

STATE OF HAWAII  
LAND USE COMMISSION

Approved  
wbz/85

Minutes of Meeting

Resolution Room  
Kona Hilton Hotel  
Kailua-Kona, Hawaii

September 25, 1985 - 8:35 a.m.

COMMISSIONERS PRESENT: Frederick Whittemore, Vice Chairman  
Winona Rubin  
Robert Tamaye  
Richard Choy  
Toru Suzuki  
William Yuen

STAFF PRESENT: Esther Ueda, Executive Officer  
Ray Young, Planner  
Teri Oki, Acting Chief Clerk  
Annette Chock, Deputy Attorney General  
  
Holly Hackett, Court Reporter

HEARING (cont.)

A84-583 - MAUNA LANI RESORT, INC.

Today's proceedings were a continuation of the hearing which had been adjourned yesterday at 5:10 p.m. The continued hearing on the subject petition was called to order by Vice Chairman Frederick Whittemore.

PETITIONER

Ann Bouslog - Senior Consultant, Peat, Marwick & Mitchell

Direct examination by Mr. Wong----- 4 to 18

Cross examination by Mr. Lyman-----18 to 24

Cross examination by Mr. Kaneshige-----24 to 27

Richard Brock - Marine Biologist, University of Hawaii

Direct examination by Mr. Kudo-----27 to 41

Cross examination by Mr. Lyman-----41 to 43

Cross examination by Mr. Kaneshige-----43 to 46

Examination by Commissioner Rubin-----47 to 49

Commissioner Rubin moved and Commissioner Yuen seconded to go into executive session to obtain advice on the procedure used in the action taken on A84-585, Maui Economic Development Board, Inc.

Christopher Winn - Research Oceanographer, University of Hawaii

Direct examination by Mr. Wong-----50 to 61

Cross examination by Mr. Lyman-----61 to 62

Examination by Commissioner Rubin-----62 to 65

Commissioner Choy moved to make a Motion to Vacate The Decision and Order taken by the Commission in Docket No.A84-585, the petition of Maui Economic Development Board, Inc., on September 24, 1985 on the basis that the Commission followed improper procedure in taking its action. In order to ensure that the matter is disposed of in a proper and orderly manner, the Commission should conduct a public hearing to consider the amendment to the decision and order at which time the Petitioner should present testimony regarding the reasons for the proposed redistricting of the second increment with a corresponding redistricting of the portion of the property to be reclassified to the second increment. The motion was seconded by Commissioner Rubin and carried by the following votes:

Ayes - Commissioners Rubin, Tamaye, Choy, Suzuki, Whittemore

Tom Yamamoto - Senior Vice President, Mauna Lani Resort, Inc.

Direct examination by Mr. Kudo-----67 to 70

Cross examination by Mr. Lyman-----70 to 72

Cross examination by Mr. Kaneshige-----72 to 77

Examination by Commissioner Whittemore-----78 to 79

Examination by Commissioner Rubin-----79

Examination by Commissioner Yuen-----80 to 90

COUNTY

Norman Hayashi - County of Hawaii Planning Division Chief

Direct examination by Mr. Lyman-----90 to 93

Cross examination by Mr. Kudo-----93 to 94

Cross examination by Mr. Kaneshige-----94 to 96

Examination by Commissioner Rubin-----96 to 97

Examination by Commissioner Yuen-----97

Albert Lono Lyman - County of Hawaii Planning Director

Examination by Commissioner Yuen-----97 to 99

Exhibits

County's Exhibit 1 was admitted into evidence.

STATE

Abe Mitsuda - Planner, Department of Planning & Economic Dev.

Direct examination by Mr. Kaneshige-----99 to 104

Cross examination by Mr. Kudo-----104 to 106

Cross examination by Mr. Lyman-----106 to 109

Exhibits

State's Exhibit 1 was received into evidence.

Vice Chairman Whittemore instructed all parties of the post-hearing procedures. The hearing was declared closed at 11:50 a.m.