

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Molokai Community Center
Kaunakakai, Molokai

Approved
March 22, 1976

January 23, 1976 - 9:30 a.m.

HEARING OFFICER - Benjamin Matsubara, Consultant

STAFF PRESENT: Ah Sung Leong, Acting Executive Officer
Michael Marsh, Deputy Attorney General
Dora Horikawa, Clerk Reporter

Ray Russell, Court Reporter

A75-400 - HENRY R. MEYER, OTTO S. MEYER, ALEX I. EGUSA

Pursuant to a notice published in the Maui News and the Honolulu Star Bulletin on December 22, 1975, and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the application by Henry R. Meyer, et al, to amend the land use district boundaries for approximately 10.3 acres from the Conservation District into the Agricultural District at Kapuaokoolau, Molokai for agricultural use, Docket No. A75-400.

The hearing was conducted by Mr. Benjamin Matsubara, Consultant, who was appointed on January 15, 1976 by the Chairman as the hearing officer for the subject petition.

APPEARANCES

Eugene Duvauchelle, Friendly Isle Realtors, representing the petitioner

Melvyn Yoshii, Deputy County Attorney, representing the Maui County Planning Department

Gilbert Lee, Deputy Attorney General, representing the Dept. of Planning & Economic Development

All of the above were admitted as parties to the proceedings.

The Acting Executive Officer administered the oath to all those testifying today. For the benefit of all parties, the procedural steps to be taken were enumerated by Mr. Matsubara.

Eugene Duvauchelle

Eugene Duvauchelle, Friendly Isle Realtors, representing the petitioner, having been duly sworn in, testified and was examined as set forth in the transcript on - - - - - Pages

Oral presentation - - - - - 4 to 5

Cross examination by Mr. Lee - - - - - 6 to 7

Recross Examination by Mr. Lee - - - - - 9 to 12

Henry Meyer and Otto Meyer - Witnesses

Messrs. Henry Meyer and Otto Meyer, petitioners, having been duly sworn in, were called as witnesses, examined and testified as set forth in the transcript on - - - - - Pages

Cross examination by Mr. Lee - - - - - 7 to 9

Cross examination by Mr. Yoshii - - - - - 12 to 19

Questioned by Mr. Matsubara - - - - - 19

Exhibits

The following exhibits were marked for identification and introduced into evidence as the Department of Planning and Economic Development's exhibits:

- Exhibit 1 - Testimony in support of the petition
- Exhibit 2 - USGS Map showing subject area

MAUI COUNTY PLANNING DEPARTMENT

Mr. Yoshii submitted the written testimony of Mr. Tosh Ishikawa, Planning Director of the Maui Planning Department, and stated that Mr. Ishikawa will be available for questioning.

DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT

Mr. Lee requested that the hearing officer waive the reading of the written testimony and that it be admitted into the records.

Both Mr. Yoshii and Mr. Lee declared that the Maui County and the State were in support of the petitioner's request.

In response to a request by the hearing officer, all of the parties agreed that they would have no objections to a site inspection by the hearing officer and the Commission's staff following the hearing.

Since there was no further business, the meeting was closed at 10:24 a.m.