

Approved

STATE OF HAWAII
LAND USE COMMISSION

MAY 6 1983

Minutes of Meeting

Conference Room A
State Building
Wailuku, Maui

February 23, 1983 - 9:00 a.m.

HEARING OFFICER: Benjamin Matsubara

COMMISSIONER PRESENT: Shinsei Miyasato

STAFF PRESENT: Jean McManus, Court Reporter

HEARING

A82-537 - WAILEA DEVELOPMENT COMPANY

Pursuant to a notice published in the Maui News and the Honolulu Advertiser on January 10, 1983, a hearing was called by the Land Use Commission in the matter of a petition by Wailea Development Company to reclassify approximately 1.132 acres of land currently in the Agricultural District into the Urban District, and 0.996 acre of land in the Urban District into the Agricultural District at Wailea, Maui for a planned residential development, Docket A82-537. The hearing was conducted by Hearing Officer Benjamin Matsubara.

Appearances

Ken Peterson, Attorney representing the petitioner

Guy Archer, Deputy Corporation Counsel, representing the Maui Planning Department

Esther Ueda, Planner, representing the Department of Planning & Economic Development

All of the witnesses who appeared today, having been duly sworn in, testified and were examined as set forth in the transcript.

PETITIONER

Petitioner's exhibits F and G were marked for identification and admitted into evidence.

PETITIONER (cont.)

Gary Gifford - Vice President of Wailea Land Corporation

- Direct examination by Mr. Peterson----- 6 to 14
- Cross examination by Mr. Archer-----14 to 16
- Cross examination by Mrs. Ueda-----16 to 20
- Examination by Hearing Officer Matsubara-----20 to 22
- Redirect examination by Mr. Peterson-----23 to 24

At Mr. Matsubara's request, Mr. Peterson agreed to submit financial statements for Alexander and Baldwin, Inc. and Northwestern Mutual Life (Wailea Development), which will be marked as petitioner's exhibits H and I respectively, within 10 working days to all parties. Both exhibits were admitted into evidence.

COUNTY OF MAUI

John Min - Planner, Maui Planning Department

- Direct examination by Mr. Archer-----24 to 28
- Cross examination by Mrs. Ueda-----28 to 30
- County's exhibits 1 and 2 were received into evidence.

DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT

DPED's exhibit 1 was identified and admitted into evidence.

Esther Ueda - Planner, Land Use Division

- Oral testimony-----31 to 32
- Cross examination by Mr. Archer-----32

The hearing on A82-537, Wailea Development Company was concluded at 10:00 a.m.

A82-538 - DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT

Pursuant to a notice published in the Maui News and the Honolulu Advertiser on January 10, 1983 and notices sent to all

parties, a hearing was called by the Land Use Commission in the matter of the petition by DPED to reclassify approximately 10.43 acres presently in the Agricultural District into the Urban District at Makawao, Maui for a proposed Makawao Intermediate School. Hearing Officer Matsubara conducted the hearing.

A letter from the AFL-CIO Hawaii Building and Construction Trades Council was marked as Land Use Commission exhibit 1 and received into evidence.

Appearances

Daniel Yasui, Planner, representing the petitioner

Guy Archer, Deputy Corporation Counsel, representing the Maui Planning Department

PETITIONER

Daniel Yasui - Planner, Land Use Division

Oral Testimony-----37 to 39

Stanley Shin - Employee of State Department of Accounting and General Services

Direct examination by Mr. Yasui-----39 to 49

Cross examination by Mr. Archer-----49 to 53

Examination by Mr. Matsubara-----54 to 56

Reexamination by Mr. Archer-----56 to 57

Petitioner's exhibits 1 through 13 were received into evidence.

MAUI PLANNING DEPARTMENT

Clyde Murashige - Planner, Maui Planning Dept.

Direct examination by Mr. Archer-----57 to 63

Cross examination by Mr. Yasui-----63 to 65

Examination by Mr. Matsubara-----65 to 66

Clyde Murashige (cont.)

Redirect examination by Mr. Archer-----66 to 68

Recross examination by Mr. Yasui-----68

County's exhibits A through E were admitted into evidence.

Since there was no further business, the Hearing Officer declared that the hearing was closed at 11:30 a.m.