LAND USE COMMISSION
NOTICE OF LAND USE COMMISSION MEETING

November 20, 2014
9:30 a.m.
Maui Arts & Cultural Center, Haynes Meeting Room
One Cameron Way, Kahului, Maui, Hawai`i, 96732-1137

A G E N D A

(continued on back)

I. CALL TO ORDER

II. ADOPTION OF MINUTES
November 12-13, 2014 Minutes

III. TENTATIVE MEETING SCHEDULE

IV. PUBLIC TESTIMONY FOR SP 14-404

V. HEARING & ACTION

SP14-404 JAS. W. GLOVER (Hawai`i)

To Consider Request for Special Permit for quarry and other support services and accessory uses on a 140 acre parcel at Honohononui, Waiākea, South Hilo, Island of Hawai`i, Tax Map Key Nos.: (3) 2-1-013:004 (por.)

VI. PUBLIC TESTIMONY FOR SP92-380

VII. ACTION

SP92-380 HAWAIIAN CEMENT –PU`UNĒNĒ ROCK QUARRY (Maui)

To Consider Request for Proposed Amendments to Special Permit for the Hawaiian Cement Puunene Rock Quarry, Pulehunui, Kahului, Island of Maui, Hawai`i, Tax Map Key No: (2) 3-8-004-001 (por.) .

- To expand the quarry area by approximately 42 acres at TMK: (2) 3-8-004:001 (por.);
- To include the 9.697-acre portion of the quarry within the permitted area (Area "C");
- To delete Condition No. 16; and
- to approve a 15-year time extension

VIII. PUBLIC TESTIMONY FOR DR14-51 MAUI LANI NEIGHBORS, INC.

IX. ACTION

DR14-51 MAUI LANI NEIGHBORS, INC. (Maui)

To consider Petition for Declaratory Order Under §§ 15-15-98 *et seq.* of the Land Use Commission Rules and Hawai`i Revised Statutes § 91-8

X. RECESS

For directions and tips on providing public testimony, please refer to our website at luc.hawaii.gov. The Commission may elect to consult with counsel in executive session pursuant to Section 92-5, HRS. Persons with disabilities who need accommodation should call (808) 587-3822 no later than 12:00 noon, 2 business days before the date of the meeting. The mailing address for the Land Use Commission is P.O. Box 2359, Honolulu, Hawai`i, 96804-2359. Some materials for these agenda items may be available on our website at http://luc.hawaii.gov.

LAND USE COMMISSION
NOTICE OF LAND USE COMMISSION MEETING
November 21, 2014
9:00 a.m.
Leiopapa A Kamehameha Bldg., Rm# 405
235 S. Beretania St., Honolulu, HI 96813

A G E N D A
(continued)

XI. CALL TO ORDER

XII. PUBLIC TESTIMONY FOR A87-610

XIII. ACTION
ADOPTION OF ORDER A87-610 TOM GENTRY AND GENTRY PACIFIC LTD.

XIV. PUBLIC TESTIMONY FOR A92-683

XV. CONTINUED HEARING & ACTION (IF NECESSARY)
A92-683 HALEKUA DEVELOPMENT CORPORATION (O`ahu)

1. To consider Successor Petitioner's (to Parcel 52) Motion for Order to Bifurcate the Amended Findings of Fact, Conclusions of Law, and Decision and Order filed October 1, 1996
2. To Consider Successor Petitioner's (to Parcel 52) Motion to Amend Amended Findings of Fact, Conclusions of Law, and Decision and Order (FOF, COL, D&O) filed October 1, 1996 to:

(1) Recognize Ho`ohana Solar 1, LLC as the Successor Petitioner to Parcel 52, with standing to seek and obtain the relief requested herein; and
(2) Issue an order modifying the Commission's Amended FOF, COL, D&O dated October 1, 1996 ("1996 Order"), as amended by the Commission's October 7, 2013 First Amendment to the Amended FOF, COL, D&O filed on October 1, 1996 ("2013 Order") to expressly authorize the proposed interim 30-year operational use of Parcel 52 for solar farm development ("the Project") and
(3) To delete Condition No. 21 of the 1996 Order, as amended by the 2013 Order, requiring the Commission's prior approval to change any ownership interest in the Petition Area, because it has been fully satisfied, or, in the alternative, pursuant to the requirements of Condition 21, approve the proposed lease of Parcel 52 by the landowner ROBINSON KUNIA LAND LLC to Successor Petitioner HO`OHANA SOLAR 1, LLC to allow solar farm development.

XIV. EXECUTIVE SESSION

- To consult with the Commission's attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities with respect to:
  - appeals of Commission decisions relating to Castle & Cooke Homes, Hawaii, Inc., D.R. Horton, Bridge `Āina Le`a, DW `Āina Le`a, and Michele Lincoln and appropriate action, if any.
  - DR14-51 Petition for Declaratory Order
  - Personnel Matters

XV. ADJOURNMENT

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