

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Conference Rooms B & C
State Office Building
75 Aupuni Street
Hilo, Hawaii

October 28, 1994

*approved
11/1/94*

HEARING OFFICER: Benjamin Matsubara, Esq.

STAFF PRESENT: Esther Ueda, Executive Officer
Kathy Yonamine, Staff Planner
Darlene Kinoshita, Chief Clerk

Holly Hackett, Court Reporter

Benjamin Matsubara, Hearing Officer, called the meeting to order.

HEARING

BR94-704 -OFFICE OF STATE PLANNING (Hawaii)

Pursuant to a notice published in the Honolulu Advertiser, Hawaii Tribune-Herald, and West Hawaii Today on September 12, 1994 and notices sent to all parties, a hearing was called by the hearing officer in the matter of the petition by the Office of State Planning to reclassify approximately 195 acres of land currently in the Agricultural District into the Conservation District at Makahanaloa, Papaikou, Paukaa, South Hilo, Hawaii for protection of native forest and forest bird habitat.

Appearances

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

Marylou Kobayashi, Office of State Planning

Judith Henry, Office of State Planning

Frederick Giannini, Esq., Deputy Corporation Counsel, County of Hawaii

Kathy Yonamine, staff planner, oriented the Hearings Officer to the petition area on the Land Use District Boundaries and tax maps.

On June 1, 1994, the Office of State Planning filed a Motion to Waive Requirements for Metes and Bounds Description. Arguments on the motion were heard from Mr. Eichor and Mr. Giannini.

Ben Matsubara, Hearings Officer, granted Petitioner's Motion to Waiver Requirements for Metes and Bounds Description.

EXHIBITS

1. Petitioner's Exhibits A through D, Exhibit Nos. 1 through 18 were admitted into evidence by the hearings officer.

2. County's Exhibit No.1 was admitted into evidence by the hearings officer.

PETITIONER'S WITNESS

1. Judith Henry

Ben Matsubara, Hearings Officer, advised the parties that the hearing will remain open until the landowner submits a plot plan of existing uses to the Office of State Planning, County of Hawaii, and the Land Use Commission. Upon receipt of this plot plan, the Office of State Planning will submit this plot plan as their next exhibit. The Planning Department, County of Hawaii, upon receipt of the plot plan, will have ten days in which to respond.

Benjamin Matsubara, Hearings Officer, instructed all parties of post-hearing procedures.

The meeting was adjourned at 11:05 a.m.