

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

Kahului Library
Kahului, Maui

Approved
FEB 26 1980

October 3, 1979 - 9:00 a.m.

HEARING OFFICER, Benjamin Matsubara

COMMISSIONERS PRESENT: Shinsei Miyasato
George Pascua

STAFF PRESENT: Gordan Furutani, Executive Officer
Daniel Yasui, Planner

James Filibeck, Court Reporter

HEARING - A79-454 - AMFAC, INC.

Pursuant to a notice published in the Honolulu Advertiser and the Maui News on August 21, 1979, and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by Amfac, Inc. to amend the land use district boundaries for approximately 11.93 acres of land from the Agricultural District into the Urban District at Lahaina, Maui, Docket A79-454. The hearing was conducted by Mr. Benjamin Matsubara, appointed by the Commission as the Hearing Officer for the subject petition.

Appearances

Gary Oliva - Attorney representing petitioner

Steven Scott - Deputy Corporation Counsel, representing
the Maui Planning Department

Tatsuo Fujimoto - Head, Land Use Division, representing
the Department of Planning and Economic
Development

The Hearing Officer outlined the procedures to be followed and the order of the appearance of the parties.

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

Public Witness

John Bose - Representing Sierra Club, Maui Group

Oral testimony-----6 to 8

Although a letter from Ms. Elizabeth Stone requesting to appear as a witness was an untimely one, since there were no objections from any of the parties and since she was not present, it was entered into the record as a statement from a public witness.

Mr. Yasui, staff planner, pointed out the location of the property on the maps and oriented its location with the various surrounding landmarks.

PETITIONER

Steve MacMillan - Development Manager for Amfac Communities,
Maui

Direct examination by Mr. Oliva-----11 to 12

Cross examination by Mr. Scott-----12 to 13

Cross examination by Mr. Fujimoto-----13 to 15

Examination by Mr. Matsubara-----15 to 20

Reexamination by Mr. Scott-----20

Redirect examination by Mr. Oliva-----21 to 22

Don Rickard - Business Agent, ILWU, Local 142, Maui Division

Direct examination by Mr. Oliva-----22 to 23

Examination by Mr. Matsubara-----24

MAUI PLANNING DEPARTMENT

Christopher L. Hart - Administrative Assistant to Director,
Maui Planning Department

Direct examination by Mr. Scott-----25 to 26

Cross examination by Mr. Fujimoto-----26

DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT

Esther Ueda - Planner, DPED

Summary of written testimony-----27 to 28

Examination by Mr. Matsubara-----28

Exhibits

Petitioner's exhibits 1 and 2 were marked for identification and admitted into evidence.

Maui County's written testimony was marked as County's exhibit 1 and admitted into evidence.

DPED's written testimony, letters from the Department of Education and the Department of Transportation, were marked as DPED's exhibits 1, 2 and 3 respectively and entered into evidence.

Mr. Matsubara advised that he will issue a Hearing Officer's report, serve it upon all the parties, and the parties will have ten days in which to respond with any objections.

The hearing was concluded at 10:04 a.m.