

LAND USE COMMISSION

Minutes of Meeting

Hearing Room

Honolulu, Hawaii

August 2, 1962

Commissioners

Present:

Edward C. Bryan
Stanley C. Friel
Wayne D. Gregg
Edward Kanemoto
Franklin Y. K. Sunn
Roger T. Williams

Absent:

Yuichi Ige

Ex-Officio Members

Absent:

E. H. Cook
F. Lombardi

Staff

Present:

R. J. Darnell, Executive Officer (XO)
W. M. Mullahey, Field Officer

Chairman Bryan called the meeting to order at 12:00 p.m. in the Land Use Commission Hearing Room, 426 Queen Street, Honolulu, Hawaii and requested XO to proceed with the first item for discussion.

The XO stated that Mr. Edward S. T. Ching's application for a drive-in and service station near Pukalani, Maui, was heard by the Land Use Commission on June 26, 1962 and that the Commission had postponed action on this application awaiting contact by the Maui County Board of Supervisors and a report has been received from the Maui Board.

Chairman Bryan asked whether the Commission had received a prior report from the Maui Planning and Traffic Commission.

The XO replied in the affirmative: an oral report was received at the Public Hearing and one was made in writing by Mr. Ohata, both recommending approval of the request; at the Public Hearing the Land Use Commission staff recommended approval, subject to certain conditions; and the Maui Board of Supervisors recommended approval of Edward S. T. Ching's application. These communications were made part of the record.

Commissioner Sunn stated that, inasmuch as the Maui Planning Commission and the Maui Board of Supervisors recommended approval of the application, and all testimony has been favorable, he would move approval of the application, according to the recommendation in the staff report.

The motion was seconded by Commissioner Kanemoto.

Chairman Bryan clarified the motion, which in effect would approve the application with certain conditions.

Mr. Chun suggested that, inasmuch as the law provides that there must be five affirmative votes to approve, the Commission members be polled rather than raise hands, unless the record will show that a majority of five members did approve. He asked to be abstain from voting in this matter, inasmuch as he was not present at the Public Hearing and was not sitting in as a Commissioner at that time.

Chairman Bryan asked the XO to poll the Commissioners, and anyone who objects so signify.

To approve: Commissioners Friel, Gregg, Sunn, Kanemoto, Williams and Chairman Bryan.

To disapprove: None.

Chairman Bryan announced a unanimous decision to approve.

Chairman Bryan noted the presence of Mr. Ching, and stated that the Commission wished him success in this endeavor, at the same time expressing the Commission's hope that his plans and method of operation will be such that nobody will criticize the Commission for letting him put the operation there. Mr. Ching stated that he would do his best and won't hurt anyone.

Commissioner Sunn stated that he thought the Commission was going to discuss Mr. Ching's Pahoa case.

Chairman Bryan stated that he had been advised by the Legal Counsel that the Commission not discuss the matter with Mr. Ching, because he has already had his hearing.

The Meeting was adjourned at 12:10 p.m.

Respectfully submitted,

FRANKLIN Y. K. SUNN
Secretary Pro Tempore