

Approved 2/7/02

LAND USE COMMISSION

Minutes of Meeting

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

January 31, 2002

COMMISSIONERS PRESENT: Merle Kelai
Isaac Fiesta, Jr.
M. Casey Jarman
Peter Yukimura
Stanley Roehrig

COMMISSIONERS ABSENT: Lawrence N. C. Ing
Bruce Coppa
Pravin Desai
Roy Catalani

STAFF PRESENT: Diane Erickson, Deputy Attorney General
Anthony J.H. Ching, Executive Officer
Bert Saruwatari, Staff Planner
Caroline Lorenzo, Secretary
Holly Hackett, Court Reporter

Chairman Kelai called the meeting to order at 9:30 a.m.

CONTINUED HEARING

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

Chairman Kelai announced that this matter before the Commission was a continuation of the hearing previously held on January 17, 2002 to reclassify approximately 1,247.983 acres of land currently in the Agricultural District into the Urban

District at Waipio and Waiawa, Oahu, for residential, school, commercial, and medical park complex uses.

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

The Commission received correspondence from Laura Brown expressing her concerns regarding this matter and was entered as evidence by the Land Use Commission.

Postcards were received from the following individuals opposing the project and were entered as evidence by the Land Use Commission:

C.A.S. Bebb, Steve Novak, Robert Harris, Kekula Crawford, Harriet Miyasaki, Charles N. Ogata, L. Soma, Gayla Tarumoto, Clara Okazaki, Georgia Tien, Jim Waddington, and Daniel Vivnig.

The Commission also received the City and County of Honolulu, Department of Environmental Services' letter dated January 16, 2002 providing information in response to questions about the City and County of Honolulu's solid waste disposal systems. The questions arose during the discussion of the subject action at the Land Use Commission meeting held on November 16, 2001.

APPEARANCES

Dickson Lee, Esq., representing Petitioner

Alan Arakawa, Vice President, Castle & Cooke Homes

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

Abe Mitsuda, Land Use Division, Office of Planning

APPEARANCES (continued)

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

William Blass on behalf of Mililani/Melemanu/Waipio Neighborhood Board #25

Jeff Mikulina on behalf of Sierra Club, Hawaii Chapter

EXHIBITS

Intervener's, Mililani/Melemanu/Waipio Neighborhood Board #25, Exhibit 28 was entered into evidence by the Land Use Commission.

Co-Petitioner's, Pacific Health Community, Inc., Exhibit 77A, was entered into evidence by the Land Use Commission.

PUBLIC WITNESS

1. Darrlyn Bunda

INTERVENER'S WITNESSES - Mililani/Waipio/Melemanu Neighborhood Board No. 25

1. Pam L. Smith
2. Tracy Markham
3. MaryAnne Sealander

Commissioner Jarman requested that a chart be compiled by Ms. Sealander which chronicles the events and items which she referenced in her oral testimony and be provided to the Commission within two weeks. Commissioner Roehrig suggested that a copy also be made to the Petitioner's counsel for review.

Intervener's, Sierra Club Hawaii Chapter, Exhibits 25-28 were introduced and entered into evidence by the Land Use Commission.

INTERVENER'S WITNESSES - Mililani/Waipio/Melemanu Neighborhood Board No. 25
(continued)

4. Laura Brown

Petitioner's representative, Dickson Lee, requested that Ms. Brown also provide a chart of what was discussed in her oral testimony.

State's deputy attorney general, John Chang, announced that he will defer his cross examination and will wait until he had an opportunity to review submittals by Ms. Sealander and Ms. Brown.

INTERVENER'S WITNESSES - Mililani/Waipio/Melemanu Neighborhood Board No. 25
(continued)

5. William Bass

Mr. Poirier presented a 45-minute video presentation of oral testimonies made by residents and members of the Mililani/Waipio/Melemanu Neighborhood Board No. 25.

6. Richard Poirier

INTERVENER'S WITNESSES – Sierra Club, Hawaii Chapter

1. George Hudes

ADOPTION OF MINUTES

Commissioner Fiesta moved to approve the minutes of the LUC agency meeting date of December 7, 2001, and of the commission meeting date of January 17 and 18, 2002. The motion was seconded by Commissioner Yukimura and unanimously approved by voice votes.

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Chairman Kelai announced that the meeting will reconvene tomorrow, February 1, 2002, at 8:30 a.m. starting with the action on the matter of Docket No. A00-732 – TSA Corporation, followed by the continuation of the hearing on the matter of Docket No. A00-734 – Castle & Cooke Homes Hawaii, Inc. & Pacific Health Community, Inc., at 1:00 p.m.

The meeting was adjourned at 1:06 p.m.