

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Resolution Room
Kona Hilton Hotel
Kailua, Kona, Hawaii

Approved OCT 7 1980

May 21, 1980 - 8:30 a.m.

COMMISSIONERS PRESENT: Charles Duke, Chairman
Shinichi Nakagawa, Vice Chairman
Richard Choy
Shinsei Miyasato
Mitsuo Oura
George Pascua
Carol Whitesell

COMMISSIONERS ABSENT: Edward Yanai
William Yuen

STAFF PRESENT: Gordan Furutani, Executive Officer
Daniel Yasui, Planner
Allan Kawada, Deputy Attorney General
Dora Horikawa, Chief Clerk

Ray Russell, Court Reporter

CONTINUATION OF HEARING - II

A79-471 - LANIHAU CORPORATION

PETITIONER (cont.)

James Porter (cont.)

Cross examination by Mr. Tsukazaki-----143 to 144
Cross examination by Miss Chock-----144 to 146
Cross examination by Mr. Marsh-----146 to 159
Redirect examination by Mr. Funaki-----159 to 161
Recross examination by Mr. Marsh-----162 to 163
Examination by Commissioner Whitesell-----163 to 165
Examination by Commissioner Pascua-----165 to 167

The following petitioner's witnesses were called to the witness stand simultaneously for examination and cross examination:

Ray Wilson - President of Dillingham Land Corporation
Bob Giles - Vice-President, Commercial Development, Dillingham Land Corporation
Philip Russell - Assistant Vice-President, Commercial Development, Dillingham Land Corporation

Direct examination by Mr. Funaki-----168 to 186
Cross examination by Mr. Tsukazaki-----186 to 191
Cross examination by Miss Chock-----192 to 196
Cross examination by Mr. Marsh-----196 to 214
Examination by Vice Chairman Nakagawa-----215 to 218
Examination by Commissioner Whitesell-----218 to 219

COUNTY OF HAWAII

Sidney Fuke - Planning Director, Hawaii Planning Department

Direct examination by Mr. Tsukazaki-----221 to 223
Cross examination by Miss Chock-----224 to 226
Cross examination by Mr. Marsh-----226 to 241
The Commission was in recess from 12:00 noon to 1:15 p.m.

1:15 p.m.

Sidney Fuke (cont.)

Redirect examination by Mr. Tsukazaki-----242 to 247
Examination by Commissioner Whitesell-----247 to 253

David Murakami - Engineer, Department of Public Works

Direct examination by Mr. Tsukazaki-----254 to 257
Cross examination by Mr. Marsh-----257 to 258

Antonio Quirino - Engineer, Department of Water Supply

Direct examination by Mr. Tsukazaki-----259 to 260

Cross examination by Mr. Marsh-----261 to 262

Examination by Commissioner Whitesell-----263

DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT

Tatsuo Fujimoto - Head, Land Use Division

Direct examination by Miss Chock-----263 to 266

State's Exhibit 5 (written testimony) was admitted into evidence.

INTERVENOR

Judge Norito Kawakami

Oral Testimony-----269 to 270

Discussion of admission of various documents-271 to 275

Publications enumerated by Judge Kawakami and identified as Intervenor's Exhibits 1 through 5 were admitted into evidence.

CLOSING ARGUMENTS

By Mr. Funaki-----275 to 282

Both the County and State waived their rights to present closing arguments.

By Judge Kawakami-----283 to 287

All parties were advised of the post-hearing procedures by Chairman Duke. Both the County and State requested and permission was granted by the Chairman to waive preparation of the proposed findings of fact and conclusions of law.

ADOPTION OF MINUTES

The minutes of February 21, 1980, February 26, 1980 and March 5, 1980 were adopted as circulated.