

PLANNING AND LAND USE COMMITTEE

Council of the County of Maui

Meeting Agenda

June 29, 2004

1:30 p.m.

Council Chamber, 8th Floor
200 South High Street, Wailuku, Hawaii

website: <http://www.co.maui.hi.us/committees/PLU/>

e-mail: plu.committee@co.maui.hi.us

COMMITTEE MEMBERS

Wayne K. Nishiki, Chair

G. Riki Hokama, Vice-Chair

Robert Carroll

Jo Anne Johnson

Dain P. Kane

Danny A. Mateo

Michael J. Molina

Joseph Pontanilla

Charmaine Tavares

AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for tentative scheduling of agenda items, please contact the Committee Staff (David Raatz or Yvette Bantilan) at: Office of Council Services, 200 South High Street, Wailuku, HI 96793, 808-270-7838, 1-800-272-0026 (toll-free from Molokai), 1-800-272-0098 (toll-free from Lanai), 808-270-7686 (fax).

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. If written testimony is submitted at the meeting, 15 copies are requested. If written testimony is e-mailed or faxed, please submit at least 24 hours before the meeting so that copies can be provided to Council members in a timely manner.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Office of Council Services at least three days in advance.

DOCUMENTS ON FILE WITH THE COMMITTEE, which may include correspondence relating to the agenda items below, may be inspected prior to the meeting date. Photocopies may be ordered, subject to charges imposed by law (Maui County Code, Sec. 2.64.010). Please contact the Office of Council Services to make arrangements for inspection or photocopying of documents.

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PLU-63

CONDITIONAL PERMIT FOR THE NEIGHBORHOOD STORE "N" COUNTER (MOLOKAI)

DESCRIPTION:

The Committee is in receipt of County Communication No. 04-95, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 3000 (2001) PERTAINING TO THE GRANTING A CONDITIONAL PERMIT TO TO ALLOW FOR THE CONTINUED OPERATION OF A RETAIL GROCERY STORE AND SNACK BAR WITHIN THE COUNTY AGRICULTURAL DISTRICT FOR PROPERTY SITUATED AT PUKO'O, MOLOKAI, HAWAII". Ordinance No. 3000 granted a Conditional Permit to operate the Neighborhood Store "N" Counter on 20,045 square feet of land in Pukoo, Molokai (TMK No.: 5-7-005:por. 004) for ten years, effective November 5, 2001. The purpose of the proposed bill is to amend Ordinance No. 3000 as follows: (1) change the name of the Conditional Permit holder to MIA, Inc.; (2) change the description of the Tax Map Key number for the subject property to (2)5-7-005: portion of 004; and (3) eliminate the condition prohibiting transferability of the Conditional Permit.

MORE →

STATUS: The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the possible filing of County Communication No. 04-95 and other related action.

PLU-46 CONDITIONAL PERMIT FOR MAALAEA BAY REALTY & RENTALS LLC

DESCRIPTION: The Committee is in receipt of County Communication No. 03-276, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 3095 (2002) PERTAINING TO THE GRANTING OF A CONDITIONAL PERMIT TO JEANNE MCJANNET, DBA MAALAEA BAY RENTALS, A DIVISION OF J. NOWELL REALTY, TO OPERATE A TRANSIENT VACATION RENTAL OFFICE WITHIN THE COUNTY A-2 APARTMENT DISTRICT, FOR PROPERTY SITUATED AT 280 HAUOLI STREET, MAALAEA, MAUI, HAWAII". Ordinance No. 3095 granted a Conditional Permit to operate a transient vacation rental office at the Hono Kai Resort, 280 Hauoli Street, Maalaea, Maui (TMK No.: 3-8-014:002) for five years, effective December 10, 2002. The purpose of the proposed bill is to amend Ordinance No. 3095 as follows: (1) change the name of the Conditional Permit holder to Maalaea Bay Realty & Rentals LLC; and (2) delete Condition 8, which requires the Conditional Permit holder to file a Supplemental Public Report.

STATUS: The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the possible filing of County Communication No. 03-276 and other related action.

PLU-42 CONDITIONAL PERMIT FOR THE KIHANA NURSERY (KIHEI)

DESCRIPTION: The Committee is in receipt of County Communication No. 03-88, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 2580 (1997) PERTAINING TO THE GRANTING OF A CONDITIONAL PERMIT TO PERMIT PLANT NURSERY AND GARDEN STORE USES IN THE R-3 RESIDENTIAL DISTRICT ON A PARCEL OF LAND LOCATED AT WAIOHULI-KEOKEA, KIHEI, MAUI, HAWAII". Ordinance No. 2580 granted a Conditional Permit to operate a nursery at 1708 S. Kihei Road in Kihei until November 30, 2001. The purpose of the proposed bill is to amend Ordinance No. 2580 as follows: (1) establish the name of the Conditional Permit holder as Louis Scott Walsh, dba Kihana Nursery; (2) extend the duration of the Conditional Permit to five years from the effective date of the new ordinance; (3) require the Conditional Permit holder to notify adjacent residents before using chemicals other than brands "Round up" or "BT"; and (4) incorporate technical revisions.

STATUS: The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the possible filing of County Communication No. 03-88 and other related action.

PLU-59 CONDITIONAL PERMIT FOR DOLLAR RENT-A-CAR HANA

DESCRIPTION: The Committee is in receipt of County Communication No. 04-65, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 2891 (2000) PERTAINING TO A CONDITIONAL PERMIT TO OPERATE AN AUTOMOBILE STORAGE LOT FOR DOLLAR RENT-A-CAR HANA WITHIN THE COUNTY RURAL DISTRICT FOR PROPERTY SITUATED AT HANA, MAUI, HAWAII". Ordinance No. 2891 granted a Conditional Permit to operate an automobile storage lot on

approximately 0.94 acres at Hana, Maui (TMK No.: 1-3-008:016), until September 20, 2002. The purpose of the proposed bill is to amend Ordinance No. 2891 to extend the duration of the Conditional Permit to September 30, 2003.

STATUS:

The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the possible filing of County Communication No. 04-65 and other related action.

plu:040629:dmr