

LAND USE COMMISSION

Minutes of Meeting

Nahele Room
Sandalwood Clubhouse
2500 Honoapiilani Hwy.
Waikapu, Maui

May 7, 1999

Approved
6/03/99

COMMISSIONERS PRESENT: P. Roy Catalani
Rupert K. Chun
Isaac Fiesta, Jr.
M. Casey Jarman
Peter Yukimura

COMMISSIONERS ABSENT: Pravin Desai
Lawrence N.C. Ing
Herbert Kaopua, Sr.
Merle Kelai

STAFF PRESENT: Esther Ueda, Executive Officer
Jon Itomura, Deputy Attorney General
Bert Saruwatari, Staff Planner
Teri Hee, Chief Clerk

Gloria Tavares, Court Reporter

Presiding Officer Jarman called the meeting to order at 9:05 a.m.

CONTINUED HEARING

A92-684 - STATE OF HAWAII, DEPARTMENT OF TRANSPORTATION,
AIRPORTS DIVISION (Maui)

Presiding Officer Jarman announced that this matter before the Commission is a continuation of the hearing which was adjourned yesterday at 8:45 p.m.

On advice of Deputy Attorney Jon Itomura, Presiding Officer Jarman asked for a motion to deny Mr. Hall's Motion to Disqualify, based upon the individual Commissioner's representations. Commissioner Fiesta moved to deny Intervenor's Motion to Disqualify. The Motion was seconded by Commissioner Yukimura and approved by voice votes.

Appearances

Lane Ishida, Esq., Bruce T. Matsui, Esq., Attorneys for
Petitioner

Gary Zakian, Esq., Deputy Corporation Counsel, County of
Maui

Clayton Yoshida, Deputy Director, Planning Department,
County of Maui

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

Lorene Maki, Land Use Division, Office of Planning

Isaac Hall, Esq., Attorney for Intervenor

PUBLIC WITNESSES (Cont'd.)

25. Degray Vanderbilt
26. Judy Alameda
27. Lucienne de Naie for Lisa Hamilton
28. Bren Bailey
29. Tom Parrish
30. Jackie Pias Carlin
31. Glenn Shepherd

Presiding Officer entered the following exhibit and witness
lists into evidence:

1. Petitioner's Fifth Amended List of Witnesses;
Petitioner's Fifth (Exhibit Nos. 56-69, 70a, 70b, 70c,
70d, 70e, 71-82), Sixth (Exhibit Nos. 83-107), and
Seventh (Exhibit Nos. 108-117) List of Exhibits
(including the addition of Petitioner's Exhibits 118
and 119).
2. County's List of Exhibits (Exhibit Nos. 1-5).

3. Intervenor's List of Exhibits received on March 31, 1991, April 7, 1999 and April 9, 1999 (Exhibit Nos. 172-174, 176a, 176b, 177a, 177b, 177c, 179, 180a, 180b, 180c, 180d, 180e, 180f, 180g, 180h, 180i, 182-185, 185b, 188a, 189-195, 198a, 198b, 198c, 199, 199b, 200, 200d, 201a, 201b, 202-204, 204a, 205a, 205b, 208a, 208b, 208c, 208d, 208e, 209f, 208g, 208h, 210a, 210b, 210c, 210d, 210e, 210f, 210g, 210h, 212a, 212b, 212c, 212d, 212e, 212f, 212g, 218a, 218b, 218c, 218d, 218e, 219-220, 221a, 221b, 221c, 221d, 221e, 222, 224, 226a, 234a, 234b, 235, 237a, 237b, 238, 238a, 238b, 239a, 240a, 240b, 240d, 240e, 240f, 242-251).

The following Intervenor Exhibits were withdrawn by Mr. Hall:

Exhibit Nos. 175, 176, 177, 178, 180, 181, 186, 187, 188, 196, 197, 198, 201, 205, 206, 207, 208, 209, 210, 212, 215, 216, 217, 218, 221, 223, 225, 227, 228, 229, 230, 231, 232, 233, 234, 236, 239, 240, 240c, and 241.

PUBLIC WITNESSES (Cont'd.)

32. Richard Lafond
33. Pam Gould

PETITIONER'S WITNESSES

1. Terryl Venc1

A lunch recess was taken at 11:45 a.m. to reconvene at 12:45 p.m.

- 12:55 p.m. -

PETITIONER'S WITNESSES (cont'd.)

1. Terryl Venc1

Presiding Officer Jarman announced that the continued hearing on this petition will be on June 3, 1999. The meeting will begin at 9:30 a.m.

The meeting was adjourned at 2:35 p.m.