

LAND USE COMMISSION  
MEETING MINUTES  
July 10, 2024 – 10:00 a.m.

Pursuant to Hawai'i Revised Statutes, HRS §92 as amended, the Commission conducted its meeting in person. Interested persons submitting written testimony were recommended to submit their written statements 24 hours in advance of the meeting to allow for distribution to the Commission prior to the meeting.

IN PERSON: Leiopapa A Kamehameha, State Office Tower, Room 405 235 S  
Beretania Street, Room 405, Honolulu, HI 96813

YOUTUBE RECORDING: (<https://www.youtube.com/watch?v=0N86i5Q76OM>)

COMMISSIONERS PRESENT:

Dan Giovanni  
Michael Yamane  
Mel Kahele  
Brian Lee  
Nancy Carr Smith  
Bruce U'u  
Myles Miyasato

STAFF PRESENT:

Daniel Orodenker, Executive Officer  
Martina Segura, Staff Planner  
Ariana Kwan, Chief Clerk  
Melissa Goldman Esq. Deputy Attorney General

COURT REPORTER:

Naegeli Deposition and Trial  
(Via Zoom Recording)

**CALL TO ORDER** (YouTube: 00:00:05)

Chair Giovanni called the meeting to order at 10:00 a.m.

**APPROVAL OF THE MINUTES** (YouTube: 00:12:38)

The first agenda item was the approval of the June 19-20, 2024, Minutes. There was no written testimony, or members of the public who wished to testify on the approval of the Minutes.

Commissioner Yamane moved to adopt the June 19-20, 2024, Minutes, and Commissioner Carr Smith seconded the motion with an amendment to her name in two places.

The June 19-20, 2024, Minutes were approved with ayes, 7 nays, and 2 excused.

**TENTATIVE MEETING SCHEDULE** (YouTube: 00:13:57)

Chair Giovanni called for Land Use Commission Executive Officer to provide the Tentative Meeting Schedule. Daniel Orodenker provided the following tentative meeting dates, and cautioned the Commissioners not to plan to release the remaining days due to upcoming items:

July 23 -24, 2024: Commissioner Training (O'ahu)  
August 7-8, 2024: SP09-403 Waimanalo Gulch Landfill (O'ahu)  
August 21-22, 2024: SP09-403 Waimanalo Gulch & SP73-147 Makakilo Quarry (O'ahu)  
August 29-30, 2024: SP73-147 Makakilo Quarry (O'ahu)  
September 4, 2024: SP73-147 Makakilo Quarry (O'ahu)  
September 10, 2024: SP73-147 Makakilo Quarry (O'ahu)  
September 11-13, 2024: HCPO (Hawai'i)  
September 25-26, 2024: SP97-390 County of Maui (Maui)  
October 9, 2024: A92-683 Halekua- RKII Partners DR (O'ahu)  
October 23-24, 2024: SP21-412 Mahi Solar (O'ahu)  
November 6-7, 2024: A07-772 A&B Properties and A07-773 Emmanuel Lutheran (Maui)



**HAWAII STATE ETHICS COMMISSION LIVE TRAINING** (YouTube: 00:19:35- 01:)

A live training session conducted by the Hawaii State Ethics Commission will cover the key provisions and guidelines outlined in the Hawaii State Ethics Code. This session aims to educate the Commission on ethical standards and requirements, including conflicts of interest, gifts and hospitality, confidential information, and fair treatment. The training will provide practical examples and scenarios to ensure a comprehensive understanding of ethical obligations and promote adherence to state ethics laws.

**Appearances**

**Presenter**

**Ethics Commission Staff**  
Robert Harris, Executive Director

**Public**  
None

**Public Testimony Round One** (YouTube: 00:20:38 -00:20:41)

The Land Use Commission received no written testimony prior to the start of the meeting, and there were no members of the public present to provide testimony at this time.

**Presentation** (YouTube: 00:20:42 -01:30:00)

Ethics Commission Staff presented a presentation regarding the application of State Ethics Code in the State Land Use Commission.

Throughout the presentation the Commissioners asked questions regarding mandatory training, differences between county code, conflicts of interest, disclosures, spouse involvement, ethics in hiring, definition of relative and hānai, relatives working together, nepotism, and applicability of the State Ethics Code to all State officials and employees.

**Public Testimony Round Two**

There were no members of the public that were present to provide public testimony during the second opportunity.

**INFORMATIONAL BRIEFING: STATE COMMISSION ON WATER RESOURCE MANAGEMENT** (YouTube: 01:37:45-03:06:22)

Informational briefing from the Commission on Water Resource Management planners overviewing the State Water Code, Hawaii Revised Statutes chapter 174C, which was created by the 1987 Hawaii State Legislature to protect and manage the waters of the State of Hawaii for present and future generations.

**Appearances**

**Presenter**

**Commission on Water Resource Management Staff (“CWRM”)**  
Katie Roth, Hydrologic Planning Program Manager  
Alexa Deike, Legal Fellow  
Bonnie Lu, Secretary  
Alyssandra (Lyss) Rousseve, Hydrologist  
Nicholas Ing, Planner  
Neal Fujii, Drought and Water Conservation Coordinator

**Public**  
**Office of Planning and Sustainable Development**  
Mary Alice Evans, Director  
Katia Balassiano, Planning Program Administrator  
Aaron Setogawa, Senior Planner  
Brandon Soo, Planner

**Public Testimony Round One** (YouTube: 01:31:29 -01:31:40)

The Land Use Commission received no written testimony prior to the start of the meeting from the public, and there no members of the public who wished to provide testimony at this time.



July 10, 2024, Ethics and CWRM Training

**Presentation** (YouTube: 01:31:41 -03:06:22)

CWRM Staff presented an informational briefing on the administration of the State Water Code and the role of staff administrative and technical support services to the Commission. The presentation included interactions with planning, surveying, regulating, monitoring, and conserving the State's water resources, additionally, suggestions for future collaboration with the Land Use Commission.

Commissioners asked questions regarding differences between permits and allocations, sustainable yield, Environmental Impact Analysis process, water resource plan, designation areas, data collection and calculation, information sharing, alternative sources and future of water, updates to reporting, legal implication of supreme court decisions, and extent of authority in designated areas.

**ADJOURNMENT** (YouTube: 03:06:40)

With no further business to attend to, the meeting was adjourned at 2:42 p.m.