

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Resolution Room
Kona Hilton Hotel
Kailua, Kona, Hawaii

Approved
6/12/84

April 11, 1984 - 10:00 a.m.

HEARING OFFICER: Gordan Furutani, Executive Officer

COMMISSIONER PRESENT: Frederick Whittemore

STAFF PRESENT: Ray Russell, Court Reporter

HEARING

A83-559 - WALTER FILIPEK

Pursuant to a notice published in the Hawaii Tribune Herald and the Honolulu Advertiser on March 7, 1984, a hearing was called by the Land Use Commission in the matter of the petition by Walter Filipek to reclassify approximately 13.8 acres of land from the Conservation District into the Urban District at Kapalaoa, North Kona, Hawaii, for a multi-family residential development. The hearing was conducted by Mr. Gordan Furutani, Executive Officer, who acted as the Hearing Officer.

Appearances

Kazuhisa Abe, Attorney, representing the petitioner

Duane Kanuha, Deputy Planning Director, representing the Hawaii Planning Department

Daniel Yasui, Planner, representing the Department of Planning & Economic Development

All of the persons testifying were sworn in by Mr. Furutani.

Mr. Furutani called on Mr. Abe to elaborate on the reasons for petitioner's request to continue the hearing until a later date.

Mr. Abe submitted that the petitioner and the landowners, represented by the law firm of Damon, Key, Char and Bocken, were presently negotiating to resolve problems involved in the fulfillment of the Agreement of Sale. Hence, the request for continuation was being made by the petitioner at this time.

It was Mr. Abe's understanding that the matter will be cleared up within the next 10 days.

Mr. Furutani stated that he will issue a set of instructions and if there is a resolution to the aforementioned problem, he will attach it as an addendum to the Hearing Officer's report which will be prepared for the Commission.

A letter from Peter Herman dated April 6, 1984 and another from Vernon Char dated April 10, 1984 were entered into the record by the Hearing Officer.

Mr. Furutani announced that no substantive testimony concerning the boundary amendment petition will be received today. Instead, he will prepare a report and make a recommendation to the Commission by April 16, 1984, and a copy of the report will be sent to each party for comments--the comments to be submitted by April 19, 1984. The matter will then be presented to the Commission for its consideration at the next meeting on April 24, 1984 on Kauai.

Thereafter, should the Commission decide to hold a hearing on this matter, all parties will be duly notified of the date, time and place.

Since there were no questions from the parties, the meeting was adjourned.