

TY MANAGEMENT CORPORATION

February 28, 2020

ATTN: WEST MAUI CPAC
Department of Planning
2200 Main St., Suite 315
Wailuku, HI 96793

By Email to: wearewestmaui@mauicounty.gov

**SUBJECT: TESTIMONY WITH RESPECT TO POLICIES AND ACTIONS
RELATED TO GOAL 2.1: READY AND RESILIENT SYSTEMS**

Dear CPAC Members:

This testimony is submitted on the above referenced matter as a follow-up to our written testimony submitted on November 29, 2019, December 4, 2019, as well as associated oral testimony provided at the CPAC meeting on December 17, 2019. TY Management Corporation (TY) is the owner of the Bay and Plantation Golf Courses at Kapalua, and sincerely appreciates consideration by CPAC of the previous points we raised with respect to Proposed Policy #1 in Subject Goal 2.1.

While we regret that our Proposed Language for Policy #1 as presented in our December 4, 2019, testimony is not currently being considered by CPAC, we appreciate the effort by CPAC to seemingly narrow the scope of Policy #1 to focus specifically on Kaanapali in the language of Option 1 and 2. Our preference amongst the two Options is #2.

Further, we would like to note that if, in fact, the objective of CPAC is to remove our Kapalua golf courses from potential impact under this policy then the language of Option 1 is not grammatically accurate and does not accomplish this objective. The Option 1 language contains multiple nouns and the placement of the modifying adjective "in Kaanapali" at the end of the sentence has the effect of only modifying "shoreline development impacted by sea level rise and coastal hazards". Indeed, in a strict reading of Option 1 a hotel in Kaanapali could be relocated to anywhere on either the Bay or Plantation golf courses.

In order to correct this grammatical problem, and to accomplish the objective which we hope CPAC is trying to achieve, we would suggest either of the following alternatives for Option 1 language.

Alternative (a)

Reserve existing Kaanapali golf course facilities as potential future receiving areas to transfer shoreline development that is impacted by sea level rise and coastal hazards.

Alternative (b)

Reserve existing golf course facilities in Kaanapali as potential future receiving areas to transfer shoreline development that is impacted by sea level rise and coastal hazards.

Thank you for your consideration.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jonathan B. Kindred', written in a cursive style.

Jonathan B. Kindred
Director