

STATE OF HAWAII  
LAND USE COMMISSION

Minutes of Meeting

Conference Room  
Mitchell Pauole Center  
Kaunakakai, Molokai

Approved  
12/17/84

September 11, 1984 - 9:00 a.m.

HEARING OFFICER: Benjamin Matsubara

STAFF PRESENT: Gordan Furutani, Executive Officer  
Teri Andreasen, Court Reporter

HEARING

A84-569 - DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT

Pursuant to a notice published in the Maui News and the Honolulu Advertiser on August 3, 1984 and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by the Department of Planning and Economic Development to reclassify approximately 5 acres from the Rural District into the Urban District at Kaluaaha, Molokai, Maui, Docket A84-569. The hearing was conducted by Hearing Officer Benjamin Matsubara.

Appearances

Ann ette Chock, Deputy Attorney General, and  
Daniel Yasui, Planner - Representing the petitioner

James Takayesu, Deputy Corporation Counsel, and  
John Min, Planner - Representing the Maui Planning  
Department

Intervention Request

Mr. Matsubara called on Mrs. Maria Hustace to elaborate on her reasons for requesting intervention in this petition. It was Mrs. Hustace's position that she was entitled to intervene based on the fact that she was a lessee of the property presently being considered for reclassification, and that her interest would be directly and immediately impacted by the proposed change. Since there were no objections from any of the parties, the Hearing Officer granted Mrs. Hustace's petition to intervene.

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

Public Witness

James Borg - Molokai resident

Oral testimony----- 8 to 9  
 Cross examination by Mr. Yasui-----10  
 Cross examination by Mrs. Hustace-----11 to 12  
 Examination by Mr. Matsubara-----13

PETITIONER

Richard Hirata - Development Project Manager, Hawaii Housing Authority

Direct examination by Mr. Yasui-----14 to 22  
 Cross examination by Mr. Min-----22 to 24  
 Cross examination by Mrs. Hustace-----25 to 27  
 Examination by Mr. Matsubara-----28

Stanley Yim - Engineer, Stanley Yim & Associates, Inc.

Direct examination by Mr. Yasui-----29 to 39  
 Cross examination by Mr. Min-----40 to 42  
 Cross examination by Mrs. Hustace-----42 to 46  
 Recross examination by Mr. Min-----46  
 Recross examination by Mrs. Hustace-----47

Fred Bicoy - Coordinator, Molokai Community and Action Council

Direct examination by Mr. Yasui-----48 to 54  
 Cross examination by Mrs. Hustace-----54 to 60

Richard Hirata (recalled)

Oral statement-----60 to 61  
 Cross examination by Mrs. Hustace-----61

Petitioner's exhibits 1 through 18 were identified and moved into evidence.

MAUI PLANNING DEPARTMENT

John Min - Planner

Oral testimony-----61 to 65

Cross examination by Mr. Yasui-----65 to 66

INTERVENOR

Maria M. Hustace - Intervenor

Oral testimony-----66 to 76

Cross examination by Mr. Yasui-----76 to 83

Examination by Mr. Matsubara-----85 to 88

Mr. Matsubara advised all parties of the post-hearing procedures and declared that the hearing was closed at 11:52 a.m.