

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Conference Rooms 322 B and C
Third Floor, Kalanimoku Building
1151 Punchbowl Street
Honolulu, Hawaii

September 5, 1991

approved
allqai

COMMISSIONERS PRESENT: Renton L.K. Nip, Chairman (Portion of Proceeding)
Allen K. Hoe, Vice-Chairman
Karen S. Ahn
JoAnn N. Mattson
Elton Wada
Allen Y. Kajioka

COMMISSIONERS ABSENT: Eusebio Lapenia, Jr.
Delmond Won

STAFF PRESENT: Esther Ueda, Executive Officer
Russell Suzuki, Esq, Deputy Attorney General
Steven Tagawa, Staff Planner
Bert Saruwatari, Staff Planner
Darlene Kinoshita, Chief Clerk

Holly Hackett, Court Reporter

Chairman Nip called the meeting to order.

ACTION

A91-663 - MAUI LAND AND PINEAPPLE COMPANY (Maui)

Chairman Nip announced that the Commission would take action to consider Petitioner's request for withdrawal of its application for boundary amendment to reclassify approximately 17.761 acres of land currently in the Agricultural District into the Rural District at Hamakuapoko, Makawao for a visual art center.

Appearances

Richard Cameron, Petitioner

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Hal Schofield, Esq., Deputy Attorney General, Office
of State Planning

Louise Peterson, Land Use Division, Office of State
Planning

The Department of Planning, County of Maui, was not present to the proceeding at this time, but had earlier notified the Land Use Commission staff that they had no objections to the withdrawal. There were no objections by the Office of State Planning also.

Commissioner Hoe moved to grant the request for withdrawal by Petitioner. The motion was seconded by Commissioner Wada and unanimously carried by voice votes.

A91-669 - NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY (Hawaii)

Chairman Nip announced that the Commission would take action to consider Petitioner's Motion for Reconsideration of the Land Use Commission's Denial of Petitioner's request for approval of previously prepared Environmental Impact Statements for the proposed reclassification of approximately 83 acres of land currently in the Conservation District into the Urban District at Keahole, North Kona for ocean-related high technology industry uses.

Appearances

Michael Meaney, Esq., Deputy Attorney General for
Petitioner

Clare Hackmuth, for Petitioner

Rick Eichor, Esq., Deputy Attorney General, Office of
State Planning

Abe Mitsuda, Land Use Division, Office of State
Planning

Karen Yamamoto, Land Use Division, Office of State
Planning

The Department of Planning, County of Hawaii, was not present to the proceeding at this time.

Commissioner Hoe moved to defer action on the motion for reconsideration until the next meeting. The motion was seconded by Commissioner Mattson and unanimously carried by voice votes.

HEARING

A91-667 - SMF ENTERPRISE, INC., A Hawaii Corporation (Oahu)

Pursuant to a notice published in the Honolulu Star Bulletin on July 19, 1991 and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by SMF Enterprise, Inc. to reclassify approximately 326.76 acres of land currently in the Agricultural District into the Conservation District at Waikane, Koolaupoko, Oahu for an 18-hole golf course, ancillary facilities, golf academy, and golf technical institute.

Chairman Nip was excused from this proceeding due to a declared conflict of interest.

Appearances

Eric Maehara, Esq., Attorney for Petitioner

William Bartlett, Department of General Planning, City and County of Honolulu

Rick Eichor, Esq., Deputy Attorney General, Office of State Planning

Jean Nishida Souza, Land Use Division, Office of State Planning

George Cooper, Esq., Attorney for Intervenor, Waiahole Waikane Community Association

Robert Fernandez, Kahalu'u Neighborhood Board No. 29

EXHIBITS

1. The letter dated August 22, 1991 from Mr. Brian Miskae, Director, Department of Planning, County of Maui was admitted into evidence by the Land Use Commission.

2. The letters dated August 30, 1991 identified as LUC Exhibit Nos. 1 through 9 were admitted into evidence by the Land Use Commission.

3. County's Exhibit No. 1 and 2 were admitted into evidence by the Land Use Commission.

4. OSP's Exhibit Nos. 1 through 10 were admitted into evidence by the Land Use Commission.

5. Intervenor WWCA Exhibit Nos. 1 through 7 were admitted into evidence by the Land Use Commission. WWCA Exhibit No. 2 was withdrawn.

6. Petitioner submitted an amended Ex. III-3 to replace the initial Ex. III-3 in the EIS.

Steven Tagawa, staff planner, oriented the Commission to the area requesting reclassification on the Land Use District Boundaries and tax maps.

PETITIONER'S WITNESS

1. Wendy McAllaster

Commissioner Kajioka moved for an executive session to consult with our Deputy Attorney General on legal matters. The motion was seconded by Commissioner Mattson and unanimously carried by voice votes.

Vice-Chairman Hoe announced that the Commission will take a field trip to the petition area at approximately 3:00 p.m. and the public testimony portion of the hearing will be conducted at Waiahole Elementary School at 7:00 p. m. tonight.

MISCELLANEOUS

1. ADOPTION OF MINUTES

The minutes for the following meeting date was approved as circulated: August 22, 1991

The meeting was adjourned at 10:00 a.m.