

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Conference Room B
State Office Building
54 High Street
Wailuku, Maui, HI

approved 5/11/88

April 8, 1988

COMMISSIONERS PRESENT: Teofilo Phil Tacbian, Chairman
Frederick Whittemore, Vice-Chairman
Renton L.K. Nip
Richard Choy
Toru Suzuki
Robert Tamaye
Lawrence Chun
Sharon R. Himeno

COMMISSIONERS ABSENT: Everett Cuskaden

STAFF PRESENT: Esther Ueda, Executive Officer
Annette Chock, Esq, Deputy Attorney
General
Raymond Young, Staff Planner
Darlene Kinoshita, Chief Clerk
Jean Marie McManus, Court Reporter

Chairman Tacbian called the meeting to order.

ACTION

A80-480 - MAUI 100 PARTNERS (Maui)

Chairman Tacbian announced that the Commission would take action in the matter of the petition by Maui 100 Partners to consider Petitioner's request for release of condition of the Decision and Order, as amended, which reclassified approximately 94.541 acres from the Agricultural District into the Urban District at Palehunui and Waiakoa, Kula, Makawao, Maui for a residential subdivision.

Appearances

Tamotsu Tanaka, Esq., Attorney for Petitioner
Clyde Murashige, Planner, Planning Department, County
of Maui

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John Anderson, Esq., Deputy Attorney General,
Department of Business and Economic Development

David Hulse, Land Use Division, Department of Business
and Economic Development

After hearing comments from Petitioner's attorney,
Clyde Murashige, and John Anderson, questions were asked by the
Commissioners.

Commissioner Nip moved that Petitioner's request for
release of condition of the Decision and Order, as amended, be
approved. The motion was seconded by Commissioner Whittemore.

The motion was unanimously carried by voice votes and
the Petitioner's request for release of condition was approved.

SP78-326 - T.T. MEYER, INC. (First Amendment) (Molokai)

Chairman Tacbian announced that the Commission would
take action on this special use permit.

Appearances

T.T. Meyer, Petitioner

Clayton Yoshida, Planner, Department of Planning,
County of Maui

John Anderson, Esq., Deputy Attorney General,
Department of Business and Economic Development

David Hulse, Planner, Department of Business and
Economic Development

Raymond Young, Staff Planner, gave a summary report of
the special use permit request by Petitioner to allow the
establishment of an asphalt batching plant and to allow the
establishment of an existing concrete batching plant and
crushing and screening plant within the Agricultural District
at Kapuaokoolau, Molokai, Hawaii.

The letter dated April 7, 1988 from Carl M. Kaupalolo,
Maui Fire Department, County of Maui, was admitted into
evidence by the Commission.

After hearing comments from Mr. Meyer, Clyde Murashige, and John Anderson, questions were asked by the Commissioners.

Commissioner NIP moved to approve SP78-326 - T.T. Meyer, Inc. to establish an asphalt batching plant and to allow an existing concrete batching plant and an existing crushing and screening plant within the Agricultural District at Kapuaokoolau, Molokai, Hawaii subject to fifteen (15) conditions set forth by the Maui Planning Commission. The motion was seconded by Commissioner Choy.

The motion was unanimously carried by voice votes and the Petitioner's request for a special use permit was approved.

HEARING

A87-619 - CHARLES J. BOERNER AND CHARLES H. BOERNER

Pursuant to a notice published in the Honolulu Advertiser and the Maui News on February 29, 1988 and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by Charles J. Boerner and Charles H. Boerner to reclassify approximately 53.238 acres of land currently in the Conservation District into the Agricultural District at Kipahulu, Hana, Maui, Hawaii for grazing and orchards.

Appearances

W.Y. Thompson, Consultant for Petitioner

Clyde Murashige, Planner, Department of Planning,
County of Maui

Clayton Yoshida, Planner, Department of Planning,
County of Maui

John Anderson, Esq., Deputy Attorney General,
Department of Business and Economic Development

David Hulse, Planner, Land Use Division, Department of
Business and Economic Development

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

EXHIBITS

1. Petitioner's Exhibits No. 1 through 9 was admitted into evidence.
2. County's Exhibit No. 1 was admitted into evidence.
3. State's Exhibit No. 1 was admitted into evidence.
4. The Letter dated April 4, 1988 from Elizabeth Ann Stone and the letter dated April 6, 1988 from the Hana Community Association was admitted into evidence.

PUBLIC WITNESS

1. Nancy Loftin

PETITIONERS' WITNESSES

1. Charles J. Boerner
2. Tim E. Johns
3. Walter Thompson

COUNTY'S WITNESS

1. Clyde Murashige

STATE'S WITNESS

1. David Hulse

Post hearing procedures were given to the parties by Chairman Tacbian.

MISCELLANEOUS

1. Adoption of Minutes

The minutes for the following meeting date was approved as circulated: March 29, 1988

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2. The Commission elected Renton L.K. Nip as Chairman and Lawrence F. Chun as Vice-Chairman.

3. The Commission appointed Commissioner Whittemore to be hearing officer for the meeting to be held on April 26, 1988 in Kona.

The meeting was adjourned at 1:03 p.m.