

STATE OF HAWAII  
LAND USE COMMISSION

Minutes of Meeting

Conference Room  
Kahului Library  
Kahului, Maui

Approved  
10/12/90

September 27, 1990

COMMISSIONERS PRESENT: Allen K. Hoe, Vice-Chairman  
Allen Y. Kajioka  
Karen S. Ahn  
Elton Wada  
JoAnn Mattson  
Delmond J.H. Won  
James M. Shinno  
Eusebio Lapenia, Jr.

COMMISSIONERS ABSENT: Renton L.K. Nip, Chairman

STAFF PRESENT: Esther Ueda, Executive Officer  
Russell Suzuki, Esq, Deputy Attorney  
General  
Raymond Young, Staff Planner  
Darlene Kinoshita, Chief Clerk  
  
Jean McManus, Court Reporter

Vice-Chairman Hoe called the meeting to order.

ACTION

A89-643 - ROBERT S. McCLEAN AS TRUSTEE OF THE ROBERT S.  
McCLEAN TRUST (Hawaii)

Vice-Chairman Hoe announced that the Commission would take action to consider the Petition to Intervene filed by Sandra Pechter Schutte, Esq., on behalf of Isemoto Contracting Co., Ltd., SJA Partnership, and March E. Taylor.

Appearances

Robert S. McClean, Petitioner

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

Sandra Pechter Schutte, Esq., Attorney for Potential Intervenor

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

Arguments on the motion were heard from Sandra Pechter Schutte. There were no objections by the parties in regards to the motion to intervene.

Commissioner Lapenia moved to approve the Motion to Intervene filed by Sandra Pechter Schutte. The motion was seconded by Commissioner Mattson and carried unanimously by a show of hands.

Elizabeth Ann Stone's letter received on April 28, 1990 was admitted into evidence as a public witness statement by the Land Use Commission.

A90-661 - C. BREWER PROPERTIES, INC. (Kauai)

Vice-Chairman Hoe announced that the Commission would take action to consider acceptance of Kilauea Agronomics, Inc.'s Negative Declaration to satisfy Chapter 343, H.R.S. requirements for the reclassification of approximately 19 acres of land currently in the Conservation District into the Agricultural District at Kalihiwai, Kilauea, Kauai for agricultural use.

Appearances

Walton Hong, Esq., Attorney for Petitioner

David Blane, Petitioner

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

Karen Yamamoto, Land Use Division, Office of State Planning

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

Arguments were heard from Walton Hong and Rick Eichor.

Commissioner Shinno moved to approve Petitioner's motion to accept a negative declaration for the proposed reclassification. The motion was seconded by Commissioner Wada and unanimously carried by voice votes.

HEARING

A90-657 - A & B PROPERTIES, INC. (Maui)

Pursuant to a notice published in the Honolulu Advertiser and the Maui News on August 15, 1990 and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by A & B Properties, Inc. to reclassify approximately 70.725 acres of land currently in the Agricultural District into the Urban District at Kuau and Paia, Hamakuapoko, Maui for single and multi-family residential subdivision and community park.

Appearances

Paul Mancini, Esq., Attorney for Petitioner

William Campbell, for Petitioner

Guy Archer, Esq., Deputy Corporation Counsel, County  
of Maui

Clayton Yoshida, Department of Planning, County of Maui

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

Abe Mitsuda, Land Use Division, Office of State  
Planning

Newman Jackson, Land Use Division, Office of State  
Planning

Arguments on the request to intervene by Elizabeth Ann Stone were heard from Mr. Mancini and Mr. Archer.

Commissioner Lapenia moved to deny the request for intervention by Ms. Stone. The motion was seconded by Commissioner Shinno and unanimously carried by voice votes.

EXHIBITS

1. Petitioner Exhibit Nos. 1 through 23 were admitted into evidence by the Land use Commission.

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

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

All untimely public witnesses were allowed to testify by the Land Use Commission.

PUBLIC WITNESSES

1. Jim Smith
2. Hugh Starr
3. Jack Thompson
4. Sally Raisbeck
5. Sanchia Foiles
6. William Tavares
7. Len Shepherd

A field trip to the petition area was taken by the Land Use Commission during the lunch recess.

A lunch recess was taken at 11:40 to reconvene at 2:00 p.m.

- 2:18 p.m. -

Raymond Young, Staff Planner, oriented the Commission to the area being requested for reclassification on the Land Use District Boundaries and tax maps.

PETITIONER'S WITNESSES

1. Amy Rice

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2. Bruce S. Plasch
3. Randall Okaneku

COUNTY'S WITNESS

1. Charmaine Tavares

The meeting was adjourned at 5:00 p.m.