

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

AGENDA

DATE: JUNE 9, 2009 (Tuesday)
TIME: 9:00 A.M.
PLACE: Planning Department Conference Room, First Floor, Kalana Pakui Building, 250 South High Street, Wailuku, Maui, Hawaii 96793

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

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

1. COUNTY OF MAUI, OFFICE OF THE MAYOR, requesting a Special Management Area Use Permit for the proposed South Maui Emergency Ambulance Station consisting of a single-story, 1,500 square foot building for the South Maui Emergency Ambulance Station and related improvements at 300 Kilohana Drive, TMK: 3-9-038: por. of 026, Kihei, Island of Maui. (SM1 2006/0024) (L. Callentine)

- a. Public Hearing
- b. Action

2. KEAKA, LLC requesting an amendment to Condition No. 4 of its Special Management Area Use Permit for the Lot H-1 (Maluaka) project to replace the plans dated October 2006 to plans dated January and February 2009 for property situated in the vicinity of the Makena-Keoneoio Road and Makena Alanui intersection at TMK: 2-1-006: 037 and 113 (formerly portion of 056) and 2-1-005: 084, Makena, Island of Maui. The January and February 2009 plans reduces the project density from 71 units to 13 single-family residential units and 2-multi-family units. (A. Cua)

- a. Public Hearing
- b. Action

3. HAWAII FUELING FACILITIES CORPORATION requesting a Special Management Area Use Permit in order to install a fueling facility with four (4) above-ground Jet-A aircraft fuel storage tanks and pumps, an operations building, a pipeline to the airport apron, a load rack to transfer fuel to aircraft refueler trucks, and related improvements at TMK: 3-8-001: 019 (por.) and 189, Kahului, Island of Maui. (SM1 2008/0018) (J. Buika)

- a. Public Hearing
- b. Action

C. COMMUNICATIONS

1. Planning Director requesting input for the Planning Commission regarding required improvements for bed and breakfast homes due to agency comments.

The Commission may provide its input regarding required improvements for bed and breakfast homes due to agency comments.

D. PUBLIC HEARINGS (Action could be taken after the public hearing)

1. RONALD and BARBARA WILBUR requesting a State Land Use Commission Special Use Permit for the Maui Pole House Bed and Breakfast in the State Agricultural District at 160 Nahele Road, TMK: 2-7-008: 114, Haiku, Island of Maui. (SUP2 2007/0012) (J. Prutch)

- a. Public Hearing
- b. Action

E. COMMUNICATIONS

1. Selection of Hearings Officer on the following:

THOMAS D. WELCH, Esq. of MANCINI, WELCH & GEIGER representing PETER KLINT MARTIN and DEBORAH LEE MARTIN appealing the Planning Director's decision to take no further action on a Special Management Area (SMA) assessment application (SMX 2008/0330) for a proposed single-family dwelling due to inconsistency with the community plan designation of open space for Lot 46-A, Olowalu Makai-Hina Subdivision, TMK: 4-8-003: 046, Olowalu, Island of Maui. (APPL 2009/0001) (T. Kapuaala)

The Commission may act to select a Hearings Officer on this appeal.

F. ACTION MINUTES OF THE MAY 26, 2009 MEETING

G. DIRECTOR'S REPORT

1. Planning Commission Projects/Issues

2. Discussion of Future Maui Planning Commission Agendas
 - a. June 23, 2009 agenda
3. EA/EIS Report
4. SMA Minor Permit Report
5. SMA Exemptions Report
6. Special Maui Planning Commission Meeting on the Maui Island Plan Review -
June 16, 2009, 9:00 a.m., Planning Conference Room, Wailuku, Island of Maui

H. NEXT REGULAR MEETING DATE: June 23, 2009, 9:00 a.m.

I. 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 filing a timely Petition to Intervene was May 26 , 2009.

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\060909.age)