

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

AGENDA

DATE: January 27, 2009 (Tuesday)
TIME: 8:30 A.M.
PLACE: Planning Department Conference Room, First Floor, Kalana Pakui Building, 250 South High Street, Wailuku, Maui, Hawaii 96793

Members: Jonathan Starr (Chair), John Guard IV (Vice-Chair), William Iaconetti, Wayne Hedani, Bruce U'u, Kent Hiranaga, Ward Mardfin, Donna Domingo

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 Maui Planning Commission. Public testimony will also be taken when the agenda item is taken up by the Maui Planning Commission. Maximum time limits on individual testimony may be established by the Planning Commission. A person testifying at this time will not be allowed to testify again when the agenda item comes up before the Commission, unless new or additional information will be offered.

Testifiers: Please be advised that applications for Community Plan Amendment, State District Boundary Reclassification, Change in Zoning, and Conditional 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.

A. CALL TO ORDER

B. UNFINISHED BUSINESS

1. MS. JESSICA KAILANI ROSS, Vice-President of the LEIALII HOMESTEAD ASSOCIATION submitting an October 24, 2008 letter requesting to intervene on the application by MS. TAMARA HORCAJO, Director of the COUNTY DEPARTMENT OF PARKS AND RECREATION for a Special Management Area Use Permit for the Lahaina Civic Center Tennis Courts Expansion Project consisting of the addition of four (4) new tennis courts, a 25-stall paved parking lot, and related improvements at TMK: 4-5-021: portion of 010, portion of 016, and portion of 020, Lahaina, Island of Maui. (SM1 2008/0015) (J. Buika for L. Callentine)

- a. Amended Petition to Intervene dated November 9, 2008 and submitted on November 10, 2008.

The Commission may take action on this item and select a Mediator and a Hearings Officer if the Petition to Intervene is granted.

2. MS. TAMARA HORCAJO, Director of the COUNTY DEPARTMENT OF PARKS AND RECREATION requesting a Special Management Area Use Permit for the Lahaina Civic Center Tennis Courts Expansion Project consisting of the addition of four (4) new tennis courts, a 25-stall paved parking lot, and related improvements at TMK: 4-5-021: portion of 010, portion of 016, and portion of 020, Lahaina, Island of Maui. (SM1 2008/0015) (L. Callentine) (Public hearing conducted on November 10, 2008.)

The Commission may take action on this request.

3. A & B WAILEA LLC requesting a Step 2 Planned Development Approval for the proposed MF-10 Multi-Family Use Project at Wailea Resort consisting of nine (9) improved single family residential lots, 36-multi-family units housed in four (4) buildings, commercial center of approximately 64,000 square feet, and related site improvements located northeast of Wailea Ike Drive and Wailea Ike Place, TMK: 2-1-008: 121, Wailea, Island of Maui. (PD2 2008/0001) (P. Fasi) (Previously reviewed at the November 25, 2008 meeting.)

The Commission may take action on this request.

4. A & B WAILEA LLC requesting a Special Management Area Use Permit for the proposed MF-10 Multi-Family Use Project at Wailea Resort consisting of nine (9) improved single family residential lots, 36-multi-family units housed in four (4) buildings, commercial center of approximately 64,000 square feet, and related site improvements located northeast of Wailea Ike Drive and Wailea Ike Place, TMK: 2-1-008: 121, Wailea, Island of Maui. (SM1 2008/0007) (P. Fasi) (Public Hearing conducted on November 25, 2008.)

The Commission may take action on this request.

C. PUBLIC HEARINGS (Action to be taken after each public hearing item.)

1. MR. WILL WILLETT requesting a Special Management Area Use Permit for the Keawakapu Beach Lots/ Clapp Residence, the construction of two (2) single family residences at 3180 and 3190 South Kihei Road, TMK: 2-1-010: 011 and 031, Kihei, Island of Maui. (SM1 2008/0002) (J. Buika)

- a. Public Hearing
- b. Action

2. THE WILLIAM SPENCE COMPANY on behalf of MEH LIMITED PARTNERSHIP requesting a Special Management Area Use Permit for the Sunset Estates Residential Subdivision consisting of 25 improved single family lots and related improvements in the R-3 Residential District on Waipuilani Street at TMK: 3-9-046: 013, Kihei, Island of Maui. (SM1 2006/0031) (T. Abbott)

- a. Public Hearing
 - b. Action
3. HORACE AND BARBARA KLINE requesting a State Land Use Commission Special Use Permit and a Conditional Permit for the Hookipa Bayview Cottage project, to use an existing cottage as a transient vacation rental at 1250 Kauhikoa Road, TMK: 2-7-035: 010, Haiku, Island of Maui. (SUP2 2002/0005) (CP 2002/0006) (R. Loudermilk)
 - a. Public Hearing
 - b. Action
4. MS. KUTIRA CLAUDINE DECOSTERD and FRED D. SHARPTTE requesting a State Land Use Commission Special Use Permit and Conditional Permit for the Kahua O Mali'o Bamboo Farm and Eco Tourism Retreat in the State and County Agricultural Districts at 610 Huelo Road, TMK: 2-9-007: 036, Huelo, Haiku, Island of Maui. (SUP2 2007/0005) (CP 2007/0002) (R. Loudermilk)
 - a. Public Hearing
 - b. Action
- D. Workshop on Active Living Communities conducted by Mark Fenton, transportation and public health expert
- E. ACTION MINUTES OF THE JANUARY 13, 2009 MEETING
- F. DIRECTOR'S REPORT
 1. Planning Director notifying the Maui Planning Commission pursuant to Section 12-202-17(e) of the Maui Planning Commission's SMA Rules of his intent to issue a time extension on the following request:
 - a. HANA RANCH requesting a 2year time extension on the period to initiate construction of the Hana Ranch Store Improvements project at the Hana Town Center, TMK: 1-4-003: 056, Hana, Island of Maui. (SM1 2004/0020) (D. Dias)

The Commission shall acknowledge receipt of the request. The Commission may review the time extension request or waive its review.
 2. Planning Commission Projects/Issues
 - a. Requiring Project Application Signs for Major Permit applications
 3. Discussion of Future Maui Planning Commission Agendas

- a. February 10, 2009 agenda
 - 4. EA/EIS Report
 - 5. SMA Minor Permit Report
 - 6. SMA Exemptions Report
- G. NEXT REGULAR MEETING DATE: February 10 , 2009
- H. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION

ANY PETITION TO INTERVENE AS A FORMAL PARTY IN THE PROCEEDINGS BEFORE THE MAUI PLANNING COMMISSION MUST BE FILED WITH THE COMMISSION AND SERVED UPON THE APPLICANT NO LESS THAN TEN (10) DAYS BEFORE THE FIRST PUBLIC HEARING DATE. (Note: The calculation of time for deadlines ten days or less excludes weekends and State recognized holidays.) THE ADDRESS OF THE COMMISSION IS C/O THE MAUI PLANNING DEPARTMENT, 250 S. HIGH STREET, WAILUKU, MAUI, HAWAII 96793. The deadline for the filing of a timely Petition to Intervene was on January 12, 2009 at 4:30 pm.

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

DOCUMENTS ARE ON FILE WITH THE PLANNING DEPARTMENT.

THE ADDRESS OF THE COMMISSION IS C/O THE MAUI PLANNING DEPARTMENT, 250 S. HIGH STREET, WAILUKU, MAUI, HAWAII 96793.

THOSE PERSONS REQUESTING SPECIAL ACCOMMODATIONS DUE TO DISABILITIES, PLEASE CALL THE MAUI PLANNING DEPARTMENT AT 270-7735 (Maui) OR 1-800-272-0117 (Molokai) OR 1- 800-272-0125 (Lanai) OR NOTIFY THE MAUI PLANNING DEPARTMENT IN WRITING AT 250 S HIGH STREET, WAILUKU, MAUI, HAWAII 96793 OR FAX NUMBER 270-7634; AT LEAST TWO (2) BUSINESS DAYS BEFORE THE SCHEDULED MEETING.

ANY FAXES SHOULD BE RECEIVED BY THE DEPARTMENT OF PLANNING BY 5:00 P.M. ON THE SECOND WORKING DAY BEFORE THE MEETING TO INSURE THAT IT IS CIRCULATED TO THE BOARD.

PLEASE NOTE: If any member of the Commission is unable to attend the scheduled meeting, please contact the Planning Department at least one day prior to the meeting date. Thank you for your cooperation. (S:\all\carolyn\012709.agenda)