

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: Daniel Mizner (Chair), Dr. Marilyn Colvin (Vice Chair), Garret Abe, Kathleen Acks, John "Keone" Ball, Lance Holter, Glenn Kunitake, Uwe Schulz, Warren Shibuya

AGENDA

DATE: October 28, 2004

TIME: 1:30 p. m.

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

A. CALL TO ORDER

B. PUBLIC HEARINGS:

1. **ALAN ARKLES** requesting approval of variances from the following sections of the Maui County Code: (1) SECTION 19.30A.030(G) to allow a consolidation and resubdivision of four lots into three lots, of an original parcel which was a portion of eight existing lots, thereby reducing the total lots to seven, which exceeds the maximum subdivision potential of four lots, that may be created from the original parcel; and (2) SECTION 19.30A.040(A) to delete the requirement to record a lot allocation for the proposed A. Arkles Hoolawa Subdivision (DSA #2.2738) located off of Hoolawa Road, Honopou, Haiku, Hawaii; TMK: 2-9-001:071, 072, 074, and 075 (BVA20040016)

Requested deferral to next meeting date: 11/10/04.

2. **MICHAEL J. PASTULA**, requesting an approval of a variance from Maui County Code, Section 19.36.030 to allow twenty (20) off-street parking stalls to be located approximately five-hundred fifteen (515) feet from the subject property, whereas every required off-street parking space shall be located on the same lot it serves or within a distance of four hundred feet of the nearest point of the lot, as approved by the Maui Planning Commission, for Café O'Lei located at 839 Front Street, Lahaina, Maui, Hawaii; TMK: 4-5-001:006 (BVA20040019).

Approved with conditions.

3. **AMY JOHNSON** requesting a variance from Maui County Code, Section 19.35.020 to allow an accessory dwelling of 720 square feet of gross floor area, whereby 600 square feet is the maximum gross floor area for an accessory dwelling located at 52 Hoonani Street, Kihei, Maui, Hawaii; TMK: 3-9-034:003 (BVA20040020).

Denied.

C. NEXT MEETING DATE: November 10, 2004 (Wednesday)

D. 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 Guillemo, Planning Department at 270-7253 at least one day prior to the meeting date.

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