

STATE OF HAWAII  
LAND USE COMMISSION

Minutes of Meeting

Kamakahonu Ballrooms  
King Kamehameha Hotel  
75-5660 Palani Road  
Kailua-Kona, Hawaii

approved  
2/24/89

January 27, 1989

COMMISSIONERS PRESENT: Renton Nip, Chairman  
Lawrence Chun, Vice-Chairman (Portion  
of Proceeding)  
Allen K. Hoe (Portion of Proceeding)  
Toru Suzuki  
Robert Tamaye  
Frederick P. Whittemore  
Teofilo Phil Tacbian  
Sharon R. Himeno (Portion of  
Proceeding)

COMMISSIONERS ABSENT: Allen Kajioka

STAFF PRESENT: Esther Ueda, Executive Officer  
Russell Suzuki, Esq, Deputy Attorney  
General  
Benjamin Matsubara, Special Deputy  
Attorney General  
Raymond Young, Staff Planner  
Darlene Kinoshita, Chief Clerk  
  
Holly Hackett, Court Reporter

Chairman Nip called the meeting to order.

HEARING

A88-630 - PALACE DEVELOPMENT CORPORATION AND HAWAII KA'U AINA

Pursuant to a notice published in the Hawaii Tribune-Herald and Honolulu Advertiser on December 19, 1988 and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by Palace Development Corporation and Hawaii Ka'u Aina to reclassify approximately 2,420 acres of land currently in the Conservation District into the Urban District and approximately 900 acres of land currently in the Agricultural District into the Urban District at Kahuku, Ka'u, Hawaii for a self-contained resort, support community, regional airport, and access road.

Appearances

R. Ben Tsukazaki, Esq., Attorney for Petitioner

Steven Lim, Esq., Attorney for Petitioner

Hawaii Duane Kanuha, Director, Planning Department, County of

Hawaii Virginia Goldstein, Planning Department, County of

of State Planning John Anderson, Esq., Deputy Attorney General, Office

Planning Abe Mitsuda, Land Use Division, Office of State

Planning Jean Nishida, Land Use Division, Office of State

Glen M. Winterbottom, Potential Intervenor

Intervenor Gilbert Kahele, for Pa'a Pono Milolii, Potential

Chairman Nip announced that the Commission will take action on the untimely requests to be public witnesses and the motions for intervention at this time.

Commissioner Hoe moved for the untimely public witnesses to testify and limited them to five minutes. The motion was seconded by Commissioner Tamaye and unanimously carried by voice votes.

Arguments on the motion for intervention were heard from Glen Winterbottom and arguments on the motion in opposition to motion to intervention by Mr. Winterbottom was also heard from Mr. Tsukazaki. After hearing arguments, questions were asked by the Commissioners.

Commissioner Himeno moved to grant the motion for intervention filed by Mr. Winterbottom. The motion was seconded by Commissioner Chun. The motion to grant the motion for intervention was approved as follows:

Ayes: Commissioner Himeno, Chun, Tamaye, Whittemore,  
and Chairman Nip

Nays: Commissioner Tacbian, Hoe, and Suzuki

Arguments on the motion for intervention filed by  
Gilbert Kahele on behalf of Pa'a Pono Milolii were heard from  
Mr. Kahele and arguments on the motion opposing the motion for  
intervention was heard from Mr. Tsukazaki.

Commissioner Chun moved to go into executive session  
to consult with our Deputy Attorney General on legal matters.  
The motion was seconded by Commissioner Himeno and unanimously  
carried by voice votes.

Mr. Tsukazaki stipulated to Mr. Kahele's intervention  
request and withdrew his motion opposing the motion for  
intervention by Mr. Kahele.

Commissioner Himeno moved to grant the motion for  
intervention by Mr. Kahele. The motion was seconded by  
Commissioner Hoe and unanimously carried by voice votes.

Elizabeth Stone, another potential intervenor, was not  
present to the proceeding at this time. The Land Use  
Commission denied the motion for intervention filed by  
Ms. Stone, but will allow her to testify as a public witness.

All public witness statements were admitted into  
evidence by the Land Use Commission.

#### EXHIBITS

1. Petitioner's Exhibit No. 1 through 23 were  
admitted into evidence by the Land Use Commission.
2. County's Exhibit No. 1 was admitted into evidence  
by the Land Use Commission.

#### PUBLIC WITNESSES

1. Robert Makuakane
2. Eusebio Lapenia, Jr.

3. Sandra Kaupu Blanco
4. Aurora Blanco
5. James Kuahiwinui
6. Barbara Meheula
7. Clyde Crawfoot

Commissioners Himeno and Chun were absent from the proceeding at this time.

8. ~~Beatrice Hague~~ *only written statement.*
9. Franco Jose Longakit
10. Alfred Galeza, Sr.
11. Helen Tayamen
12. Councilman Harry Ruddle
13. Councilman Harry Ruddle reading testimony for Councilman Takashi Domingo
14. Ruth Bass
15. Patricia Pappe for Hawaii Island Chamber of Commerce
16. Herbert Kaopua
17. Edison Keomaka
18. Mel Kalama
19. Walter Fisher
20. Boyd Christensen
21. Nelson Ho for Dr. Stuart Johnson (Sierra Club)

22. Elaine Fountain
23. Edward Crook
24. Bert Thomas
25. Clinton Taylor

A lunch recess was taken at 12:19 p.m. to reconvene at 1:15 p.m.

- 1:44 p.m. -

Commissioner Hoe was absent to the proceeding at this time.

PUBLIC WITNESSES (Continued)

26. George Yokoyama
27. Anna Cariaga
28. Bill Harris
29. Patty Baxter
30. Lily Kong
31. Jessie Kaopu
32. George Hua, Sr.
33. Beverly Byouk
34. Irene Hughes
35. Walt Taylor
36. George Manoha
37. William Kalewainui
38. Mona Paulo
39. Elaine Quimby

40. Yaeko Aoki
41. Jack Delaney
42. Dolores McMann
43. Jessie Kay
44. Maitland Akau
45. Francis Hogan
46. James Kalili, Jr.
47. Jerry Reinman
48. Elizabeth Cole
49. Jonathan Cole
50. Glenn Fletcher
51. Julia Kaupu
52. Miriam Baker

MISCELLANEOUS

1. ADOPTION OF MINUTES

The minutes for the following meeting dates were approved as circulated: December 1, 1988, December 2, 1988, December 15, 1988, December 16, 1988, January 10, 1989, and January 11, 1989.

The meeting was adjourned at 4:22 p.m.