

STATE OF HAWAII  
LAND USE COMMISSION

Minutes of Meeting

Kahului, Library  
Kahului, Maui

Approved  
APR 13 1978

December 9, 1977 - 9:30 a.m.

HEARING OFFICER: Benjamin Matsubara  
STAFF PRESENT: Gordan Furutani, Executive Officer  
Ray Russell, Court Reporter

HEARING

A77-434 - THOMAS S. & THERESA M. YAGI

Pursuant to a notice published in the Honolulu Advertiser and the Maui News on November 4, 1977, and notices sent to all parties, a hearing was called by the Land Use Commission in the matter of the petition by Thomas S. & Theresa M. Yagi to amend the land use district boundaries for approximately 1.715 acres presently in the Rural District into the Urban District at Waihee, Maui, Docket A77-434. The hearing was conducted by Mr. Benjamin Matsubara appointed by the Commission as the Hearing Officer for the subject petition.

All those persons testifying during today's proceedings were duly sworn in by the Hearing Officer.

Appearances

Francis Izumi, Attorney, representing the petitioner

Roy Yempuku, Deputy Corporation Counsel, representing  
the Maui Planning Department

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

Exhibits

The following documents were marked for identification and introduced into evidence:

Maui Planning Department

Written Testimony - Exhibit 1

Department of Planning & Economic Development

Written Testimony - Exhibit 1

Petitioner

Written report, together with Exhibits 1, 2, 3, in support of the petition

The Executive Officer identified the subject parcel of land on the maps and oriented its location with various surrounding landmarks.

PETITIONER

Mr. Francis Izumi pointed to corrections within the petition as follows:

1. Correct total area from 1.715 acre to approximately .926 acre more or less.
2. Correct 7.290 acres of parcel 7 reclassified urban in 1974 to 8.09 acres of parcel 7.
3. Add: There are available public services, including police and fire protection within a reasonable range; one elementary school in the town of Waihee and two high schools in the Wailuku/Kahului area.

Both the Deputy Corporation Counsel of Maui and Mr. Fujimoto of DPED stipulated that they had no objections to the above corrections. They also submitted that they had reviewed the petition and had no further questions.

Mr. Izumi responded to questions raised by the Hearing Officer with specific reference to the map marked as petitioner's Exhibit #3.

At Mr. Izumi's request, all parties stipulated that the written and oral testimonies presented by Mr. Izumi complied with the required guidelines for boundary amendment.

Mr. Matsubara advised that he will prepare a proposed Findings of Fact and Conclusions of Law and serve them to all the parties. Within 10 days after receipt of this document, all parties can either support the proposed Findings or file any exceptions or complaints.

Since there was no further matters to be brought up before the Hearing Officer, the meeting was adjourned at 10:05 a.m.