

STATE OF HAWAII  
LAND USE COMMISSION

Minutes of Meeting

Ekolu Room  
Royal Waikoloan Hotel  
Waikoloa, Hawaii

December 1, 1988

*approved*  
*1/27/89*

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

COMMISSIONERS ABSENT:

STAFF PRESENT: Esther Ueda, Executive Officer  
Terence Yamamoto, Esq, Deputy Attorney  
General  
Raymond Young, Staff Planner  
Darlene Kinoshita, Chief Clerk  
  
Holly Hackett, Court Reporter

Chairman Nip called the meeting to order.

ACTION

A88-624 - THE LUSK COMPANY (Oahu)

Chairman Nip announced that the Commission would take action on Petitioner's Motion to File Amended Petition for Amendment of District Boundaries to reclassify approximately 26.445 acres of land currently in the Conservation District into the Urban District at Waiiau, Ewa, Oahu, Hawaii for single family residential use.

Appearances

Lincoln Ishida, Esq., Attorney for Petitioner  
Brian Yahata, Petitioner

Ann Ogata-Deal, Esq., Deputy Attorney General, Office  
of State Planning

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

Abe Mitsuda, Land Use Division, Office of State  
Planning

The City and County of Honolulu was not present to the  
proceeding.

After hearing comments from Petitioner and the State,  
questions were asked by the Commissioners.

Commissioner Hoe moved to accept Petitioner's Motion  
to File Amended Petition for Amendment of District Boundaries.  
The motion was seconded by Commission Kajioka and polled as  
follows:

Ayes: Commissioner Hoe, Whittemore, Himeno, Tacbian,  
Tamaye, Chun, Kajioka, and Chairman Nip.

The motion was unanimously carried.

A88-625 - OCEANIC PROPERTIES, INC. (Oahu)

Chairman Nip announced that the Commission would take  
action in the matter of the petition by Oceanic Properties,  
Inc. to reclassify approximately 214 acres of land currently in  
the Agricultural District into the Urban District at Waialua,  
Oahu, Hawaii for golf course and support facilities.

Appearances

James Funaki, Esq., Attorney for Petitioner

Wallace Miyahira, Petitioner

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

Ann Ogata-Deal, Esq., Deputy Attorney General, Office  
of State Planning

Abe Mitsuda, Administrator, Land Use Division, Office of State Planning

The Department of General Planning, City and County of Honolulu was not present to the proceeding at this time.

Commissioner Kajioka did not participate in this proceeding due to a previously declared conflict of interest.

Mr. Funaki, Attorney for Petitioner, moved to withdraw Petitioner's application on Docket No. A88-625. There were no objections heard by the Office of State Planning.

Commissioner Tacbian moved to accept Petitioner's withdrawal of A88-625. The motion was seconded by Commissioner Suzuki and unanimously carried by voice votes.

A83-549 - GAMLON CORPORATION (Hawaii)

Chairman Nip announced that the Commission would take action to consider Petitioner's Motion to Extend Time to Complete Substantial Development of Increment I and to Apply for Incremental Redistricting of Increment II to reclassify approximately 174 acres of land currently in the Agricultural District into the Urban District at North Kona, Hawaii.

Commissioner Kajioka joined the proceeding at this time.

Appearances

Presley Pang, Esq., Attorney for Petitioner

Carl Willis, Petitioner

Albert Lono Lyman, Director, Planning Department,  
County of Hawaii

Virginia Goldstein, Planning Department, County of  
Hawaii

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

Ann Ogata-Deal, Esq., Deputy Attorney General, Office of State Planning

Abe Mitsuda, Administrator, Land Use Division, Office of State Planning

Arguments were heard from Presley Pang, Esq., Attorney for Petitioner.

Raymond Young, Staff Planner, oriented the Commission to the area being requested for reclassification on the USGS and tax maps.

PETITIONER'S WITNESS

1. Gregg Kashiwa

Commissioner Kajioka moved to go into executive session to discuss the legal aspects of the procedure on this petition. The motion was seconded by Commissioner Tacbian and unanimously carried by voice votes.

Commissioner Hoe moved to continue this matter until January 10, 1989. The motion as seconded by Vice-Chairman Chun and unanimously carried by voice votes.

CONTINUED HEARING

A88-621 - KAHALA CAPITAL CORPORATION (Awake'e)

Today's proceeding is a continuance of the hearing which had begun on July 14 and 15, 1988.

Appearances

Sandra Pechter Schutte, Esq., Attorney for Petitioner

Glenn Hara, Esq., Attorney for Petitioner

Albert Lono Lyman, Director, Planning Department,  
County of Hawaii

Virginia Goldstein, Planning Department, County of  
Hawaii

Ann Ogata-Deal, Esq., Deputy Attorney General, Office  
of State Planning

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

Abe Mitsuda, Land Use Division, Office of State  
Planning

Jean Nishida, Land Use Division, Office of State  
Planning

Christopher Yuen, Esq., Attorney for Intervenors

PETITIONER'S EXHIBIT

1. Petitioner's Exhibit No. 23A was admitted into  
evidence by the Land Use Commission.

PETITIONER'S WITNESS

1. Norbert Schlei

A lunch recess was taken at 12:26 p.m. to reconvene at  
1:30 p.m.

- 1:57 p.m. -

PETITIONER'S WITNESS

1. Norbert Schlei (Continued)

COUNTY'S WITNESS

1. Albert Lono Lyman

Commissioner Himeno was absent from the proceeding at  
this time.

The meeting was adjourned at 5:35 p.m.