

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Conference Rooms A, B & C
State Building
3060 Eiwa Street
Lihue, Kauai

Approved
4/24/84

February 15, 1984 - 9:00 a.m.

COMMISSIONERS PRESENT: William Yuen, Chairman
Richard Choy, Vice Chairman
Lawrence Chun
Shinsei Miyasato
Teofilo Tacbian
Robert Tamaye
Frederick Whittemore

COMMISSIONERS ABSENT: Everett Cuskaden
Winona Rubin

STAFF PRESENT: Gordan Furutani, Executive Officer
Dora Horikawa, Chief Clerk

Katherine Stanley, Court Reporter

CONTINUED CONSOLIDATED HEARING

A83-553 - PRINCEVILLE DEVELOPMENT CORPORATION
A83-557 - " " " "

Chairman Yuen announced that today's hearing was a continuation of the hearing which had been conducted on November 22, 1983, at which time the Commission had concluded receiving testimony from all of the public witnesses.

Appearances

Walton Hong, Attorney representing petitioner
Michael J. Hannon, Co-counsel

Max Graham, Deputy County Attorney, representing Kauai
Planning Department

Annette Chock, Deputy Attorney General, representing the
Department of Planning & Economic Development

Lawrence McCreery, Attorney representing intervenor,
Concerned Citizens of Anini

Exhibits

Mr. Hong withdrew petitioner's exhibits marked 1 and 2 (original petitions).

Intervenor's counsel Mr. McCreery requested the addition of 2 witnesses, i.e. Councilmen Jeremy Harris and Kaipō Asing. Mr. Hong opposed the request on the basis of the lateness of the request which he felt placed the petitioner at a disadvantage. However, should the Commission rule in favor of admitting the aforementioned witnesses, Mr. Hong requested that he be permitted to submit a study done by Drs. Gregg and Dowler of the University of Hawaii regarding the effects of the coastal water resulting from any development.

Chairman Yuen approved the admittance of intervenor's two additional witnesses and petitioner's request to submit the additional exhibit.

All of the witnesses who appeared today, having been duly sworn in, testified and were examined as set forth in the transcript.

PETITIONER

Michael Loo - Vice President & Project Development Manager,
Princeville Development Corporation

Direct examination by Mr. Hong-----12 to 22

Direct examination by Mr. Hannon-----22 to 24

Redirect examination by Mr. Hong-----25 to 41

Cross examination by Mr. Graham-----42 to 54

Cross examination by Miss Chock-----54 to 70

Cross examination by Mr. McCreery-----71 to 77

The Commission was in recess from 11:50 a.m. to 1:30 p.m.

1:30 p.m.

Michael Loo (cont.)

Cross examination by Mr. McCreery-----78 to 125

Examination by Commissioner Whittemore-----125 to 126

Examination by Commissioner Chun-----126 to 127

Michael Loo (cont.)

Examination by Commissioner Tacbian-----127 to 129

Examination by Chairman Yuen-----129 to 132

During Mr. McCreery's examination of Mr. Loo, he requested that petitioner submit Princeville's financial statement. It was Chairman Yuen's conclusion that based on the testimony held today and documents submitted by petitioner, there was sufficient evidence to support the financial capability of the petitioner for purposes of the Commission's proceedings. He added, however, that intervenor was free to file a motion to request additional information.

Joseph Vierra - Principal and Director, Belt Collins & Associates

Direct examination by Mr. Hong-----133 to 163

The Chairman called a recess at 4:25 p.m., and announced that the hearing will resume tomorrow at 9:00 a.m.