

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.

Members: Glenn Kunitake (Chair), Lance Holter (Vice Chair), Garret Abe, Kathleen Acks, Harjinder Ajmani, John "Keone" Ball, James Schefte, Uwe Schulz, Warren Shibuya

### **AMENDED AGENDA**

DATE: July 14, 2005

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. **UNFINISHED BUSINESS:**

1. ISAAC DAVIS HALL, ESQ. , representing EDGAR DUWAYNE KERBOW and NANCY KERBOW STEUER, requesting a variance from Maui County Code, Section 19.30A.030(C) "Minimum yard setback" to delete the 15 feet side yard requirement for a farm dwelling located next to Honopou Stream, in the vicinity of Hoolawa Bay, Haiku, Maui, Hawaii; TMK: 2-9-001:013 (BVA20050012).

C. **PUBLIC HEARING:**

1. 291 MAHA STREET LLC requesting approval of a variance from Maui County Code, Section 18.16.060(C) to allow a subdivision with an access right-of-way of 21.7 feet, whereas 24 feet is required for the 24 lot Maha Village Subdivision located at 291 Maha Road, Makawao, Maui, Hawaii; TMK: 2-4-040:031 (BVA20050015).

D. **NEW BUSINESS:**

1. **ISAAC HALL, ESQ.** representing **MEDO, LLC**, appealing the Director of Parks and Recreation's decision to deny the granting of credits for privately owned parks and playgrounds, pursuant to Maui County Code, Section 18.16.320(E), for the Liloa Village Subdivision located at 1585 Welakahao Street, Kihei, Maui, Hawaii; TMK: 3-9-002:116, 150 and 151 (BVA20050016)
  - a. Notice of Appeal to the Board of Variances and Appeals

- b. Notice of Appearance of Counsel for Appellee, Glenn T. Correa, in his Official Capacity, as Director of Parks and Recreation, County of Maui, Certificate of Service.

E. APPROVAL OF MINUTES:

- 1. June 9, 2005
- 2. June 23, 2005

F. NEXT MEETING DATE: July 28, 2005

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/COMMISSION TO CONSULT WITH THEIR ATTORNEY ON QUESTIONS AND ISSUES PERTAINING TO THE COMMISSION'S POWERS, DUTIES, PRIVILEGES, IMMUNITIES AND LIABILITIES.

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