

STATE OF HAWAII  
LAND USE COMMISSION

Minutes of Meeting

Mokihana Room  
Kauai Hilton and Beach Villas Hotel  
4331 Kauai Beach Drive  
Lihue, Kauai, Hawaii

Approved  
Stalsq

May 11, 1989

COMMISSIONERS PRESENT: Renton Nip, Chairman  
(Portion of Proceeding)  
Allen K. Hoe  
Toru Suzuki (Portion of Proceedings)  
Robert Tamaye  
Frederick P. Whittemore  
Teofilo Phil Tacbian (Portion of  
Proceeding)  
Allen Y. Kajioka

COMMISSIONERS ABSENT: Lawrence Chun, Vice-Chairman  
Sharon R. Himeno

STAFF PRESENT: Esther Ueda, Executive Officer  
Russell Suzuki, Esq, Deputy Attorney  
General  
Raymond Young, Staff Planner  
Darlene Kinoshita, Chief Clerk  
  
Jean McManus Reporter

Chairman Nip called the meeting to order.

Commissioner Suzuki was absent from the proceeding at this time.

ACTION

SP78-326 - T. T. MEYER, INC. (2nd Amendment) (Maui)

Chairman Nip announced that the Commission would take action on this special use permit to consider a time extension request by Petitioner to continue to operate a rock and cinder quarry and related uses at Kapuaokoolau, Molokai.

Appearances

Ellis Jackson, Petitioner

Haunani Lemn, Esq., Deputy Corporation Counsel, County  
of Maui

Clayton Yoshida, Planner, Planning Department, County  
of Maui

Raymond Young gave a summary report of the special use  
permit request by Petitioner.

Arguments were heard from Mr. Jackson and Haunani  
Lemn. After hearing arguments, questions were asked by the  
Commissioners.

Commissioner Hoe moved that the Land Use Commission  
approve SP78-326/T. T. Meyer, Inc.'s request for second  
amendment to consider time extension request to continue to  
operate a rock and cinder quarry and related uses at  
Kapuaokoolau, Molokai subject to 17 conditions as recommended  
by the Maui Planning Commission, This includes fourteen new  
replacement conditions and the conditions no. 6, 7, and 15 set  
forth in the Commission's Decision and Order issued May 18,  
1989. The motion was seconded by Commission Whittemore and  
unanimously approved as follows:

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

Commissioner Suzuki joined the proceeding at this time.

CONTINUED HEARING

A88-631 - HEMMETER - VMS KAUAI V (Kauai)

Chairman Nip announced that the present matter before  
the Commission is a continuation of the hearing which had begun  
on February 23 and 24 1989.

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

Appearances

James T. Funaki, Esq., Attorney for Petitioner

Diane Plotts, Petitioner

Warren Perry, Esq., Deputy County Attorney, County of  
Kauai

Michael Laureta, Planning Department, County of Kauai

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

Abe Mitsuda, Land Use Division, Office of State  
Planning

David Hulse, Land Use Division, Office of State  
Planning

Chairman Nip announced that public witnesses would be  
allowed to testify again today.

EXHIBITS

1. Public witnesses statements from Ray T. Smith, M.D.; Rienzi Remitio, M.D.; Beryl Blaich; Joseph and Elaine Strasser; Sharon Sherison; Thomas and Kathleen Pickett; Robert M. Long, D.D.S.; Richard and Barbara Nakamura; Patrick Childs; Stephen Levine; and Ron Agor were admitted into evidence by the Land Use Commission.

2. The County Council Resolution, No. 18, Draft 2 was admitted into evidence by the Land Use Commission as LUC Ex. No. 1

3. Petitioner's Exhibit No. 21 (Annual - Average Aircraft Day - Night Noise Level Contours) was admitted into evidence by Land Use Commission.

PUBLIC WITNESSES

1. Jeffrey Melrose

2. James Tehada

3. Bill Kaipō Asing

A lunch recess was taken at 11:40 a.m. to reconvene at 1:00 p.m.

- 1:10 p.m.-

Commissioner Tacbian was absent from the proceeding at this time.

PUBLIC WITNESSES (Continued)

4. Paula Rudinoff

5. Patrick Childs

PETITIONER'S WITNESSES

1. Diane Plotts (recalled)

Commissioner Tacbian joined the proceeding at this time and Chairman Nip was absent from the proceeding at this time. Commissioner Tacbian presided over the proceeding at this time.

2. Ronald Darby

3. Joseph Vierra

James Funaki, Esq., Attorney for Petitioner, moved to amend the Petition to include staff quarters for security purposes not to exceed seven single family housing units.

Objections were heard from County and State. After hearing objections from the County and State, Mr. Funaki withdrew his motion at this time. The withdrawal of the motion was accepted by Commissioner Tacbian.

COUNTY'S WITNESS

1. Michael L. Laureta

STATE'S WITNESSES

1. Richard Coffin

2. Abe Mitsuda

Commissioner Tacbian instructed all parties of the post-hearing procedures and declared the hearing closed.

CONTINUED ACTION

A83-557 PRINCEVILLE DEVELOPMENT CORPORATION (Kauai)

Commissioner Tacbian announced that the present matter before the Commission is a continuation of the action which had begun on April 14, 1989.

Appearances

Walton Hong, Esq., Attorney for Petitioner

Warren Perry, Esq., Deputy County Attorney, County of  
Kauai

Bryan Mamaclay, Department of Planning, County of Kauai

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

Abe Mitsuda, Land Use Division, Office of State  
Planning

Teresa Tico, Esq., Attorney for Intervenor

EXHIBITS

1. Petitioner's Exhibit DD, EE, and FF were admitted into evidence by the Land Use Commission.

PETITIONER'S WITNESSES

1. Thomas Giles

2. Joseph Vierra

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