

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Nahele Room
Sandalwood Clubhouse
2500 Honoapi'ilani Hwy.
Waikapu, Maui

November 1, 1994

COMMISSIONERS PRESENT:

Allen K. Hoe
Lloyd Kawakami
Elton Wada
Allen Y. Kajioka
JoAnn Mattson
Trudy K. Senda

approved
11/17/94

COMMISSIONERS ABSENT:

Eusebio Lapenia, Jr.
Renton L.K. Nip
M. Casey Jarman

STAFF PRESENT:

Esther Ueda, Executive Officer
Winfred K.T. Pong, Esq.,
Deputy Attorney General
Bert Saruwatari, Staff Planner
Kathy Murakami, Staff Planner
Darlene Kinoshita, Chief Clerk

Holly Hackett, Court Reporter

Chairperson Hoe called the meeting to order.

Commissioner Kajioka was excused from this proceeding due to a declared conflict of interest.

ACTION

A94-708 - OFFICE OF STATE PLANNING (Oahu)

Chairperson Hoe announced that the Commission would take action to consider Petitioner's Motion to Waive LUC Rules §15-15-50(C)(6), (7), (10), (11), (13), (15), and (19) for its petition to reclassify approximately 1,300 acres of land currently in the Agricultural District into the Urban District at Honouliuli, Ewa, Oahu.

Appearances

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

Marylou Kobayashi, Office of State Planning

The Planning Department, City and County of Honolulu, was not present to the proceeding, but notified the Commission's staff that they had no objections to Petitioner's motion.

Arguments on the motion were heard from Mr. Eichor.

Commissioner Mattson moved to grant Petitioner's Motion to Waive LUC Rules as mentioned. The motion was seconded by Commissioner Senda and unanimously carried by voice votes.

Commissioner Mattson moved to assign this docket to a hearings officer in accordance with rules. The motion was seconded by Commissioner Senda and unanimously carried by voice votes.

HEARING

A94-706 - KAONOULU RANCH (Maui)

Pursuant to a notice published in the Honolulu Advertiser and Maui News and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by Kaonoulu Ranch to consider reclassifying approximately 88.00 acres of land currently in the Agricultural District into the Urban District at Kaonoulu, Makawao-Wailuku, Maui for a commercial and light industrial subdivision.

Appearances

B. Martin Luna, Esq., Attorney for Petitioner

Gil Coloma-Agaran, Esq., Attorney for Petitioner

Gary Zakian, Esq., Deputy Corporation Counsel, County of Maui

Ann Cua, Planning Department, County of Maui

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

Lorene Maki, Land Use Division, Office of State Planning

Abe Mitsuda, Land Use Division, Office of State Planning

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

Commissioner Kawakami having declared a conflict of interest and parties having no objections was allowed to participate in this proceeding.

EXHIBITS

1. Petitioner's Exhibit A through C and Exhibit Nos. 1 through 25 were admitted into evidence by the Land Use Commission.

2. County's Exhibit 1 was admitted into evidence by the Land Use Commission.

3. OSP's Exhibit Nos. 1 and 2 were admitted into evidence by the Land Use Commission.

PETITIONER'S WITNESSES

1. Tom Witten
2. Warren Unemori
3. Julian Ng
4. Erik Fredericksen

A lunch recess was taken at 12:10 p.m. to reconvene at 1:00 p.m.

- 1:00 p.m. -

PETITIONER'S WITNESSES (Continued)

5. Lloyd Sodetani
6. Milton Arakawa
7. Henry Rice

COUNTY'S WITNESSES

1. Charles Jenks
2. Brian Miskae

STATE'S WITNESSES

1. Abe Mitsuda

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Chairperson Hoe instructed all parties of the post-hearing procedures and declared the hearing closed. The proposed findings from the parties are due on November 11, 1994 and the parties have until November 29, 1994 in which to respond.

MISCELLANEOUS

1. ADOPTION OF DECISION AND ORDER

Commissioner Kawakami moved to adopt the Decision and Order for Docket No. SP89-371 - Christian Broadcasting Association (Molokai); SP92-381 - Waikoloa Development Co.; and SP71-117 - Waikoloa Development Co. The motion was seconded by Commissioner Senda and unanimously approved by voice votes.

2. ADOPTION OF MINUTES

Commissioner Mattson moved to approve the minutes for the following meeting dates: October 18, 1994 and October 28, 1994. The motion was seconded by Commissioner Senda and unanimously approved by voice votes.

The meeting was adjourned at 3:40 p.m.