given the close proximity to urbanized lands to the north, south, east, and west. The Petition Area is also located in close proximity to the towns of Wailuku, Kahului, and Waikapu. The proposed development will not necessitate unreasonable public investment in infrastructure facilities or public services.

The proposed development is not expected to have significant adverse impacts on the environment. While air quality and noise levels will be impacted to a certain extent during the course of development such as exhaust emissions from on-site construction equipment, construction vehicle traffic, and construction noise, the impact will be short-term. In addition, best management practices that include performing construction-related activities in strict compliance with all applicable air and noise regulations will mitigate any temporary impacts.

The Project is consistent with the objectives and policies of the General Plan of the County of Maui 1990 Update and the Wailuku-Kahului Community Plan. In particular, the proposed reclassification and development will be consistent with Theme 2 of the General Plan which is a direct and managed growth plan. This is evidenced by the Petition Area's location in close proximity to existing urbanized lands and consistency with the "Public/Quasi-Public" designation by the Wailuku-Kahului Community Plan. The proposed development will assist in

maintaining a viable economy as construction-related employment opportunities for residents would be generated.

The proposed reclassification is also consistent with the following objectives and policies of the General Plan:

- To plan the growth of resident and visitor population through a directed and managed growth plan so as to avoid social, economic and environmental disruptions.
- To preserve for present and future generations existing geographic, cultural and traditional community lifestyles by limiting and managing growth through environmentally sensitive and effective use of land in accordance with the individual character of the various communities and regions of the County.
- Provide and maintain a range of land use districts sufficient to meet the social, physical, environmental and economic needs of the community.
- To preserve and protect the County's unique and fragile environmental resources.
- To preserve scenic vistas and natural features.
- To see that all developments are well designed and are in harmony with their surroundings.
- Require that appropriate principles of urban design be observed in the planning of all new developments.
- To encourage developments which reflect the character and the culture of Maui's people
- Establish urban design guidelines and standards which will reflect the unique traditional architectural values of each community plan area.

- To provide Maui residents with continually improving quality educational opportunities which can help them better understand themselves and their surroundings and help them realize their ambitions.

- Seek continual improvement in the quality of education at all levels for all residents.

The Wailuku-Kahului Community Plan, one of nine (9) community plans for Maui County, is mandated by the Revised Charter of the County of Maui and the General Plan. Each region's growth and development is guided by a community plan, which contains goals, objectives, and policies drafted in accordance with the General Plan.

The purpose of the community plan is to provide a relatively detailed agenda for implementing the objectives and policies of the General Plan. Included within the community plans are the desired sequence, patterns, and characteristics of future developments for the particular region, as well as statements of standards and principles with respect to development and sequencing of future developments.

The Wailuku-Kahului Community Plan's current designation of the Petition Area is "Public/Quasi-Public" which would be consistent with, and allow for, the proposed development.

The reclassification of the Property and the proposed development are in conformance with the following goals of the Hawaii State Plan:

- A strong, viable economy, characterized by stability, diversity, and growth, that enables the fulfillment of the needs and expectations of Hawaii's present and future generations.

- A desired physical environment, characterized by beauty, cleanliness, quiet, stable natural systems, and uniqueness, that enhances the mental and physical well-being of the people.
- Physical, social, and economic well-being, for individuals and families in Hawaii, that nourishes a sense of community responsibility, of caring, and of participation in community life.

The Project will contribute toward attainment of these three goals by: 1) providing direct and indirect short and long-term employment opportunities for the present and future residents of Maui; 2) generating increased State and County tax revenues; 3) contributing to the stability, diversity, and growth of local and regional economies; and 4) minimizing the impact of the physical environment of the Petition Area.

The Hawaii State Plan also provides numerous objectives and policies for the State. In particular, the proposed reclassification and the Project are consistent with, and conform to, the following objectives and policies:

HRS § 226-5, HRS, Objectives and Policies for Population

HRS § 226-5(b)(7):	Plan the development and availability of land and water resources in a coordinated manner so as to provide for the desired levels of growth in each geographic area.
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The Project is not considered a direct population generator. Instead, the Project is anticipated to increasing educational opportunities for residents of Maui. Over the long term, the proposed development will also provide teaching and other employment opportunities at the school's campus.

HRS § 226-11, Objectives and Policies for the Physical Environment - Land-Based, Shoreline, and Marine Resources.

- HRS § 226-11(b)(3): Take into account the physical attributes of areas when planning and designing activities and facilities.
- HRS § 226-11(b)(9): Promote increased accessibility and prudent use of inland and shoreline areas for public recreational, educational, and scientific purposes.

The Project is not expected to have adverse impacts on environmental resources.

The proposed project takes into account the Petition Area's location to existing urbanized uses in close proximity and the physical features of the Petition Area.

HRS § 226-12, Objective and Policies for the Physical Environment - Scenic, Natural Beauty, and Historic Resources.

- HRS § 226-12(b)(3): Promote the preservation of views and vistas to enhance the visual and aesthetic enjoyment of mountains, oceans, scenic landscapes, and other natural features.
- HRS § 226-12(b)(5): Encourage the design of developments and activities that complement the natural beauty of the islands.

The Project has been designed to reflect a project that will make excellent use of green, open space, and allow for enjoyment of the surrounding natural environment.

HRS § 226-21, Objectives and Policies for Socio-Cultural Advancement - Education.

- HRS § 226-21(b)(1): Support educational programs and activities that enhance personal development, physical fitness, recreation, and cultural pursuits of all groups.
- HRS § 226-21(b)(2): Encourage the provision of adequate and accessible educational services and facilities that are designed to meet individual and community needs.
- HRS § 226-21(b)(8): Emphasize quality educational programs in Hawaii's institutions to promote academic excellence.

The Project is needed as Petitioner's current school facility is comprised of only 16,000 square feet of building space, which accommodates 213 students in grades pre-K through

8. The existing school facility is over-utilized and is inadequate to meet the needs of the current and projected student population. The Project will allow the school to meet an expanding student enrollment, improve the adequacy of classrooms, and increase educational opportunities for residents of Maui.

HRS § 226-23, Objective and Policies for Socio-Cultural Advancement - Leisure.

HRS § 226-23(b)(4): Promote the recreational and educational potential of natural resources having scenic, open space, cultural, historical, geological, or biological values while ensuring that their inherent values are preserved.

The Project's design, which makes optimum use of significant green, open space, will facilitate and promote the recreational and educational potential of students.

The Petition Area is located in a general area of existing and planned urban development as evidenced by the Wailuku-Kahului Community Plan, especially in light of the Petition Area's "Public/Quasi-Public" designation. This reflects the desirability to have proposed developments like Petitioner's to be in proximity to public infrastructure and services.

The Project will generate short-term employment opportunities as construction and construction-related jobs will be needed to develop the Property. Long-term employment opportunities will also be generated by the Project as teaching and teaching-related positions will be required in order to meet the anticipated increase in student enrollment.

The Project is not in a critical environmental area nor does it encompass shoreline or conservation lands. Proper mitigating measures, such as implementing best management practices, will be undertaken to ensure minimal impacts to the environment.

The reclassification of the Petition Area generally conforms to the Agricultural and Educational Functional Plans.


The proposed reclassification of the Petition Area conforms to the objectives and policies of the Coastal Zone Management Program, Chapter 205A, HRS. The Project is not coastal dependent and is located inland from the coast. As BMPs will be utilized during the construction phase of development, the Project will not adversely impact any coastal ecosystems, beaches or marine resources. No views or vistas from or to the shoreline will be impaired.

The Petition Area is within an area of minimal flooding. All grading and other site improvements will comply with the requirements of the Federal Flood Insurance Program, and all State and County laws. Drainage will be adequately planned and constructed, and wastewater generated by the Project will be collected, treated, and disposed of in accordance with all applicable statutes, ordinances, and regulations.

Based on the foregoing, it is my opinion as a professional planner that the Petition Area conforms to the Land Use Commission's urban district boundary standards set forth in Section 15-15-18 of the Hawaii Administrative Rules.

DATED: Wailuku, Hawaii, July 12, 2007.

Respectfully submitted,


Matthew M. Slep