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LAND
STATE PARKS

**HISTORIC PRESERVATION DIVISION
DEPARTMENT OF LAND AND NATURAL RESOURCES**

601 Kamokila Boulevard, Suite 555
Kapolei, HI 96807

**AGENDA
MAUI LĀNA'Ī ISLANDS BURIAL COUNCIL MEETING**

DATE: Wednesday, August 17, 2022
TIME: 9:00 AM
PLACE: Department of Land and Natural
Resources Maui District Office
Complex Conference Room
130 Mahalani Street
Wailuku, Maui, HI 96793

I. CALL TO ORDER/ PULE

“What we are honoring is the intent of the family members who placed that individual in their resting place those many years ago, that they have a right to stay there, that is their home, and we as living descendants, must honor that right. And in doing so, we affirm who we are as a people, and that we too, have a place here, and it comes from the bones of our ancestors.” From Dana Naone Hall.

“The focus of developer corporations is to make money.” From MLIBC Chair Kyle Nakanelua.

II. ROLL CALL

III. UPDATES

- A. Request by HBT of Maui Lani LLC for a Determination by the State Historic Preservation Division to Preserve in Place and Relocate Inadvertently Discovered Human Skeletal Remains, SIHP 50-50-04-5718 at the HBT of Maui Lani LLC Maui Lani Subdivision Phase VI, Ahupua‘a of Wailuku, District of Wailuku/Pū‘ali Komohana, Island of Maui, TMK (2) 3-8-099:2019 and (2) 3-8-099:218.**

The Council may elect to go into a closed session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

- B. Burial Site Component of an Archaeological Data Recovery Plan for SIHP 50-50-04-5718 at the HBT of Maui Lani LLC Maui Lani Subdivision Phase VI, Ahupua‘a of Wailuku, District of Wailuku/ Pū‘ali Komohana, Island of Maui, TMK (2) 3-8-099:209 and (2) 3-8-099:218.**

Information/Discussion/Recommendation: Discussion on the above item.

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- C. Burial Site Component of a Preservation Plan for SIHP 50-50-04-5718 at the HBT of Maui Lani LLC Maui Lani Subdivision Phase VI, Ahupua‘a of Wailuku, District of Wailuku/ Pū‘ali Komohana, Island of Maui, TMK (2) 3-8-099:209 and (2) 3-8-099:218. Information/Discussion/Recommendation:** Discussion on the above item.

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- D. HBT of Maui Lani LLC Maui Lani Subdivision Phase VI Project Updates Regarding Impacts to Human Skeletal Remains and Possible Human Skeletal Remains at the Property, Ahupua‘a of Wailuku, District of Wailuku/ Pū‘ali Komohana, Island of Maui, TMK (2) 3-8-099: pors. Information/Discussion/Recommendation:** Discussion on the above item.

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IV. INADVERTENT DISCOVERY OF HUMAN SKELETAL REMAINS

- A. Inadvertent Discovery of Human Skeletal Remains at Mākena State Park, 6700 Mākena Road, Reported to the Maui Office of the State Historic Preservation Division on July 17, 2022, Ahupua‘a of Mohopilo, District of Honua‘ula, Island of Maui, TMK: (2) 2-1-006:026. Information/Discussion/Recommendation:** Discussion on the above item.

The Council may elect to go into a closed session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

- B. Inadvertent Discovery of Human Skeletal Remains at the Marriott’s Maui Ocean Club, Reported to the Maui Office of the State Historic Preservation Division on July 31, 2022, Ahupua‘a of Hanaka‘ō‘ō, District of Kā‘anapali, Island of Maui, TMK: (2) 4-4-013:001. Information/Discussion/Recommendation:** Discussion on the above item.

The Council may elect to go into a closed session pursuant to HAR §13-300-25(d). The Council may close a meeting whenever the location or description of a Native Hawaiian burial site is under consideration. The chairperson, by the concurrence of a majority of members present at the meeting, shall be authorized to require the public to leave the meeting while the confidential matter is being discussed and reopen the meeting once the confidential matter is no longer being considered.

V. ANNOUNCEMENTS

A. Next meeting is scheduled for Wednesday, September 21, 2022

Pursuant to Hawai'i Revised Statutes (HRS) §92-3, all interested persons shall be afforded an opportunity to present oral testimony or written testimony on any agenda item. Additionally, pursuant to a policy adopted by the Maui Lāna'i Islands Burial Council (MLIBC) at its August 25, 2005, meeting, oral testimony for items listed on the agenda is limited to three minutes per person per agenda item.

Pursuant to HRS §92-4, §92-5(a)(8), and §6E-43.5, and upon compliance with the procedures set forth in HRS §92-4, the MLIBC may go into a closed meeting to consider information that involves the location or description of a burial site or to discuss confidential genealogy.

Pursuant to HRS §92-2.5(d) HRS, if a meeting must be canceled due to lack of quorum, the present MLIBC members may elect to continue to receive testimony and presentations on items on the agenda.

A request to be placed on a MLIBC meeting agenda must be made in writing or by email with the SHPD History and Culture Burial Sites Program staff at least THREE weeks preceding the scheduled meeting date. In addition, the request must be accompanied by all related documents. Failure to comply with this procedure will delay the item to the following month's agenda.

Interested persons can submit written testimony in advance of each meeting that will be distributed to the MLIBC prior to the meeting. Written testimony must be submitted no later than 24 hours prior to the meeting to ensure time for the MLIBC to review it. Late written testimony will be retained as part of the record, but we cannot assure the MLIBC will receive it with sufficient time for review prior to decision-making. Submit written testimony to andrew.k.phillips@hawaii.gov or via postal mail to the Maui/Lāna'i Islands Burial Council c/o SHPD at 130 Mahalani Street, Wailuku, Hawai'i 96793.

Materials related to items on the agenda are available for review at the Maui State Historic Preservation Division located at 130 Mahalani Street, Wailuku, Maui, Hawai'i 96793.

Individuals requiring special assistance or auxiliary aids or services (e.g., sign language interpreter, wheelchair accessibility, or parking designated for the disabled) at the MLIBC meeting, please contact staff at least 72-hours prior to the meeting at (808) 243-1285 so that arrangements can be made.