

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: Lance Holter (Chair), Warren Shibuya (Vice-Chair), Kathleen Acks, Uwe Schulz, Harjinder Ajmani, James Shefte, Randall Endo, William Kamai

AGENDA

DATE: Thursday, March 22, 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. RESOLUTIONS FOR OUTGOING MEMBERS: LANCE HOLTER AND SHIRLEY ALAPA

C. APPEALS - To determine a hearings officer to preside over the following matter:

1. NEWCOMBER-LEE LAND SURVEYORS, INC., and KO`OLAU CATTLE COMPANY, LLC appealing the Director of Public Works and Environmental Management's determination that preliminary subdivision approval for the Waihe`e Valley Large Lot Subdivision (DSA Subdivision File No. 3.2118) is null and void for property located off of Kahekili Highway, in the vicinity of Waihe`e Stream, Waihe`e, Wailuku, Maui, Hawaii, TMK: (2) 3-2-001:003. (BVAA 20070001)

D. UNFINISHED BUSINESS

1. REALCOM ASSOCIATES representing VERIZON WIRELESS for a variance from Maui County Code, §19.24.030 "Height regulation" to allow the installation of a 90 feet stealth monopine tree antenna pole whereas 48 feet or one and one-half times the width of the widest street which it fronts is the height limit (75 feet) within the M-1 Light Industrial District at the Haiku Marketplace located at 810 Haiku Road, Haiku, Maui, Hawaii; TMK: (2) 2-7-011:050. (BVAV 20060007)

E. COMMUNICATIONS

1. Discussion on sending a letter to the County Council regarding parking in Lahaina.

An executive session may be called in order for the BVA to

consult with their attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

- F. APPROVAL OF THE FEBRUARY 22, 2007, SITE VISIT AND MEETING MINUTES
- G. DIRECTOR'S REPORT
 - 1. Status Update on BVA's Contested Cases
- H. NEXT MEETING DATE: April 12, 2007
- I. 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.