

# MOLOKAI PLANNING COMMISSION

PURSUANT TO CHAPTER 92, PART 1, OF THE HAWAII REVISED STATUTES AS AMENDED; NOTICE IS HEREBY GIVEN OF A REGULAR MEETING OF THE MOLOKAI PLANNING COMMISSION

## **AGENDA**

Members: Steven Chaikin (Chair), Mikiala Pescaia (Vice-Chair), Lori Buchanan, Lynn DeCoite, Bill Feeter, Joseph Kalipi, Linda Kauhane, Sherman Napoleon, Jr., Don Williams

**DATE: APRIL 23, 2008, Wednesday**

**TIME: 12:30 p.m.**

**PLACE: Mitchell Pauole Center, Kaunakakai, Molokai**

Public testimony will be taken at the start of the meeting on any agenda item in order to accommodate those individuals who cannot be present at the meeting when the agenda item(s) is (are) considered by the Molokai Planning Commission. Public testimony will also be taken when the agenda item is taken up by the Molokai Planning Commission. Maximum time limits on individual testimony may be established by the Planning Commission. A person testifying at the beginning of the meeting will not be allowed to testify again when the agenda item comes up before the Commission, unless new or additional information will be offered.

- A. CALL TO ORDER
- B. APPROVAL OF MINUTES OF THE MARCH 12, 2008 MEETING
- C. PUBLIC HEARINGS (Action to be taken after each public hearing item.)
  - 1. MR. JEFFREY S. HUNT, Planning Director transmitting Council Resolution No. 08-05 containing A Draft Bill to Authorize Home Occupations in Various Zoning Districts to the Lanai, Maui, and Molokai Planning Commissions. (J. Alueta)
    - a. Public Hearing
    - b. Action
  - 2. MR. JEFFREY S. HUNT, Planning Director transmitting A Bill for an Ordinance Repealing Chapter 19.02 of the Maui County Code and adding Chapter 19.02A regarding Interim Zoning Districts.
    - a. Public Hearing
    - b. Action

3. MR. JEFFREY S. HUNT, Planning Director transmitting A Bill for an Ordinance to modify and add definitions found in Chapter 19.04 of the Maui County Code. Definitions to be modified are: "basement," "building," "court," "apartment court," and "height." Definitions to be added are: "areaway" and "habitable room." (J. Alueta)
  - a. Public Hearing
  - b. Action

#### D. COMMUNICATIONS

1. MR. JEFFREY S. HUNT, Planning Director, requesting concurrence from the Molokai Planning Commission pursuant to their Special Management Area Rules, as amended, that a Special Management Area exemption can be issued for the following:

WEST MOLOKAI RESORT CONDOMINIUMS AOA requesting a Special Management Assessment for the reroofing project in replacing wood shingle roofs with Metro shake shingles for 21 structures at 255 Kepuhi Place, TMK: 5-1-003: 006-0001 to 0148, Kaluakoi, Island of Molokai. (SMX 2008/0164) (N. McPherson)

***The Commission may act on whether or not to concur with the Planning Director's determination that an SMA exemption be issued.***

2. MALAMA PONO O KA AINA (MPOKA) requesting that the Molokai Planning Commission write a letter of support for Wetland Assessment. (N. McPherson)

The MPOKA group wishes to make a presentation to the Commission on impacts to fishponds, wetlands, and shoreline areas in Manae, in order to illustrate the need for a comprehensive Wetlands and Shoreline Assessment Study to be conducted by the US Army Corps of Engineers which will provide data for better planning and enforcement of federal, state, and county laws regarding these resources. A request from a government agency and matching funds will be needed for the Army Corps to initiate such a study.

#### E. CHAIRPERSON'S REPORT

1. Molokai SMA map
2. Molokai zoning map
3. SMA permit processing complaints

4. Wetland delineation
5. MoPC Recommendations to the county council regarding transient vacation rentals (TVRs) and Bed and Breakfasts
6. Memorandum dated 3/27/08 of meeting with Chair and Vice-Chair with Director and Staff
7. Administrative Rules of the Molokai Planning Commission

F. DIRECTOR'S REPORT

1. Pending Molokai Applications
2. Closed Molokai Applications
3. Agenda Items for the May 14 Molokai Planning Commission meeting.

G. NEXT REGULAR MEETING DATE: May 14, 2008

H. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

EACH APPLICANT IS REQUESTED TO PROVIDE RESPONSIBLE REPRESENTATION AT THE MEETING.

DOCUMENTS ARE ON FILE WITH THE MOLOKAI AND MAUI DEPARTMENT OF PLANNING OFFICES.

ORAL, WRITTEN, E-MAILED, OR FAXED TESTIMONY WILL BE RECEIVED ON ANY AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES, AND THE MOLOKAI PLANNING COMMISSION RULES OF PRACTICE AND PROCEDURE. WRITTEN, E-MAILED, OR FAXED TESTIMONY SHOULD BE SUBMITTED AT LEAST TWO BUSINESS DAYS PRIOR TO THE MEETING TO ENSURE DISTRIBUTION TO THE COMMISSION. FIFTEEN (15) COPIES OF WRITTEN TESTIMONY ARE NEEDED IF TESTIMONY IS PRESENTED IMMEDIATELY PRIOR TO OR AT THE MEETING.

**THE ADDRESS OF THE COMMISSION IS P.O. BOX 526, KAUNAKAKAI, MOLOKAI, HAWAII 96748, AND/OR c/o MAUI DEPARTMENT OF PLANNING, 250 S. HIGH STREET, WAILUKU, MAUI, HAWAII 96793. PHONE: 270-7735 (MAUI); 553-3221 (MOLOKAI); 270-7634 (FAX). E-MAIL ADDRESS: [planning@mauicounty.gov](mailto:planning@mauicounty.gov)**

Testifiers: Please be advised that applications for Community Plan Amendment, State District Boundary Reclassification, Change in Zoning, Conditional Permit, Type 3 Bed and Breakfast 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

**\*\* THOSE PERSONS REQUESTING SPECIAL ACCOMMODATIONS DUE TO DISABILITIES, PLEASE CALL THE MAUI DEPARTMENT OF PLANNING AT LEAST TWO (2) BUSINESS DAYS BEFORE THE SCHEDULED**

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***MEETING.*** \*\*

COMMISSION MEMBERS: If you are unable to attend the scheduled meeting, please contact the Department of Planning at least **two days** prior to the meeting date. Thank you for your cooperation.

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