

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Public Hearing

Molokai Community Center

Kaunakakai, Molokai

1:30 P. M. - April 11, 1964

Commissioners

Present:

C.E.S. Burns
James P. Ferry
Charles S. Ota
Shiro Nishimura
Myron B. Thompson
Robert G. Wenkam
Leslie E. L. Wung

Absent:

Goro Inaba
Shelley Mark

Staff

Present:

Raymond S. Yamashita, Executive Officer
Roy Y. Takeyama, Legal Counsel
Richard E. Mar, Field Officer
Alberta L. Kai, Stenographer

The public hearing was called to order by Chairman Thompson who said a short prayer. Introduction of the Commission and staff members was made. The Chairman outlined the agenda and procedures to be followed throughout this public hearing. All persons entering testimonies during this hearing were sworn in by the Chairman.

THE LAND USE COMMISSION'S PROPOSED FINAL DISTRICT BOUNDARIES FOR THE ISLAND OF MOLOKAI, COUNTY OF MAUI

The Executive Officer, following a brief review of the four land use districts and the standards that were applied to these districts, presented the Commission's rough draft of the proposed final district boundaries for the Island of Molokai, County of Maui.

The following persons entered their testimonies into the record:

Mr. Bob Hampton of Cooke Trust and speaking for Molokai Ranch requested that Papohaku Beach now proposed as Conservation be changed to Agriculture. He stated that presently the area is being used for Agricultural pursuit and that there were no scenic values in the area.

Mr. Robert Mueller, president of Honolulu Construction and Draying Company, provided the following additional information in support of Mr. Hamton's request: (1) it is not a usable beach by the public; has very dangerous undertow and is a very rough area; and (2) there is a huge underwater ledge in the ocean with a tremendous reservoir of sand.

Mr. James Lewis asked a question on a matter dealing with taxes. Chairman Thompson replied that this Commission was not qualified to answer the question which would be more appropriately directed to the Department of Taxation.

Mr. Allan Kay representing his father, Mr. Harold T. Kay, requested that the area below Kalae, described as 5-2-13: 1 & 2, be designated Urban.

Mr. Charles Meyer requested that 32 acres presently under lease to the pineapple company till 1975 in the Kalae vicinity and proposed as Urban be withdrawn and classified as Agriculture.

Mr. James Lewis stated that his property, on which he presently holds a lease from the Hawaiian Homes Commission for cattle raising, is proposed as Urban. He stated that his permit does not allow him to do anything but raise cattle. He recommended that the whole area of his homestead be designated as Agriculture. (Mr. Lewis was requested to submit his request in writing along with a TMK description.)

Mr. Herbert Kum, representing Mr. David Kamakana, inquired as to how the fish ponds on Molokai would be classified by this Commission. He stated that Mr. Kamakana is the owner of Kanoa Fish Pond in the Kawela area. Mr. Kum stated that he had no objections to a Conservation classification, if there is a flexibility in the regulations governing fish ponds under private ownership.

Mrs. Marybeth Maul, representing Mrs. Rose Aping, requested that Molokai 5-6-07: 1, and 5-6-05: 12 be included in a Rural classification rather than an Agricultural classification as proposed by the Land Use Commission (written request on file).

Mr. Otto Meyer requested that his property Molokai 5-5-01: 18 (3.10 acres) and Mr. Egusa's property Molokai 5-5-01: 27 (1.92 acres) be classified as Rural (written protest on file).

Mr. Wendell Brooks requested that Molokai 5-7-7: 1 (5.70 acres) be designated Urban.

Mrs. Gay Harris was opposed to Mr. Brooks' request to have the area next to her commercial fish pond (Kupeke fish pond) in Urban.

Mr. W. B. Dunbar (using a map to locate his property) requested the following be included in a Rural District: a portion of his land lying below the government roadway; and a wider strip of his land that extends above the road outside Waialua (written comments on file).

The Chairman asked for additional testimonies. There was no response. The Chairman announced that the Commission will receive additional testimonies or protests within the next 15 days from this hearing and will take action sometime in the latter part of June 1964.

The public hearing on the Land Use Commission's proposed final district boundaries for the Island of Molokai, County of Maui was closed.

THE LAND USE COMMISSION'S PROPOSED FINAL DISTRICT REGULATIONS

The following questions were received upon opening the hearing on the above:

Mr. Dunbar asked "When you refer to prime agricultural land, what do you mean by that?" The Executive Officer stated that the Land Study Bureau of the University of Hawaii has done a lot of study on the soil capabilities in reference to its suitability for intensive agriculture. Many other factors were also considered in developing their rating system. For example: Class A - well suited for intensive agriculture.

Mr. Herbert Kum asked, "Your regulations give a \$50.00 fee for public hearing expenses. Where will that publication of notice be published, in the County in which the hearing is to be held?" The legal counsel stated that the practice of the Land Use Commission staff has been to publish the notice in both papers - the County paper plus the newspaper of general circulation in Honolulu.

Mr. Kum further asked, "Is the \$50.00 an adequate fee?" The Chairman replied in the negative.

There were no additional comments, questions or testimonies presented. The Chairman announced that the Commission will receive additional comments and protests within the next 15 days from this hearing date and will take action sometime in the latter part of June 1964.

The public hearing was closed at 3:00 p.m.