

PURSUANT TO CHAPTERS 91 AND 92, PART I, HAWAII REVISED STATUTES, AS AMENDED, NOTICE IS HEREBY GIVEN OF A PUBLIC HEARING/HEARING OF THE MAUI COUNTY BOARD OF VARIANCES AND APPEALS (BVA)

Members: Randall Endo (Chair), Warren Shibuya (Vice-Chair), Kathleen Acks, Uwe Schulz, Harjinder Ajmani, James Shefte, William Kamai, Rachel Ball Phillips, Stephen Castro, Sr.

### **AGENDA**

DATE: Thursday, August 9, 2007

TIME: 1:30 p. m.

PLACE: Planning Department Conference Room, First Floor,  
Kalana Pakui Building, 250 South High Street, Wailuku, Hawaii

A. CALL TO ORDER

B. PUBLIC HEARINGS

1. PEDRO and LUZ ALONZO requesting variances from Maui County Code, §16.08.060(A) and §19.08.060 to allow a two-story dwelling to be located between 9 feet-6 inches to 9 feet-1 inch from the side boundary line, whereas ten (10) feet are required for the second story, for property located at 508 South Kamehameha Avenue, Kahului, Maui, Hawaii; TMK: (2) 3-8-056:009. (BVAV 20070005)
2. CARL KAUPALOLO, CHIEF OF THE DEPARTMENT OF FIRE AND PUBLIC SAFETY requesting a variance for a 2-foot, 4-inch setback from the western property line for a storage and cascade system building, whereby 10 feet is required for the Pa`ia Fire Station located at 179 Hana Highway, Pa`ia, Maui, Hawaii; TMK: (2) 2-6-004:003. (BVAV 20070004)

**(Item rescheduled from the June 28, 2007 agenda.)**

C. APPEAL

1. To determine a hearings' officer to preside over the following matter:
  - a. BERNADINE SILA appealing the Planning Director's notice of violation (NOV 20070001) for a second floor setback of six (6) feet whereas ten (10) feet is required, for property located at 52 Ohukai Street, Kihei, Maui, Hawaii; TMK: (2) 3-9-041:010. (BVAA 20070003)

**(Item rescheduled from the June 28, 2007 agenda.)**

D. COMMUNICATION

1. Discussion of the Proposed Amendments to Chapter 801 Rules of Practice and Procedure for the Board of Variances and Appeals. The proposed amendments are anticipated to streamline the processing of appeals from notices of violations of Titles 12, 14, 16, 18, 19, and 20 of the Maui County Code.

E. APPROVAL OF THE JULY 12, 2007, MEETING MINUTES

F. DIRECTOR'S REPORT

1. Status Update on BVA's Contested Cases
2. Moloka'i Meeting on September 13, 2007

F. NEXT MEETING DATE: August 23, 2007

G. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

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

INFORMATION RELATIVE TO THE ABOVE APPLICATIONS ARE AVAILABLE FOR REVIEW AT THE PLANNING DEPARTMENT'S OFFICE LOCATED AT 250 SOUTH HIGH STREET, WAILUKU, MAUI, HAWAII.

ANY PERSONS REQUESTING ACCOMMODATION DUE TO DISABILITIES, PLEASE CALL THE MAUI PLANNING DEPARTMENT AT 270-7253, OR NOTIFY THE MAUI PLANNING DEPARTMENT IN WRITING AT 250 SOUTH HIGH STREET, WAILUKU, MAUI, HAWAII 96793, OR BY FAX NUMBER 270-7634 AT LEAST SIX (6) DAYS BEFORE THE SCHEDULED MEETING.

ANY FAXES SHOULD BE RECEIVED BY THE DEPARTMENT OF PLANNING BY 4:30 P.M. ON THE SECOND WORKING DAY BEFORE THE MEETING TO INSURE THAT IT IS CIRCULATED TO THE BOARD.

AN EXECUTIVE SESSION MAY BE CALLED IN ORDER FOR THE BOARD TO CONSULT WITH THEIR ATTORNEY ON QUESTIONS AND ISSUES PERTAINING TO THE BOARD'S POWERS, DUTIES, PRIVILEGES, IMMUNITIES AND LIABILITIES.

PLEASE NOTE: If any member of the commission is unable to attend the scheduled meeting, please contact Tremaine Balberdi, Planning Department at 270-7253 at least one day prior to the meeting date.