

STATE OF HAWAII  
LAND USE COMMISSION

Minutes of Meeting

Mokihana Ballroom  
Outrigger Kauai Beach Hotel  
4331 Kauai Beach Drive  
Lihue, Hawaii

June 2, 1994

approved  
6/30/94

COMMISSIONERS PRESENT: JoAnn Mattson  
Delmond J.H. Won  
Trudy K. Senda  
Elton Wada  
Renton L.K. Nip

COMMISSIONERS ABSENT: Allen K. Hoe  
Lloyd Kawakami  
Eusebio Lapenia, Jr.

STAFF PRESENT: Esther Ueda, Executive Officer  
Winfred Pong, Esq.,  
Deputy Attorney General  
Leo Asuncion, Staff Planner  
Kathy Murakami, Staff Planner  
Darlene Kinoshita, Chief Clerk  
  
Holly Hackett, Court Reporter

Presiding Officer Wada called the meeting to order.

CONTINUED HEARING

A93-697 - THE COUNTY OF KAUAI AND GROVE FARM PROPERTIES, INC.  
(Kauai)

Presiding Officer Wada announced that the matter before the Commission is a continuation of the hearing which was previously held on February 24, 1994.

Appearances

Dennis Lombardi, Esq., Attorney for Grove Farm Properties, Inc.

Jonathan Chun, Esq., Deputy County Attorney, County of Kauai

Ann Ogata-Deal, Esq., Deputy Attorney General, Office of State Planning

Abe Mitsuda, Land Use Division, Office of State  
Planning

Lorene Maki, Land Use Division, Office of State  
Planning

Donald Heacock, Intervenor

PETITIONER'S WITNESSES

1. Greg Kamm
2. Richard Brock
3. Eric Guinther

A lunch recess was taken at 12:30 p.m. to reconvene at  
1:30 p.m.

- 1:30 p.m. -

PETITIONER'S WITNESSES (Continued)

4. Henry Morita
5. Greg Kamm

STATE'S WITNESSES

1. Abe Mitsuda

INTERVENOR'S WITNESS

1. Donald Heacock

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 June 24, 1994 and  
the parties have until July 8, 1994 in which to respond.

Conflict  
of  
Interest

MINUTES - June 2, 1994  
Page 3

A93-696 - KUKUI'ULA DEVELOPMENT COMPANY (Kauai)

Presiding Officer Wada announced that the matter before the Commission is a continuation of the hearing which was previously held on February 25, 1994.

Appearances

James Funaki, Esq., Attorney for Petitioner

William Campbell, for Petitioner

Jonathan Chun, Esq., Deputy County Attorney, County of  
Kauai

Keith Nitta, Planning Department, County of Kauai

Ann Ogata-Deal, Esq., Deputy Attorney General, Office  
of State Planning

Abe Mitsuda, Land Use Division, Office of State  
Planning

Lorene Maki, Land Use Division, Office of State  
Planning

EXHIBITS

1. Letter dated February 20, 1994 from Helen Mehl.

2. Petitioner's Exhibit Nos. 24 through 31 were admitted into evidence by the Land Use Commission.

3. OSP's Exhibit Nos. 2 through 9 were admitted into evidence by the Land Use Commission.

Commissioner Senda declared another conflict of interest with A & B Properties, Inc. at this time. There were no objections by the parties to allow Commissioner Senda to participate in the proceedings.

Arguments on Petitioner's Motion to Supplement Exhibit List and Amend Witness List were heard from Mr. Funaki, Mr. Chun, and Ms. Ogata-Deal.

MINUTES - June 2, 1994

Page 4

Commissioner Senda moved to accept Petitioner's Motion to Supplement Exhibit List and Amend Witness List. The motion was seconded by Commissioner Won and unanimously approved by voice votes.

An oral motion to amend OSP's Witness and Exhibit List was made by Ann Ogata-Deal, Deputy Attorney General, Office of State Planning. There were no objections by the parties to OSP's oral motion to amend its Witness and Exhibit List. Presiding Officer Wada accepted OSP's oral motion to amend its witness and exhibit list.

PETITIONER'S WITNESS

1. William Campbell

The meeting was adjourned at 5:30 p.m.