

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Conference Room 322 A & B
New State Building
1151 Punchbowl Street
Honolulu, Hawaii

Approved OCT 15 1980

July 8, 1980 - 9:30 a.m.

COMMISSIONERS PRESENT: Charles Duke, Chairman
Richard Choy
Shinsei Miyasato
Mitsuo Oura
George Pascua

William Yuen (arrived 1:40 p.m.)

COMMISSIONERS ABSENT: Carol Whitesell
Shinichi Nakagawa, Vice Chairman
Edward Yanai

STAFF PRESENT: Gordan Furutani, Executive Officer
Joseph Chu, Planner
Allan Kawada, Deputy Attorney General
Dora Horikawa, Chief Clerk
Ray Russell, Court Reporter

CONTINUATION OF HEARING - III

A79-469 - MSM & ASSOCIATES, INC.

Chairman Duke announced for the record that there were 5 Commissioners present today, representing the required quorum. He also elaborated on the reasons for the absence of the other 4 Commissioners.

Exhibits

The Comprehensive Zoning Code and Supplement to the CZC was identified as Petitioner's Exhibit L and admitted into evidence.

The General Plan of the City & County of Honolulu was identified as Petitioner's Exhibit D and admitted into evidence.

DPED's amended Exhibit 3, 4 and 5 were identified.

The Chairman called on the Executive Officer to re-orient the Commission to the location of the subject property on the maps.

PETITIONER (cont.)

Oswald Stender (cont.)

Direct examination by Mr. Kim-----20 to 21
Cross examination by Mr. Davidson-----22 to 23
Cross examination by Miss Chock-----23 to 31
Redirect examination by Mr. Kim-----32
Recross examination by Miss Chock-----33

Walter Tagawa - President of MSM & Associates

Direct examination by Mr. Kim-----35
Discussion of agreement contract between
Campbell Estate and MSM & Associates, Inc.-----35 to 42
Direct examination by Mr. Kim (cont.)-----42 to 47
Cross examination by Mr. Davidson-----47 to 57
Cross examination by Miss Chock-----58 to 68
Redirect examination by Mr. Kim-----68 to 69
Examination by Commissioner Pascua-----70

Carl P. Rodolph - Consultant to Petitioner (Civil Engineering
and Management)

Direct examination by Mr. Kim-----71 to 83
Petitioner's "Summary of Significant Financial Transactions"
was identified as Petitioner's Exhibit Q and admitted into
evidence.

The Commission was in recess from 12:00 noon to 1:30 p.m.

1:30 p.m.

The Commission was joined by Commissioner Yuen for the afternoon session.

Carl P. Rodolph (cont.)

Cross examination by Mr. Davidson-----84 to 90
Cross examination by Miss Chock-----90 to 94
Examination by Commissioner Choy-----94 to 95
Examination by Chairman Duke-----96 to 98
Examination by Commissioner Yuen-----98

Charles B. Crockett, Jr. - Executive Vice President, Hawaii
Marine Research, Inc.

Direct examination by Mr. Kim-----99 to 113
Cross examination by Mr. Davidson-----113 to 118
Cross examination by Miss Chock-----118 to 124
Examination by Commissioner Yuen-----124 to 125

Maury Morgenstein, Ph.D. - President of Hawaii Marine Research, Inc.

Direct examination by Mr. Kim-----125 to 128
Cross examination by Mr. Davidson-----128 to 135
Cross examination by Miss Chock-----136 to 141
Examination by Commissioner Yuen-----142 to 145

William Hee - President, William Hee & Associates

Direct examination by Mr. Kim-----146 to 150
Cross examination by Mr. Davidson-----150 to 151
Cross examination by Miss Chock-----151 to 152
Examination by Commissioner Yuen-----153
Examination by Chairman Duke-----153 to 155

Richard Senelly - Planner, Urban Nine

Direct examination by Mr. Kim-----156 to 159
Cross examination by Mr. Davidson-----160 to 166

Richard Senelly (cont.)

Cross examination by Miss Chock-----167 to 170

Redirect examination by Mr. Kim-----170 to 171

Examination by Commissioner Yuen-----172 to 175

At the conclusion of the Petitioner's case at 5:00 p.m., the hearing was continued until 9:00 a.m. on July 9, 1980.