

STATE OF HAWAII
LAND USE COMMISSION

Minutes of Meeting

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

Approved
MAR 20 1980

November 20, 1979 - 9:30 a.m.

COMMISSIONERS PRESENT: Charles Duke, Chairman
Shinichi Nakagawa, Vice Chairman
Shinsei Miyasato
Mitsuo Oura
George Pascua
Carol Whitesell
Edward Yanai
William Yuen

STAFF PRESENT: Gordan Furutani, Executive Officer
Allan Kawada, Deputy Attorney General
Dora Horikawa, Chief Clerk

Ray Russell, Court Reporter

HEARING

A79-460 - NOLAN KRAMER

Pursuant to a notice published in the Honolulu Star Bulletin on October 5, 1979 regarding the hearing, and notification of postponement and rescheduling of the meeting published on October 19 and 20, 1979 in the Honolulu Star Bulletin, a hearing was called by the Land Use Commission in the matter of the petition by Nolan Kramer to amend the land use district boundaries for approximately 3.8 acres of land presently in the Conservation District into the Urban District at Nuuanu, Oahu, Hawaii, Docket A79-460.

Mr. Gordan Furutani, Executive Officer, pointed out the location of the subject property on the maps and oriented its location with various surrounding landmarks.

Appearances

Kenneth Osato - Media Five, Agent for the Petitioner

Orlando Davidson - Deputy Corporation Counsel, representing
the City Department of General Planning

Annette Chock - Deputy Attorney General, representing DPED

Withdrawal of Petition

Mr. Osato advised that petitioner would like to formally withdraw the petition for boundary amendment and that a letter to that effect had been served upon the Commission on November 20, 1979.

Since there were no objections from any of the parties, Chairman Duke declared that the petition by Nolan Kramer was officially withdrawn and the hearing on Docket A79-460 was closed.

State Representative Richard Sutton requested that the Commission consider the withdrawal with prejudice. Chairman Duke responded that the hearing had been closed without prejudice, and that every property owner had a right to petition the Commission for any lands he may desire.

ACTION

A79-454 - AMFAC, INC.

Chairman Duke noted that the hearing on this petition had been conducted by Mr. Benjamin Matsubara, Hearing Officer, and called on him to present his findings of facts as they related to the subject petition.

At the conclusion of his comprehensive report to the Commission and based on his review of the petition, evidence adduced at the hearing and the policies and criteria of the interim statewide land use guidance policy, it was Mr. Matsubara's recommendation that reclassification of the subject property, as requested by petitioner, from the Agricultural District into the Urban District was reasonable, non-violative of Section 205-2 of the Hawaii Revised Statutes, and consistent with the interim statewide land use guidance policy.

At Commissioner Whitesell's request, Mr. Matsubara read the statement made at the hearing by Mr. Bose of the Sierra Club. He also responded to other questions which were raised by Commissioner Whitesell regarding designation of park space within the area, the progress made on the Kelawea Mauka III project which had received approval from the Land Use Commission in 1975.

Commissioner Yuen also raised questions regarding the imposition of conditions by the Commission regarding compliance with the County's housing program. Mr. Matsubara replied that he did not believe it was necessary to impose such a condition in view of the agreement presently existing between the petitioner and the County regarding the housing program.

It was moved by Commissioner Yanai to approve Docket A79-454, Amfac, Inc., to reclassify 11.93 acres from the Agricultural District into the Urban District at Lahaina, Maui. It was seconded by Commissioner Miyasato and unanimously carried.

A79-455 - MAUNA KEA SUGAR CO., INC.

A resume of his prepared report was presented by Mr. Benjamin Matsubara, Hearing Officer, who conducted the hearing on this petition. It was Mr. Matsubara's recommendation that on the basis of his findings of fact the amendment to the district boundaries as requested by petitioner was reasonable, non-violative of Section 205-2 of the Hawaii Revised Statutes, and consistent with the interim statewide land use guidance policy.

It was moved by Commissioner Pascua to approve Docket A79-455, Mauna Kea Sugar Co., Inc., to reclassify 1.25 acres of land from the Agricultural District into the Urban District at Wailea, South Hilo, Hawaii. The motion was seconded by Commissioner Oura and unanimously carried.

ADOPTION OF MINUTES

Upon motion by Commissioner Yuen, seconded by Commissioner Whitesell, the minutes of May 23, 1979 and May 30, 1979 were adopted as circulated.

The meeting was adjourned at 11:27 a.m.