JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR
KA HOPE KIA'ĀINA

STATE OF HAWAIʻI | KA MOKUʻĀINA ʻO HAWAIʻI
DEPARTMENT OF LAND AND NATURAL RESOURCES
KA ʻOIHANA KUMUWAIWAI ʻĀINA

STATE HISTORIC PRESERVATION DIVISION
KAKUHIHEWA BUILDING
601 KAMOKILA BLVD, STE 555
KAPOLEI, HI 96707

RYAN K.P. KANAKAʻOLE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

DAVE DAY
FIRST DEPUTY

CIARA W.K. KAHAHANE
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AQUATIC RESOURCES
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LAND
STATE PARKS

AGENDA

OʻAHU ISLAND BURIAL COUNCIL (OIBC)

DATE: **Wednesday, November 25, 2026**
TIME: **10:00 AM (HST)**
PLACE: **Department of Land and Natural Resources**
Kalanimoku Building
Board Room #132
1151 Punchbowl St.
Honolulu, HI 96813

Live Stream:
https://youtube.com/live/7XICusK7IvQ?feature=share

This meeting will be held in person. Public participation and oral testimony will be available in person only. A livestream link is provided as a courtesy for public viewing. If the livestream is interrupted or becomes unavailable for any reason, the meeting will continue at the designated in-person location.

Board Packets Available Online at:
https://dlnr.hawaii.gov/shpd/about/branches/ibc/meetings/

I. CALL TO ORDER

II. ROLL CALL/PULE

III. MINUTES

A. Approval of the Minutes for October 11, 2026.

B. Approval of Item IV.D Closed Session Minutes for October 11, 2026.

The Council may elect to go into closed session pursuant to HRS § 6E-43.5. The Council may close a meeting whenever the location or description of Native Hawaiian burial sites is under consideration, including during the discussion of minutes. A

majority of all members to which each council is entitled shall constitute a quorum to do business. Concurrence of a majority of the members present at a meeting shall be necessary to make any action of a council valid.

IV. REPORTS ON PRIOR BURIAL COUNCIL MATTERS

A. Request by Chair Caceres to Discuss the Oʻahu Island Burial Council Membership, Roles, and Responsibilities.

B. Discussion and Determination Regarding the Draft Burial Treatment Plan (BTP) for the Waialae Country Club (WCC) Clubhouse Administration Building Expansion Project and Decision Making Regarding Recommendation Whether the Department of Land and Natural Resources' State Historic Preservation Division (SHPD) Shall Accept or Not Accept the Proposed Preservation/ Mitigation Measures within the Draft BTP, Waikīkī Ahupuaʻa, Kona District, Island of Oʻahu, Tax Map Key (TMK): (1) 3-5-023:038.

C. Informational Update Regarding the Documentation and Recovery Efforts of Iwi Kupuna at Kualoa Regional Beach Park, Kualoa I Ahupuaʻa, Koʻolaupoko District, Island of Oʻahu, TMK: (1) 4-9-004:001.

D. Informational Update on the Activities and Discussions of the Burial Sites Working Group at Its October 28, 2026 Meeting.

E. Update from the Department of Land and Natural Resources' State Historic Preservation Division (SHPD) Regarding Recent Consultation with Recognized Descendants for Iwi Kupuna in SHPD's Care, Inadvertently Discovered in Kapālama, Hauʻula, Kaʻena, Waiʻanae, Keaʻau, Heʻeia, Kaʻaʻawa, Waimānalo, Mokulēʻia, Paʻalaʻa, Kawailoa, and Honouliuli Ahupuaʻa.

V. DESCENDANCY APPLICATIONS AND BURIAL SITE MATTERS

A. Discussion and Decision Making on the Cultural Descendancy Recognition Application of Kahikinaokala Domingo to Unidentified Native Hawaiian Skeletal Remains, SIHP # 50-80-06-07711 and All Additional Native Hawaiian Skeletal Remains Located at Kaʻaʻawa Ahupuaʻa, Koolauloa District, Island of Oʻahu, TMK: (1) 5-1-013:011.

B. Discussion and Decision Making on the Cultural Descendancy Recognition Application of Diane Fitzsimmons to Unidentified Native Hawaiian Skeletal Remains, SHIP # 50-80-14-09462 Located in Kapālama Ahupuaʻa, Kona District, Island of Oʻahu, TMK: (1) 1-5-003:020.

C. Discussion and Determination Regarding the DRAFT Burial Treatment Plan for Sites 50-80-15-09355 and 50-80-15-09356, and Decision Making Regarding Recommendation Whether SHPD Shall Accept or Not Accept the Proposed

Preservation/Mitigation Measures within the Draft BTP, Waikīkī Ahupua‘a, Kona District, Island of O‘ahu, TMK: (1) 3-6-023:006.

D. Informational Update on the Status of the Proposed Archaeological Inventory Survey Testing Plan for the Fifteen Hundred Kapiolani Discussion Regarding Proposed Project, Waikīkī Ahupua’a, Kona District, Island of O’ahu, TMK: (1) 2-3-024:044 and 999.

E. Presentation and Discussion Regarding Archaeological Inventory Survey Testing Strategy for the Hale Lau’ula Boutique Hotel Project, 2154 Lau‘ula Street, Waikīkī Ahupua‘a, Kona District, Island of O‘ahu, TMK: (1) 2-6-018:049.

F. Presentation and Discussion Regarding Archaeological Inventory Survey Testing Strategy for the Pua Lane Family Affordable Housing Project, Kapālama Ahupua‘a, Kona District, Island of O‘ahu, TMK: (1) 1-7-031:004.

G. Update Regarding Previously Identified Iwi Kupuna (State Inventory Historic Property (SIHP) No. 50-80-14-10218) Discovered During an Archaeological Inventory Survey for the Demolition and Construction of a New 2-Story SFD Project at 3037 Kalakaua Avenue, Waikīkī Ahupua‘a, Kona Moku, O‘ahu, TMK: (1) 3-1- 033:006.

VI. INFORMATIONAL REPORT ON INADVERTENT DISCOVERIES/COMMUNICATIONS

A. Update on the Reinterment Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains, State Inventory of Historic Places # 50-80-11-08819, at the Kīhāpai Place Development Project, Kailua Ahupua‘a, Ko‘olaupoko District, Island of O‘ahu, TMK: (1) 4-3-058:065 and 066.

B. Update on the Reinterment Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at 4561 Aukai Avenue, Waikīkī, Ahupua‘a, Kona District, Island of O‘ahu, TMK: (1) 3-5-004:020.

C. Update on the Burial Determination and Burial Site Component Review of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at 5799 Kalaniana‘ole Hwy, Waikīkī Ahupua‘a, Kona District, Island of O‘ahu, TMK: (1) 3-7-002:005.

D. Update on the Reinterment Status of Inadvertent Discoveries of Unidentified Native Hawaiian Skeletal Remains at Ālia at 888 Ala Moana Blvd., Honolulu Ahupua‘a, Kona District, Island of O‘ahu, TMK: (1) 2-1-056:017.

E. Update on the Burial Determination and Burial Site Component Review of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at Laniākea during Kamehameha Highway Drainage and Safety Improvements Project, Hawaii Department of Transportation, Kuikuiloloa Ahupua‘a, Waialua District, Island of O‘ahu, TMKs: (1) 6-1-010:002, 019 and 6-1-005:024, 026.

F. Update on the Burial Determination and Draft Burial Site Component of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at 59585 D Ke Iki Road, Pūpūkea Ahupuaʻa, Koʻolauloa District, Island of Oʻahu, TMK: (1) 5-9-003:016.

G. Update on the Burial Determination Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at Launiu Project (formerly Howard Hughes Corporation Block A); Kakaʻako, Honolulu Ahupuaʻa, Kona District, Island of Oʻahu, TMK: (1) 2-1-056:001.

H. Update on the Reinterment Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at Pōkaʻī Bay, Waiʻanae Ahupuaʻa, Waiʻanae District, Island of Oʻahu, TMK: (1) 8-6-001:007.

I. Update on the Reinterment Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at Mauna Lahilahi Beach Park, Mākaha Ahupuaʻa, Waiʻanae District, Island of Oʻahu, TMK: (1) 8-4-001:008.

J. Update on the Burial Determination Status and Burial Site Component of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at Jefferson Elementary School, Waikīkī, Ahupuaʻa, Kona District, Island of Oʻahu. TMK: (1) 2-6-029:002.

K. Update on the Reinterment Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at, ʻŌhikilolo Ahupuaʻa, Waiʻanae District, Island of Oʻahu, TMK: (1) 8-3-001:045.

L. Update on the Burial Determination Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at Waianiani Cove, Honouliuli Ahupuaʻa, Ewa District, Island of Oʻahu, TMK: (1) 9-1-057:027.

M. Update on the Current Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at HART Civic Center, Honolulu Ahupuaʻa, Kona District, Island of Oʻahu, TMK: (1) 2-1-031:030.

N. Update on the Burial Determination and Reinterment Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at Managed by Board of Water Supply, ʻOiʻo 2 Ahupuaʻa, Koʻolauloa District, Island of Oʻahu, TMK: (1) 5-7-001:031.

O. Update on the Current Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at Turtle Bay Resort, ʻOiʻo 1 Ahupuaʻa, Koʻolauloa District, Island of Oʻahu, TMK: (1) 5-7-001:048.

P. Update on the Reinterment Status of an Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at Waiʻanae High School, Waiʻanae Ahupuaʻa, Waiʻanae District, Island of Oʻahu, TMK: (1) 8-5-002:018.

Q. Update on the Burial Determination and Reinterment Status of Inadvertent Discovery of Unidentified Native Hawaiian Skeletal Remains at the Kamehameha Schools Kaiāulu ʻo Kakaʻako Master Plan (KKMP) Increment II Electrical Infrastructure Project in Kakaʻako, Honolulu Ahupuaʻa, Kona Moku, Island of Oʻahu, TMK: (1) 2-1-059:999.

R. Discussion Regarding Letter Dated October 08, 2026, Soliciting the OIBC's Potential Comments in Response to the Board of Water Supply's Consultation Request Under Section 106 of the National Historic Preservation Act (NHPA) for the Hakimo Road: 24-Inch Main Project, Lualualei Ahupuaʻa, Waianae District, Island of Oʻahu, TMK: (1) 8-7-007, 017, 019, 021, 022, and 034:999.

S. Discussion Regarding Letter Dated October 22, 2026, Soliciting the OIBC's Potential Comments in Response to the State of Hawaiʻi Department of Transportation's Consultation Request Under Section 106 of the NHPA for the Waipilopilo Stream Bridge Replacement Project, Hauʻula Ahupuaʻa, Koʻolauloa District, Island of Oʻahu, TMK: (1) 5-4-002:002, (1) 5-4-004:009, (1) 5-4-017:017, 020, 021, 022, 023, and 025.

T. Discussion Regarding Letter Dated October 28, 2026, Soliciting the OIBC's Potential Comments in Response to the City and County of Honolulu's Consultation Request Under Section 106 of the NHPA for the Hui o Hauʻula Koʻolauloa Community Resilience Hub Project, Hauʻula Ahupuaʻa, Koʻolauloa District, Island of Oʻahu, TMK: (1) 5-4-014:013.

U. Discussion Regarding Letter Dated October 26, 2026, Soliciting the OIBC's Potential Comments Regarding Impacts to Native Hawaiian Burial Sites from the Proposed Longboard Liquefied Natural Gas (LNG) Project, Including the Federal Energy Regulatory Commission's (FERC) Environmental Review and Public Scoping Process Under the National Environmental Policy Act (NEPA), Offshore of Kalaeloa and Near Campbell Industrial Park, Island of Oʻahu.

V. Discussion Regarding Letter Dated November 10, 2026, Soliciting the OIBC's Potential Comments in Response to the Department of Land and Natural Resources' Division of Forestry and Wildlife's Consultation request Under Section 106 of the NHPA for the Readiness and Environmental Protection Integration Joint Base Pearl Harbor-Hickam Wai'anae Greenbreaks and Fenced Area Maintenance Projects, Makaha and Wai'anae Ahupua'a, Wai'anae District, Island of O'ahu. TMK: (1) 8-4-002055, (1) 8-4-002060, (1) 8-4-030:001, (1) 8-4-030:004; and (1) 8-5-006-001.

W. Discussion of the Oʻahu Island Burial Council's October 19, 2026 Letter to the State Historic Preservation Division Administrator Regarding Compliance with

the Native American Graves Protection and Repatriation Act (NAGPRA), Reported Allegations of Noncompliance, and the Administrator's Invitation to Attend the November 2026 OIBC Meeting.

VII. ANNOUNCEMENTS

A. The Next OIBC Meeting is Scheduled for Wednesday, December 9, 2026, 10:00 A.M., at the Department of Land and Natural Resources, Kalanimoku Building, Board Room #132, 1151 Punchbowl St., Honolulu, HI 96813.

VIII. ADJOURNMENT

To Provide Written Testimony: We encourage interested persons to submit written testimony in advance of the meeting, which will be distributed to Board members prior to the meeting and allow a timely review. Please submit written testimony via email to: traven.apiki@hawaii.gov. Written testimonies can also be mailed to 40 Pookela St. Hilo, HI 96720. Written testimonies may be posted upon the OIBC meeting website; as a precaution, please be mindful with any personal information prior to submitting unless you intend it to be shared. Late written testimony will be retained as part of the record and distributed to OIBC members as soon as practicable, but we cannot ensure the OIBC will receive it in sufficient time to review, prior to decision-making.

To Provide In-Person Oral Testimony: Attend in-person at: Department of Land and Natural Resources, Kalanimoku Building Board Room #132, 1151 Punchbowl St. Honolulu, HI 96813.

Pursuant to HRS § 92-3, all interested persons shall be afforded an opportunity to present oral testimony or submit data, views, or arguments, in writing on any agenda item. We request that oral testimony for items listed on the agenda is limited to three minutes per person, per agenda item.

The OIBC may go into Executive Session pursuant to HRS § 92-5(a)(4) to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

Pursuant to HRS § 6E-43.5 HRS, the OIBC may go into a closed meeting to consider information that involves the location or description of a burial site. Pursuant to HRS § 92-2.5(d), if a meeting must be cancelled due to lack of quorum, the present council members may elect to continue to receive testimony and presentations on items on the agenda.

We kindly request that a request to be placed on a burial council meeting agenda may be made with the Burial Sites Program staff at least two 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.

Materials related to items on the agenda are available for review at the State Historic Preservation Division office located at 601 Kamokila Boulevard, Room 555, Kapolei, HI 96707 and online at https://dlnr.hawaii.gov/shpd/about/branches/ibc/meetings/.

If you need an auxiliary aid/service or other accommodation due to a disability, please contact our Burial Sites Specialist at traven.apiki@hawaii.gov or (808) 829-9322 as soon as possible.

Requests made as early as possible have a greater likelihood of being fulfilled. Upon request, this agenda and other materials are available in alternate/accessible formats.

JOSH GREEN, M.D.
GOVERNOR | KE KIAʻĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR
KA HOPE KIAʻĀINA

STATE OF HAWAIʻI | KA MOKUʻĀINA ʻO HAWAIʻI
DEPARTMENT OF LAND AND NATURAL RESOURCES
KA ʻOIHANA KUMUWAIWAI ʻĀINA

STATE HISTORIC PRESERVATION DIVISION
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DAVE DAY
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LAND
STATE PARKS

MEMORANDUM

TO: Members, Oahu Island Burial Council

FROM: Traven Apiki, Burial Sites Specialist

RE: **Contents of November 25, 2026 Oahu Island Burial Council Board Packet**

The contents of the November 25, 2026 Oahu Island Board packet are as follows:

1. OIBC November 25, 2026 Meeting Memo
2. OIBC November 25, 2026 Meeting Agenda
3. Written Testimony from Mana Careces Regarding Agenda Item: Discussion and Determination Regarding the Draft Burial Treatment Plan (BTP) for the Waialae Country Club (WCC) Clubhouse Administration Building Expansion Project and Decision Making Regarding Recommendation Whether the Department of Land and Natural Resources' State Historic Preservation Division (SHPD) Shall Accept or Not Accept the Proposed Preservation/ Mitigation Measures within the Draft BTP, Waikīkī Ahupuaʻa, Kona District, Island of Oʻahu, Tax Map Key (TMK): (1) 3-5-023:038.
4. Department's Recommendation of Descendancy Recognition Application of Kahikinaokala T. T. Y. Y. Domingo to Unidentified Native Hawaiian Skeletal Remains, SIHP # 50-80-06-07711 and All Additional Native Hawaiian Skeletal Remains Located at Kaʻaʻawa Ahupuaʻa, Koolauloa District, Island of Oʻahu, TMK: (1) 5-1-013:011.
5. Department's Recommendation of Descendancy Recognition Application of Diane Fitzsimmons to Unidentified Native Hawaiian Skeletal Remains, SHIP # 50-80-14-09462 Located in Kapālama Ahupuaʻa, Kona District, Island of Oʻahu, TMK: (1) 1-5-003:020.
6. Letter Dated October 8, 2026 from Board of Water Supply Pertaining to Section 106 Request for Comments for Hakimo Road: 24-Inch Main, Lualualei Ahupuaʻa, Waianae District, Island of Oʻahu, TMK: (1) 8-7-007, 017, 019, 021, 022, and 034:999.
7. Letter from Hawaii Department of Transportation, Dated October 22, 2026, Pertaining to Section 106 Request for Comments for Waipilopilo Stream Bridge Replacement Hauʻula Ahupuaʻa, Koʻolauloa District, Island of Oʻahu, TMK: (1) 5-4-002:002, (1) 5-4-004:009, (1) 5-4-017:017, 020, 021, 022, 023, and 025.
8. Letter from City and County of Honolulu, Dated October 28, 2026, Pertaining to Section 106 Request for Comments for Hui o Hauʻula Koʻolauloa Community resilience

Hub Project, Hauʻula Ahupuaʻa, Koʻolauloa District, Island of Oʻahu, TMK: (1) 5-4-014:013.

9. Letter from Longboard TerminalCO, LLC, Dated, October 26, 2026, Pertaining to Request for Comments on Environmental Issues for the Planned Longboard LNG Project and Notice of Public Scoping Sessions.
10. Letter from Department of Land and Natural Resources Division of Forestry and Wildlife, Dated November 10, 2026, Pertaining to Consultation request Under Section 106 of the NHPA for the Readiness and Environmental Protection Integration Joint Base Pearl harbor-Hickam.
11. Letter from O'ahu Island Burial Council to Department of Land and Natural Resources State Historic Preservation Division, Dated October 19, 2026, Regarding NAGPRA Compliance

Board Packets Available Online at:
https://dlnr.hawaii.gov/shpd/about/branches/ibc/meetings/

O‘ahu Island Burial Council Members

Name	Representation	Term Expiration Date
Benjamin Shafer	Ko‘olauloa	2020-2024
Charish Miller	Ko‘olaupoko	2025-2029
Makoa Caceres	Wai‘anae	2025-2029
Julian Ako	Kona	2025-2029
Kamana’o Mills	Landowner/Developer	2021-2025
Vacant	Landowner/Developer	
Vacant	Landowner/Developer	
Vacant	Waialua	
Vacant	‘Ewa	

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MEMORANDUM

TO: Members, Oʻahu Island Burial Council

FROM: Traven Apiki, Burial Sites Specialist

RE: Notification of the Next Oʻahu Island Burial Council Meeting

The Oʻahu Island Burial Council meeting has been scheduled as follows:

Date: **Wednesday, November 25, 2026**
Time: **10:00 AM**
Place: **Department of Land and Natural Resources**
Kalanimoku Building
Board Room #132
1151 Punchbowl St.
Honolulu, HI 96813

Live Stream:

Outlook

[EXTERNAL] Re: Draft BTP for Waialae Country Club Administration Building Expansion Project

FromMana Caceres <couldnttakethemana@gmail.com>
DateThu 11/19/2026 10:03 AM

Aloha kākou,

I would like to request that this email, along with my previous email below, be accepted as my official written testimony for the Waiʻalae Country Club burial treatment agenda item before the Oʻahu Island Burial Council, and that both be included in the official record for the Council's consideration.

To date, I have not received any additional information or responses to the questions raised in my previous email. Specifically, no explanation has been provided as to why the proposed treatment of these kūpuna has changed from preservation in place to relocation, nor have we been provided any information demonstrating why preservation in place is no longer feasible. Without any explanation, I'm forced to come to the conclusion that this project just wants to move the kūpuna for funsies.

In light of this, and considering that these kūpuna have remained undisturbed since being returned to rest in 2018, I respectfully submit the following two requests:

First, I request that the Oʻahu Island Burial Council vote to **PRESERVE BOTH KŪPUNA IN PLACE,** at their existing resting places. Without any explanation or justification for the proposed relocation, my ʻohana and I see no reason to disturb these kūpuna again.

Second, **I request that the Council formally recommend that the State Historic Preservation Division (SHPD) NOT ACCEPT the BSC-DRP as currently drafted, as the proposed treatment and permanent protective measures do not meet our ʻohana's standards for the proper, respectful, and responsible long-term protection of these kūpuna.**

Additionally, understanding that this agenda item was deferred at the previous Council meeting, **I humbly ask that the Council not defer this matter again.** A second deferral would result in the determination falling outside of the Council's decision-making authority and instead becoming the responsibility of SHPD. I believe it is important that the Council exercise its authority and make a determination regarding the treatment of these kūpuna, rather than allowing that responsibility to pass to the Department.

Our position is not that the proposed expansion cannot proceed, but rather that the kūpuna should not be required to move to accommodate it, particularly when no justification has been provided for

abandoning the original preservation-in-place approach.

I respectfully request that both of these recommendations, along with our written testimony, be reflected in the official meeting record and provided to SHPD for consideration.

Ola nā iwi,

'Ohana Càceres

Mana Kaleilani Cáceres

e kolo ana nō ke ēwe i ka ʻiewe

descendants of the same ancestors crawl together

Outlook

[EXTERNAL] Re: Draft BTP for Waialae Country Club Administration Building Expansion Project

FromMana Caceres <couldnttakethemana@gmail.com>
DateThu 11/5/2026 5:39 PM

Aloha kākou,

Mahalo for providing the draft BSC-DRP for our review.

After reviewing the document, my ʻohana and I have one primary concern that we would like addressed before offering our recommendation to the Oʻahu Island Burial Council.

On page 43, the report acknowledges that the proposed treatment presented to the OIBC in August 2018 was preservation in place. However, the current plan now proposes relocating both kūpuna to a new preservation area. **Nowhere in the report is there an explanation as to why the proposed treatment has changed from preservation in place to relocation.**

I personally conducted the ʻaha in 2018, returning these kūpuna to the darkness where they have remained undisturbed for over eight years. It is concerning to now see a proposal to disturb and relocate them without any explanation as to why this has become necessary.

There has been more than enough time since 2018 to explore alternatives that would allow the proposed expansion to proceed while leaving these kūpuna undisturbed. We would like to understand what circumstances have changed, why preservation in place is no longer being considered, and whether efforts have been made to modify the proposed construction to accommodate their existing resting places.

Additionally, we request that the photograph on page 27 (Figure 12), which depicts the lau kī covering the burial, be removed from the report out of respect for this kupuna. If you think the OIBC needs to see this image, show them a printed one... no need be in the report that the public can view.

Before my ʻohana and I can offer our recommendation to the OIBC, we would appreciate clarification regarding the proposed change in burial treatment.

Mahalo nui.

Ola nā iwi,

Mana

Mana Kaleilani Cáceres

~~LinkedIn Profile~~

e kolo ana nō ke ēwe i ka ʻiewe

descendants of the same ancestors crawl together

JOSH GREEN, M.D.
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October 20, 2026

PROJECT NO: 2024RE05623
DOC NO: 2610TA013

TO: Oʻahu Island Burial Council Members

FROM: Jessica Puff, State Historic Preservation Administrator

SUBJECT: **Descendancy Recognition Application of Kahikinaokala T. T. Y. Y. Domingo to Unidentified Native Hawaiian Skeletal Remains, SIHP # 50-80-06-07711 Located at the Kanenelu Beach, Kaʻaʻawa Ahupuaʻa, Koolauloa District, Island of Oʻahu, TMK: (1) 5-1-013:011.**

For the purpose of establishing and substantiating a cultural descendant claim to human skeletal remains, located within the above ahupuaʻa, the named individual, below, has submitted an application to the Department of Land and Natural Resources, State Historic Preservation Division (SHPD) for assessment and verification pursuant to Hawaiʻi Administrative Rules (HAR) §13-300-35.

The Administrative Rules require that the applicant provide evidence of genealogical connections to a Native Hawaiian ancestors who once resided and/or is buried in the same ahupuaʻa where Native Hawaiian skeletal remains are located or originated from. In this case, the applicant has previously submitted information genealogically connecting himself to an ancestor who once resided and/or is buried in the ahupuaʻa of Kaʻaʻawa.

Therefore, the SHPD recommends that the OIBC recognize **Kahikinaokala T. T. Y. Y. Domingo** as a **cultural descendant** to the unidentified Native Hawaiian skeletal remains found at Kanenelu Beach as well as all additional iwi kupuna within the ahupuaʻa of Kaʻaʻawa since he satisfied the HAR requirement of demonstrating a genealogical connection to ancestors within the ahupuaʻa in which iwi kupuna are located or originated from and thus, has met the cultural descendant criteria for all additional iwi kupuna within the same geographic and cultural context to which her original recognition applied.

Should you have any additional questions or concerns, please contact our Hawaiʻi Island Burial Sites Specialist, Traven Apiki at traven.apiki@hawaii.gov.

JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR
KA HOPE KIA'ĀINA

STATE OF HAWAI'I | KA MOKU'ĀINA 'O HAWAI'I
DEPARTMENT OF LAND AND NATURAL RESOURCES
KA 'OIHANA KUMUWAIWAI 'ĀINA

STATE HISTORIC PRESERVATION DIVISION
KAKUHIHEWA BUILDING
601 KAMOKILA BLVD, STE 555
KAPOLEI, HI 96707

RYAN K.P. KANAKA'OLE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

DAVE DAY
FIRST DEPUTY

CIARA W.K. KAHAHANE
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

October 30, 2026

PROJECT NO: 2016PR23055
DOC NO: 2610KF01

TO: O'ahu Island Burial Council Members

FROM: Jessica Puff, State Historic Preservation Administrator

SUBJECT: **Descendancy Recognition Application of Diane Fitzsimmons to Unidentified Native Hawaiian Skeletal Remains, SIHP #50-80-14-09462, Inadvertently Discovered at the Honolulu Board of Water Supply Kalihi Pump Station, Located in Kapālama Ahupua'a, Kona District, Island of O'ahu, TMK: (1) 1-5-003:020.**

For the purpose of establishing and substantiating a cultural descendant claim to human skeletal remains, located within the above ahupua'a, the named individual, below, has submitted an application to the Department of Land and Natural Resources, State Historic Preservation Division (SHPD) for assessment and verification pursuant to Hawai'i Administrative Rules (HAR) §13-300-35.

The Administrative Rules require that the applicant provide evidence of genealogical connections to a Native Hawaiian ancestor who once resided and/or is buried in the same ahupua'a where Native Hawaiian skeletal remains are located or originated from. In this case, the applicant submitted genealogical documentation establishing a connection between herself and Kinimaka, a konohiki of various 'ili within the ahupua'a of Kapālama. However, the information provided did not confirm whether Kinimaka actually resided within Kapālama.

Therefore, SHPD recommends deferral pending additional information.

Should you have any additional questions or concerns, please contact our O'ahu Cultural Historian, Ku'ulei Freed at annamichelle.freed@hawaii.gov.

BOARD OF WATER SUPPLY
KA ʻOIHANA WAI
CITY AND COUNTY OF HONOLULU

630 SOUTH BERETANIA STREET • HONOLULU, HAWAIʻI 96843
Phone: (808) 748-5000 • boardofwatersupply.com

'26 OCT -9 A11 :45

HISTORIC PRESERVATION
DEPT OF LAND &
NATURAL RESOURCES

RICK BLANGIARDI
MAYOR
MEIA

ERNEST Y. W. LAU, P.E.
MANAGER AND CHIEF ENGINEER
MANAKIA A ME KAHU WILIKĪ

ERWIN KAWATA
DEPUTY MANAGER
HOPE MANAKIA

LANCE WILHELM, Chair
JONATHAN KANESHIRO, Vice Chair
NĀʻĀLEHU ANTHONY
JEFFREY LAUPOLA
DARIAN CHUN
EDWIN H. SNIFFEN, Ex-Officio
GENE C. ALBANO, P.E., Ex-Officio

October 8, 2026

ALOHA!

SUBJECT: National Historic Preservation Act (NHPA) Section 106 – Request for Comments for Hakimo Road: 24-Inch Water Main

ISLAND: Oʻahu **MOKU:** Waiʻanae **AHUPUA`A:** Lualualei

PROJECT DESCRIPTION:
The Honolulu Board of Water Supply is proposing the installation of 4,152 feet of new waterline in the Waiʻanae area, as well as replacing a check valve within the Lualualei Booster Station. The purpose of the project is to reduce main breaks and improve water system reliability. This work will require the use of heavy construction equipment to create an open trench averaging 3.5 feet wide and 11 feet deep. All construction work will be within existing road right-of-ways (see attached map for locations).

PROPOSED PROJECT AREA – APPROXIMATELY 3.78 ACRES

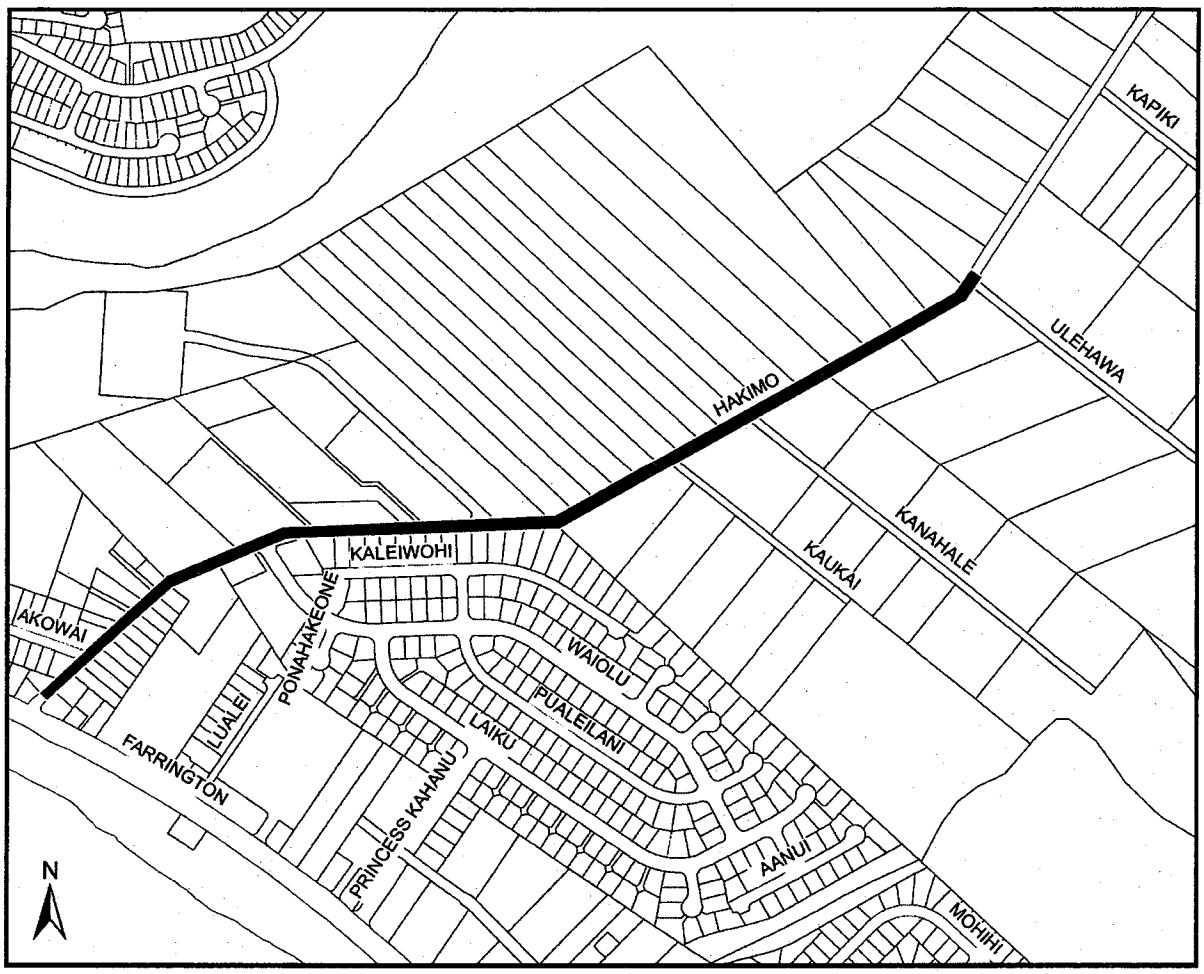
Street Names	TMK	Linear Feet
Hakimo Road	(1) 8-7-007, 017, 019, 021, 022, and 034:999	4,152

POTENTIAL HISTORIC RESOURCES:
An Archaeological Literature Review and Field Inspection Report (LRFI) was requested to determine whether historic properties exist in the proposed project area. The report was also used to support the project's historic preservation review process under Hawaiʻi Revised Statutes (HRS) Chapter 6E. Based on the results of the LRFI, an archaeological monitoring program is recommended. The project is awaiting final review by the State Historic Preservation Division.

If you have concerns about this project affecting historic properties, please email Lester Fujikami at capitalprojects@hbws.org within 30 days of the date of this letter.

Very truly yours,

ERNEST Y. W. LAU, P.E.
Manager and Chief Engineer


KAPIKI
ULEHAWA
HAKIMO
KANAHALE
KAUKAI
KALEIWOHI
AKOWAI
PONAHAKEONE
WAIOLU
PUALEILANI
LAIKU
LUALEI
FARRINGTON
PRINCESS KAHANU
AANUI
MOHIHI
N

2026.587

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA

DESIGN BRANCH, ROOM 688A
BRIDGE DESIGN SECTION, ROOM 611
CADASTRAL DESIGN SECTION, ROOM 600
ENVIRONMENTAL DESIGN SECTION, ROOM 688A
HIGHWAY DESIGN SECTION, ROOM 609
HYDRAULIC DESIGN SECTION, ROOM 636
TECHNICAL DESIGN SECTION, ROOM 688

EDWIN H. SNIFFEN
DIRECTOR
KA LUNA HO'OKELE

Deputy Directors
Nā Hope Luna Ho'okele
DREANALEE K. KALILI
TAMMY L. LEE
CURT T. OTAGURO
ROBIN K. SHISHIDO

STATE OF HAWAI'I | KA MOKU'ĀINA 'O HAWAI'I
DEPARTMENT OF TRANSPORTATION | KA 'OIHANA ALAKAU
601 KAMOKILA BOULEVARD
KAPOLEI, HAWAII 96707

IN REPLY REFER TO:

HWY-DS 2.21222

October 22, 2026

TO: RYAN K. P. KANAKA'OLE, CHAIRPERSON
DEPARTMENT OF LAND AND NATURAL RESOURCES

ATTENTION: JESSICA PUFF, ADMINISTRATOR
STATE HISTORIC PRESERVATION DIVISION

ATTENTION: BENJAMIN SHAFER
KOOLAULOA REPRESENTATIVE
OAHU ISLAND BURIAL COUNCIL

HISTORIC PRESERVATION
DEPT OF LAND &
NATURAL RESOURCES
'26 NOV -2 P3:21

FROM: HENRY KENNEDY Henry Kennedy
ENGINEERING PROGRAM MANAGER
DESIGN BRANCH

SUBJECT: NATIONAL HISTORIC PRESERVATION ACT
SECTION 106 MEMORANDUM OF AGREEMENT NOTIFICATION
WAIPILOPILO STREAM BRIDGE REPLACEMENT
HAUULA AND KAIPAPAU AHUPUAA, HAUULA MOKU
ISLAND OF OAHU
FEDERAL-AID PROJECT NO. BR-083-1(57)
TAX MAP KEY (TMK) NOS: KAMEHAMEHA HIGHWAY ROADWAY
RIGHT-OF-WAY (ROW) AND ADJACENT TMKS:
(1) 5-4-002:022 (PORTION [POR.]), 5-4-004:009 (POR.),
5-4-017:017 (POR.), 5-4-017:020 (POR.), 5-4-017:021 (POR.),
5-4-017:022 (POR.), 5-4-017:023 (POR.), 5-4-017:025 (POR.)

On behalf of the Federal Highway Administration, the State of Hawaii, Department of Transportation (HDOT) is hereby notifying you that on October 16, 2026, the State of Hawaii Division of Land and Natural Resources State Historic Preservation Division (SHPD) Administrator signed the Memorandum of Agreement (MOA) for the Waipilopilo Stream Bridge Replacement Project.

Please note that the listed signatory for the National Trust for Historic Preservation had been Carol Quillen; Brent Leggs was elected to this role in June 2026 and the page for this party has been updated appropriately.

The enclosed SHPD-signed MOA is being provided to you for signature, as a listed Concurring Party.

We would appreciate receiving your signed page within 30 days from the date of this letter, to HDOT Project Manager Mr. Andrew Hirano via email at andrew.j.hirano@hawaii.gov, or by U.S. Postal Service to State of Hawaii, Department of Transportation, 601 Kamokila Boulevard, Room 688, Kapolei, Hawaii 96707.

Enclosure

MEMORANDUM OF AGREEMENT
AMONG THE FEDERAL HIGHWAY ADMINISTRATION,
THE HAWAII STATE HISTORIC PRESERVATION OFFICER, AND
THE STATE OF HAWAII DEPARTMENT OF TRANSPORTATION
REGARDING THE
REPLACEMENT OF WAIPILOPILO STREAM BRIDGE PROJECT
FEDERAL-AID PROJECT NO. BR-083-1(57)
Hauula and Kaipaupau Ahupuaa, Hauula Moku, Island of Oahu, State of Hawaii

PURSUANT TO 36 CODE OF FEDERAL REGULATIONS (CFR) § 800.6

WHEREAS, the Federal Highway Administration (FHWA) and the Hawaii Department of Transportation (HDOT) propose to design and construct the Waipilopilo Stream Bridge Replacement Project (undertaking) pursuant to the Federal-aid Highway program as described in Title 23 United States Code (USC) § 101 and the following; and

WHEREAS, the FHWA plans to provide assistance to the Project pursuant to the Federal-aid Highway program as described in Title 23 USC § 101 and the following; and

WHEREAS, FHWA has determined that the Project is an undertaking, as defined in 36 CFR § 800.16(y), and thus is subject to review under Section 106 of the National Historic Preservation Act (NHPA), 54 USC § 306108 and its implementing regulations, 36 CFR § 800; and

WHEREAS, the undertaking consists of replacing the existing Waipilopilo Stream Bridge with a new bridge which meets current design guidelines. The proposed bridge would be a single span structure with concrete girders and a concrete surface. The bridge deck is being widened to accommodate wider shoulders and improve traffic safety. This widening would not increase capacity or add additional lanes. The new bridge abutments consist of drilled shafts connected to a cast-in-place reinforced concrete cap beam. During construction, Waipilopilo Bridge would remain open, consisting of contra-flow operation. There would be no temporary bridge or detour; and

WHEREAS, the FHWA and HDOT have defined the Area of Potential Effect (APE) for the undertaking in accordance with 36 CFR § 800.4(a)(1). The APE is approximately 1.85 acres; and

WHEREAS, the Waipilopilo Stream Bridge, State Inventory of Historic Places (SIHP) No. 50-80-05-08112 footprint, includes a subsurface archaeological deposit, SIHP No. 50-80-06-4795, Site 4795. The State Historic Preservation Officer (SHPO) concurred with the APE in a letter dated August 31, 2015, Log No. 2015.02671, Document (Doc) No. 1508JLP02. SHPO subsequently concurred with a revised APE in a letter dated June 6, 2016, Log No. 2015.03867, Doc. No. 1602KM22. See Attachment 1: APE Map; and

WHEREAS, the FHWA has determined that the undertaking may have an adverse effect on the existing: Waipilopilo Stream Bridge, which is eligible for listing on the National Register of Historic Places (NRHP) under Criterion C per the November 2013 Hawaii State Historic Bridge Inventory and Evaluation, and Site 4795, a subsurface cultural deposit and associated human burial; burial removed and reinterred at Hauula Congregational Church Cemetery, which is eligible for the NRHP under Criterion D; and

WHEREAS, the FHWA and HDOT have consulted with the SHPO pursuant to 36 CFR § 800; and

WHEREAS, the FHWA and HDOT consulted with the Office of Hawaiian Affairs, the Hawaii Historic Foundation, the Koolauloa Hawaiian Civic Club, Oahu Island Burial Council, and Punaluu Community Association, regarding the effects of the undertaking on historic properties; and

WHEREAS, Native Hawaiian Organization consultation was conducted in accordance with Section 106, with initial consultation during the original Section 106 process dated January 29, 2016, and re-consultation letters subsequently sent between August 20 and August 22, 2025; the Office of Hawaiian Affairs responded on September 5, 2025, advising coordination with Kumu Hula Cy Bridges, who later provided verbal input on November 3, 2025, stating that while the area contains historic significance, it has been substantially altered by prior development (including filled fishponds and removal of a church), and identified traffic as the only concern related to the undertaking; and

WHEREAS, in accordance with 36 CFR § 800.6(a)(1) FHWA has notified the Advisory Council on Historic Preservation (ACHP) of its adverse effect determination with specified documentation, and the ACHP has decided *not to* participate in the consultation pursuant to 36 CFR § 800.6(a)(1)(iii); and

WHEREAS, HDOT has conducted a Historic American Engineering Record (HAER) documentation in accordance with its standards and specifications as a form of mitigation for the adverse effect on the Waipilopilo Stream Bridge, the only identified historic property that required a HAER documentation. The United States Department of the Interior National Parks Service (NPS) acknowledged receipt and acceptance of the HAER for Waipilopilo Stream Bridge (July 7, 2015, H40 [PWR-CR]). The NPS submitted the HAER to the State Historic Preservation Division (SHPD); see Attachment 2.

NOW, THEREFORE, the FHWA and the SHPO agree that the undertaking shall be implemented in accordance with the following stipulations to take into account the effect of the undertaking on the historic property.

STIPULATIONS

The FHWA shall ensure that the following measures are carried out:

I. MITIGATION MEASURES

A. Context Sensitive Design

HDOT shall ensure that the proposed improvements will be constructed in accordance with the following design guidelines as determined through consultation with the SHPO, FHWA, and the Consulting Parties. This replacement bridge shall be substantively designed as outlined below and constructed in accordance with the approved plans after completion of the design review process in Stipulation I.B:

1. The Project shall retain the single lane in each direction design for all new superstructures with a two-lane bridge with two traffic lanes and a walkway on one side of the bridge.
2. The new superstructure shall include railings resembling the original railings, as much as practicable.
3. The new superstructure shall have an inscription on the railing similar to the original along with the date of new bridge construction ("A.D. 20XX") on the exterior face of the downstream parapet.

B. Design Review 95 percent

HDOT shall provide the 95 percent design plans to SHPO and Consulting Parties for review. The 70 percent design plans previously reviewed by SHPO and Consulting Parties contained design notes where precise information was not yet available, particularly concerning the amounts and specifics of historic structures (abutments, wingwalls, retaining walls, and piers) that would be retained. The 95 percent design plans will contain additional specifications in these areas:

1. HDOT shall provide the 95 percent design plans to SHPO and Consulting Parties for a 30-day review.
2. HDOT shall offer to meet with SHPO and Consulting Parties to review the 95 percent design plans.
3. HDOT shall take all comments on the 95 percent design into consideration when finalizing the designs and shall provide a response to all comments received on how each comment was resolved.

C. Post Review Modifications

HDOT shall notify SHPO, FHWA, and Consulting Parties if there are substantive changes during the final design development or construction such as those that affect siting, footprint, massing, materials, reuse of salvaged materials, site plan, orientation, substantive detailing, and/or any other substantive change(s), the reason for the proposed change, and any changed or additional effects on historic properties that may occur as a result of the proposed change. HDOT shall provide the revised design plans to SHPD, FHWA, and Consulting Parties. If the changes are expected to have no additional adverse effects, the HDOT shall provide the revised design plans to SHPD, FHWA, and Consulting Parties for a 14-day calendar review and comment period. If the changes are likely to have any additional adverse effects, HDOT shall provide the revised design plans to SHPD, FHWA, and Consulting Parties for a 30-day calendar review and comment period. HDOT shall take into account any comments prior to approving changes. If SHPD, FHWA, or a Consulting Party identifies additional or expanded adverse effects as a result of the changes, HDOT shall consult to resolve the additional effects, including considering design changes to avoid or minimize the effect and/or additional mitigation.

II. INADVERTENT DISCOVERY OF QUALIFIED HISTORIC PROPERTIES AND POST REVIEW DISCOVERIES

A. Archaeological Monitoring Plan

1. HDOT shall prepare and submit to SHPD an archaeological monitoring plan (AMP) meeting the requirements of Hawaii Administrative Rules (HAR) 13-279-4. The AMP shall be reviewed and accepted by SHPD prior to the project commencing, unless otherwise agreed to by the SHPO. The SHPD accepted AMP shall be implemented for the portion of the APE on the east side of Kamehameha Highway during all project work. An archaeological monitoring report meeting the requirements of HAR 13-279-5 shall be prepared and submitted for SHPD's review and acceptance within 180 days of project completion.

B. Post Review Discoveries

1. If previously unidentified non-burial historic properties, or unanticipated effects are discovered, FHWA shall follow HAR Chapter 13-280 "Rules Governing General Procedures for Inadvertent Discoveries of Historic Properties During a Project Covered by the Historic Preservation Review Process."

2. If cultural materials are discovered during construction, FHWA will divert all earth-moving activity within and around the immediate discovery area until an archaeologist, who meets the Secretary of Interior's Professional Qualifications Standards can assess the nature and significance of the find.

3. If human remains are discovered, FHWA or their representative shall cover the remains and protect them in place in such a way that minimizes further exposure or damage. Further disturbances and activities shall cease in any area or nearby

area suspected to contain human remains. FHWA or their representative shall contact the SHPD and Police Department immediately. FHWA shall follow HAR 13-300-40 "Inadvertent Discovery of Human Remains" and SHPD's written directives.

C. Emergency Situations

Should an emergency situation occur which represents an imminent threat to public health or safety, or creates a hazardous condition, including Emergency Proclamations from the President, Governor, or Mayor, the HDOT shall immediately notify the FHWA, SHPO, and the ACHP of the condition which has initiated the situation and the measures taken to respond to the emergency or hazardous condition, pursuant to 36 CFR § 800.12. Should the SHPO or the ACHP desire to provide technical assistance to HDOT, they shall submit comments within seven calendar days from notification, if the nature of the emergency or hazardous condition allows for such coordination.

III. DURATION

This Memorandum of Agreement (MOA) will expire if its terms are not carried out within five years from the date of its execution. Prior to such time, FHWA may consult with other Signatories and Consulting Parties to reconsider the terms of the MOA and amend it in accordance with Stipulation VII. Amendments.

IV. MONITORING AND REPORTING

On an annual basis, no later than January 31 of each year, following the execution of this MOA until it expires or is terminated, FHWA shall provide all parties to this MOA a summary report for the prior year detailing work undertaken pursuant to its terms. The report shall include any scheduling changes proposed, any problems encountered, and any disputes and objections received in FHWA or HDOT's efforts to carry out the terms of this MOA. Upon request of any Signatory or Concurring Party, FHWA shall convene a consultation meeting to discuss the annual report and any actions needed to address any comments or concerns with the status of the project or the implementation of this agreement.

V. CONFIDENTIALITY

All parties to this MOA acknowledge that information about historic properties, potential historic properties, or properties considered historic for purposes of this MOA are or may be subject to the provisions of Section 304 of NHPA. Section 304 allows FHWA to withhold from disclosure to the public, information about the location, character, or ownership of a historic resource if FHWA and HDOT determine that disclosure may: 1) cause a significant invasion of privacy; 2) risk harm to the historic resource; or 3) impede the use of a traditional religious site by practitioners. Having so acknowledged, all parties to this MOA will ensure that all actions and documentation prescribed by this MOA are, where necessary, consistent with the requirements of Section 304 of the NHPA.

VI. DISPUTE RESOLUTION

Should any Signatory or Concurring Party to this MOA object in writing at any time to any actions proposed or the manner in which the terms of this MOA are implemented, FHWA shall consult with such party to resolve the objection. If FHWA determines that such objection cannot be resolved, FHWA will:

A. Forward all documentation relevant to the dispute, including FHWA's proposed resolution, to the ACHP. The ACHP shall provide FHWA with its advice on the resolution of the objection within 30 days of receiving adequate documentation. Prior to reaching a final decision on the dispute, FHWA shall prepare a written response that takes into account any timely advice or comments regarding the dispute from the ACHP, Signatories, and Concurring Parties, and provide them with a copy of this written response. FHWA will then proceed according to its final decision.

B. If the ACHP does not provide its advice regarding the dispute within the 30-day time period, FHWA may make a final decision on the dispute and proceed accordingly. Prior to reaching such a final decision, FHWA shall prepare a written response that takes into account any timely comments regarding the dispute from the Signatories and Concurring Parties to the MOA, and provide them and the ACHP with a copy of such written response.

C. FHWA's responsibility to carry out all other actions or terms of this MOA that are not the subject of the dispute remain unchanged.

VII. AMENDMENTS

Any Signatory to this MOA may propose that this MOA be amended. This MOA may be amended when such an amendment is agreed to in writing by all Signatories. The amendment will be effective on the date a copy signed by all of the Signatories is filed with the ACHP.

VIII. TERMINATION

If any Signatory to this MOA determines that its terms will not or cannot be carried out, that party shall immediately consult with the other Signatories to attempt to develop an amendment per Stipulation VII. Amendments, above. If within 30 calendar days (or another time period agreed to by all Signatories) an amendment cannot be reached, any Signatory may terminate the MOA upon written notification to the other Signatories.

Once the MOA is terminated, and prior to work continuing on the undertaking, FHWA must either (a.) execute an MOA pursuant to 36 CFR § 800.6 or (b.) request, take into account, and respond to the comments of the ACHP under 36 CFR § 800.7. FHWA shall notify the Signatories as to the course of action it will pursue.

This agreement shall be subject to available funding, and nothing in this agreement shall bind FHWA to expenditures in excess of funds appropriated and allotted for the purposes outlined in this agreement.

Execution of this MOA by FHWA, HDOT, and the SHPO, and implementation of its terms, is evidence that FHWA has taken into account the effects of this undertaking on historic properties and afforded the ACHP an opportunity to comment.

IX. COUNTERPARTS

This MOA may be executed in counterparts and said counterparts shall together constitute one and the same document.

Execution of this MOA by the Signatories and its subsequent filing with the ACHP by FHWA demonstrates that FHWA has taken into account the effects of the Project on historic properties, has afforded ACHP an opportunity to comment, and FHWA has satisfied its responsibilities under Section 106 of the NHPA and its implementing regulations.

Attachments

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MEMORANDUM OF AGREEMENT
AMONG THE FEDERAL HIGHWAY ADMINISTRATION,
THE STATE OF HAWAII DEPARTMENT OF TRANSPORTATION, AND
THE HAWAII STATE HISTORIC PRESERVATION OFFICER
REGARDING THE
REPLACEMENT OF WAIPILOPILO STREAM BRIDGE PROJECT
FEDERAL-AID PROJECT NO. BR-083-1(57)
Hauula and Kaipaupau Ahupuaa, Hauula Moku, Island of Oahu, State of Hawaii

SIGNATORIES
Federal Highway Administration
Hawaii State Historic Preservation Officer

INVITED SIGNATORIES
Hawaii State Department of Transportation

CONCURRING PARTIES
National Trust for Historic Preservation
Oahu Island Burial Council
City and County of Honolulu Oahu Historic Preservation Commission

SIGNATORY PAGE

MEMORANDUM OF AGREEMENT
AMONG THE FEDERAL HIGHWAY ADMINISTRATION,
THE HAWAII STATE HISTORIC PRESERVATION OFFICER, AND
THE STATE OF HAWAII DEPARTMENT OF TRANSPORTATION
REGARDING THE
REPLACEMENT OF WAIPILOPILO STREAM BRIDGE PROJECT
FEDERAL-AID PROJECT NO. BR-083-1(57)
Hauula and Kaipaupau Ahupuaa, Hauula Moku, Island of Oahu, State of Hawaii

SIGNATORY
FEDERAL HIGHWAY ADMINISTRATION

RICHELLE M TAKARA

Digitally signed by RICHELLE M TAKARA
Date: 2026.06.03 09:39:43 -10'00'

Richelle Takara
Division Administrator
Federal Highway Administration

DATE: 6/3/2026

SIGNATORY PAGE

MEMORANDUM OF AGREEMENT
AMONG THE FEDERAL HIGHWAY ADMINISTRATION,
THE HAWAII STATE HISTORIC PRESERVATION OFFICER, AND
THE STATE OF HAWAII DEPARTMENT OF TRANSPORTATION
REGARDING THE
REPLACEMENT OF WAIPILOPILO STREAM BRIDGE PROJECT
FEDERAL-AID PROJECT NO. BR-083-1(57)
Hauula and Kaipaupau Ahupuaa, Hauula Moku, Island of Oahu, State of Hawaii

SIGNATORY
HAWAII STATE HISTORIC PRESERVATION OFFICER

Jessica L . Puff, PhD
Deputy State Historic Preservation Officer
Department of Land and Natural Resources

DATE: 10/16/2026

SIGNATORY PAGE

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THE HAWAII STATE HISTORIC PRESERVATION OFFICER, AND
THE STATE OF HAWAII DEPARTMENT OF TRANSPORTATION
REGARDING THE
REPLACEMENT OF WAIPILOPILO STREAM BRIDGE PROJECT
FEDERAL-AID PROJECT NO. BR-083-1(57)
Hauula and Kaipaupau Ahupuaa, Hauula Moku, Island of Oahu, State of Hawaii

INVITED SIGNATORY
STATE OF HAWAII DEPARTMENT OF TRANSPORTATION

Edwin H. Sniffen
Director of Transportation
State of Hawaii Department of Transportation

DATE: Jun 1, 2026

CONCURRING PARTY PAGE

MEMORANDUM OF AGREEMENT
AMONG THE FEDERAL HIGHWAY ADMINISTRATION,
THE HAWAII STATE HISTORIC PRESERVATION OFFICER, AND
THE STATE OF HAWAII DEPARTMENT OF TRANSPORTATION
REGARDING THE
REPLACEMENT OF WAIPILOPILO STREAM BRIDGE PROJECT
FEDERAL-AID PROJECT NO. BR-083-1(57)
Hauula and Kaipaupau Ahupuaa, Hauula Moku, Island of Oahu, State of Hawaii

CONCURRING PARTY
NATIONAL TRUST FOR HISTORIC PRESERVATION

_____
Brent Leggs
President
National Trust for Historic Preservation

DATE: _____

CONCURRING PARTY PAGE

MEMORANDUM OF AGREEMENT
AMONG THE FEDERAL HIGHWAY ADMINISTRATION,
THE HAWAII STATE HISTORIC PRESERVATION OFFICER, AND
THE STATE OF HAWAII DEPARTMENT OF TRANSPORTATION
REGARDING THE
REPLACEMENT OF WAIPILOPILO STREAM BRIDGE PROJECT
FEDERAL-AID PROJECT NO. BR-083-1(57)
Hauula and Kaipaupau Ahupuaa, Hauula Moku, Island of Oahu, State of Hawaii

CONCURRING PARTY
OAHU ISLAND BURIAL COUNCIL, KOOLAULOA

_____
Benjamin Shafer
Koolauloa Representative
Oahu Island Burial Council

DATE: _____

CONCURRING PARTY PAGE

MEMORANDUM OF AGREEMENT
AMONG THE FEDERAL HIGHWAY ADMINISTRATION,
THE HAWAII STATE HISTORIC PRESERVATION OFFICER, AND
THE STATE OF HAWAII DEPARTMENT OF TRANSPORTATION
REGARDING THE
REPLACEMENT OF WAIPILOPILO STREAM BRIDGE PROJECT
FEDERAL-AID PROJECT NO. BR-083-1(57)
Hauula and Kaipaupau Ahupuaa, Hauula Moku, Island of Oahu, State of Hawaii

CONCURRING PARTY
CITY AND COUNTY OF HONOLULU
OAHU HISTORIC PRESERVATION COMMISSION

_____
Kehaunani Abad
Chair
Oahu Historic Preservation Commission

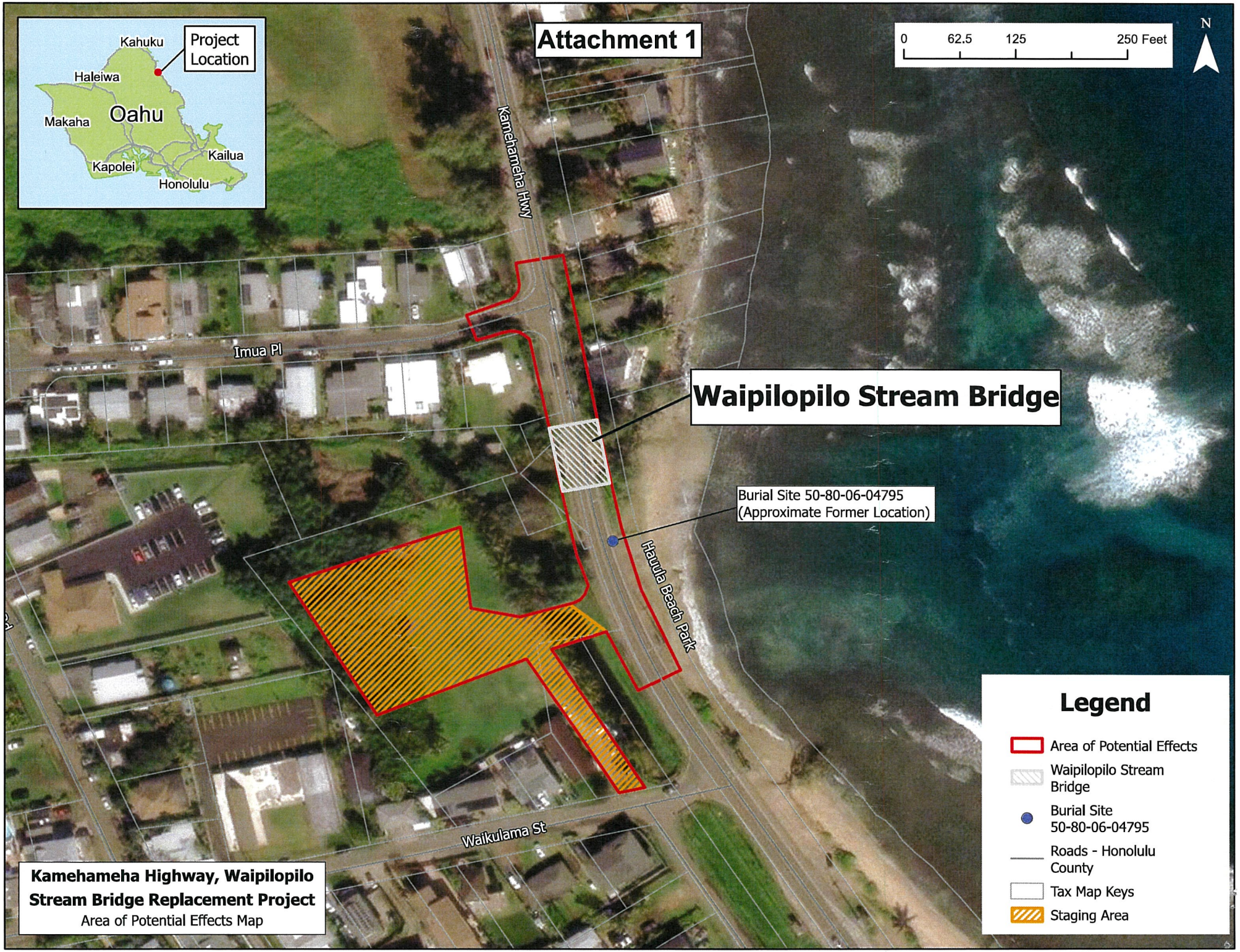
DATE: _____

MEMORANDUM OF AGREEMENT
AMONG THE FEDERAL HIGHWAY ADMINISTRATION,
THE STATE OF HAWAII DEPARTMENT OF TRANSPORTATION, AND
THE HAWAII STATE HISTORIC PRESERVATION OFFICER
REGARDING THE
REPLACEMENT OF WAIPILOPILO STREAM BRIDGE PROJECT
FEDERAL-AID PROJECT NO. BR-083-1(57)
Hauula and Kaipaupau Ahupuaa, Hauula Moku, Island of Oahu, State of Hawaii

Attachments

Attachment 1. APE Map

Attachment 2. NPS Submittal of HAER to the SHPD


Attachment 1
Project Location
Kahuku
Haleiwa
Oahu
Makaha
Kailua
Kapolei
Honolulu
0
62.5
125
250 Feet
N
Kamehameha Hwy
Imua Pl
Waipilopilo Stream Bridge
Burial Site 50-80-06-04795
(Approximate Former Location)
Hauula Beach Park
Waikulama St
Legend
Area of Potential Effects
Waipilopilo Stream Bridge
Burial Site 50-80-06-04795
Roads - Honolulu County
Tax Map Keys
Staging Area
Kamehameha Highway, Waipilopilo Stream Bridge Replacement Project
Area of Potential Effects Map

Attachment 2

United States Department of the Interior

NATIONAL PARK SERVICE
Pacific West Region
909 First Avenue, Fifth Floor
Seattle, Washington 98104-1060

H40 (PWR-CR)

Dee Ruzicka
Mason Architects, Inc.
119 Merchant Street, Suite 501
Honolulu, HI 96813

July 7, 2015

Re: HAER HI-124

Dear Mr. Ruzicka,

The National Park Service, Pacific West Regional Office-Seattle, acknowledges the receipt of and accepts the Historic American Engineering Record documentation for Waipilopilo Bridge.

The completed documentation has been transmitted to the Prints and Photographs Division of the Library of Congress. The records are in the public domain and will be accessible through the library. A copy has also been sent to the Hawaii State Historic Preservation Office.

Sincerely,

Christy Avery
Historian
Pacific West Regional Office-Seattle

HISTORIC [illegible]
DEPT OF LAND &
NATURAL RESOURCES

26 NOV -2 P3:21

TAKE PRIDE® IN AMERICA

DEPARTMENT OF COMMUNITY SERVICES
KA ʻOIHANA LAWELAWE KAIĀULU
CITY AND COUNTY OF HONOLULU

222 NORTH SCHOOL STREET • HONOLULU, HAWAIʻI 96817
PHONE: (808) 768-7762 • FAX: (808) 768-7792 • WEBSITE: honolulu.gov/dcs

'26 NOV -4 AM 10:35

HISTORIC PRESERVATION
DEPT OF LAND &
NATURAL RESOURCES

RICK BLANGIARDI
MAYOR
MEIA

ANTON C. KRUCKY
DIRECTOR
PO'O

AEDWARD LOS BANOS
DEPUTY DIRECTOR
HOPE PO'O

October 28, 2026

TO: Native Hawaiian Organizations

SUBJECT: National Historic Preservation Act, Section 106 Consultation
Project: Hui o Hauʻula Koʻolauloa Community Resilience Hub Project in Hauʻula Ahupuaʻa, Koʻolauloa District, Oʻahu
TMK: (1) 5-4-014:003

Dear Participant:

The City and County of Honolulu, Department of Community Services (DCS), is initiating consultation pursuant to Section 106 of the National Historic Preservation Act of 1966 (NHPA), as amended (54 U.S.C. § 300101 et seq.), and its implementing regulations at 36 Code of Federal Regulations (CFR) Part 800, for the proposed Koʻolauloa Community Resilience Hub (KCRH) Project in Hauʻula, Oʻahu (Project).

You have been identified as a potential consulting party pursuant to 36 CFR § 800.2(c). Through this letter, DCS respectfully invites your participation in the Section 106 consultation process and requests your assistance in identifying historic properties, cultural resources, and traditional practices that may be associated with the project location. DCS also welcomes opportunities for further discussion with interested consulting parties, including separate consultation with Native Hawaiian Organizations (NHOs) where requested or appropriate.

The U.S. Department of Housing and Urban Development (HUD) awarded federal funding to Hui O Hauʻula (HOH) through the Community Planning and Development (CPD) Community Project Funding (CPF) Program (Grant No. B-24-CP-HI-0730) to support development of the KCRH. Hui O Hauʻula (HOH) is a 501(c)(3) nonprofit organization dedicated to supporting the health, safety, educational, cultural, environmental, social, and economic resilience of Koʻolauloa communities.

The Project is intended to address the limited emergency shelter capacity and disaster response resources available to Koʻolauloa communities. The facility will provide emergency shelter capacity for approximately 1,500 people during disaster events, as well as year-round community services, educational programming, and resilience-building activities.

PROJECT LOCATION

The proposed Project area is approximately five acres of State-owned lands on the corner of Hau'ula Homestead Road and Hanaimoa Street in Hau'ula, O'ahu (*Figure 1*). The Project site is located at 54-256 Hau'ula Homestead Road (Tax Map Key: (1) 5-4-014:003) (*Figure 2*). The parcel is under the authority of the Department of Land and Natural Resources, Land Division (DLNR-LD).

DESCRIPTION OF THE UNDERTAKING

Ko'olauloa is a remote rural region in Northern O'ahu with limited access and no dedicated emergency shelter to harbor residents during emergency situations. City and State emergency officials have warned that residents could be on their own for extended periods when disaster strikes. To respond to this need, HOH has developed plans for the KCRH on the subject parcel. The KCRH will provide critical services during and after a disaster, including safe rooms capable of sheltering 1,500 people during emergency events. This essential facility will also provide pre-disaster and capacity-building services to the community on a year-round basis.

The Project area is approximately 2,000 ft. (610 m.) west or mauka of the coastline. The east portion of the approximately five-acre Project area is relatively flat, approximately 25 ft. (7.6 m.) above mean sea level (amsl), whereas the west portion rises with a moderate to steep slope to approximately 90 ft (27.4 m.) amsl. The Project area is undeveloped and contains a previously cleared and maintained grassy lawn and a grouping of mango trees along Hau'ula Homestead Road.

Some degree of ground disturbance is anticipated for the majority of the Project parcel (approximately 209,500 square feet of the 214,300 square foot parcel). The greatest extent of ground disturbance will involve earthwork and grading to accommodate the resilience hub structure's foundation and below-grade parking.

The resilience hub structure is designed to nestle into the naturally sloping terrain along the upper elevations of the site. The flatter plains at the lower elevations of the site will be used for a variety of uses such as open space recreational areas, live performance space, demonstration gardens, agroforestry, and a retention pond (*Figure 3*).

The proposed undertaking has been designed to minimize potential adverse effects on identified historic and cultural resources to the extent practicable. The Project incorporates measures to avoid and preserve these resources in place, where feasible, or integrate them into the proposed landscape design through appropriate preservation and adaptive reuse.

REQUEST FOR COMMENT ON THE PROPOSED AREAS OF POTENTIAL EFFECTS

We invite your comments on the proposed Areas of Potential Effects (APEs). Pursuant to 36 CFR § 800.4(a)(1), DCS has preliminarily identified two APEs based on the nature and extent of the proposed undertaking and its potential to affect historic properties. The proposed APEs are depicted in the enclosed Figure 4.

<u>APE 1: Construction Area</u>

APE 1 encompasses the approximately five-acre project area and is coterminous with Tax Map Key (TMK) (1) 5-4-014:003. APE 1 encompasses the area where direct effects associated

with construction of the KCRH would occur, including ground-disturbing activities and physical alteration of the site. APE 1 also accounts for potential long-term effects associated with the change in use of the property from undeveloped open land to an active community resilience hub.

APE 2: Construction Vibration Area

APE 2 encompasses the area where historic properties, if present, could potentially be affected by ground-borne vibration generated during construction. Anticipated construction activities that may generate ground-borne vibration include, but are not limited to, pile driving, vibratory compaction, drilling, and excavation.

The extent of APE 2 was developed with reference to the Federal Transit Administration's *Transit Noise and Vibration Impact Assessment Manual* (FTA Report No. 0123), which provides reference vibration levels for common types of construction equipment and methods for evaluating vibration at varying distances from the source. Of the anticipated construction activities, pile driving represents the activity with the greatest potential to generate ground-borne vibration and, therefore, provides a conservative basis for establishing the extent of APE 2. Based on the vibration radii data presented in the FTA guidance, pile-driving activities have a greater expected vibration impact radius than the other anticipated construction activities, with vibration potentially perceptible at distances of approximately 100 feet from the source.

Ground-borne vibration has the potential to affect historic properties by causing physical damage to structures, or other potentially sensitive features. Construction-related vibration may also affect unstable slopes or soils, potentially contributing to localized soil movement, erosion, or destabilization that could indirectly affect historic resources.

Based on the currently anticipated construction activities, DCS proposes a preliminary 100-foot construction vibration buffer beyond the Project parcel. The extent of this APE will be evaluated through consultation with SHPD and other consulting parties, with consideration given to the sensitivity of identified historic resources and refinements to the proposed construction methods, as appropriate.

PRIOR ARCHAEOLOGICAL STUDIES

Under 36 CFR § 800.16(l)(1), a historic property is defined as any prehistoric or historic district, site, building, structure, or object included in, or eligible for inclusion in, the National Register of Historic Places (NRHP). The discussion below summarizes the identification efforts completed to date and the findings of the archaeological investigations conducted within the APE.

Oceanic Archaeological Science and Educational Services (OASES) produced an Archaeological Inventory Survey (AIS) report titled *Archaeological Inventory Survey for the Ko'olauloa Community Resilience Hub, Hau'ula Ahupua'a, Ko'olauloa District, O'ahu, TMK: [1] 5-4-014:003* (Thurman, February 2026). Historic properties were identified and evaluated for significance. The AIS was conducted to identify and evaluate historic properties within the Project area. The AIS included background research, a 100 percent pedestrian survey, and targeted subsurface investigations throughout the Project area. Recovered cultural materials were analyzed in the OASES laboratory.

Background Research

The background research compiled for the AIS draws on a variety of sources, including historical maps, land records, previous archaeological studies, and traditional knowledge. The AIS outlines the historical use of the land, including its agricultural significance, particularly for taro cultivation, which was widespread across the lowlands and coastal areas of Hau'ula.

The name "Hau'ula" is believed to originate from the native hibiscus plant (hau) and the color red (ula), possibly reflecting the plant's yellow flowers that turn red after falling to the ground, symbolizing a deep connection between the natural environment and cultural identity. Many traditional place names within the ahupua'a are associated with the Hawaiian pig god Kamapua'a and the legendary prophet Makuakaumana from Kahiki. These place names, often tied to significant land features such as streams, ridges, and valleys, provide insight into how the landscape was perceived and utilized by the Hawaiian people. Additionally, several place names are linked to fishing activities and legends, including those of the Menehune, a mythical race of small people in Hawaiian culture.

The historical background indicates that Hau'ula was a fertile area heavily utilized for agriculture and settlement, with extensive taro fields, kula (pasture) lands, and residential plots. The early 19th century saw the exploitation of sandalwood in the region, with Hau'ula being a site of significant activity related to this trade. Historic maps indicate two to three structures existed within the Project area during the early-mid 1900s and show the progression of land development and change to the landscape of Hau'ula.

The Act of 1884 facilitated the settlement of Homestead Lots on public lands. The lowlands of Hau'ula were surveyed in 1900 for Homestead Lots for "natives who have long been residents on the land" (Executive and Foreign Office 1900). A 1902 Wall map shows the Homestead road system, which has largely remained unchanged up to the present time period.

The Project area is situated within Homestead Lot #18, with its historical land use prior to becoming a residential lot remaining unclear. Adjacent lands to the north were identified as "rice" fields on the 1900 Monsarrat map and as "kula" (field) on a 1906 map. By 1913, a U.S. Army map indicated the presence of trees both within and north of the Project area. Homestead Lot #18 was leased to "Kekala" on March 16, 1914, and the 1913 map depicted two structures on the property. Subsequent maps from 1925 and 1932 show the lot owned and occupied by Mrs. Kekala Kaumana, with the structures from earlier maps no longer appearing in later versions.

A 1943 USGS map shows a new structure in the southwest corner of the property, along with a pipeline or drainage ditch along the western boundary, though this structure no longer appears by the 1953 USGS map. By 1965, aerial imagery reveals that the eastern part of the Project area was cleared and level, while the western part remained heavily vegetated.

In 2004, Mr. Daniel Kinikini obtained a 30-year agricultural lease for the property, but it was terminated in 2010 due to noncompliance. That same year, the land was designated as a public park by Executive Order No. 4323, though no park was developed. In 2018, the City and Ko'olauloa Neighborhood Board decided the land would be better used for a community shelter, hurricane shelter, and health clinic, and the non-profit group HOH was granted a right-of-entry permit to clean and maintain the property.

Previous archaeological studies in the vicinity have documented traditional Hawaiian heiau, stone walls, terraces, mounds, and enclosures along the base of mountain slopes and

within valleys, with agricultural taro (kalo, Colocasia esculenta) pond fields, ʻauwai, and a historic cemetery in lowlands, and subsurface cultural layers and human burials in sand deposits along the coast. Based on background research, it is probable that the current Project may encounter historic trash pits and previously disturbed historic materials associated with 20th century residential use of the property.

Results of Field Work

Field work was conducted under archaeological permit 22-33 (2022) and 23-18 (2023), in accordance with HRS 13-282 (Rules Governing Permits for Archaeological Work). AIS excavation at the four previously identified sites was conducted between July 3-14, 2023.

The field investigation encountered four historic resources, two within the east portion and two within the west portion (*Figure 5*). Historic resources include a cut stone and mortar culvert (SIHP #50-80-05-09427) which provides access to the property from Hānaimoa Street, an upright concrete post (SIHP # 50-80-05-09428), a historic terrace (SIHP #50-80-05-09429) constructed with a basalt and concrete facing and level soil area, and a dry-stacked stone terrace (SIHP #50-80-05-09430) along the southern boundary. Additional finds included a shallow drainage ditch, rubbish piles, push piles of soil and brush, and scatters of broken modern and historic bottle glass, ceramics, metal fragments, and cut animal bone. The fragmented surface artifacts and presence of large push piles indicate much of the property has been previously graded.

AIS excavation focused on three of the documented historic resources (concrete post, historic terrace, and post-contact dry-stacked stone terrace). A total of 51 square feet was excavated, consisting of six test units.

A description of each identified historic site is provided in the following sections.

A. Cut Stone and Mortar Culvert (SIHP #50-80-05-09427)

A cut stone and mortar culvert is located just north of the Project area, adjacent to Hānaimoa Street. The culvert measures approximately 2.52 meters by 6.36 meters, with a height of 1.16 meter on the east end and 1.5 meters on the west end. The culvert includes a level surface area between two sections of the constructed culvert, running perpendicular to Hānaimoa Street. The level surface provides access to the Project area. This accessway is currently the main property entrance and leads to a modern gravel pad where a green construction trailer is positioned. The base of the constructed culvert includes a round pipeline that diverts water from the drainage ditch to underneath Hānaimoa Street.

B. Upright Concrete Post (SIHP #50-80-05-09428)

An upright concrete post (SIHP #50-80-05-09428) is located in the relatively level, southeast corner of the Project area. The post measures approximately 35 centimeters by 36 centimeters, with a height of 177 centimeters. The post is square in plain view with squared-off corners, a flat top, and relatively smooth exterior. The edges of form boards are evident on the sides of the post. No cultural material was observed on the ground surface near the post.

According to conversations with community members, it was recalled that a hitching post was once in the location. Based on collected evidence, the shape, form, and wear patterns on the post and the oral account, it is determined the site is an old hitching post.

Excavations at the site found disturbed sediments extend over 2 feet in depth in this portion of the Project area. A wide variety of cultural materials were recovered, including one traditional artifact, a volcanic glass core. Modern to historic artifacts collected included a clay marble, bottle glass fragments, metal fragments, decomposing basalt, asphalt chunks, a saddle buckle, nails, cans, window glass, and plastic.

C. Historic Terrace (SIHP #50-80-05-09429)

A historic terrace was documented near the center of the Project area, measuring approximately 4.2 meters by 12.2 meters, with a height of approximately 65 centimeters. The terrace was in remnant condition. The most prominent portion was the northeast corner which was constructed of natural basalt boulders stacked two courses high. Concrete chunks were scattered within and on the terrace face. The terrace surface was soil and had been cut into the hillside. Scattered historic artifacts were observed around the terrace, including a brown transferware ceramic sherd and a textured four-hole button. Transferware pottery has been produced since the late-18th century and continues to be used today. It is possible the historic terrace may correspond with a structure shown on 1913 and 1918 maps.

Three test units were placed along the terrace wall and within the surface. In all three test units, the terrace surface was found to contain a thin layer of sparse cultural material, and no foundation supports for an associated structure. A total of 979 artifacts were collected from the units. Artifacts included a clay marble, modern to historic bottle glass, wire nails, screws, a stainless-steel eye bolt, metal fragments, plastic fragments, coins, fishing line, window glass, roofing shingles, a few ceramic tableware fragments, marine shell and coral manuports, and textile fragments. Due to the artifacts being largely utilitarian, architectural, and recreational, the size of the terrace, and lack of foundational supports or substantial cultural deposits on the feature, it is determined the terrace was likely a leveled area for a simple modern to historic storage shed.

D. Dry-Stacked Stone Terrace (SIHP #50-80-05-09430)

A dry-stacked stone terrace was recorded along the southern boundary of the Project area. The terrace measured approximately 1 meter by 30 meters, with a height of approximately 55 centimeters. The terrace face was stacked three courses high and was partially covered by vegetation and a trash pile.

Observable portions of the terrace appeared to be in good to fair condition. A tent and temporary living area was constructed adjacent to the north side of the terrace. A 1953 map shows a roadway curving through the southern Project area boundary. It is likely the road was curved to avoid this feature.

Two test units were excavated within the terrace wall and terrace surface during the AIS investigation. A total of 276 artifacts were collected from the units. One potential traditional Hawaiian artifact was recovered from the test unit, all other artifacts were modern to historic. Artifacts included modern to historic bottle and jar glass, pull tab can parts, cut and wire nails,

screws and bolts, ceramic tableware, metal fragments, plastic fragments, buttons, a coin, a fishing bobber, window glass, and other fragments of household items.

Charcoal collected from under base stones was sent to the International Archaeological Research Institute, Inc. in Honolulu for species identification. The results of charcoal identification indicate the samples contained pine species, which is an historic introduction, as well as indeterminate hardwood. This suggests the terrace was constructed after the introduction of pine to Hawai'i. Pine was first introduced to Hawai'i by Captain James Cook in 1778, with many pine species later introduced.

E. Undocumented Cultural Site

During investigation of SIHP # -09430, OASES observed an undocumented cultural site on the adjacent privately owned parcel, TMK (1) 5-4-014:002. The site consists of a dry-stacked stone wall running generally parallel to SIHP # -09430, portions of which remain up to five courses high, and several associated dry-stacked stone mounds. The wall extends northwest before curving southwest toward the adjacent cliff face. Because the site is located outside the Project area, it was not formally documented or evaluated as part of the AIS. The AIS recommended that the site be documented in greater detail through a future investigation.

Although located outside the Project parcel, a portion of the undocumented site falls within APE 2, the Construction Vibration Area. The approximate location of the site relative to the proposed APEs is shown on Figure 4.

INVITATION TO PARTICIPATE IN SECTION 106 CONSULTATION

DCS recognizes the importance of traditional knowledge, oral histories, genealogical connections, and cultural practices in identifying and evaluating historic properties, particularly those of religious and cultural significance to Native Hawaiians.

Pursuant to 36 CFR § 800.2(c) and 800.4(a)(3) through (4), DCS respectfully invites you or your organization to participate in consultation and provide information that may assist in identifying historic properties and cultural resources within the proposed APEs. DCS is particularly interested in receiving information regarding:

1. Whether the proposed APE 1 (Construction Area) and APE 2 (Construction Vibration Area) appropriately account for the potential direct and indirect effects of the undertaking on historic properties, including recommendations for modifications to the proposed boundaries.
2. Previously identified or undocumented archaeological sites, traditional cultural places, historic structures, or other cultural resources within or near the proposed APEs.
3. Traditional Hawaiian practices, customary uses, cultural landscapes, or places of religious and cultural significance associated with the Project area.
4. Oral histories, genealogical information, traditional place names, or other historical knowledge that may inform the identification and evaluation of historic properties.
5. Information regarding the undocumented stone wall and associated stone mounds located mauka of the Project parcel.

6. Potential concerns regarding the undertaking's effects on historic properties or cultural resources, including recommendations for avoidance, preservation, or other appropriate treatment measures.

Information provided through consultation will be considered alongside the available archaeological and historical documentation in evaluating NRHP eligibility and assessing the potential effects of the undertaking. DCS recognizes that certain traditional knowledge and information concerning culturally sensitive places or practices may warrant confidential treatment. Consulting parties are encouraged to identify any information they consider sensitive so that appropriate procedures for its handling and disclosure may be discussed.

DCS respectfully requests that your organization indicate its interest in participating as a consulting party and provide any preliminary comments or information within 30 days of receipt of this letter. Please submit responses to:

G70
Attention: Cody Winchester
111 South King Street, Suite 170
Honolulu, HI 96813
KCRH@g70.design

In addition, if you know of any individuals or organizations with knowledge about the proposed APEs, or descendants with ancestral, lineal, or cultural ties to the area, as well as those with cultural knowledge, historical property information, concerns, or cultural or religious attachments to the Project area, we would appreciate receiving their names and contact information within 30 days of notice.

INVITATION TO ATTEND SECTION 106 CONSULTATION MEETING

As part of the Section 106 consultation process, HOH will host a hybrid consultation meeting on November 17, 2026, at 6:00 PM, at the Hau'ula Community Center, with an option to participate virtually via Zoom.

The meeting will provide an additional opportunity for consulting parties and interested members of the public to learn more about the proposed undertaking, review the archaeological findings, and provide feedback on the proposed APE boundaries. Participants will also be invited to share information regarding known or potential historic properties, cultural resources, and traditional practices within or near the APEs, as well as any concerns regarding potential effects associated with the undertaking.

Interested participants are requested to RSVP in advance by contacting Mr. Mark Kawika McKeague, FAICP, of G70, at KCRH@g70.design. Participants wishing to attend virtually will receive a Zoom meeting link upon registration.

CLOSING

DCS appreciates your consideration of this invitation and welcomes your knowledge, perspectives, and participation in the Section 106 consultation process. Your contributions will

assist in developing a more complete understanding of the historic and cultural resources associated with the Project area.

Mahalo for your time and consideration.

Sincerely,

Anton C. Krucky
Director

Enclosures: Figure 1: Project Location
Figure 2: Project Plat Map
Figure 3: Concept Site and Grading Plan
Figure 4: Proposed Area of Potential Effects
Figure 5: Historic Resources (OASES, 2026)

cc: Mark Kawika McKeague, FAICP, G70
Cody Winchester, AICP, G70
Dotty Kelley-Paddock, Hui O Hau'ula

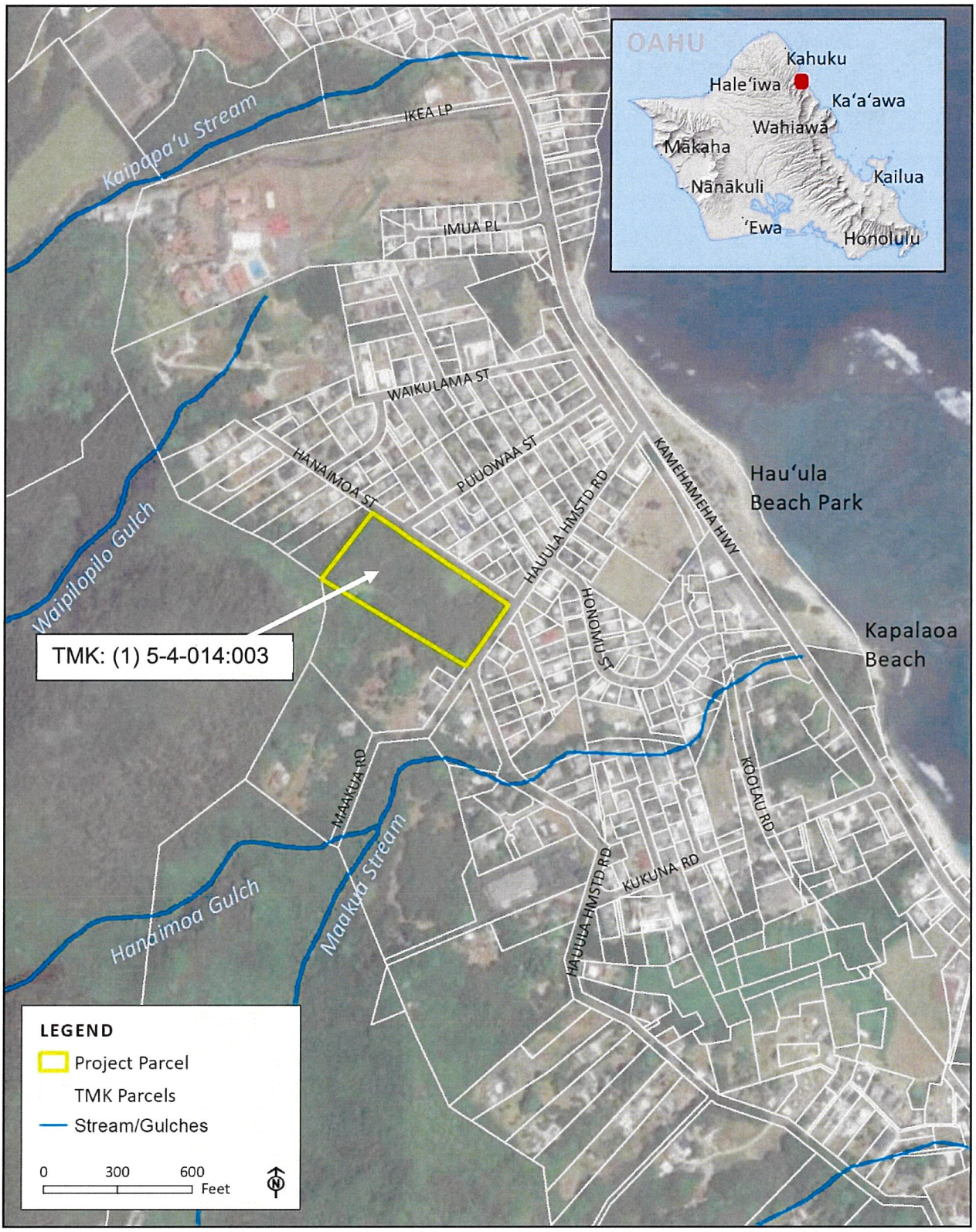


Figure 1 **Project Location**

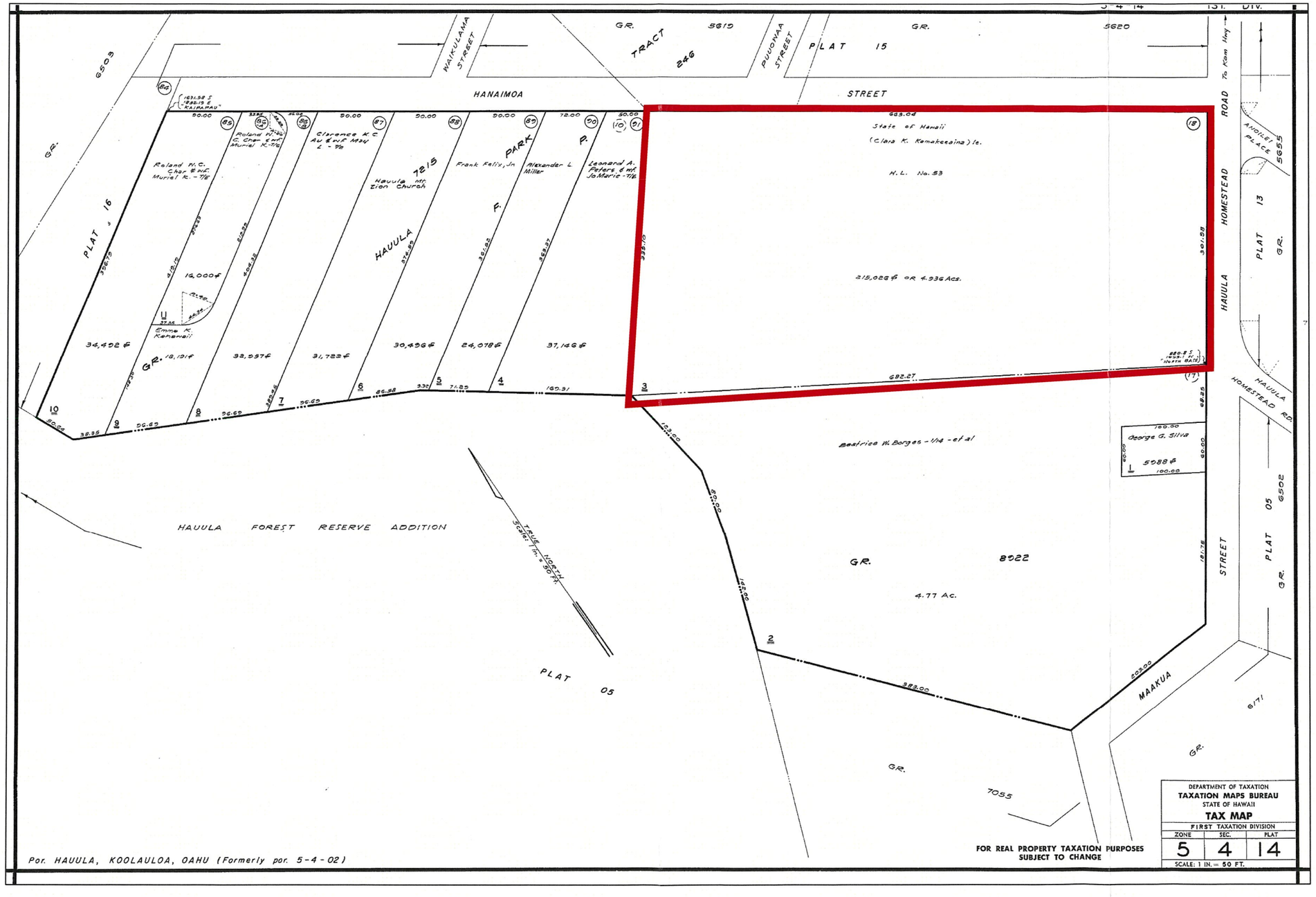


Figure 2 **Project Plat Map**

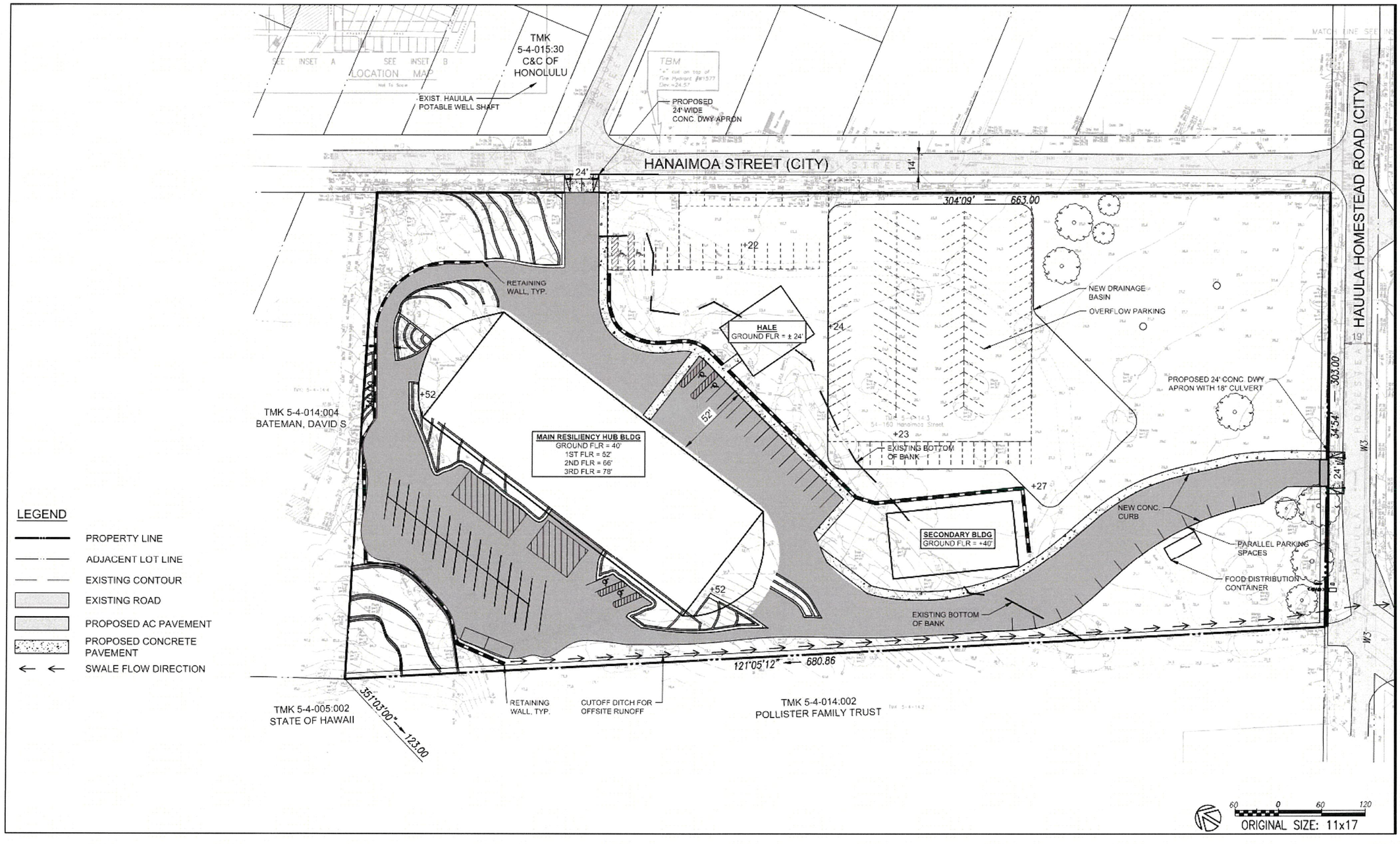


Figure 3 **Concept Site and Grading Plan**

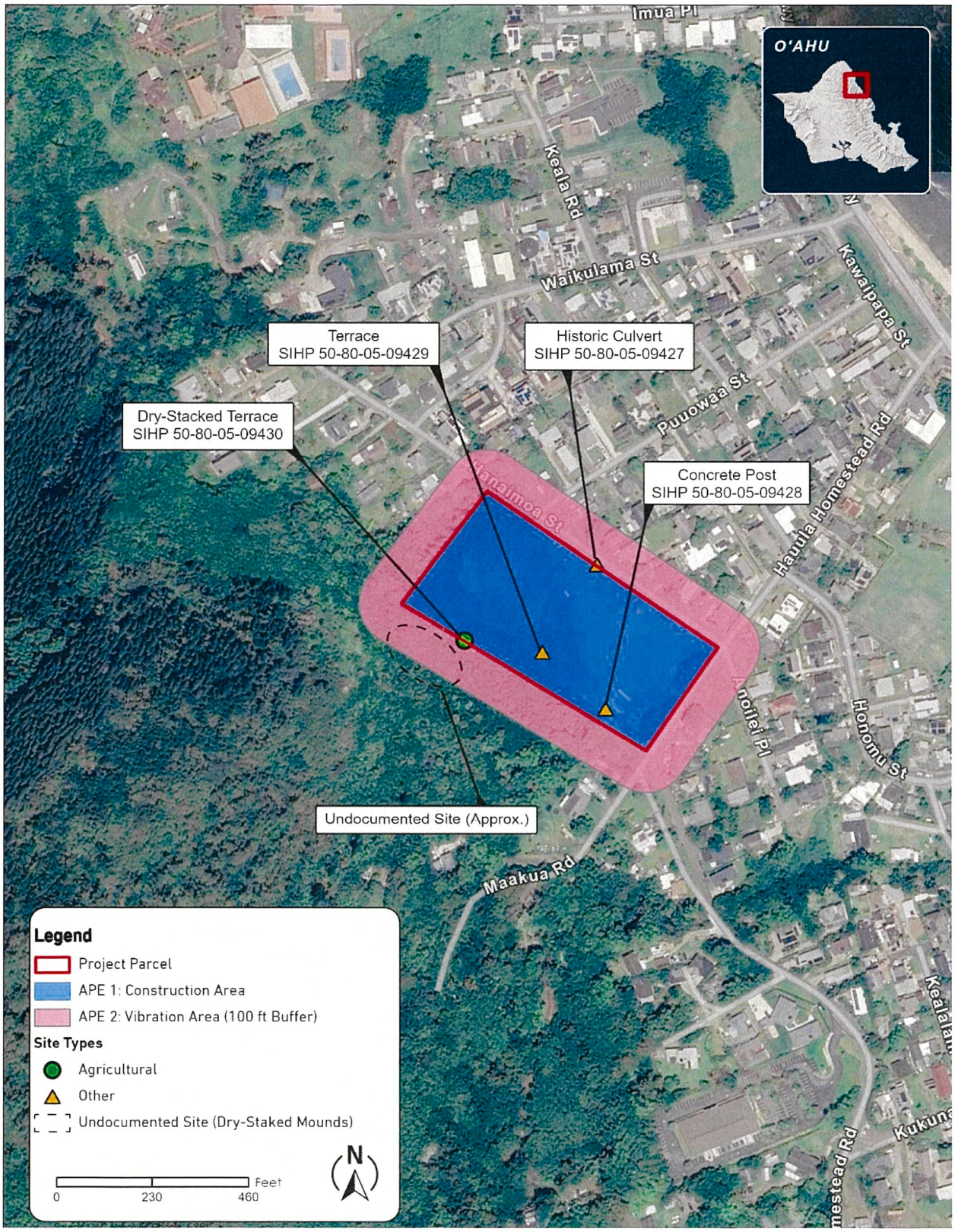


Figure 4 APE Map

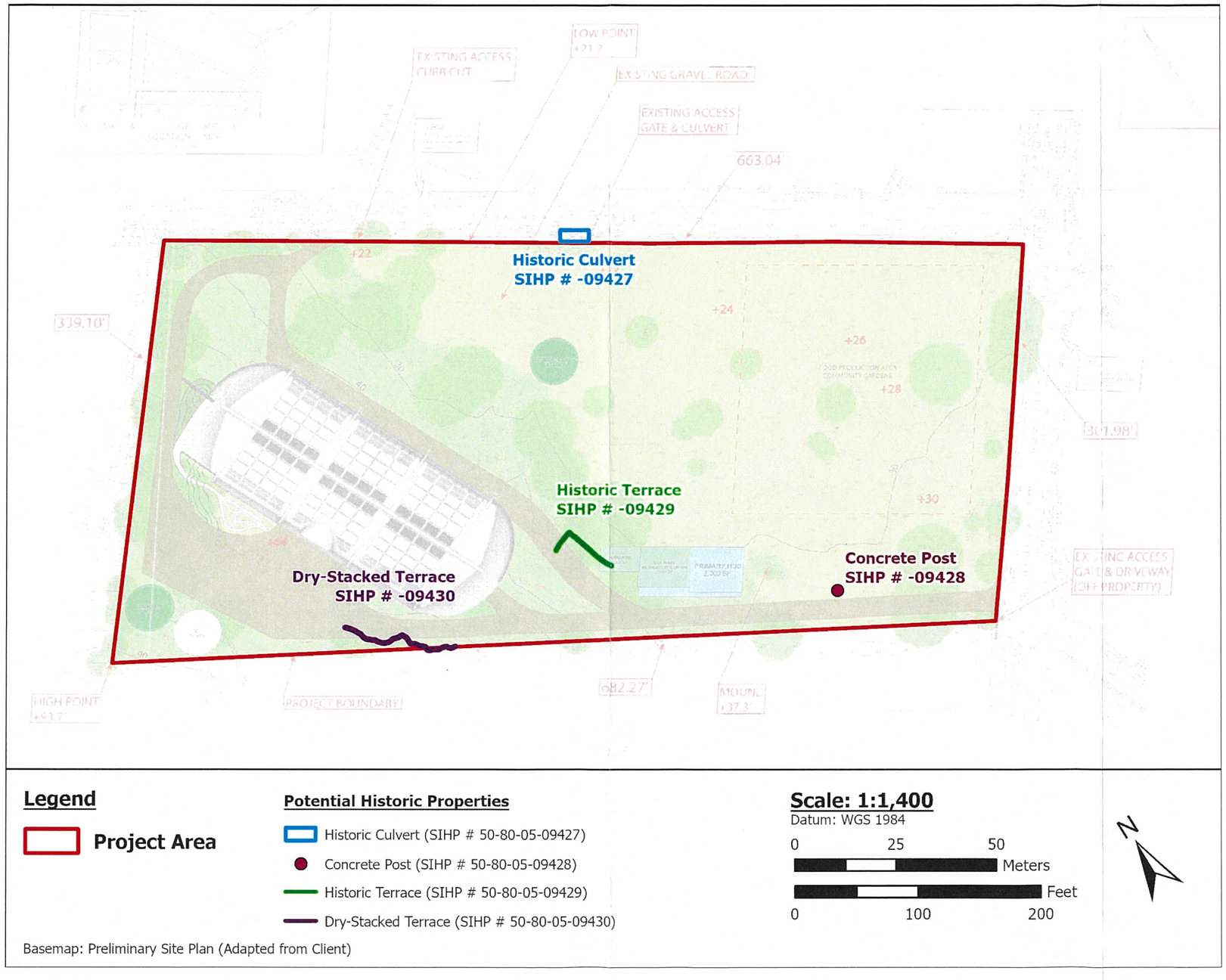


Figure 5 **Historic Resources (OASES, 2026)**

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Longboard TerminalCo, LLC Docket No. PF26-10-000

NOTICE OF SCOPING PERIOD REQUESTING COMMENTS ON ENVIRONMENTAL ISSUES FOR THE PLANNED **LONGBOARD LNG PROJECT,** AND NOTICE OF PUBLIC SCOPING SESSIONS

(October 26, 2026)

The staff of the Federal Energy Regulatory Commission (FERC or Commission) will prepare an environmental document that will discuss the environmental impacts of the Longboard LNG Project involving construction and operation of facilities by Longboard TerminalCo, LLC (Longboard LNG) in Honolulu County, Hawai'i. The Commission will use this environmental document in its decision-making process to determine whether the project is in the public interest.

This notice announces the opening of the scoping process the Commission will use to gather input from the public and interested agencies regarding the project. As part of the National Environmental Policy Act (NEPA) review process, the Commission takes into account concerns the public may have about proposals and the environmental impacts that could result from its action whenever it considers the issuance of an authorization. This gathering of public input is referred to as "scoping." The main goal of the scoping process is to focus the analysis in the environmental document on the important environmental issues. Additional information about the Commission's NEPA process is described below in the NEPA Process and Environmental Document section of this notice.

By this notice, the Commission requests public comments on the scope of issues to address in the environmental document. To ensure that your comments are timely and properly recorded, please submit your comments so that the Commission receives them in Washington, DC on or before 5:00 pm Eastern Time on **November 27, 2026.** Comments may be submitted in written or oral form. Further details on how to submit comments are provided in the Public Participation section of this notice.

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HISTORIC PRESERVATION
DEPT OF LAND &
NATURAL RESOURCES

Your comments should focus on the potential environmental effects, reasonable alternatives, and measures to avoid or lessen environmental impacts. Your input will help the Commission staff determine what issues they need to evaluate in the environmental document. Commission staff will consider all written or oral comments during the preparation of the environmental document.

If you submitted comments on this project to the Commission **before** the opening of this docket on May 15, 2026, you will need to file those comments in Docket No. PF26-10-000 to ensure they are considered.

This notice is being sent to the Commission's current environmental mailing list for this project. State and local government representatives should notify their constituents of this planned project and encourage them to comment on their areas of concern.

A fact sheet prepared by the FERC entitled "An Interstate Natural Gas Facility On My Land? What Do I Need To Know?" addresses typically asked questions, including the use of eminent domain and how to participate in the Commission's proceedings. This fact sheet along with other landowner topics of interest are available for viewing on the FERC website (www.ferc.gov) under the Natural Gas, Landowner Topics link.

Public Participation

There are four methods you can use to submit your comments to the Commission. Please carefully follow these instructions so that your comments are properly recorded. The Commission encourages electronic filing of comments and has staff available to assist you at (866) 208-3676 or FercOnlineSupport@ferc.gov.

1) You can file your comments electronically using the eComment feature, which is located on the Commission's website (www.ferc.gov) under the link to FERC Online. Using eComment is an easy method for submitting brief, text-only comments on a project;

2) You can file your comments electronically by using the eFiling feature, which is located on the Commission's website (www.ferc.gov) under the link to FERC Online. With eFiling, you can provide comments in a variety of formats by attaching them as a file with your submission. New eFiling users must first create an account by clicking on "eRegister." You will be asked to select the type of filing you are making; a comment on a particular project is considered a "Comment on a Filing";

3) You can file a paper copy of your comments by mailing them to the Commission. Be sure to reference the project docket number (PF26-10-000) on your letter. Submissions sent via the United States Postal Service must be addressed to: Debbie-Anne A. Reese, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Debbie-Anne A. Reese, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, MD 20852; or

4) In lieu of sending written comments, the Commission invites you to attend one of the public scoping sessions its staff will conduct in the project area, scheduled as follows:

Date and Time	Location
Wednesday, November 18, 2026 5:00 pm-7:00 pm	Imin International Conference Center 1777 East-West Road Honolulu, HI 96848 808-944-7159
Thursday, November 19, 2026 5:00 pm-7:00 pm	Kroc Center Hawai'i 91-3257 Kualaka'i Parkway Ewa Beach, HI 96706 808-682-5505

The primary goal of these scoping sessions is to have you identify the specific environmental issues and concerns that should be considered in the environmental document. The sessions are not public hearings to solicit discussions. They present an opportunity for attendees to provide oral rather than written input on the environmental review that FERC staff will conduct. **Individual oral comments will be taken on a one-on-one basis with a court reporter.** This format is designed to receive the maximum amount of oral comments in a convenient way during the timeframe allotted.

Each scoping session is scheduled from 5:00 pm to 7:00 pm Hawai'i. Standard Time. You may arrive at any time after 5:00 pm. There will not be a formal presentation by Commission staff when the session opens. If you wish to speak, the Commission staff will hand out numbers in the order of your arrival. Comments will be taken until 7:00 pm. However, if no additional numbers have been handed out and all individuals who wish to provide comments have had an opportunity to do so, staff may conclude the session at 6:30 pm. Please see appendix 1 for additional information on the

session format and conduct.[1]

Your scoping comments will be recorded by a court reporter (with FERC staff or representative present) and become part of the public record for this proceeding. Transcripts will be publicly available on FERC's eLibrary system (see the last page of this notice for instructions on using eLibrary). If a significant number of people are interested in providing oral comments in the one-on-one settings, a time limit of 3 minutes may be implemented for each commentor.

It is important to note that the Commission provides equal consideration to all comments received, whether filed in written form or provided orally at a scoping session. Although there will not be a formal presentation, Commission staff will be available throughout the scoping session to answer your questions about the environmental review process. Representatives from Longboard LNG will also be present to answer project-specific questions.

Additionally, the Commission offers a free service called eSubscription, which makes it easy to stay informed of all issuances and submittals regarding the dockets/projects to which you subscribe. These instant email notifications are the fastest way to receive notification and provide a link to the document files which can reduce the amount of time you spend researching proceedings. Go to https://www.ferc.gov/ferc-online/overview to register for eSubscription.

For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, contact the Office of Public Participation at (202) 502-6595 or OPP@ferc.gov.

Summary of the Planned Project

Longboard LNG plans to construct and operate a liquefied natural gas (LNG) import terminal and related natural gas facilities in state waters offshore Kalaeloa (Barbers Point), and onshore near Campbell Industrial Park, on O'ahu, Hawai'i.

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[1] The appendices referenced in this notice will not appear in the Federal Register. Copies of the appendices were sent to all those receiving this notice in the mail and are available at www.ferc.gov using the link called "eLibrary." For instructions on connecting to eLibrary, refer to the last page of this notice. For assistance, contact FERC at FERCOnlineSupport@ferc.gov or call toll free, (886) 208-3676 or TTY (202) 502-8659.

FERC jurisdictional facilities include:

- a single point mooring system;
- an approximately 3-mile-long, 16-inch-diameter subsea natural gas pipeline;
- an approximately 2-acre onshore receiving facility connecting the subsea pipeline to onshore pipelines; and
- other appurtenant and ancillary facilities.

Longboard LNG plans to use horizontal directional drilling to install the nearshore portion of the subsea pipeline beneath the shoreline and seabed, extending from the onshore receiving facility to an offshore exit point approximately 0.8 mile from shore, to minimize disturbance to coastal areas and sensitive marine habitats. A non-jurisdictional, internationally flagged, waterborne Floating Storage and Regasification Unit (FSRU), leased under a long-term time charter, would accept LNG carriers making deliveries via ship-to-ship transfer. The FSRU would be subject to regulation by the United States Coast Guard and would not be part of the LNG terminal facilities subject to the Commission's jurisdiction under section 3 of the Natural Gas Act.

The general location of the project facilities is shown in appendix 2.

Land Requirements for Construction

Construction of the planned facilities would disturb about 270 acres of land and seabed for the planned facilities. Following construction, Longboard LNG would maintain about 27.3 acres for permanent operation of the project's facilities; the remaining acreage would be restored.

NEPA Process and the Environmental Document

Any environmental document issued by Commission staff will discuss impacts that could occur as a result of the construction and operation of the jurisdictional components of the planned project under the relevant general resource areas:

- geology and soils;
- water resources and wetlands;
- vegetation and wildlife;
- threatened and endangered species;
- cultural resources;
- socioeconomics;
- land use;
- visual;
- air quality and noise; and
- reliability and safety.

Commission staff have already identified several issues that deserve attention based on a preliminary review of the planned facilities and the environmental information provided by Longboard LNG. This preliminary list of issues may change based on your comments and our analysis:

- marine and oceanographic conditions;
- marine transportation; and
- facility construction and effects on water resources and marine species.

Commission staff will also evaluate reasonable alternatives to the planned project or portions of the project and make recommendations on how to lessen or avoid impacts on the various resource areas. Your comments will help Commission staff identify and focus on the issues that might have an effect on the human environment and potentially eliminate others from further study and discussion in the environmental document.

Although no formal application has been filed, Commission staff have already initiated a NEPA review under the Commission's pre-filing process. The purpose of the pre-filing process is to encourage early involvement of interested stakeholders and to identify and resolve issues before the Commission receives an application. As part of the pre-filing review, Commission staff will contact federal and state agencies to discuss their involvement in the scoping process and the preparation of the environmental document.

If a formal application is filed, Commission staff will then determine whether to prepare an Environmental Assessment (EA) or an Environmental Impact Statement (EIS). The EA or the EIS will present Commission staff's independent analysis of the environmental issues. If Commission staff prepares an EA, a *Notice of Schedule for the Preparation of an Environmental Assessment* will be issued. The EA may be issued for an allotted public comment period. The Commission would consider timely comments on the EA before making its determination on the proposed project. If Commission staff prepares an EIS, a *Notice of Intent to Prepare an EIS/Notice of Schedule* will be issued once an application is filed, which will open an additional public comment period. Staff will then prepare a draft EIS that will be issued for public comment. Commission staff will consider all timely comments received during the comment period on the draft EIS, and revise the document, as necessary, before issuing a final EIS. Any EA or draft and final EIS will be available in electronic format in the public record through eLibrary[2] and the Commission's natural gas environmental documents webpage (https://www.ferc.gov/industries-data/natural-gas/environment/environmental-documents). If eSubscribed, you will receive instant email notification when the environmental document is issued.

[2] For instructions on connecting to eLibrary, refer to the last page of this notice.

With this notice, the Commission is asking agencies with jurisdiction by law and/or special expertise with respect to the environmental issues related to this project to formally cooperate in the preparation of the environmental document.[3] Agencies that would like to request cooperating agency status should follow the instructions for filing comments provided under the Public Participation section of this notice. Currently, the United States Coast Guard and United States Environmental Protection Agency have expressed their intention to participate as cooperating agencies in the preparation of the environmental document.

Consultation Under Section 106 of the National Historic Preservation Act

In accordance with the Advisory Council on Historic Preservation's implementing regulations for section 106 of the National Historic Preservation Act, the Commission is using this notice to initiate consultation with the applicable State Historic Preservation Office(s), and to solicit their views and those of other government agencies, interested Native Hawaiian organizations, and the public on the project's potential effects on historic properties.[4] The environmental document for this project will document our findings on the impacts on historic properties and summarize the status of consultations under section 106.

Environmental Mailing List

The environmental mailing list includes federal, state, and local government representatives and agencies; elected officials; Native Hawaiian organizations; environmental and public interest groups; other interested parties; and local libraries and media outlets. This list also includes all affected landowners (as defined in the Commission's regulations) who are potential right-of-way grantors, whose property may be used temporarily for project purposes, or who own homes within certain distances of aboveground facilities, and anyone who submits comments on the project and includes a mailing address with their comments. Commission staff will update the environmental mailing list as the analysis proceeds to ensure that Commission notices related to this environmental review are sent to all individuals, organizations, and government entities interested in and/or potentially affected by the planned project.

If you need to make changes to your name/address, or if you would like to remove your name from the mailing list, please complete one of the following steps:

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[3] Cooperating agency responsibilities are addressed in section 107(a)(3) of NEPA (42 U.S. Code § 4336(a)(3)).

[4] The Advisory Council on Historic Preservation regulations are at Title 36, Code of Federal Regulations, Part 800. Those regulations define historic properties as any prehistoric or historic district, site, building, structure, or object included in or eligible for inclusion in the National Register of Historic Places.

1) Send an email to GasProjectAddressChange@ferc.gov stating your request. You must include the docket number PF26-10-000 in your request. If you are requesting a change to your address, please be sure to include your name and the correct address. If you are requesting to delete your address from the mailing list, please include your name and address as it appeared on this notice. **This e-mail address is unable to accept comments.**

OR

2) Return the attached "Mailing List Update Form" (appendix 3).

Becoming an Intervenor

Once Longboard LNG files its application with the Commission, you may want to become an "intervenor" which is an official party to the Commission's proceeding. Only intervenors have the right to seek rehearing of the Commission's decision and be heard by the courts if they choose to appeal the Commission's final ruling. An intervenor formally participates in the proceeding by filing a request to intervene pursuant to Rule 214 of the Commission's Rules of Practice and Procedures (18 CFR 385.214). Motions to intervene are more fully described at https://www.ferc.gov/how-intervene. Please note that the Commission will not accept requests for intervenor status at this time. You must wait until the Commission receives a formal application for the project, after which the Commission will issue a public notice that establishes an intervention deadline.

Additional Information

Additional information about the project is available on the FERC website (www.ferc.gov) using the eLibrary link. Click on the eLibrary link, click on "General Search" and enter the docket number in the "Docket Number" field. Be sure you have selected an appropriate date range. For assistance, please contact FERC Online Support at FercOnlineSupport@ferc.gov or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659. The eLibrary link also provides access to the texts of all formal documents issued by the Commission, such as orders, notices, and rulemakings.

Public sessions or site visits will be posted on the Commission's calendar located at https://www.ferc.gov/news-events/events along with other related information.

(Authority: 18 CFR 2.1)

Debbie-Anne A. Reese,
Secretary.

Appendix 1

FERC SESSION FORMAT AND CONDUCT

Session Format

FERC is conducting the session to solicit your scoping comments. There will not be a formal presentation by Commission staff; however, FERC staff is available to answer questions about the environmental review process. The session format is as follows:

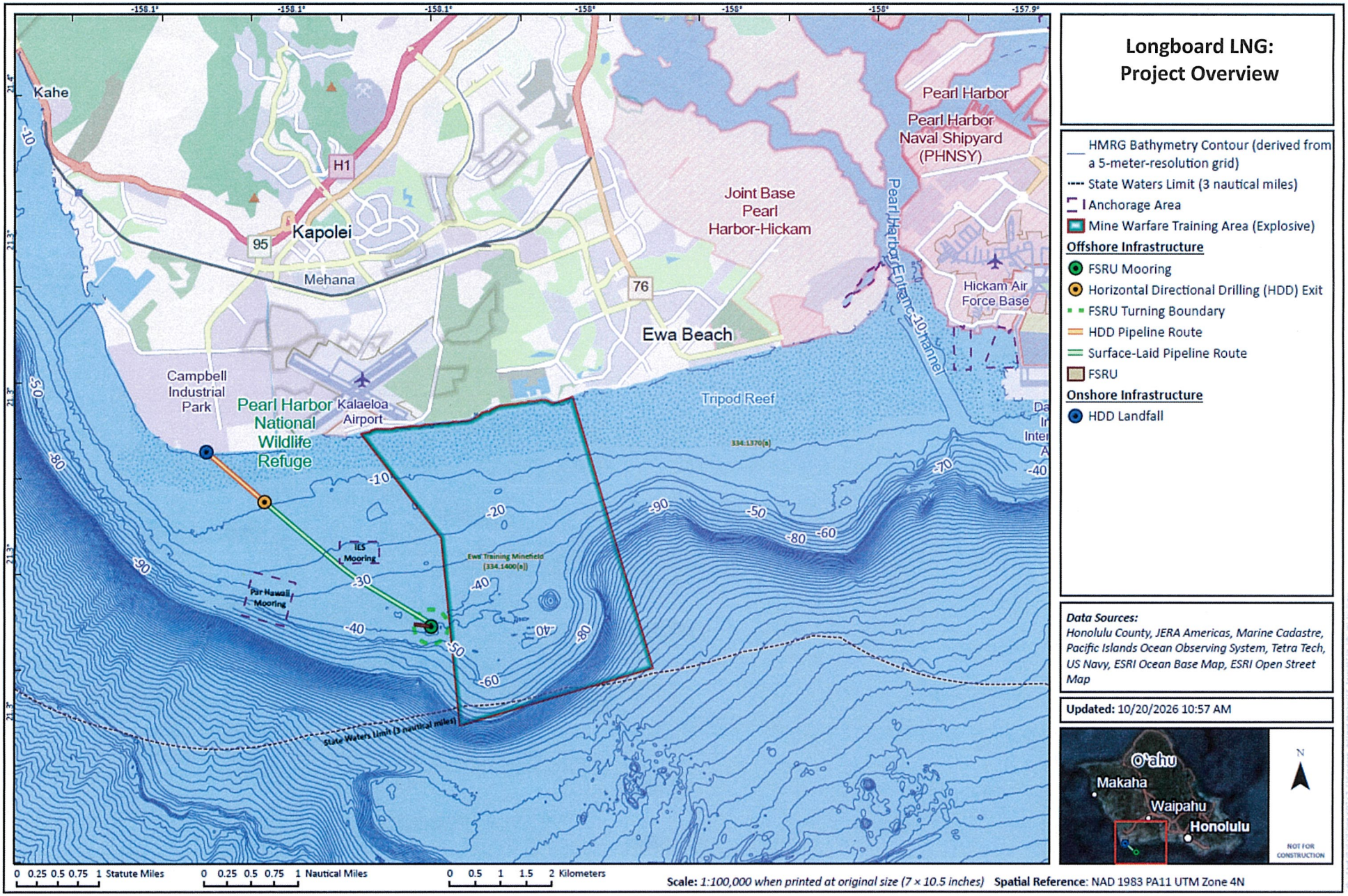
- Tickets are handed out on a "first come, first serve" basis starting at the time listed in the Notice.
- Individuals are called in ticket number order to provide oral comments to be transcribed by a court reporter for the public record.
- Time limits on oral comments may be enforced to ensure that all those wishing to comment have the opportunity to do so within the designated session time.
- Additional materials about FERC and the environmental review process are available at information stations at the session.

Session Conduct

Proper conduct will help the sessions maintain a respectful atmosphere for attendees to learn about the FERC Environmental Review Process and to be able to provide comments effectively.

- Loudspeakers, lighting, oversized visual aids, or other visual or audible disturbances are not permitted.
- Disruptive video and photographic equipment may not be used.
- Conversations should be kept to a reasonable volume. Attendees should be respectful of those providing oral comments to the court reporters.
- Recorded interviews are not permitted within the session space.
- FERC reserves the right to end the session if disruptions interfere with the opportunity for individuals to provide oral comments or if there is a safety or security risk.

Appendix 2



Scale: *1:100,000 when printed at original size (7 × 10.5 inches)* **Spatial Reference:** NAD 1983 PA11 UTM Zone 4N

Longboard LNG: Project Overview

- HMRG Bathymetry Contour (derived from a 5-meter-resolution grid)
- State Waters Limit (3 nautical miles)
- Anchorage Area
- Mine Warfare Training Area (Explosive)

Offshore Infrastructure

- FSRU Mooring
- Horizontal Directional Drilling (HDD) Exit
- FSRU Turning Boundary
- HDD Pipeline Route
- Surface-Laid Pipeline Route
- FSRU

Onshore Infrastructure

- HDD Landfall

Data Sources:
Honolulu County, JERA Americas, Marine Cadastre, Pacific Islands Ocean Observing System, Tetra Tech, US Navy, ESRI Ocean Base Map, ESRI Open Street Map

Updated: 10/20/2026 10:57 AM

Appendix 3

MAILING LIST UPDATE FORM

Longboard LNG Project

Name_____

Agency_____

Address_____

City_____ **State**_____ **Zip Code**_____

☐ **Please update the mailing list**

☐ **Please remove my name from the mailing list**

FROM_____

_____

_____

_____

ATTN: OEP - Gas 3, PJ - 11.3
Federal Energy Regulatory Commission
888 First Street NE
Washington, DC 20426

(PF26-10-000 and Longboard LNG Project)

Staple or Tape Here

2026.602

JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR
KA HOPE KIA'ĀINA

'26 NOV 10 A10:55

HISTORIC PRES DIV
DEPT OF LAND &
NATURAL RESOURCES

STATE OF HAWAI'I | KA MOKU'ĀINA 'O HAWAI'I
DEPARTMENT OF LAND AND NATURAL RESOURCES
KA 'OIHANA KUMUWAIWAI 'ĀINA

P.O. BOX 621
HONOLULU, HAWAII 96809

RYAN K.P. KANAKA'OLE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

DAVE DAY
FIRST DEPUTY

CIARA W.K. KAHAHANE
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

November 10, 2026

SUBJECT: Section 106 Consultation for REPI JBPHH Waiʻanae Greenbreaks and Fenced Area Maintenance Projects, Waiʻanae, Oʻahu, HI

To Whom It May Concern,

The Department of Land and Natural Resources Division of Forestry and Wildlife (DOFAW) is proposing to work on the project listed above with Federal funds. Under Section 106 of the National Historic Preservation Act, DOFAW is consulting with Native Hawaiian Organizations and others related to historic properties or knowledge of Hawaiian practices. Historic properties include archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, traditional cultural places and landscapes, plant and animal communities, and buildings and structures with significant association.

The Division of Forestry and Wildlife is partnering with Federal agencies to conduct a review of this project to comply with Section 106 of the National Historic Preservation Act and its implementing regulations 36 CFR Part 800. The purpose of this notice is to invite you to be a consulting party in this review to help identify historic properties in the project area that may have religious and cultural significance to your organization or community, and if such properties exist, to help assess how the project might affect them. If a project might have an adverse effect, we would like to discuss possible ways to avoid, minimize or mitigate potential adverse effects.

Project Description
The purpose of the project is watershed protection and restoration, ungulate survey and control and wildfire prevention in the Lualualei area. Greenbreak projects will be extended/continued by clearing invasive species to reduce fuel loads and outplanting native plants in newly cleared areas. Existing greenbreaks will be maintained with periodic weed control and supplemental native plant outplanting. Fenced areas in upper Mākaha will be maintained through invasive plant and ungulate removal. The project area is within the Mākaha Ahupuaʻa, TMKs (1) 8-4-002:055, (1) 8-4-002:060, (1) 8-4-030:001, (1) 8-4-030:004; and the Waiʻanae Ahupuaʻa, TMK (1) 8-5-006-001, Waiʻanae Moku, Island of Oʻahu.

Lands along the wildland urban interface on the west side of Oʻahu in the Lualualei Annex region are prone to wildfire. This project will reduce threats with fuel load reduction, fuel break installation and native ecosystem restoration in the wildland urban interface where over 70% of fires on Oahu occur. Work proposed will mitigate the impact of future wildfires and restore heavily degraded ecosystems previously affected by wildfire. Fire pre-suppression activities

will include clearing and weed control of non-native, fire-prone invasive plants over planned vegetative fuel break areas during the dry season, and native plant restoration in these cleared areas during the wet season.

Replacing fire-prone vegetation with native trees reduces fuel loads, lowers fire intensity and slows the spread of fire. The use of native plants in these fuel breaks restores native habitat, protects watersheds important for water recharge, and presents the opportunity to engage and educate the local community.

Feral ungulates such as goats and pigs pose a significant threat to native Hawaiian flora and fauna found in critical habitats in Lualualei. Critical Habitat for many species of plants and the ʻElepaio forest bird is designated within the Lualualei Annex. Feral ungulate surveys and control will be conducted on the ground in the Mākaha Fence area.

How to Participate
If you are interested in participating in this undertaking as a consulting party, want to provide comments on the proposed project Area of Potential Effect (APE) and any historic properties in the APE, or want to suggest additional key contacts, please respond by December 11, 2026 via email to Cara Oba at cara.m.oba@hawaii.gov.

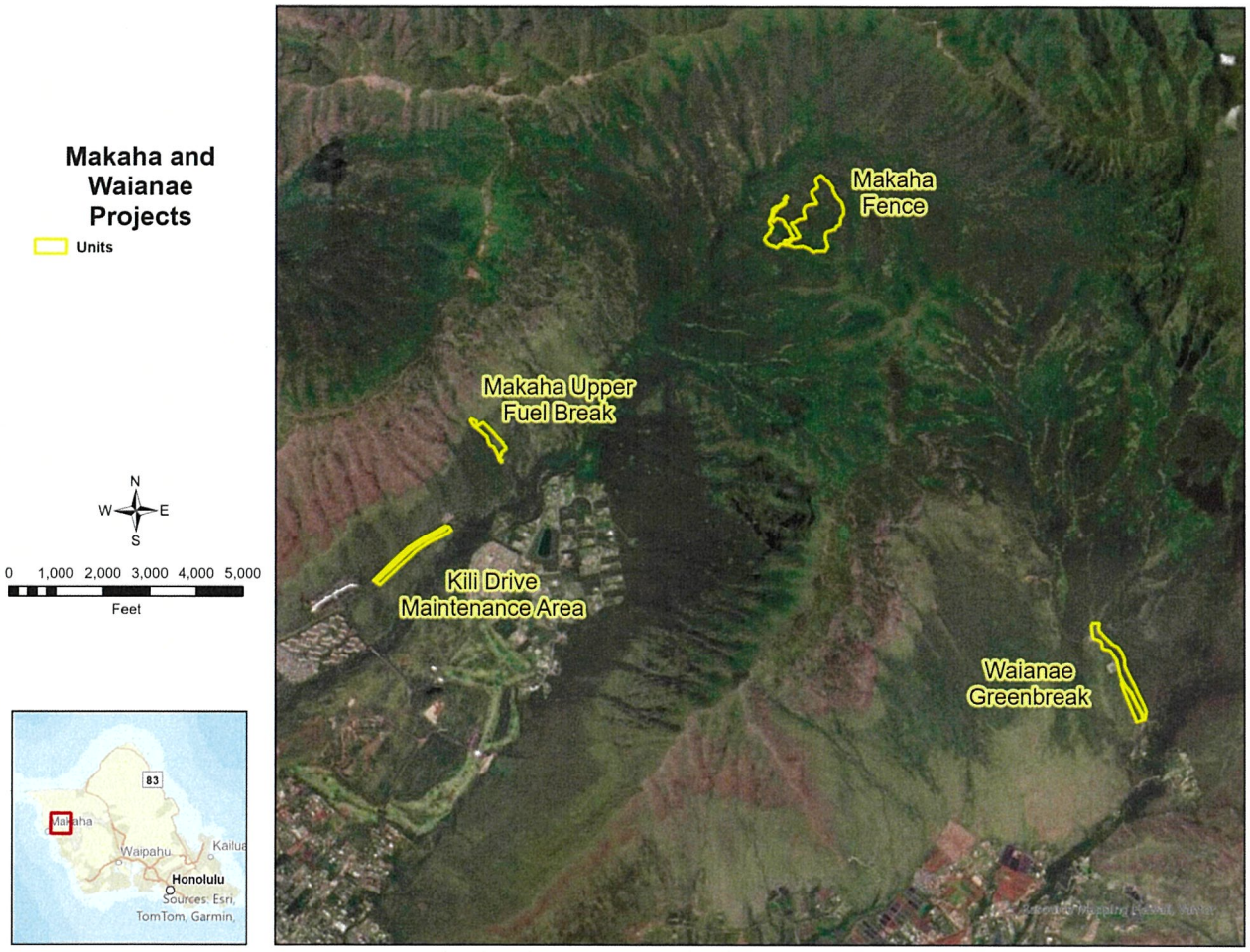
Once the public consultation period is over, if there are no major concerns presented, DOFAW will proceed with the NHPA Section 106 consultation and project. We value your assistance and look forward to your response.

Sincerely,

/s/

Emma Yuen
Native Ecosystems Program Manager
Division of Forestry and Wildlife
Department of Land and Natural Resources

TMKs affected:
O'ahu
Mākaha Ahupuaʻa
(1) 8-4-002:055
(1) 8-4-002:060
(1) 8-4-030:001
(1) 8-4-030:004
Waiʻanae Ahupuaʻa
(1) 8-5-006-001


Makaha and Waianae Projects
Units
Makaha Fence
Makaha Upper Fuel Break
Kili Drive Maintenance Area
Waianae Greenbreak
N
W
E
S
0 1,000 2,000 3,000 4,000 5,000
Feet
83
Makaha
Waipahu
Kailua
Honolulu
Sources: Esri, TomTom, Garmin

October 19th, 2026

Jessica Puff, Ph.D.
Administrator, State Historic Preservation Division
Department of Land and Natural Resources
601 Kamokila Boulevard, Room 555
Kapolei, Hawaiʻi 96707

Re: NAGPRA Compliance, Reported Allegations of Failure to Comply with NAGPRA Against the State, of Hawaiʻi and Invitation to Attend the November 2026 Oʻahu Island Burial Council Meeting

Aloha Dr. Puff:

As Chair of the Oʻahu Island Burial Council (OIBC), I request a clear written explanation of SHPD's obligations under the Native American Graves Protection and Repatriation Act (NAGPRA), the implications for the five island burial councils, and the steps needed to address any noncompliance. I invite you to attend the OIBC's November 2026 meeting, on the date and at the time stated in its posted agenda, prepared to explain SHPD's position and answer the questions below.

The Council must be able to carry out its responsibilities to protect iwi kūpuna and associated funerary objects with reliable guidance about both State and Federal law. The Department of the Attorney General has not provided the clear answers requested concerning NAGPRA compliance. That continuing lack of guidance is unacceptable where the treatment and reburial of our ancestors are concerned.

1. NAGPRA coverage and the responsibilities of SHPD and the councils

NAGPRA's definition of a museum includes qualifying State and local government agencies; it is not limited to institutions that exhibit collections. See 25 U.S.C. § 3001(8) and 43 C.F.R. § 10.2. Under the current regulations, Federal financial assistance may be received directly or indirectly, for any purpose, including through a larger governmental entity. Possession or control requires a sufficient legal interest and may exist regardless of where remains or objects are physically located. Mere custody and possession or control are not interchangeable.

In light of SHPD's reported receipt of National Park Service funding and its role in directing the care, disposition, and reburial of Native Hawaiian remains, please state whether DLNR or SHPD qualifies as a museum under NAGPRA. Identify the responsible legal entity and its authorized NAGPRA representative. If SHPD's position is that it is not covered, provide the specific legal authority and factual basis for that conclusion, including its analysis of possession or control under 43 C.F.R. § 10.8(a)(1).

Please explain how that determination applies to each island burial council. Does SHPD or DLNR retain possession or control while a council determines preservation, relocation, treatment, or reburial? What duties must SHPD perform, and what procedures must the councils follow? Please distinguish agency responsibility from any asserted responsibility of an individual council or council member. State-law burial authority does not, by itself, answer the separate question of Federal compliance.

For covered human remains and associated funerary objects, the applicable process includes consultation, an inventory, a Notice of Inventory Completion for Federal Register publication, and the required repatriation steps. See 25 U.S.C. § 3003 and 43 C.F.R. § 10.10. A Notice of Intended Repatriation under 43 C.F.R. § 10.9 concerns unassociated funerary objects, sacred objects, and objects of cultural patrimony; it is not an additional notice ordinarily required to repatriate human remains.

I am concerned by reports that, since NAGPRA's enactment in 1990, the five councils have facilitated the reburial of more than 3,000 ancestral Hawaiian skeletal remains without corresponding NAGPRA documentation. Please verify or correct that reported number, identify the records supporting your response, and account for inventories, consultation records, published notices, and repatriation documentation, where applicable. For any matters considered outside NAGPRA, explain the basis, including who held possession or control and when. Historical matters should be evaluated under the law applicable at the relevant time, with continuing obligations separately identified.

2. Reported allegation of failure to comply and implications for Council decisions

I understand that a formal allegation of failure to comply with NAGPRA has been filed concerning the State of Hawaiʻi, including DLNR, SHPD, and the Department of the Attorney General. Please confirm whether the State has received that allegation, identify its submission and receipt dates, and provide its reference or case number, if available. I am requesting confirmation of the allegation and its status, not presuming that a violation has been established.

Please explain whether the Department of the Interior or National NAGPRA Program is reviewing or investigating the allegation; whether the State has received requests for information, a notice of failure to comply, or any findings; and what response the State has made. The allegation and enforcement procedures are addressed in 43 C.F.R. § 10.11. Identify the State's point of contact and provide the allegation, State responses, and Federal correspondence to the extent lawfully disclosable. If a document or answer is withheld, identify the legal basis and provide a nonconfidential explanation of the issue and status.

Could the matters under review implicate past or pending OIBC decisions, including decisions concerning relocation, treatment, and reburial? Please identify any affected categories of decisions, any instructions the Council should follow now, and the process for reviewing past actions. The existence of an allegation should not be treated as automatically invalidating every council decision; the Council needs a reasoned explanation of the actual legal consequences, if any.

3. A cooperative plan to correct any noncompliance

Most importantly, please present a concrete plan, developed in cooperation with the National NAGPRA Program and affected lineal descendants and Native Hawaiian organizations, to correct any substantiated deficiencies and prevent recurrence. The plan should identify responsible staff, needed funding, milestones, and a schedule for reporting progress to all five councils.

Please address a statewide records review; identification of current holdings and historical transfers; case-by-case determinations of possession or control; consultation; completion or correction of inventories, summaries, and notices as applicable; and documentation of lawful repatriation. Identify interim procedures for pending council matters and training for SHPD staff and council members. Explain which corrective steps require Federal guidance or concurrence and how that guidance will be obtained.

For iwi kūpuna already reburied, please seek written Federal guidance on how any outstanding obligations can be addressed through existing records and appropriate consultation while protecting the ancestors' repose. This request does not authorize disturbing reburials or initiating new study of remains. Protect sensitive burial locations and information, and explain how lawful confidentiality will be maintained while the Council receives the information necessary to perform its duties.

Please confirm your attendance and provide your written response and available supporting materials at least ten calendar days before the November 2026 meeting. This is a requested response period for meeting preparation, not an assertion of a statutory NAGPRA deadline. If an issue cannot be answered by then, identify the reason, the person responsible, and a firm date for a substantive response. Please arrange for

appropriate SHPD personnel and a knowledgeable Department of the Attorney General representative to participate, and coordinate with the Council on inviting the National NAGPRA Program.

Our purpose is to secure lawful, transparent, and culturally respectful treatment of iwi kūpuna, and to ensure that the councils receive the guidance and support needed to fulfill their responsibilities. I look forward to your written response and a substantive discussion at the November meeting.

Me ka mahalo,

Makoa Caceres
Chair, Oʻahu Island Burial Council