

STATE OF HAWAII
LAND USE COMMISSION

Approved

MAY 6 1981

Minutes of Meeting

Campus Center Cafeteria
Conference Room
University of Hawaii at Hilo
Hilo, Hawaii

November 7, 1980 - 10:00 a.m.

COMMISSIONERS PRESENT: Charles Duke, Chairman
Shinichi Nakagawa, Vice Chairman
Richard Choy
Shinsei Miyasato
Carol Whitesell
William Yuen

COMMISSIONERS ABSENT: Mitsuo Oura
George Pascua
Edward Yanai

STAFF PRESENT: Gordan Furutani, Executive Officer
Joseph Chu, Planner
Ronald Shigekane, Deputy Attorney General
Dora Horikawa, Chief Clerk

Ray Russell, Court Reporter

CONTINUED HEARING

A80-484 - KUAKINI INVESTMENT INC.

Chairman Duke announced that the hearing today was a continuation of the proceeding on the subject petition which had begun on October 29, 1980.

Staff Planner oriented the Commission to the location of the property on the maps.

The Chairman also noted that the Commission would be counseled today by Deputy Attorney General Ronald Shigekane, who would be substituting for Mr. Allan Kawada.

Appearances

Robert Carlsmith, Attorney representing petitioner

Sidney Fuke, Planning Director, representing the Hawaii
Planning Department

Norman Hayashi, Planner, Hawaii Planning Department

Appearances (cont.)

Annette Chock, Deputy Attorney General, representing DPED

Terence Yoshioka, Attorney representing Intervenors

Exhibits

Petitioner's Exhibits 1, 4A, 4B, 4C, 4D, 5, 6, 7, 8 and 9 were admitted into evidence.

County's written testimony, as amended, and Visual Aid I were admitted into evidence.

DPED's written testimony was admitted into evidence.

Intervenor's written testimony was admitted into evidence.

Since the petitioner had rested its case at last week's hearing, Chairman Duke called on the County of Hawaii to make its presentation.

COUNTY OF HAWAII

Sidney Fuke - Planning Director, Hawaii Planning Department

Direct examination by Mr. Hayashi-----220 to 230

Cross examination by Mr. Carlsmith-----230 to 253

During the cross examination of Mr. Fuke by Mr. Carlsmith petitioner's exhibit 10 (County General Plan Land Use Allocation Map) was identified and admitted into evidence.

Cross examination by Miss Chock-----254 to 258

The hearing was in recess from 11:45 a.m. to 1:45 p.m.

1:45 p.m.

Sidney Fuke (cont.)

Cross examination by Mr. Yoshioka-----259 to 263

Redirect examination by Mr. Hayashi-----264 to 267

Recross examination by Mr. Carlsmith-----268 to 272

Examination by Vice Chairman Nakagawa-----273

Examination by Commissioner Yuen-----273 to 274

DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT

Daniel Yasui - Planner, Land Use Division

- Direct examination by Miss Chock-----275 to 277
- Cross examination by Mr. Carlsmith-----277 to 289
- Discussion of County's visual aid I between
Chairman Duke and Commissioner Yuen-----289 to 292
- Cross examination by Mr. Carlsmith (cont.)-----292 to 297
- Cross examination by Mr. Fuke-----297 to 301

INTERVENORS

Kunio Yokoyama - Resident of the Area

- Direct examination by Mr. Yoshioka-----302 to 311
- Cross examination by Mr. Carlsmith-----311 to 322
- Cross examination by Mr. Fuke-----322 to 327
- Redirect examination by Mr. Yoshioka-----327 to 328
- Recross examination by Mr. Carlsmith-----329 to 330

Charlotte Nottage - Resident of the Area

- Direct examination by Mr. Yoshioka-----330 to 338
- Cross examination by Mr. Carlsmith-----339 to 348
- Redirect examination by Mr. Yoshioka-----349

REBUTTAL WITNESS

Pauline Amarino - For Petitioner

- Direct examination by Mr. Carlsmith-----352 to 355

At the conclusion of the presentations, Chairman Duke instructed all parties of the post-hearing procedures and of the fact that action on this petition will be conducted through the proposed decision procedure. All parties elected to present their closing arguments at the time of the action meeting.

At 5:00 p.m., the hearing on Docket A80-484 was concluded.