

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

DLNR Board Room
First Floor, Kalanimoku Building
1151 Punchbowl Street
Honoulu, Hawaii

May 21, 1993

COMMISSIONERS PRESENT: Karen S. Ahn, Vice-Chair
JoAnn Mattson
Trudy K. Senda
Allen K. Hoe
Delmond J.H. Won

COMMISSIONERS ABSENT: Allen Y. Kajioka
Eusebio Lapenia, Jr.
Renton L.K. Nip
Elton Wada

LUC STAFF PRESENT: Esther Ueda, Executive Officer
Winfred Pong, Esq.,
Deputy Attorney General
Russell A. Suzuki, Esq., Hearing
Officer
Bert Saruwatari, Staff Planner
Leo Asuncion, Staff Planner
Kathy Murakami, Staff Planner
Darlene Kinoshita, Chief Clerk

Vice-Chair Ahn called the meeting to order.

ACTION

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

Vice-Chair Ahn announced that the Commission would take action to consider reclassifying approximately 83 acres of land currently in the Conservation District into the Urban District at Keahole, North Kona, Hawaii for ocean-related high technology industry uses.

Appearances

Mike Meaney, Esq., Deputy Attorney General, NELHA

Clare Hachmuth, Petitioner

Norman Hayashi, Planning Department, County of Hawaii

Abe Mitsuda, Land Use Division, Office of State Planning

On May 14, 1993 a Motion to Reopen Hearing was filed by Mike Meaney, Esq. Arguments on this motion were heard from Mr. Meaney, Mr. Hayashi, and Mr. Mitsuda.

Commissioner Won moved to grant Petitioner's Motion to Reopen Hearing. The motion was seconded by Commissioner Mattson and polled as follows:

Ayes: Commissioner Mattson, Senda, Won, Hoe, and Vice-Chair Ahn.

AR&R 92-10

Vice-Chair Ahn announced that the Commission would take action to consider the adoption of a new Subchapter 18 of Chapter 15 of Title 15, Hawaii Administrative Rules, entitled "Petitions for Hawaii Housing Authority Rental Housing Projects."

Hearing Officer, Russell Suzuki, summarized his report to the Commission regarding the hearings conducted on this proposed subchapter.

Commissioner Hoe moved to adopt Subchapter 18, AR92-9, pertaining to the Petitions for Hawaii Housing Authority Rental Housing Projects. The motion was seconded by Commissioner Mattson and polled as follows:

Ayes: Commissioner Mattson, Senda, Won, Hoe, and Vice-Chair Ahn.

AR&R 92-9

Vice-Chair Ahn announced that the Commission would take action to consider the adoption of a new Subchapter 17 of Chapter 15 of Title 15, Hawaii Administrative Rules for petitions initiated under Section 205-18, H.R.S. pertaining to the five-year Boundary Review.

Hearing Officer, Russell Suzuki, summarized his report to the Commission regarding the hearings conducted on this new subchapter.

Rick Eichor, Esq., Deputy Attorney General, Office of State Planning, gave a summary of the Office of State Planning's opinion regarding issues and concerns raised on the proposed Rules for the five-year boundary review.

PUBLIC WITNESSES

1. Monty Richards
2. Pete L'Orange
3. Jim Greenwell

Rick Eichor, Esq., Deputy Attorney General, Office of State Planning, moved for a continuance on this matter.

Commissioner Senda moved to go into executive session to consult with our deputy attorney general on legal matters. The motion was seconded by Commissioner Won. The motion was carried unanimously by voice votes.

The letter from Melvin B. Hewett, Parker Ranch, was admitted into evidence by the Land Use Commission.

Commissioner Hoe moved to deny the Office of State Planning's motion to continue the meeting. The motion was seconded by Commissioner Senda and unanimously carried by voice votes.

Commissioner Hoe moved to deny the adoption of Subchapter 17 of Chapter 15 of Title 15, Hawaii Administrative Rules for petitions initiated under Section 205-18, H.R.S. pertaining to the five-year Boundary Review. The motion was seconded by Commissioner Senda and polled as follows:

Ayes: Commissioner Senda, Won, Hoe, Mattson, and Vice-Chair Ahn.

MISCELLANEOUS

1. ADOPTION OF MINUTES

Commissioner Hoe moved to approve the minutes for the meeting dates of May 12, 1993 and May 13, 1993. The motion was seconded by Commissioner Mattson and unanimously approved by voice votes.

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2. The Commission gave approval for staff to go forward with drafting proposed rules pursuant to Act 227 regarding housing projects.

3. The Commission approved a new form letter to be sent out to Petitioners regarding late annual reports.

The meeting was adjourned at 3:00 p.m.