

PURSUANT TO CHAPTER 92, HAWAII REVISED STATUTES AS AMENDED, NOTICE IS HEREBY GIVEN OF A REGULAR MEETING OF THE MAUI PLANNING COMMISSION

AGENDA
([HYPERLINKS TO MEETING MATERIALS ADDED](#))

DATE: NOVEMBER 26, 2019
TIME: 9:00 A.M.
PLACE: Planning Department Conference Room, First Floor, Kalana Pakui Building, 250 South High Street, Wailuku, Maui, Hawaii 96793

Members: Lawrence Carnicelli (Chair), Christian Tackett (Vice Chair), Stephen Castro, Kawika Freitas, Tina Gomes, P. Denise La Costa, Kellie Pali, Keaka Robinson, Dale Thompson

Public testimony will be taken when each agenda item is discussed. Testimony will be limited to a maximum of three (3) minutes.

A. CALL TO ORDER

B. UNFINISHED BUSINESS

1. R.D. OLSON DEVELOPMENT proposing that the Maui Planning Commission be the accepting agency for the Final Environmental Impact Statement in support of the Community Plan Amendment from Light Industrial to Hotel for the proposed Windward Hotel, a 200-room hotel, located on approximately 5.17 acres of land, located in the Maui Business Park II Subdivision at 778 Haleakala Highway, TMK: (2) 3-8-103:014 (portion), 015, 016, 017, 018, Kahului, Island of Maui (EIS 2018/0001) (CPA 2018/0001) (T.Furukawa) ([Memorandum](#))

http://oeqc2.doh.hawaii.gov/EA_EIS_Library/2019-10-08-MA-DEIS-Windward-Hotel.pdf

The Applicant has also submitted applications for a Community Plan Amendment, Change of Zoning, and a Special Management Area Use Permit. The public hearing will be scheduled after the Chapter 343 HRS process has been completed.

The Commission may act on the following:

- a. That the Maui Planning Commission is the approving agency of the Final Environmental Impact Statement.

C. PUBLIC HEARINGS

1. MS. CHARLENE SHIBUYA OF MUNEKIYO HIRAGA, on behalf of the COUNTY OF MAUI DEPARTMENT OF TRANSPORTATION, requesting a Special Management Area Use Permit for the proposed transit hub relocation project. The project will involve the removal of bus shelters at the current transit hub located at the Queen Kaahumanu Center and the development of a 0.85-acre site off of Vevau Street for the new transit hub with a ticket booth, restroom, storage building, covered bus loading and passenger waiting areas, a parking lot

and related onsite improvements. Offsite improvements include roadway frontage improvements, moving overhead utilities underground, sewer and water utility connection upgrades, installation of sidewalks and driveway access improvements. The existing transit hub is located at Tax Map Key: (2) 3-7-002:020 (por.) and the new proposed transit hub is to be located on Vevau Street, Kahului, Maui, Hawaii, Tax Map Keys: (2) 3-7-004:003 (por.) and (2) 3-7-005:003 (por.). (T. Furukawa) ([Report](#))

2. MICHELE MCLEAN, AICP, Planning Director, transmitting Council Resolution No. 18-195 referring to the Maui Planning Commission a Proposed Bill for Zoning Changes from Open Zone and R-3 Residential District to R-1 Residential District for a 6.943-acre property located off of South Kihei Road at TMK: (2) 3-9-004:141, Kihei, Island of Maui (CIZ 2019/0001) (T. Furukawa) ([Report](#))
3. MARK SMITH LOGAN AND KATHLEEN-DOWN LOGAN requesting a Bed and Breakfast Home Permit to operate Hale Hai Hai, a four-bedroom B&B in the main dwelling in the County R-3 Residential Zoning District and State Urban District located at 71 Waimahaihai Street, TMK (2) 3-9-012:012, Kihei, Island of Maui (BBKM T2019/0003) (K. Wollenhaupt) ([Report](#))

The Maui Planning Commission is the approving authority for the Bed and Breakfast Home Permit because "an existing bed and breakfast home is operating on a lot within a five hundred-foot distance from the lot on which the bed and breakfast home is proposed." 19.64.050(A)3(c), Maui County Code

4. MARTY HERLING AND HELAINA DI MARTINO (Daughter of Marty Herling) requesting a Time Extension and Permit Transfer of a Conditional Permit and State Land Use Special Permit for the Transient Vacation Rental named as Banyan Tree Bed and Breakfast within the RU-1 Rural Zoning District located at 3265 Baldwin Avenue, TMK (2) 2-4-002:002, Makawao, Island of Maui (CP 2000/0012 and SUP2 2000/0007) (K. Wollenhaupt) ([Report](#))
5. DONNA LEI JAECKER AND STERLING A.M. CHURCH requesting a State Land Use Commission Special Permit in order to operate a four bedroom short-term rental home in the State and County Agricultural Districts located at 800 Olinda Road, TMK (2) 2-4-013:027, Makawao, Island of Maui. (SUP2 2019/0015) (T. Furukawa) ([Report](#))

D. DIRECTOR'S REPORT

1. SMA Minor Permit Report

This is for notification and review purposes. No action is anticipated.

2. SMA Exemptions Report

This is for notification and review purposes. No action is anticipated.

3. Discussion of Future Maui Planning Commission Agendas
 - a. December 10, 2019 agenda items

E. NEXT REGULAR MEETING DATE: December 10, 2019

F. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION

AN EXECUTIVE SESSION MAY BE CALLED IN ORDER FOR THE COMMISSION TO CONSULT WITH ITS ATTORNEY ON QUESTIONS AND ISSUES PERTAINING TO THE COMMISSION'S POWERS, DUTIES, PRIVILEGES, IMMUNITIES AND LIABILITIES PURSUANT TO SECTION 92-5(a)(4), HAWAII REVISED STATUTES.

UNLESS OTHERWISE SPECIFIED BY PLANNING COMMISSION RULE, ANY PETITION TO INTERVENE AS A FORMAL PARTY IN A PROCEEDING BEFORE THE MAUI PLANNING COMMISSION MUST BE FILED WITH THE COMMISSION AND SERVED UPON THE APPLICANT NO LESS THAN TEN (10) DAYS BEFORE THE FIRST PUBLIC HEARING DATE. (Note: The calculation of time for deadlines of ten days or less excludes weekends and State recognized holidays.) THE ADDRESS OF THE COMMISSION IS C/O the DEPARTMENT OF PLANNING, ONE MAIN PLAZA, 2200 MAIN STREET, SUITE 315, WAILUKU, MAUI, HAWAII 96793. The deadline for filing a timely Petition to Intervene for an item where the first public hearing date is on November 26, 2019 was on November 12, 2019.

ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON EACH AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES, AND THE COMMISSION'S RULES OF PRACTICE AND PROCEDURE. IN ACCORDANCE WITH THESE RULES MAXIMUM TIME LIMITS OF AT LEAST THREE MINUTES MAY BE ESTABLISHED BY THE COMMISSION ON INDIVIDUAL TESTIMONY. PLEASE NOTE THAT ANYONE WISHING TO PROVIDE ORAL TESTIMONY PERTAINING TO AN AGENDA ITEM THAT IS A "CONTESTED CASE" PURSUANT TO CHAPTER 91, HAWAII REVISED STATUTES, MAY BE ASKED TO TESTIFY UNDER OATH OR AFFIRMATION, AND MAY BE SUBJECT TO LIMITED CROSS-EXAMINATION IN ACCORDANCE WITH SECTION 91-10(3), HAWAII REVISED STATUTES.

WRITTEN TESTIMONY, WHETHER SENT VIA FAX, EMAIL, OR USPS MAIL SHOULD BE RECEIVED BY THE DEPARTMENT OF PLANNING BY 5:00 P.M. AT LEAST TWO (2) BUSINESS DAYS BEFORE THE MEETING TO ENSURE DISTRIBUTION TO THE BOARD. FIFTEEN (15) COPIES OF WRITTEN TESTIMONY ARE NEEDED IF TESTIMONY IS PRESENTED IMMEDIATELY PRIOR TO OR AT THE MEETING.

Testifiers: Please be advised that applications for Community Plan Amendment, State District Boundary Reclassification, Change in Zoning, and Conditional Permit require the approval of the Maui County Council. In order to be notified of future agendas of the Maui County Council please notify the Office of Council Services at (808) 270-7838 or by mail to the Maui County Council, 200 S. High Street, Wailuku, Maui, Hawaii 96793.

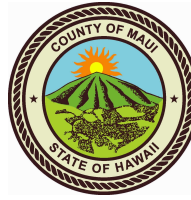
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DOCUMENTS RELATING TO THIS MEETING MAY BE FOUND ON THE COUNTY OF MAUI OFFICIAL WEBSITE AT www.mauicounty.gov, UNDER BOARDS AND COMMISSIONS, MAUI PLANNING COMMISSION.

THE ADDRESS OF THE COMMISSION IS C/O DEPARTMENT OF PLANNING, ONE MAIN PLAZA, 2200 MAIN STREET, SUITE 315, WAILUKU, MAUI, HAWAII 96793.

THOSE PERSONS REQUESTING SPECIAL ACCOMMODATIONS DUE TO DISABILITIES, PLEASE CALL THE DEPARTMENT OF PLANNING AT 270-7735 (Maui) OR 1-800-272-0117 (Molokai) OR 1-800-272-0125 (Lanai) OR NOTIFY THE DEPARTMENT OF PLANNING IN WRITING AT ONE MAIN PLAZA 2200 MAIN STREET SUITE 315, WAILUKU, MAUI, HAWAII 96793 OR FAX NUMBER 270-7634 AT LEAST SIX (6) BUSINESS DAYS BEFORE THE SCHEDULED MEETING.

PLEASE NOTE: If any member of the Commission is unable to attend the scheduled meeting, please contact the Planning Department at least one day prior to the meeting date. Thank you for your cooperation.
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County of Maui
 Kalana O Maui Building
 200 South High Street,
 Wailuku, HI 96793-2155

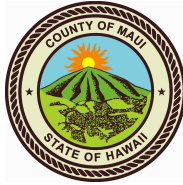
PD-Approved SMA Minor Projects for Maui

11/14/2019

Permit Completion Date: 10/30/2019 - 11/13/2019

Permit #	Project	Description	Permit Name	Applicant Name	Planner	Completed Date	Decision	TMK(s)
SM2 - 20190099	COM -PAIA BEACH PARK	COM PAIA BEACH PARK PARKING LOT IMPROVEMENTS/PAIA	COM - PARKING LOT IMPROVEMENTS/PAIA	COM DEPT OF PARKS & RECREATION	BURKETT	10/31/2019	A W/COND-APPROVED WITH CONDITIONS	2250050170000
SM2 - 20190100	CONDO REFINISHING	CONDO INTERIOR REFINISHING	CONDO INTERIOR REFINISHING\KIHEI	JOSHUA MCKIM, NANI KAI 401 LLC	LAU-HEE	11/04/2019	A W/COND-APPROVED WITH CONDITIONS	2380130100020
SM2 - 20190101	CHRISTOPHER POOL	AUBREY & CODY CHRISTOPHER POOL	AUBREY & CODY CHRISTOPHER POOL\KIHEI	MIKE WEST	FASI	11/06/2019	A W/COND-APPROVED WITH CONDITIONS	2390480650000
SM2 - 20190102	MARY KRASZEWSKI	INSTALL SPLIT SYSTEM AC IN TWO UNITS	MARY KRASZEWSKI\LAHAINA	MARY KRASZEWSKI	QUIGLESS	11/13/2019	A W/COND-APPROVED WITH CONDITIONS	2460290040000
SM2 - 20190103	CARLSEN TRUST	REMODEL OF INTERIOR KITCHEN & BATHS	CARLSEN TRUST\LAHAINA	STEPHANIE CARLSEN	BURKETT	11/12/2019	A W/COND-APPROVED WITH CONDITIONS	2460310260000
SM2 - 20190104	PAANI PLACE	GRADING	PAANI PLACE - GRADING PROPERTY	PAANI INVESTORS, LLC	WILLENBRINK	11/13/2019	A W/COND-APPROVED WITH CONDITIONS	2380011990000

Grand Total : 6



County of Maui
Kalana O Maui Building
200 South High Street,
Wailuku, HI 96793-2155

PD-Approved SMA Exempt Projects for Maui

11/14/2019

Permit Completion Date: 10/30/2019 - 11/13/2019

Permit #	Project	Permit Name	Applicant Name	Planner	Completed Date	Decision	TMK(s)
SM5 - 20190216	SELLERS RESIDENCE	SMX/SELLER'S FARM DWELLING/HAIKU	DAVID & SHELLEY SELLERS	KELIIKOA	10/31/2019	A-APPROVED	2290020190000
SM5 - 20190217	NAPILI POINT II	NAPILI POINT II	JEREMY STODDART	LAU-HEE	10/31/2019	A-APPROVED	2430020430000
SM5 - 20190218	KAANAPALI SHORES	KAANAPALI SHORES TEMPORARY TENT	MARYANN ARCILLA		11/01/2019	A-APPROVED	2440010970000
SM5 - 20190219	KAANAPALI ALII I-113	KAANAPALI ALII I-113	JEREMY STODDART	BURKETT	11/04/2019	A-APPROVED	2440080220003
SM5 - 20190220	DONNA TING	SMX/DONNA TING DEMO/KIHEI	IGE, MARSHALL	CRITCHLOW	11/05/2019	A-APPROVED	2390150060000
SM5 - 20190221	HILTON RETAINING WAL	SMX/HILTON RETAINING WALL/LAHAINA	JOHN HILTON	HIGA	11/05/2019	A-APPROVED	2420070050000
SM5 - 20190222	JENNIFER JACOBSEN	PKNG LOT/DR WAY/FENCE/GAZEBO/GAREN-HANA	JENNIFER E JACOBSEN	HIGA	11/06/2019	A-APPROVED	2130090530000

Grand Total : 7