

LAND USE COMMISSION

Minutes of Meeting

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

August 27, 1998

*approved
8/30/98*

COMMISSIONERS PRESENT: P. Roy Catalani
Rupert K. Chun
Pravin Desai (Portion of Proceeding)
Isaac Fiesta, Jr. (Portion of Proceeding)
M. Casey Jarman
Merle A. K. Kelai
Peter Yukimura

COMMISSIONERS ABSENT: Herbert Kaopua, Sr.
Lawrence N.C Ing

STAFF PRESENT: Esther Ueda, Executive Officer
Jon Itomura, Esq., Deputy Attorney General
Bert Saruwatari, Staff Planner
Darlene Kinoshita, Chief Clerk
Diane Baker, Court Reporter

Chairperson Chun welcomed Commissioner Desai to his first Land Use Commission Meeting.

Commissioner Jarman moved to amend to the agenda to include testimony from Craig Castellonet regarding rescinding affordable housing conditions.

There were no objections from the Office of Planning.

The motion was seconded by Commissioner Yukimura and unanimously carried by voice votes.

Testimony regarding rescinding affordable housing conditions was heard from Mr. Castellonet. After hearing testimony, questions were asked by the Commissioners.

ACTION

A89-645 - HASEKO (Hawai), INC. (Hawaii)

Presiding Officer Chun announced that the Commission would take action to consider Petitioner's Motion to Modify Condition "1" (Housing Condition) of Findings of Fact, Conclusions of Law,

and Decision and Order dated February 6, 1990 which reclassified approximately 125.041 acres of land from the Agricultural District into the Urban District at Kalaoa 5th, North Kona, Hawaii for residential, commercial, park uses, and a sewage treatment plant.

Appearances

Sidney Fuke, Planning Consultant for Petitioner

Alan Sua, for Petitioner

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

Abe Mitsuda, Land Use Division, Office of Planning

The County of Hawaii, Planning Department, was not present to the proceeding at this time.

Bert Saruwatari, Staff Planner, oriented the Commission to the Petition area on the Land Use District Boundaries and tax maps and gave a summary of the petition.

At this time, a disclosure was made by Commissioner Catalani. There were no objections by the parties to have Commissioner Catalani participate in the proceedings.

Arguments on the motion to modify were heard from Mr. Fuke and Ms. Ogata-Deal. After hearing arguments, questions were asked by the Commissioners.

Commissioner Kelai moved to approve Petitioner's condition No. 1 as modified:

"Petitioner shall provide affordable housing opportunities for low, low-moderate, and moderate income residents in the State of Hawaii to the satisfaction of the County of Hawaii. The County of Hawaii shall consult with the State Housing and Community and Development Corporation prior to its approval of the affordable housing plan. The location and distribution of the affordable housing or other provisions for affordable housing shall be under such terms as may be mutually agreeable between the Petitioner and the County of Hawaii."

The motion was seconded by Commissioner Yukimura and polled as follows:

Ayes: Commissioner Kelai, Catalani, Desai, Fiesta, Jarman, Yukimura, and Chun

A92-677 - NORTH KONA DEVELOPMENT GROUP, a Hawaii limited
partnership (Hawaii)

Chairperson Chun announced that the representative for the Petitioner was out of town so this proceeding will be deferred until a later date.

Commissioners Desai and Fiesta were absent from the proceeding at this time.

A93-701 - KAUPULEHU DEVELOPMENTS (Hawaii)

A presentation on Kaupulehu Integrated Resources Management Plan were heard from R. Ben Tsukazaki, Ann Mapes, and Kepa Maly.

After hearing the presentation, questions were asked by the Commissioners.

DEPARTMENT OF EDUCATION

A presentation concerning the conditions set forth by the Commission for the Department of Education was heard from Lester Chuck.

After hearing the presentation, questions were asked by the Commissioners.

MISCELLANEOUS

1. ADOPTION OF MINUTES

Commissioner Fiesta moved to approve the minutes for the meeting date of July 30, 1998. The motion was seconded by Commissioner Yukimura and unanimously approved by voice votes.

2. ELECTION OF OFFICERS

Commissioner Fiesta moved to elect Merle Kelai as Chairperson. The motion was seconded by Commissioner Yukimura and unanimously approved by voice votes. Commissioner Fiesta moved to elect Lawrence N.C. Ing as Vice-Chairperson. The motion was seconded by Commissioner Yukimura and unanimously approved by voice votes.

3. Commissioner Jarman moved to approve legislations to send to the Legislature next year. The motion was seconded by Commissioner Kelai and unanimously approved by voice votes.

The meeting was adjourned at 12:30 p.m.