

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Conference Room A
State Building
3060 Eiwa Street
Lihue, Kauai

Approved
5/01/85

November 19, 1984 - 9:00 a.m.

HEARING OFFICER: Benjamin Matsubara

STAFF PRESENT: Raymond Young, Planner

Robert Jones, Court Reporter

HEARING

84-578 - NIUMALU-NAWILIWILI COMMUNITY PLANNING PROJECT. INC.

Pursuant to a notice published in the Garden Island and the Honolulu Advertiser on October 15, 1984 and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by Niumalu-Nawiliwili Community Planning Project, Inc. to reclassify approximately 5.074 acres of land currently in the Agricultural District into the Urban District at Niumalu and Nawiliwili, Kauai for residential use. The hearing was conducted by Hearing Officer Benjamin Matsubara.

Appearances

David Bettencourt, Attorney representing petitioner
Stanford Achi, President, Niumalu-Nawiliwili Community
Planning Project, Inc.

Max Graham, County Attorney's Office, representing the
Kauai Planning Department

Daniel Yasui, Planner, representing the Dept. of Planning
& Economic Development

Mr. Ray Young, staff planner, pointed out the petitioned area on the USGS and Tax Maps and oriented its location with various landmarks.

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

PETITIONER

Stanford Achi - President, Niualu-Nawiliwili Community
Planning Project Inc.

Oral testimony----- 7 to 10
Cross examination by Mr. Yasui-----10 to 11
Examination by Hearing Officer-----11

Manuel K. Medeiros - Retired Housing Administrator, Hawaii County

Oral testimony-----12 to 17
Cross examination by Mr. Graham-----17 to 21
Cross examination by Mr. Yasui-----21 to 23
Examination by Hearing Officer-----23 to 25

David Bettencourt - Attorney for Petitioner

Oral Argument-----25 to 41
Cross examination by Mr. Graham-----41 to 44
Cross examination by Mr. Yasui-----44 to 46
Examination by Hearing Officer-----46

Mrs. Waalani - Tenant of Nawiliwili

Oral testimony-----52 to 53

James Tahada - Supervising Engineer, Hawaiian Telephone Co.,
former Kauai Planning Commissioner

Oral testimony-----54 to 60

Exhibits

Petitioner's exhibits H, I, J and K were admitted into
evidence.

KAUAI PLANNING DEPARTMENT

Keith Nitta - Planner

Direct examination by Mr. Graham-----62 to 63

Keith Nitta (cont.)

Cross examination by Mr. Yasui-----64

Examination by Hearing Officer-----65 to 66

Exhibit

County's written testimony was entered into the record.

DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT

Daniel Yasui - Planner

Oral testimony-----67 to 69

Exhibit

DPED's written testimony was admitted into the record.

At 11:10 a.m., Mr. Matsubara announced that the hearing was closed and instructed all parties of the post-hearing procedures.