

STATE OF HAWAII  
LAND USE COMMISSION

Minutes of Meeting

Conference Rooms A, B & C  
State Building  
3060 Eiwa Street  
Lihue, Kauai

*Approved*  
*1/17/84*

November 22, 1983 - 9:00 a.m.

COMMISSIONERS PRESENT: William Yuen, Chairman  
Richard Choy, Vice Chairman  
Lawrence Chun  
Shinsei Miyasato  
Winona Rubin  
Teofilo Tacbian  
Robert Tamaye  
Frederick Whittemore

COMMISSIONER ABSENT: Everett Cuskaden

STAFF PRESENT: Gordan Furutani, Executive Officer  
Carolee Aoki, Deputy Attorney General  
Dora Horikawa, Chief Clerk  
  
Phyllis Kushiner, Court Reporter

CONSOLIDATED HEARING

A83-553 - Princeville Development Corporation  
A83-557 - Princeville Development Corporation

Pursuant to a notice published in the Garden Island and the Honolulu Advertiser on October 14, 1983 and notices sent to all parties, a consolidated hearing was held by the Land use Commission in the matter of the petitions by Princeville Development Corporation, Docket Nos. A83-553 and A83-557, to reclassify lands in the Agricultural District into the Urban District at Hanalei, Kauai.

Appearances

Walton Hong, Attorney representing petitioner

Max Graham, Deputy County Attorney, representing the  
Kauai Planning Department

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

Petition for Intervention

Mr. Lawrence McCreery, attorney, submitted that the petition for intervention filed by the Concerned Citizens of Anini involved 14 separate households which either resided or owned property in the district of the petitioned area. There were no objections to the intervention request by any of the parties.

It was moved by Commissioner Tacbian, seconded by Vice Chairman Choy, to approve the intervention petition by the Concerned Citizens of Anini, and the motion was carried unanimously.

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

Public Witnesses

Patrick Nagao - Representing the Carpenter's Union, Local 747 and the Carpenter's Union Trades Council

Oral testimony-----12 to 13  
Cross examination by Mr. Hong-----13  
Cross examination by Mr. Graham-----13 to 15  
Cross examination by Mr. McCreery-----15 to 16  
Examination by Vice Chairman Choy-----16

Susan Wilson - Representing the North Shore Belt Road Citizen's Advisory Committee

Oral testimony-----16 to 24  
Cross examination by Mr. Hong-----24 to 26  
Cross examination by Mr. Graham-----26 to 28  
Cross examination by Miss Chock-----28 to 31  
Cross examination by Mr. McCreery-----31 to 34  
Examination by Commissioner Tacbian-----35 to 38  
Examination by Commissioner Whittemore-----38 to 40  
Examination by Vice Chairman Choy-----40 to 42

Susan Wilson (cont.)

Examination by Commissioner Chun-----43

Examination by Commissioner Rubin-----43 to 45

Beryl Blaich - Member of North Shore Belt Road Citizen's  
Advisory Committee

Oral testimony-----45 to 58

Cross examination by Mr. Hong-----58 to 62

Cross examination by Mr. Graham-----63 to 64

Cross examination by Mr. McCreery-----64 to 65

Examination by Vice Chairman Choy-----65

Nick Beck - Chairman of North Shore Improvement Committee

Oral testimony-----66 to 71

Cross examination by Mr. Hong-----71 to 72

Cross examination by Mr. Graham-----72 to 73

Cross examination by Miss Chock-----74

Cross examination by Mr. McCreery-----75 to 76

Recross examination by Mr. Graham-----76 to 77

Russell Boyer - Building Contractor

Oral testimony-----78 to 82

Cross examination by Mr. Graham-----82 to 83

Cross examination by Miss Chock-----83 to 84

Cross examination by Mr. McCreery-----85 to 87

Examination by Commissioner Tacbian-----87 to 88

Henry Gomez - Resident of North Shore

Oral testimony-----88 to 101

Cross examination by Miss Chock-----101 to 104

Cross examination by Mr. McCreery-----104 to 106

The Commission was in recess from 12:05 p.m. to 1:40 p.m.

1:40 p.m.

Witnesses (cont.)

Peter Sperry - Building Contractor

Oral testimony-----106 to 110  
 Cross examination by Mr. Hong-----110 to 112  
 Cross examination by Mr. McCreery-----112 to 115

Gary Blaich - Member of Board of Directors, 1000 Friends of  
Kauai

Oral testimony-----115 to 126  
 Cross examination by Mr. Hong-----126 to 127  
 Cross examination by Mr. Graham-----127 to 130  
 Cross examination by Miss Chock-----130 to 132  
 Cross examination by Mr. McCreery-----132 to 133  
 Examination by Commissioner Whittemore-----134  
 Examination by Commissioner Tachian-----134 to 137  
 Examination by Vice Chairman Choy-----137 to 139

Barbara Robeson - President, Hanalei School Parent's Assoc.

Oral testimony-----139 to 143  
 Cross examination by Mr. Hong-----143 to 145  
 Cross examination by Mr. Graham-----145 to 146  
 Cross examination by Miss Chock-----146 to 147  
 Cross examination by Mr. McCreery-----147 to 148  
 Examination by Commissioner Chun-----148

Scott Robeson - Representing North Shore Ohana Citizen's Group

Oral testimony-----148 to 159  
 Cross examination by Mr. Hong-----160 to 163

Scott Robeson (cont.)

Cross examination by Mr. Graham-----164  
Cross examination by Miss Chock-----164 to 166  
Cross examination by Mr. McCreery-----166 to 167  
Examination by Commissioner Tacbian-----167 to 168  
Examination by Vice Chairman Choy-----168

Michael Machado - Princeville Resident

Oral testimony-----168 to 170  
Cross examination by Miss Chock-----170 to 173  
Cross examination by Mr. McCreery-----173 to 174  
Examination by Commissioner Tacbian-----174 to 175

Suzy Steelman - Realtor

Oral testimony-----175 to 178  
Cross examination by Miss Chock-----178 to 181  
Cross examination by Mr. McCreery-----182 to 183  
Examination by Commissioner Chun-----183 to 184

Dennis Yamasato - Land Surveyor

Oral testimony-----185 to 186  
Examination by Commissioner Whittemore-----187

Scott Greenleaf - Employee of Princeville Development Corp.

Oral testimony-----187 to 192  
Cross examination by Miss Chock-----192  
Cross examination by Mr. McCreery-----193 to 195

Exhibits

Petitioner's exhibits 3 through 25 were admitted into evidence. Chairman Yuen reserved admission of the 2 petitions,

marked exhibits 1 and 2, on the basis that this could create some confusion when referring to the various sections of the petitions, and requested that the petitioner resolve this problem prior to the next hearing.

The County's exhibits 1 and 2 were moved into evidence.

DPED's exhibits 1 and 2 for Docket A83-553, and exhibit 1 for Docket A83-557 were admitted into the record.

Chairman Yuen instructed intervenor's counsel, Mr. McCreery, to submit a revised list of exhibits and serve them to all of the parties by December 31, 1983

Mr. McCreery requested that the Commission members physically view the petitioned site some time in the future.

The hearing was adjourned at 4:25 p.m.