

Minutes of Meeting

County Council Room
Hawaii County Building
25 Aupuni Street, Room 201
Hilo, Hawaii

November 19, 1999

COMMISSIONERS PRESENT: P. Roy Catalani
Bruce A. Coppa
Lawrence N.C. Ing (portion of
proceedings)
M. Casey Jarman
Stanley Roehrig
Peter Yukimura

COMMISSIONER ABSENT: Pravin Desai
Isaac Fiesta, Jr.
Merle A. K. Kelai

STAFF PRESENT: Esther Ueda, Executive Officer
Presley Pang, Esq., Deputy Attorney
General
Bert Saruwatari, Staff Planner
Teri Hee, Chief Clerk

Andrea Vasconcellos, Court Reporter

Vice Chairperson Ing called the meeting to order at
8:37 a.m.

CONTINUED ACTION

A99-729 - THE NEWTON FAMILY LIMITED PARTNERSHIP (Hawaii)

Vice Chairperson Ing announced that this matter before the Commission is a continued action to consider whether the anticipated effects discussed in Petitioner's Draft Environmental Assessment to reclassify approximately 885.40 acres of land currently in the Conservation District into the Agricultural District at Kukuau, South Hilo, Hawaii for an agricultural subdivision constitutes a "significant effect" pursuant to Chapter 343, H.R.S.

Appearances

A. Bernard Bays, Esq., for Petitioner

Dr. George Newton, Petitioner

James R. Bell, Belt Collins

Alice Kawaha, Planner, County of Hawaii Planning Department

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

Judith Henry, Land Use Division, Office of Planning

Abe Mitsuda, Land Use Division, Office of Planning

Arguments on the environmental assessment were heard from
Mr. Bays.

PETITIONER'S WITNESS

1. James R. Bell

Mr. Bell addressed the 13 criteria of Chapter 11-200 in
determining whether the subject petition would have a significant
effect on the environment.

After hearing Petitioner's arguments, questions were asked
by Ms. Ogata-Deal and the Commissioners.

Commissioner Ing was not present to the proceedings at this
time.

Commissioner Yukimura moved to go into executive session to
discuss legal matters with our deputy attorney general. The
motion was seconded by Commissioner Coppa and unanimously moved
by voice votes.

Deputy Attorney General Presley Pang went over procedures
and the law regarding the draft environmental assessment as well
as further supplementing the draft environmental assessment.

Mr. Bays made an oral request to the Commission that the
vote on the draft environmental assessment be delayed to allow
Petitioner to supplement the Environmental Assessment to address
concerns of the Commissioners as well as the parties.

Commissioner Jarman moved to accept Mr. Bays' request to
allow Petitioner to supplement the Environmental Assessment. The

MINUTES - November 19, 1999

Page 3

motion was seconded by Commissioner Coppa and unanimously carried by voice votes.

Presiding Officer Roehrig announced that the action on the draft environmental assessment will be heard at the Commission's meeting in February, 2000.

MISCELLANEOUS

1. ADOPTION OF MINUTES

Commissioner Coppa moved to approve the minutes for the meeting date of November 4, 1999. The motion was seconded by Commissioner Jarman and unanimously approved by voice votes.

The meeting was adjourned at 11:50 a.m.