

STATE OF HAWAII  
LAND USE COMMISSION

Minutes of Meeting

Kilohana Room  
Tenth Floor, Hawaii Naniloa Hotel  
93 Banyan Drive  
Hilo, Hawaii

September 20, 1993

*approved*  
*10/7/93*

COMMISSIONERS PRESENT: JoAnn Mattson, Chairperson  
Elton Wada  
Allen K. Hoe (Portion of Proceeding)  
Lloyd Kawakami  
Karen S. Ahn  
Trudy K. Senda  
Delmond J.H. Won  
Eusebio Lapenia, Jr. (Portion of Proceeding)

COMMISSIONERS ABSENT: Renton L.K. Nip

STAFF PRESENT: Esther Ueda, Executive Officer  
Benjamin Matsubara, Esq.  
Jason Yoshida, Esq.  
Bert Saruwatari, Staff Planner  
Darlene Kinoshita, Chief Clerk  
  
Holly Hackett, Court Reporter

Presiding Officer Wada called the meeting to order.

Commissioner Hoe was absent from the proceeding at this time.

ADOPTION OF DECISION AND ORDER

A91-666 - KAHALA CAPITAL CORPORATION (Hawaii)

Presiding Officer Wada announced that the Commission would take action to consider adoption of the Land Use Commission's Decision and Order on Docket No. A91-666 - Kahala Capital Corporation.

Appearances

Nani Rapoza, Esq., Attorney for Petitioner

Robert Van Dorpe, for Petitioner

Norman Olesen, Deputy Director, Planning Department,  
County of Hawaii

Abe Mitsuda, Land Use Division, Office of State Planning

Alan Murakami, Esq., for Pai Ohana

Melanie Seu, Esq., for Pai Ohana

Intervenor Pai's Memorandum in Response to Certain of Petitioner's Objections to the Land Use Commission's Proposed Findings of Fact, Conclusions of Law, and Decision and Order filed on September 17, 1993 was received by the Land Use Commission. Petitioner's Response to Intervenor Pai's Memorandum in Response to Certain of the Land Use Commission's Proposed Findings of Fact, Conclusions of Law, and Decision and Order filed on September 20, 1993 was received by the Land Use Commission.

Arguments were heard from Ms. Rapoza, Mr. Olesen, Mr. Mitsuda, and Mr. Murakami.

Commissioner Lapenia moved to adopt the Land Use Commission's Decision and Order on Docket No. A91-666 Kahala Capital Corporation as modified. The motion was seconded by Chairperson Mattson and polled as follows:

Ayes: Commissioner Lapenia, Mattson, Senda, Won, Ahn, and Wada.

Abstain: Commissioner Kawakami

Commissioner Lapenia was absent from the proceeding at this time and Commissioner Hoe joined the proceeding at this time.

REOPENED HEARING

A92-680 - C. BREWER PROPERTIES, INC. (Hawaii)

Pursuant to a notice published in the Honolulu Advertiser and Hawaii Tribune-Herald and notices sent to all parties, a reopened hearing was conducted by the Land Use Commission to consider reclassifying approximately 288.240 acres or land currently in the Agricultural District into the Urban District at Pueo, South Hilo, Hawaii for residential, commercial, school, park, and open space uses.

Appearances

Eric Maehara, Esq., Attorney for Petitioner

Norman Olesen, Deputy Director, Planning Department,  
County of Hawaii

Abe Mitsuda, Land Use Division, Office of State Planning

EXHIBITS

1. The letter dated May 12, 1993 from Russell Kokubun was admitted into evidence by the Land Use Commission.

2. Petitioner's Exhibit Nos. 17 & 18 were admitted into evidence by the Land Use Commission.

PETITIONER'S WITNESS

1. B.G. Moynahan

Presiding Officer Wada instructed all parties of the post-hearing procedures and declared the hearing closed. The proposed findings from the parties are due on October 11, 1993 and the parties have until October 25 in which to respond.

MISCELLANEOUS

1. ADOPTION OF MINUTES

Commissioner Senda moved to approve the minutes for the meeting date of September 9, 1993. The motion was seconded by Commissioner Won and unanimously carried by voice votes.

The meeting was adjourned at 11:50 a.m.