

STATE OF HAWAII  
LAND USE COMMISSION

Minutes of Meeting

Kaanapali Ballrooms  
Maui Marriott  
100 Nohea Kai Drive  
Lahaina, Maui

*approved*  
*4/1/93*

March 17, 1993

COMMISSIONERS PRESENT:

Elton Wada  
Delmond Won  
JoAnn Mattson  
Eusebio Lapenia, Jr.  
Trudy K. Senda  
Allen K. Hoe  
Karen S. Ahn

COMMISSIONERS ABSENT:

Allen Y. Kajioka (Excused)  
Renton L.K. Nip (Excused)

STAFF PRESENT:

Esther Ueda, Executive Officer  
Russell A. Suzuki, Esq.,  
Deputy Attorney General  
Bert Saruwatari, Staff Planner  
Darlene Kinoshita, Chief Clerk  
  
Holly Hackett, Court Reporter

Presiding Officer Wada called the meeting to order.

ACTION

SP73-155 - DEPARTMENT OF PUBLIC WORKS, COUNTY OF MAUI

Presiding Officer Wada announced that the Commission would take action to consider the County of Maui Planning Department's request for clarification of the Special Permit regarding the proposed expansion of the Kihei Wastewater Reclamation Facility at Kihei, Maui.

Appearances

George Kaya, Director, Department of Public Works,  
County of Maui

Michael Ratte, Department of Public Works

Lillian Koller, Esq., Deputy Corporation Counsel,  
County of Maui

Will Spence, Planning Department, County of Maui

Bill Medeiros, Planning Department, County of Maui

Bert Saruwatari, Staff Planner, oriented the Commission to the area being considered on the Land Use District Boundaries and tax maps and gave a summary report of the request by Petitioner.

Arguments were heard from Mr. Kaya and Mr. Ratte. After hearing arguments, questions were asked by the Commissioners.

It was requested by the Commission that the County submit additional information on concerns raised relating to its latest Environmental Assessment, if any, and how concerns were addressed by the County.

Presiding Officer Wada deferred action on this matter until tomorrow so the County can supply the additional information.

#### HEARING

A92-686 - AMFAC PROPERTY INVESTMENT CORP., A HAWAII CORPORATION, AND HOUSING FINANCE AND DEVELOPMENT CORPORATION  
(Maui)

Pursuant to a notice published in the Maui News and Honolulu Advertiser and notices sent to all parties, a hearing was conducted by the Land Use Commission to consider reclassifying approximately 298.993 acres of land currently in the Agricultural District into the Urban District at Hanakaoo, Lahaina, Maui for single- and multi-family residential, commercial, school, park, church, emergency/trauma clinic, lifecare facility, daycare, and community center.

#### Appearances

Ben Kudo, Esq., Attorney for Petitioner

Jon Pang, Esq., Attorney for Petitioner

Jocelyn Wood, Esq., Attorney for Housing Finance and  
Development Corporation

Lillian Koller, Esq., Deputy Corporation Counsel,  
County of Maui

Will Spence, Planning Department, County of Maui

Ann Ogata-Deal, Esq., Deputy Attorney General, Office  
of State Planning

Karen Yamamoto, Land Use Division, Office of State  
Planning

Abe Mitsuda, Land Use Division, Office of State  
Planning

Isaac Hall, Esq., Attorney for Intervenors

A Petition to Intervene was filed by Isaac Hall on behalf of the Kaanapali Hillside Homeowners Association; the Association of Apartment Owners of Kaanapali Hillside; and the Association of Apartment Owners of Hale Kaanapali and also a letter asking for deferral of the hearing. Arguments on the motion were heard from Mr. Hall. There were no objections to the Petition to Intervene from the Petitioner, the County of Maui, and the Office of State Planning. At this time, Mr. Hall withdrew his request for a deferral of the hearing and waived cross-examination of witnesses other than the noise, traffic, and project manager witnesses.

Presiding Officer Wada granted the Petition to Intervene.

Bert Saruwatari, staff planner, oriented the Commission to the area being requested for reclassification on the Land Use District Boundaries and tax maps.

#### EXHIBITS

1. The letters dated March 8, 1993 from David Chenoweth and March 12, 1993 from Councilmember Manual Moniz, Jr. were admitted into evidence by the Land Use Commission.

2. The letter dated March 15, 1993 from Marsha Wienert was admitted into evidence by the Land Use Commission.

3. Petitioner's Exhibit Nos. 1 through 32 were admitted into evidence by the Land Use Commission.

4. County's Exhibit Nos. 1 through 5, 7 through 9, and 15 through 18 were admitted into evidence by the Land Use Commission. County's Exhibit Nos. 6 and 10 through 14 were withdrawn.

5. State's Exhibit No. 1 was admitted into evidence by the Land Use Commission.

PUBLIC WITNESSES

1. David Chenoweth
2. Andrea Heath-Blundell
3. Mark Purcell
4. Marshal Wienert
5. Lawrence Minami
6. Sam Kadotani
7. Harumi Fujii
8. Florendo Ancheta
9. Paul Keahi
10. Honey Labarte (Her written testimony was read into the record by Mr. Keahi.)
11. Albert Dall Dizon
12. Glen Gazmen

Isaac Hall, Esq., Attorney for Intervenors, was absent from the proceeding at this time.

PETITIONER'S WITNESSES

1. Michael Terry

Commissioner Senda was absent from the proceeding at this time.

A lunch recess was taken at 12:30 p.m. to be reconvened at 1:15 p.m.

- 1:15 p.m. -

PETITIONER'S WITNESSES (Continued)

2. John Kirkpatrick

Isaac Hall, Esq., Attorney for Intervenor, joined the proceeding at this time.

3. Jim Hallstrom

4. John Mink

5. Peter Garrod

The court reporter at this time is Jean McManus.

6. Bert Hatton

Commissioner Hoe joined the proceeding at this time.

7. Ted Kawahigashi

A dinner break was taken at 7:00 p.m. to reconvene at 8:25 p.m.

- 8:25 p.m. -

PETITIONER'S WITNESSES (Continued)

8. Yoichi Ebisu

9. Chris Kanazawa.

The meeting was adjourned at 10:25 p.m.