

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Resolution Room
Kona Hilton Hotel
Kailua, Kona, Hawaii

August 12, 1980 - 10:00 a.m.

Approved

FEB 17 1981

COMMISSIONERS PRESENT: Charles Duke, Chairman
Shinsei Miyasato
Mitsuo Oura
Carol Whitesell
George Pascua
William Yuen

COMMISSIONERS ABSENT: Richard Choy
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

HEARING

A80-482 - T.S.K., ASSOCIATES

Pursuant to a notice published in the Honolulu Advertiser and the Hawaii Tribune Herald on July 13, 1980, and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by T.S.K., Associates to amend the land use district boundaries for approximately 240.46 acres of land presently in the Conservation District into the Urban District at Kaloko, North Kona, Hawaii, Docket A80-482.

Appearances

James Funaki and Co-Counsel Roy Nihei, Attorneys representing the petitioner

Ben Tsukazaki, Deputy Corporation Counsel, representing the Hawaii Planning Department

Annette Chock, Deputy Attorney General, representing the Department of Planning & Economic Development

Exhibits

Petitioner's Exhibits 1 through 25 were admitted into evidence. In addition, an attachment to Exhibit 8, marked Exhibit 8-A, was also submitted and admitted into evidence.

County's Exhibits 1 through 3 were admitted into evidence.

DPED's written testimony was admitted into evidence.

The Executive Officer pointed out the location of subject property on the maps and oriented its location with various surrounding landmarks and several recent boundary amendment petitions, either approved, disapproved or pending.

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

Public Witnesses

Gerald G. Duerkson - Contractor, Kona resident

Oral testimony-----16 to 17

Cross examination by Mr. Funaki-----18 to 22

Examination by Commissioner Pascua-----23

Chairman Duke called for Elizabeth Stone^{and}/Billy Kimi, both of whom had written to the Commission requesting permission to appear as witnesses. However, they were not in attendance today.

PETITIONER

Since there were no objections from any of the parties, petitioner was permitted to use as visual aids enlargements of figures and maps contained in Petitioner's Exhibit 1.

Keith Nagata - Officer of Data House, Inc.

Direct examination by Mr. Funaki-----26 to 35

Cross examination by Mr. Tsukazaki-----36 to 37

Cross examination by Miss Chock-----37 to 39

Redirect examination by Mr. Funaki-----39 to 40

Keith Nagata (cont.)

Recross examination by Mr. Tsukazaki-----40

The Commission was in recess from 11:50 a.m. to 1:00 p.m.

1:00 p.m.

Petitioner (cont.)

Gary Okamoto - Planner, Wilson Okamoto & Associates

Direct examination by Mr. Funaki-----42 to 77

Cross examination by Mr. Sidney Fuke-----77 to 88

Cross examination by Miss Chock-----89 to 105

Examination by Commissioner Whitesell-----105 to 106

Examination by Commissioner Yuen -----106 to 107

Reexamination by Commissioner Whitesell----107 to 108

Henry Hoshide - Wilson Okamoto & Associates

Direct examination by Mr. Funaki-----109 to 120

The meeting recessed at 4:31 p.m., to be reconvened at 8:00 a.m. tomorrow, August 13, 1980.