

Approved
9/20/01

LAND USE COMMISSION

Minutes of Meeting

Conference Room 405
State Office Tower, Leiopapa A Kamehameha
235 South Beretania Street
Honolulu, Hawaii

September 7, 2001

COMMISSIONERS PRESENT: Bruce A. Coppa
Pravin Desai
M. Casey Jarman
Merle Kelai
Peter Yukimura

COMMISSIONERS ABSENT: P. Roy Catalani (excused)
Isaac Fiesta, Jr.
Lawrence N.C. Ing
Stanley Roehrig

STAFF PRESENT: John Deller, Esq., Deputy Attorney
General
Anthony J.H. Ching, Executive
Officer
Bert Saruwatari, Staff Planner
Teri Hee, Chief Clerk

Holly Hackett, Court Reporter

Chairperson Kelai called the meeting to order at 8:30 a.m.

CONTINUED HEARING

A00-734 – CASTLE & COOKE HOMES HAWAI'I, INC. & PACIFIC HEALTH
COMMUNITY, INC. (Oahu)

Chairperson Kelai announced that this matter before the Commission was a continuation of the hearing, which adjourned yesterday at 12:05 p.m.

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Appearances

Dickson Lee, Esq., representing Petitioner

Rodney Sato, Esq., representing Petitioner

William Yuen, Esq., representing Petitioner

Jane Howell, Esq., City & County of Honolulu Corporation Counsel

Matt Higashida, Department of Planning and Permitting

John Chang, Esq., Land Use Division, Office of Planning

Lorene Maki, Land Use Division, Office of Planning

Richard Poirier on behalf of Mililani/Melemanu/Waipio Neighborhood Board #25

Jeff Mikulina on behalf of Sierra Club, Hawai'i Chapter (coming in at 10:30 a.m.)

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

PETITIONER'S WITNESSES

1. Dr. Edmund Whang
2. Dr. Randall Suzuka

EXHIBITS

1. Petitioner Pacific Health Community Inc.'s Exhibit Nos. 6 through 19 and 41-A through 66 were admitted into evidence by the Land Use Commission.
2. Petitioner Castle & Cooke Homes Hawai'i, Inc.'s Exhibit Nos. 1 through 5 and 20 through 40 were admitted into evidence by the Land Use Commission.
3. County's Exhibit Nos. 1 through 9 were admitted into evidence by the Land Use Commission.

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4. Office of Planning's Exhibit Nos. 1 and 2 were admitted into evidence by the Land Use Commission.

5. Intervenor Mililani/Melemanu/Waipio Neighborhood Board #25's Exhibit Nos. 1 through 11 were admitted into evidence by the Land Use Commission.

PETITIONER'S WITNESSES (continued)

3. David Evans

4. Craig Patton

EXHIBITS (continued)

4. Petitioner Pacific Health Community Inc.'s Exhibit Nos. 67 through 75 were admitted into evidence by the Land Use Commission.

PETITIONER'S WITNESSES (continued)

5. Cindy Matthews

6. Peter Kaanapu, Jr.

7. William Cook

8. John Hess

Mr. Mikulina from Sierra Club was present to the proceedings at this time.

9. Jeff Bensky

A lunch recess was taken at 11:45 a.m. to reconvene at 2:00 p.m.

- 2:00 p.m. -

Appearances

Dickson Lee, Esq., representing Petitioner

Rodney Sato, Esq., representing Petitioner

William Yuen, Esq., representing Petitioner

Bob Stanfield, City & County of Honolulu Corporation Counsel

Randy Hara, Department of Planning and Permitting

John Chang, Esq., Land Use Division, Office of Planning

Lorene Maki, Land Use Division, Office of Planning

Jeff Mikulina on behalf of Sierra Club, Hawai`i Chapter

Richard Poirier on behalf of Mililani/Melemanu/Waipio Neighborhood Board #25

PETITIONER'S WITNESSES (continued)

10. Ben Rook

MISCELLANEOUS

1. ADOPTION OF MINUTES

Commissioner Yukimura moved to approve the minutes for the meeting date of August 23 and 24, 2001. The motion was seconded by Commissioner Jarman and unanimously approved by voice votes.

2. OTHER PENDING MATTERS

- a. Tentative Meeting Schedule – Executive Officer Anthony Ching reported that continued hearings on the TSA petition would be conducted in Hilo on October 3 and 4, 2001. Action on the Klein petition as well as the Coast Guard Special Permit will probably be held on October 4, 2001. Mr. Ching also announced that a Commission retreat will be held on December 7, 2001. Mr. Ching will present and have discussion available to what he sees as

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strategic goals from his standpoint. Mr. Ching will also bring the Commission up to date on discussion that is now occurring at the legislature with regards to the agricultural district. Other items for discussion will include the sunshine laws, ethics, and the formulation of decision and orders protocol. The Commission has been advised by Deputy Attorney John Deller that this retreat is covered by the sunshine law and will be an open hearing which will be noticed to the public.

The meeting was adjourned at 3:30 p.m.