

LAND USE COMMISSION

Minutes of Meeting

Hearing Room 204
State Office Tower, Leiopapa A Kamehameha
235 South Beretania Street
Honolulu, Hawaii

December 12, 1996

COMMISSIONERS PRESENT: Trudy K. Senda
Merle A.K. Kelai
M. Casey Jarman
Lawrence N.C. Ing
Rupert K. Chun

approved
2/28/97

COMMISSIONERS ABSENT: Eusebio Lapenia, Jr.
Herbert Kaopua, Sr.
JoAnn Mattson
Lloyd Kawakami

STAFF PRESENT: Esther Ueda, Executive Officer
Jon Itomura, Deputy Attorney General
Leo Asuncion, Jr., Staff Planner
Bert Saruwatari, Staff Planner
Darlene Kinoshita, Chief Clerk

Holly Hackett, Court Reporter

Chairperson Senda called the meeting to order.

ACTION

A90-655 - WEST BEACH ESTATES, A Hawaii general partnership (Oahu)

Chairperson Senda announced that the Commission will take action to consider Petitioner's Motion to Amend Findings of Fact, Conclusions of Law, and Decision and Order dated February 14, 1991 which reclassified approximately 372.6 acres of land from the Agricultural District into the Urban District at Honouliuli, Ewa, Oahu for an 18-hole golf course and accessory buildings; multi-family residential and commercial uses; and a transit station site.

Appearances

Jan Sullivan, Esq., Attorney for Petitioner

William Blaisdell, for Petitioner

Frances Mossman, Planning Department, City and County of Honolulu

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

Abe Mitsuda, Land Use Division, Office of Planning

PUBLIC WITNESS

1. Henry Curtis

Arguments on the motion were heard from Ms. Sullivan, Ms. Mossman, and Ms. Ogata-Deal. After hearing arguments, questions were asked by the Commissioners.

Chairperson Senda deferred action on the motion until January 31, 1997 for submittal of additional information from the City and County which clarifies whether in-kind services addresses the income group for which those services are being provided. There were no objections by the parties to defer action on this matter.

A84-570 - W.H. SHIPMAN, LIMITED (Hawaii)

Chairperson Senda announced that the Commission would take action to consider Petitioner's Motion to Release Conditions Imposed by Order Dated February 19, 1995 and Subsequent Order Dated July 2, 1993 which reclassified approximately 487.74 acres of land from the Agricultural District into the Urban District at Keaau, Puna, Hawaii for the W.H. Shipman Industrial Park.

Appearances

Robert Cooper, for Petitioner

Ann Ogata-Deal, Esq., Deputy Attorney General

Abe Mitsuda, Land Use Division, Office of Planning

The Planning Department, County of Hawaii, were not present to the proceeding at this time.

Arguments on the motion were heard from Mr. Cooper and Ms. Ogata-Deal. After hearing arguments, questions were asked by the Commissioners.

Commissioner Jarman moved to partially grant Petitioner's Motion by releasing Conditions No. 7 and 8 and to partially deny Petitioner's Motion by retaining Conditions No. 1 through 6 of the Decision and Order. The motion was seconded by Commissioner Kelai and unanimously carried by voice votes.

HEARING

A96-719 - DEPARTMENT OF TRANSPORTATION, STATE OF HAWAII (Oahu)

Pursuant to a notice published in the Honolulu Advertiser and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by Department of Transportation, State of Hawaii to consider reclassifying approximately 140.499 acres of land currently in the Agricultural District into the Urban District at Honouliuli, Ewa, Oahu for Barbers Point Harbor expansion and harbor related facilities.

Appearances

Bruce Matsui, Esq., Deputy Attorney General, Department of Transportation

Lane Ishida, Esq., Deputy Attorney General, Department of Transportation

Frances Mossman, Planning Department, City and County of Honolulu

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

Judith Henry, Office of Planning

EXHIBITS

1. Petitioner's Exhibit Nos. 1 through 62 were admitted into evidence by the Land Use Commission. Petitioner's Exhibit No. 60 was withdrawn.

2. County's Exhibit No. 1 was admitted into evidence by the Land Use Commission.

3. State's Exhibit No. 1 was admitted into evidence by the Land Use Commission.

Leo Asuncion, staff planner, oriented the Commission to the area requesting reclassification on the Land Use District Boundaries and tax maps.

STATE'S WITNESS

1. Richard Egged, Jr.

PETITIONER'S WITNESSES

1. Harry Murakami

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

-1:00 p.m.-

PETITIONER'S WITNESSES

1. Harry Murakami (Continued)
2. John Mink
3. David Ziemann
4. John Mink (recalled)

COUNTY'S WITNESSES

1. Frances Mossman

MISCELLANEOUS

1. ADOPTION OF MINUTES

Commissioner Kelai moved to approve the minutes for the following meeting date: November 1, 1996 . The motion was seconded by Commissioner Ing and unanimously approved by voice votes.