

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

ILWU Union Hall
840 Ilima Ave.
Lanai City, Lanai

August 9, 1994

approved
9/8/94

COMMISSIONERS PRESENT:

JoAnn Mattson
Lloyd Kawakami
Allen K. Hoe
Trudy K. Senda
Eusebio Lapenia, Jr.
Elton Wada
Renton L.K. Nip
M. Casey Jarman (Portion of
Proceeding)

COMMISSIONERS ABSENT:

Allen Kajioka (Excused)

STAFF PRESENT:

Esther Ueda, Executive Officer
Winfred K.T. Pong, Esq.,
Deputy Attorney General
Leo Asuncion, Jr., Staff Planner
Darlene Kinoshita, Chief Clerk

Holly Hackett, Court Reporter

Presiding Officer Hoe called the meeting to order.

Presiding Officer Hoe welcomed M. Casey Jarman as our newest Commissioner on the Land Use Commission.

ACTION

SP94-386 - DEPARTMENT OF PUBLIC WORKS AND WASTE MANAGEMENT,
COUNTY OF MAUI (Lanai)

Presiding Officer Hoe announced that the Commission would take action to consider expansion of the existing Lanai Sanitary Landfill on approximately 25 acres of land situated within the State Land Use Agricultural District at Lanai City, Lanai.

Appearances

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

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Andrew Hirose, Department of Public Works and Waste Management, County of Maui

EXHIBITS

1. Petitioner's Exhibit No. 10, 11, and 12 were admitted into evidence by the Land Use Commission.

2. The Letter dated July 28, 1994 from Don Hibbard, State Historic Preservation Office was admitted into evidence by the Land Use Commission.

3. The letter dated August 3, 1994 from Bruce Anderson, Interim Director, Office of Environmental Quality Control to George N. Kaya was admitted into evidence by the Land Use Commission.

4. The revised letter dated August 3, 1994 from Bruce Anderson, Interim Director, Office of Environmental Quality Control to George Kaya was admitted into evidence by the Land Use Commission.

Leo Asuncion, staff planner, oriented the Commission to the special permit area on the Land Use District and tax maps and gave a summary report of the special use permit request by Petitioner.

PUBLIC WITNESS

1. Ron McOmber

Arguments on the special permit were heard from Mr. Zakian. Mr. Andrew Hirose was called to testify as a witness on behalf of the Div. of Public Works and Waste Management, County of Maui.

After hearing arguments, question were asked by the Commissioners.

Commissioner Nip moved to go into an executive session to consult with our Deputy Attorney General on legal matters. The motion was seconded by Commissioner Mattson and unanimously carried by voice votes.

Commissioner Mattson moved to continue action on the special use permit so that the County of Maui can submit additional information and the Land Use Commission can visit the special use permit site. The motion was seconded by Commissioner Kawakami and unanimously carried by voice votes.

The County of Maui had no objections for the Commission to view the special use permit site.

REOPENED HEARING

A92-674 - LANAI RESORT PARTNERS (Manele)

Pursuant to a notice published in the Honolulu Advertiser and Maui News and notices sent to all parties, a reopened hearing was called by the Land Use Commission in the matter of the petition by Lanai Resort Partners to reclassify approximately 319.447 acres of land currently in the Agricultural and Rural Districts into the Urban District at Manele, Lanai for a single and multi-family residential development.

Appearances

James T. Funaki, Esq., Attorney for Petitioner

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

Clayton Yoshida, Planning Department, County of Maui

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

Abe Mitsuda, Land Use Division, Office of State Planning

Alan Murakami, Esq., Attorney for Intervenor

Ron McOmber, Intervenor

Arguments on Petitioner's Motion to Supplement Exhibit List were heard by Mr. Funaki. The County of Maui, Office of State Planning, and Intervenor had no objections to the motion.

EXHIBITS

1. The letter dated August 5, 1994 from Jim and Edie Bartell was admitted into evidence by the Land Use Commission.
2. The letter dated August 5, 1994 from Colbert Matsumoto was admitted into evidence by the Land Use Commission.
3. Petitioners Exhibit No. 98 was admitted into evidence by the Land Use Commission.

PUBLIC WITNESSES

1. Colbert Matsumoto
2. Ernest Magaoay
3. Cynthia Arruiza
4. Royalene Fernandez
5. Romeo Caberto
6. Garret Yoshikawa
7. Constance Agliam
8. James Uchigami

A lunch recess was taken at 1:20 p.m. to reconvene at 5:00 p.m.

- 5:00 p.m. -

Commissioner Jarman was absent from the proceeding at this time.

PETITIONER'S WITNESS

1. David Howard Murdock

INTERVENOR'S WITNESS

1. Lehua Matsuoka

The meeting was adjourned at 9:00 p.m.