

LAND USE COMMISSION
STATE OF HAWAII

2005 OCT 31 P 1:05

Cheryl Lovell-Obatake
P. O. Box 366
Lihue, Hawaii 96766

Phone (808) 245-8783

October 31, 2005

State of Hawaii
Land Use Commission
P. O. Box 2359
Honolulu, Hawaii 96804-2359
PHONE: (808) 587-3822
FAX: (808) 587-3821

Attention: Chairman Randall Sakamoto

Subject: SP05-399 Kauai ATV, LLC. (Kauai)

To consider acceptance of Special Permit request for the expansion of use and additional structures within a previously County approved staging area and expansion of commercial recreational activities involving the increase and change of number of vehicles allowed for guided all-terrain vehicle tours, water activities in the Waita Reservoir, two paint ball parks, and a speedball tournament field on approximately 12,437.79 acres at Koloa, Kauai, Hawaii.

Aloha Chairman Sakamoto & Members of the Land Use Commission,

The following are my comments and recommendation to the above subject permit request.

Managing human activities to maintain the quality of the environment - particularly the quality of Kauai's water and watershed should be adhered to. The concept of ahupua'a and watershed link the mountains, lowlands and ocean as one basic ecological unit.

Therefore, I recommend that an annual status report be submitted to the

State Land Use Commission and the County of Kauai Planning Department.

The following should be included in the report and/or comments from the various agencies.

- 1.) The amount of commercial guests and number of all-terrain vehicles operating per day (log).
- 2.) Water level measurements of Waita Reservoir. (Methodology?)
- 3.) Department of Health recreational water quality report.
- 4.) DLNR Aquatic Division monitoring report on aquatic, streams, rare and endangered species.

The status report should be made available for public review.

Thank you in advance for your consideration.

Sincerely,



Cheryl Lovell-Obatake

CC: County of Kauai Planning Department - Director Mr. Ian Costa