

(Approved: 08/20/2009)

**HANA ADVISORY COMMITTEE TO THE
MAUI PLANNING COMMISSION
MEETING OF JANUARY 22, 2009**

*** All documents, including written testimony, that was submitted for or at this meeting are filed in the minutes file and are available for public viewing at the Maui County Department of Planning, 250 S. High St., Wailuku, Maui, Hawaii. ***

A. CALL TO ORDER

The meeting of the Hana Advisory Committee (Committee) was called to order by Chairperson Dawn Lono at 4:20 p.m., Thursday, January 22, 2009, Helene Hall, Hana Bay, Hana, Island of Maui.

A quorum of the Committee was present. (See Record of Attendance.)

Chairperson Dawn Lono: Okay, we will call this meeting of the Hana Advisory to the Maui Planning Commission to order, and I'd like to note that there is a quorum, and acknowledge Aunty Marilyn Tau`a, from Keanae, is here for her first meeting, so welcome. Thank you for agreeing to participate on this Committee. The first item on the agenda is the approval of the minutes of the December 15, 2008 meeting, and I'm sure we've all read our minutes and --

B. APPROVAL OF MINUTES OF THE DECEMBER 15, 2008 MEETING

Mr. Kawika Kaina: I'd like to make a motion to approve the minutes.

Ms. Lono: So Kawika Kaina motions to approve the minutes.

Ms. Kauai Kanakaole: I'll second.

Ms. Lono: Kauai Kanakaole seconds. Is there any discussion? Hearing none.

There being no discussion, the motion was put to a vote.

It has been moved by Mr. Kaina, seconded by Ms. Kanakaole, then unanimously

VOTED: to approve the minutes.

Ms. Lono: Okay, the minutes are approved unanimously.

Chairperson Lono read the following into the record:

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

- 1. MR. JEFFREY S. HUNT, Planning Director transmitting Council Resolution No. 08-92 containing the following bills relative to the Paani Mai Park Expansion Project at TMK: 1-4-006: 025 and 1-4-006: portion of 001, Hana, Island of Maui: (D. Dias)**
 - a. Community Plan Amendment for Parcel 1 from Multi-Family to Park (CPA 2008/0004)**
 - b. State Land Use District Boundary Amendment for Parcels 25 and portion of 1 from State Ag. District to State Urban District (DBA 2008/0003)**
 - c. Change in Zoning for Parcels 25 and portion of 1 from Interim District to PK-2 Park District (CIZ 2008/0005)**

Ms. Lono: At this time, do you -- you wanna give us a report?

Mr. Danny Diaz: Good afternoon, members of the Hana Advisory Committee. Danny Diaz from the Department of Planning. Okay, since we just had a site visit and it appears that a lot of people are fairly familiar with what the Department of Parks and Recreation is proposing, I'm just going to briefly go over the types of permits that is required for this project to go forward.

There's basically two different things going on. First, we have a Council Resolution that originated with the East Maui Councilmember, Bill Medeiros. That involves, as the Chair just said, a community plan amendment, a district boundary amendment, and a change in zoning, and most of those land use changes involve the expansion area of the park. Secondly, we have the special management area use permit that's also required for this project. Basically, these two -- these two different -- there's two different roads that these have to go along. The Council Resolution, it has to go to the Maui Planning Commission for their recommendation, and then the decision is finally made at the Maui County Council. The special management area use permit, your recommendation will then go to the Maui Planning Commission, and then the Maui Planning Commission will decide action on that. So with that, I think that fairly sums up the permitting processes that we have to go through and I'll let Mich come up and give more of a presentation ...(inaudible)...

Mr. Mich Hirano: Thank you, Danny. And good afternoon, Chair Lono and Committee members. My name is Mich Hirano, with Munekiyo & Hiraga, and our firm is the planning consulting firm on the project, and we did the environmental assessment for the project.

I'd just like to introduce the representatives from Parks & Recreation and the project team members who are in attendance today, and they will be available to answer any questions that the Committee members may have. We have Pat Matsui and Karla Peters from the Parks & Recreation. They're in the planning section. The project team is: Calvin Higuchi, he's the project architect; Ron Fukumoto is the project engineer; Russell Gushi is the landscape architect, and Erin Mukai is a planner with Munekiyo & Hiraga.

I'd like to just give, again, the Committee members and the audience just a bit of the orientation for the project and some of the background studies that we did during the environmental assessment for the project, and then Ron Fukumoto will, again, go over the -- sort of the physical terrain that is existing and how it will be modified to accommodate the project, and Calvin Higuchi will go over the site plan and some of the facilities and improvements that will be carried out in the park, and Russell Gushi will do the landscape architecture presentation in terms of the type of planting that will be carried out in the park to make it a beautiful park for the residents of Hana.

I'd like to just move the mike and go to the boards and just explain the area for the Committee. I'd just like to give the audience and commissioners -- Committee members just, again, a brief orientation to the park area. This is Hana Highway. The existing Pa`ani Mai Park is approximately one point -- just a little over one acre right now. It has a comfort station, a little play area, and some picnic benches, and there is a maintenance access to the park, a driveway off of Hana Highway, and there's a very limited sort of parking along the shoulder of Hana Highway to the park right now; probably accommodates -- I think we had about six cars there today and trucks or pickups and that was about at capacity. And the idea is to expand the park to the north and to the east, and this expansion area covers approximately two acres - 1.907 acres to be more precise - but approximately two acres that'll kind of wrap around the park. The access to the park will be through, again, it will -- you could access the park cause some of the improvements will be to widen the highway and provide more safer parking area along the highway, but the main access would be through Kauiki Drive and the extension of Noenoe Place, and there's an existing government road right-of-way, and that would be -- that would provide access into the park.

We had a public meeting when we did the environmental assessment in November of 2007 and, at that time, we had -- we received input on the plans for the park and as a result of that meeting, some modifications were made to the conceptual or the development plan, and I think Calvin, when he goes over the architectural side of the development, will explain that in more detail.

I just wanted to give some background to the park and the studies that were done to support the application before you this afternoon. There was an archaeological assessment done by Xamanex Researches and they did a survey of this area and they found three sites, three new sites, and one existing site that -- during their field survey.

There was a rock mound and terraces that was located in about this area, and as well the other site that they found was part of the old Hana Belt Road, and it was just on the extension area, right on the edge of the pavement. Their recommendation was that this area and these features and this site was heavily impacted during the agricultural area -- agricultural era and they recommended that documentation that was carried out during the survey was sufficient. And they also recommended, if possible, to preserve in place the archaeological features that were associated with the Hana Belt Road. And, again, archaeological monitoring during ground altering activity. So that will be carried out during the implementation of the project.

The other main assessment that was done was a traffic assessment. And when we were doing the environmental assessment, one thing that -- and we interviewed cultural people with some cultural knowledge in the area so that we were sensitive to any potential cultural impact, but during that interview, what really became apparent was that the existing conditions of Hana Road as you come around this very tight bend is -- is not a very safe condition, the roadway is very narrow, there's very little shoulder, so any development of the park would be a safety concern if there were a lot of people walking the road and this was the only access to the park - especially from a pedestrian standpoint with children and school children walking into the park. For that reason, it was decided to bring the access down into Kauiki Street and Noenoe Place, there was an existing government road, and this would be kind of the extension and provide the access and a driveway into the site. The traffic study indicated this park is planned for approximately -- a capacity of about 250 people, it may be doubtful whether and very rarely would there ever be that many people maybe using the park, but it will be a community facility, there will be access to and, you know, traffic in and out, but the traffic consultant determined that this intersection will still operate at a very good level of service. It's ranked about, in terms of level in service, there's kind of a qualitative assessment ranking from A, B, C, D, E, and F, with A being the best free-flowing conditions, and F being very congested conditions. With the park at full build out and he said that this would still operate at main times, and these are peak times, you know, the morning peak between 7 and 8, and the afternoon peak between 4:30 and 5:30, at at least B, so, you know, fairly still high level of service. There will be more traffic of course coming down into the park. We'll note that there is a sidewalk along Kauiki Street so, you know, I think that's also a safety feature with this park. There will be a sidewalk with the extension of the road, access road, into the park so, again, most of the students that will be coming or the children that will be playing in the park, cause there will be a skateboard park, probably will be coming through the subdivision and coming through the lower road and that would take people off the highway. So those are kind of the main concerns that were raised when we were doing the environmental assessment.

At the public meeting that we had in November, one of the comments, and this was from the woman or the lady who was living in corner, she came to the public meeting, and she was worried about people throwing litter and, you know, walking through, and the

Department of Parks and Recreation had agreed to build a fence along there, so that would kind of screen and protect her and maintain her privacy as we did that so --

Ms. Lono: Excuse me. I'd just like to acknowledge the presence of Rose Soon, she is here this meeting, and that's the lady you're talking about so --

Mr. Hirano: Rose, hi. Yes. So I know at the last meeting you mentioned that and so the Department of Parks and Recreation said that they will do that and they'll work with you to make sure that there will be as little impact to you as possible through this. So I'd like to just ask Ron to just go over the physical features. How the park will maybe be developed from a physical change, you know, in terms of preparing it for the architectural side.

Mr. Ron Fukumoto: Good afternoon. My name is Ron Fukumoto, with Ronald Fukumoto Engineering, and we're the civil engineering consultant for the project. As I had previously mentioned at our site visit, the existing park, as you know, is relatively flat. The slopes there are about 4 percent or so. And the proposed expansion of the park site also has some flat spots but there are also some steeper areas, in particular in this area here and also in this area, that go up to about 12 percent slope. The park -- the total park dimensions are approximately 400 feet by 300 feet. The lower end of the site is at elevation 94, which is at this end, and the high end is at elevation 126, so there's about a 32 feet drop across the entire park site. The average slope across the park site comes out to about 6 percent. Adjoining the park site is an existing gully, and the gully is between the subdivision and the park site. It runs right in here. At Hana Highway, there's an existing 24-inch culvert that runs under the highway and it runs into this natural gully area. At the proposed driveway access, which is the extension of the old government road, the drainage actually -- the drainage way flattens out and it just runs across that area now. The plan is to put in a culvert there to take the runoff under that proposed driveway and to allow it to continue across, below the driveway. And that pretty much sums up the physical features of this site.

Mr. Calvin Higuchi: Good afternoon. My name is Calvin Higuchi. I'm with Hiyakumoto & Higuchi Architects. We're the architects on the job. Just to re-orient you because I -- I did the plan in a different orientation from Ron, this is Hana Highway on this side, this is the existing park site, that's the one acre, and this is the other two acres that are expanding. So the property slopes from the highway down toward that side. So the existing entrance to the park is a paved area right in this area off of Hana Highway and it kind of dips down so, you know, like Mich was saying, it's kind of hard to come up the driveway and view the traffic coming towards you, so the idea is to move the entrance driveway down to Noenoe Place, and come on the old government road, and into a parking lot that's going to be paved with -- for 43 parking stalls. And then at the end of the parking lot, we'll have the restroom and picnic pavilion, which I'll show you later. So the whole idea is to terrace the park so that you have flatter areas than the average six percent that Ron was talking about.

So this is the existing area, which is pretty much going to stay graded as is, and we'll try and take that flatter area straight across into the expansion area towards the Kahului side along the highway. And then we'll have another terrace in this area, which is going to be an open play area, and that'll be also used for overflow parking, and we figure another 33 -- 35 cars that can fit in here. In addition, we'll have another terrace, which will be the parking area down here, and that area will come back into a little above the pavilion area, and this will be a amphitheater, which was suggested at the last public hearing. So we also have -- we're going to be putting in a eight-foot wide paved path that goes all the way around the park for walkers and joggers too, I guess, and we'll have the existing play area where the swing is be an enlarged play area for the younger kids and play structures and so forth. On the Kahului side, along the upper expansion area, we'll have a skateboard area that's about 5,000 square feet. And then spotted throughout the park we'll have picnic tables and picnic areas.

So this is a plan of the proposed restroom and pavilion building. It's 30 feet wide and 66 feet long. The restroom area is bigger than the existing restroom that's there now - probably about twice the size. The open pavilion is going to be 30 feet by 40 feet but we have 5-foot overhangs on the roof so it's actually covered area is more like 40 by 45. We'll also have a sink with a counter top and barbeque area. The basic materials will be concrete slab on grade with masonry walls. The masonry walls will be shadow block type, which is similar to the ones that are at the existing restroom. The roof will be corrugated metal. And that's about it. We have Russell Gushi here, who's our landscape architect.

Mr. Russell Gushi: Aloha, Committee members and residents of Hana. My name's Russell Gushi and I'm the project landscape architect. It's good to be back in Hana again. You know, I was standing back there and for those of you who maybe have missed what Calvin was talking about, this is not a pond. This is a children's play area so -- I'm going to be talking about the landscaping and, basically, what comprises the landscaping is just going to be mainly trees and grass, being that it's a park, and the concern about planting shrubs and smaller plant materials is that -- is the safety and security of the park. And what you want in a park, if I'm not mistaken, and Maui Police Department can verify this, is that you wanna be able to have people driving by the park to be able to look into the park and monitor the activities so, to make sure it's safe, there's no, you know, bad stuff going on in the park so there weren't be any shrubs along the highway side to screen out the park, nor will there be any shrubs along this side so that if people, as they're driving by or coming into the park, they can see the activity as -- and what's going on inside of the park. The attempt will be to try and save the large trees that are in the existing park and identify some of the more significant trees in the open expanded areas and see if we can incorporate that into the park. As far as the other trees, we'll be using trees to identify some of the activity areas, such as the skate park, the children's play area, the open lawn areas, and then shade trees for the parking lot. The use -- the types of trees we're going to be looking at will be the use of Hawaiian native trees wherever we can; some areas where we're wanting

to use larger trees then we're just going to probably use something like monkeypods or something like that but, again, the intent here is to use as much native plants as possible. There won't be any irrigation system. We believe that the amount of rainfall that you get here in Hana would be adequate and I think it's evident by what you can see in the park right now that the grass is doing pretty good, the plants are doing good so, initially, there might be a temporary irrigation system but for the overall park, there won't be a permanent irrigation system. And that's about it for the landscape.

Mr. Hirano: Thank you, Russell. I'd just like to just summarize the entitlements that we're being requested by the Department of Parks and Recreation and that has been initiated by Councilmember Bill Medeiros. The existing park, and for such a small piece of property, you're getting all the entitlements, yeah. It's really everything. The existing park is in the agriculture district, State Land Use Agricultural District, as well as the expansion area, so the first entitlement will be a district boundary amendment to change the designation, land use designation from agricultural to urban so that the park can be developed. The community plan, cause we have three levels of jurisdiction, the community plan for the property, the existing park is designated as a park in the Hana Community Plan. This expansion area is designated multi-family in the community plan, so in order to get consistency with the community plan, this community plan amendment is being requested to change the planning land use designation from multi-family to park so that this will be park and the smaller existing piece will be park. And then finally, because there was that inconsistency between community plan and land use, this zoning was interim for both parcels and the change in zoning application is to change the zoning of these two parcels from interim to PK-2, and that's -- PK-2 is more of a neighborhood park and the activities will be allowed in this area. The subdivision application will be -- has been initiated and so that this piece will be subdivided and then - from the larger parcel - and then consolidated into one piece when it's finished. And it's within the SMA so it had to have the SMA. So you got all the bells and whistles on this. So thank you. So we're available to answer any questions that you may have.

Ms. Lono: Okay, at this time, I'd like to open for public testimony. So if there's anyone who would like to speak, please sign in with Suzie and then come up to the microphone and state your name and if you're speaking on behalf of yourself or an organization and let us know what you have to say. Okay, so you could just come up and say your name. You don't need to go see Suzie.

1) Public Hearing on the 3 land use entitlements, and Item C.2.a. Public Hearing (on the special management area use permit)

Ms. Rose Soon: My name is Rose K. Soon. I'm formally from Kaupo, Maui, and I'm here as the private individual testifying. Now I'm not against the park, the expansion, so I am

very, very concerned about the safety issues which -- that book never really said anything about -- the book that I read, so I just wanted to tell you about the situation at Kauiki and Noenoe.

I have lived there for 23 years and I live in a two-story house so that I can see everything that goes on, everything you do. Alright, so -- so my major concerns are traffic, safety, noise, and emission pollution. Remember, I lived in California for 40 years and I know about that. I come from the school that believes everything is interrelated. In other words, the expansion and its access affect us all. I come from my first career as a teacher of young children and I'm always tuned in to the presence of children on our streets, therefore, safety for our kamali'i rides high with me. Perhaps you too have experienced sitting quietly by a hospital bed while their children recuperate from a traffic accident. I have observed two youngsters on bikes and a child across the street hit by cars. I have heard the excruciating loud howls from a couple of dying dogs. We have speeding vehicles which seem not to be aware of being in a residential area. Our hill attracts children from other streets who love to race their skates, bikes, skateboards, trikes, scooters, and whatever is the popular equipment of the day. I've witnessed children falling off their equipment. With the exception of bikes and -- all other equipment are unable to break should the situation require. I make it a point to stop the races - the kill joy. As to the noise pollution, now we have three generations in many households - thus, more cars, drivers. A good share of cars seems to need noise and emission adjustments. There are days when my front windows need to be closed. The vog also increases the pollution. Added to the vehicle noise is the increase in garden and construction equipment. We like to keep our places neat. Manufacturers have not yet turned down the decibels.

The corner of Kauiki and Noenoe is a convenient turnaround area for many, many of our vehicles. It's a good place to turn your cars around. One more page and I'm through. Nervous. The corner of Hana Highway and Kauiki can be considered a dangerous intersection. The visibility at night is poor and when cars are parked on the hotel side of the street, we drive into the left lane down on Kauiki. When cars are parked on both sides of the street, cars going up the hill must stop in order to allow the downhill cars drive through and vise-versa. It causes more emission pollution and congestion. When turning left on Hana Highway from Kauiki towards the hotel, the curb at Pa`ani Mai, this curbside, is a blind one and cars sail very swiftly around it. Cutting down much of the foliage provide a better and safer situation.

As to the stream, we are able to hear the flow of water down towards the ocean when it runs. Once during a heavy downpour, two boys were floating with the current on their mini boards. I have seen groups of children play at the edge where the water falls down into the rocky stream right by Russell's house. I purposely have plantings behind the walls to protect the wall. Still, with heavy rains, somehow the water runs alongside the wall in my yard.

Attached is a count of cars I made on January 12, 14, and 18 of this year. I also made a count in 1989 when Rosewood wanted to have houses in the Pa`ani Mai area. And then I did it in December 2007 when I heard about this plan.

I do not imply that all conditions occur every minute of the day but the changes have been slowly creeping on us. I drive through Kahului Dream City and have seen its slow deterioration. I think I want more of the Hana I knew in 1937, when I first visited it. It is sad that some of our so-called "American way" has taken over a few areas of our lives, you know, the speeding and all that.

So on Monday, January 12, I counted cars from 7 in the morning till 8 at night.

Ms. Lono: ...(inaudible)...

Ms. Soon: Okay. Yeah, alright. Alright. On Monday, I counted cars between 7 in the morning till 8 at night and the total was 346. On Wednesday, January 14, I did the same thing, 7 a.m. till 8 p.m., there were a total of 404 cars. And on Sunday, 18 January, from 7 a.m. to 8 a.m., there were 269 cars. I did not include the cars that are above my house, and there are about 8 of them, and I did not include the cars on Noenoe that go down around the lower Kauiki. So mahalo. Aloha.

Ms. Lono: Does anyone have any questions for Rose? Okay, hearing none. Is there anyone else who would like to testify at this time? Wow. Okay, Committee members, I open for discussion.

Ms. Lono: The first question I would like to ask is the -- the estimated cost of building the park. Is there a -- an estimate?

Mr. Hirano: The estimated cost for the park is 2.4 million dollars.

Ms. Lono: And the bulk of that is for what?

Mr. Hirano: Well, it'll be for grading, site preparation, building the roadway, driveway into the park, and the drainage improvement's culvert, and then, of course, the building of the facility, the parking area.

Ms. Lono: The bulk of -- the bulk is the grading and site prep --

Mr. Hirano: Site prep.

Ms. Lono: And the road, doing the road?

Mr. Hirano: Think that would be the bulk of it.

Ms. Lono: Do you have any kind of a estimate of a structure itself? Calvin? I'll ask Calvin to --

Mr. Higuchi: The restrooms --

Ms. Lono: I can't hear you.

Mr. Higuchi: The restrooms that we've been working on with the Parks Department have been running close to a quarter million dollars and this is a bigger facility so it'll probably be, and this is in Hana, so it's probably going to be more like four or five hundred thousand.

Ms. Lono: Yeah. You know in this new age of trying to do things differently and build green and so on and so forth, I was wondering if any consideration was given to the possibility of doing something other than an asphalt parking lot, like perhaps grass block or something like that that would be more practical for drainage purposes as well as just having that asphalt all over the place that kinda makes everything get really hot and seems very impractical? So I wanted to know if there was any consideration given to any alternatives?

Mr. Fukumoto: There are alternatives as far as paving. We have been looking at alternatives for asphalt paving for other projects. The difficulty is that many of the paving companies really haven't perfected or haven't started doing that type of work. You definitely can put in grass block, however, the cost would be greater than a regular asphalt parking lot.

Ms. Lono: Do you know how much greater?

Mr. Fukumoto: In terms of cost, I would guess maybe one-and-a-half times as much. The reason for that is that you have to still construct a base and then on top of that, you would place your let's say a concrete type of block system and that requires quite a bit of work in terms of, you know, labor and materials as well. So it is a more expensive type of paving system.

Ms. Lono: Do you think that using a grass block system rather than an asphalt system would affect the overall drainage plan, like rather than having all that water collecting with the asphalt, and having that volume, it would perk, you know, down into the soil and might require less drainage?

Mr. Fukumoto: Yeah, definitely if you go to like a grass block system, there's going to be some drainage benefits to it. What we have planned right now is you have a regular asphalt parking lot and below that we have a system where we have perforated pipes and the pipes are covered with gravel and that's the disposal system that's being planned now. With let's

say a grass block system, you could probably reduce the amount of drainage -- buried drainage pipe that is being put in, but there still is going to be an increase in, you know, actual runoff produced on the site because of your building, your roof areas, you have your paved walkways throughout the park site, so, yeah, definitely there is going to be an increase.

Ms. Lono: Yeah, I understand that. I just was wondering about the driveway, the impact on the driveway, and I don't know, you know, all of the options that might be available, but are there other options besides grass block that might be able to be considered as oppose to the asphalt?

Mr. Fukumoto: There's what is called "porous pavement" and that is more of a like a regular concrete type of product. And again, there hasn't really been a lot of, you know, this stuff or installation being put in, and I think there is a -- there's a cost factor. The costs are probably higher than the typical pavement that you're putting in. And also there's the potential for added maintenance because now that, let's say for example grass block, it would have to be maintained. There might be a time when -- well, you have to mow the grass, number one, there might be a time when the grass block system becomes really plugged up with dirt and sediments and possibly it has to be reworked somehow, maybe the blocks have to be taken out, so there's -- there's kind of a balancing thing. There's maybe added maintenance but maybe drainage benefits, and maybe initial costs are higher, so it's kind of a trade-off now.

Mr. Hirano: Chair Lono, I know it hasn't been decided yet whether the parking area will be lit but the -- if so, the County Department of Parks and Recreation will be looking at solar lighting for that so that -- that is kind of a green design feature.

Ms. Lono: Great. Will there be any solar in the existing -- in the structure as it is cause you have, I'm assuming, you have electrical and all of that in the structure?

Mr. Hirano: There will be some electrical outlets. I'll Calvin just comment on that.

Mr. Higuchi: What was the question again?

Ms. Lono: Is there any solar being planned for the existing structures, using solar rather than just total on the grid electric?

Mr. Higuchi: Well, there's not that much power that we need for this building actually because it's going to be used during the day, we have skylights in there so we don't need lights during the day, and there's no water heaters.

Ms. Lono: Oh, so there's not going to be any hot water for the bathrooms or in the sink or anything?

Mr. Higuchi: Normally we don't.

Ms. Lono: Okay.

Mr. Higuch: And -- yeah.

Ms. Lono: So it would require a very small solar system rather than on the grid electric perhaps. Yeah, Rose?

Ms. Soon: Grading the culvert that you're talking about ...(inaudible)...

Ms. Lono: Could you step up to the microphone please so we can get your question? This is a little bit out of order but if she has a question, I'd like to --

Ms. Soon: Yes, they're talking about a culvert for that drainage next to my house. How you're going to gather water from up there into the culvert? Where's the culvert going to be? The water comes from way far up. How are you going to gather it and go into that puka? Am I glad to do it?

Mr. Fukumoto; No, no. Our plan, as far as putting in a culvert, involves doing some -- well, actually, the grading would involve maybe filling slightly where the existing crossing is now. Right now what happens is the drainage just flows over that grassy area and then it drops over the side. Our plan is to do some filling in that area and also to excavate down on the upstream side of that driveway so that we can create a hold there, and we would start our culverts there and run it under the proposed driveway area and have the ends of the culvert on the downstream side.

Ms. Soon: How long is the culvert?

Ms. Lono: How long is the culvert is the question.

Mr. Fukumoto: The length would probably be about say 30 to 40 feet long. The existing right-of-way is about 25 feet so we probably have to extend it because the ground would slope beyond the driveway.

Ms. Lono: And then I had a question for Russell. For the parking lot area, what kind of trees are you considering for shade trees for the parking lot?

Mr. Gushi: Right now we're looking at it more conceptually but something like hao, h-a-o, not h-a-u, hau, or alahe`e, and these would be Hawaiian native trees. Again, we need to do a little bit more research to see what will really do well in Hana because it's a totally different environment from what I'm used to.

Ms. Lono: Yeah.

Mr. Gushi: But that's, right now, what we're thinking about.

Ms. Lono: Yeah, cause I noticed with a lot of parking lots the trees that are put in are great but then their root systems, you know, get in and tear up the asphalt and so on and so forth and cause other problems so, you know --

Mr. Gushi: These are considered medium size trees. They're not large trees and not aggressive root systems. But the native tree, native -- Hawaiian native trees they're somewhat slower growing so --

Ms. Lono: Okay. Thank you. Questions by any of the other members? Rose Soon.

Ms. Soon: Yes, I'm very concerned. I gather that it is a safety issue too and I wonder if the Police Department is involved in this, like having a 20-mile, if this road goes through, having a 20-mile limit on the Kauiki cause people really do speed and what about that turnaround at the end of my property there where everybody turns around? Will the police -- maybe the Police Department would be involved?

Ms. Lono: Well isn't the speed limit in there already?

Mr. Dennis Clifton: The speed limit is ...(inaudible)...

Ms. Soon: Is it posted?

Mr. Clifton: ...(inaudible)...

Ms. Lono: And if it's not, you know, that's standard -- that is standard so we, as drivers with drivers licenses, we are supposed to know that.

Ms. Soon: Well, we do have tourists coming down the street. So they have 20 miles in front of the Hotel Hana Maui but I think we should have 20 on ours too.

Ms. Lono: That's a good point.

Mr. Hirano: I think to respond to Rose's concern, if the speed limit isn't posted at 20 miles an hour, because it is a County road, the Parks and Recreation can coordinate with Public Works to see if a sign, a speed sign, can be posted in the subdivision and signage that children are playing and slow down.

Ms. Lono: Yeah, that's a great suggestion. Thank you, Rose. Committee members, anybody else have a question at this point? Okay, Kauai?

Ms. Kanakaole: Was there any other consideration to look at another, besides the entrance that -- of the -- through Noenoe and Kauiki, and the top, Hana Highway, was there any consideration to another entrance to the park besides through the subdivision?

Mr. Hirano: I think your only -- the only other entrance would be from Hana Highway, existing, and the existing driveway or, you know, in the expansion area somewhere. As you can see though, when we were on the site, there is a bit of a elevation change between the existing Hana Highway and then it drops down quite high -- quite steeply, and as well it's a very narrow portion of the Hana Highway so the turning movements would be somewhat restricting. I think that that was a bit of a concern as well as the site distance around the corner so those factors -- and it still keeps them, the children, on the road as the main access point into the -- into the park. Another, which is secondary, but a lot of -- during the environmental assessment when we did the cultural assessment, some of the cultural representatives felt that, you know, they wanted this park, it's a PK -- a community park and they wanted it to be more community as opposed to having it frequented by the tour buses that come, and they wanted to try and keep it separate, and I think by bringing the driveway from Kauiki Place kind of achieves that so that there's limited access off the highway. Those were some of the concerns; some of the, I guess, the thought process that went into the design.

Ms. Lono: What about considering access off of Uakea Road cause that property actually does go all the way down to Uakea Road, correct? Cause I was actually thinking that, you know, might be a possibility for a one-way access maybe coming in from Uakea Road and going out Kauiki or vice-versa that, you know, that might be an option to look at. I know it would certainly impact the cost of the project having to do another road but was anything looked at as far as access from Uakea Road?

Mr. Hirano: No, we didn't look that far. I think it was a cost prohibitive kind of option.

Ms. Kanakaole: Is that the -- is Uakea Road the down road?

Ms. Lono: The lower road.

Ms. Kanakaole: Yeah. That's what I was thinking too. I mean looking at that old government road and how could it connect to Uakea Road. Just -- that would kind of address some of the concerns of the subdivision people and the traffic having two ways to get in.

Ms. Lono: Any other questions or discussion?

Mr. Shane Sinenci: Yeah, I think Rose had raised some important suggestions. I know all the kids are all excited about this park. We don't wanna -- they've been waiting for couple years so they're looking forward to the park, but Rose raised some important questions. Our subdivision is kinda congested already as it is. I agree that we should kinda keep it private and not right on the -- on the main road. Tourist companies always stop there already. They use the restrooms. So kinda keeping it tucked away and down below, you wouldn't be able to really see all that concrete and kinda the gulch. But, yeah, I don't know about the -- it just seemed that -- was this property acquired from the Ranch?

Ms. Lono: Donated.

Mr. Sinenci: Donated from the Ranch?

Mr. Hirano: Yes, it still belongs to the Ranch. It's still owned by the Ranch. But the subdivision process is going through and the Ranch has committed to, you know, convey the property to the County for the park.

Mr. Sinenci: It just seemed, design wise, it just seemed like looking at that, the bottom one, that whole drainage system goes all the way down from the up road to the down road and already that whole piece is like a natural belt or it's a drainage area where the river is running so it goes all the way down. I thought it just made more sense if the park just kinda took on along side that whole drainage stream bed so you kinda take on some of the natural aspects of that -- the drainage and the river bed and the park is all along that -- the stream bed. That would bring access from both -- both roads, from both the down road or up road, access would be maybe from the top and the bottom, so instead of having that piece that comes out here, yeah, the whole -- the whole park just takes on along that river bed all the way to the down road. The old government road maybe that could just be a pedestrian access since most of the kids are coming from the subdivision. They could still access the park just as a pedestrian bridge or something. But, I don't know, having -- another idea is that top road is really limiting for us. We use that road a lot, the up road, and so if we were going to do any, I just thinking in the future, if we could somehow just upgrade that whole stretch of road up there. There is no walkway. People walk on the top road. There's no sidewalk. I would invest money into actually just upgrading that whole up road so that get more room, for one, and get walkway on that whole road, I mean cause even that road is real limiting for us, that whole top road. I was -- just some things I was --

Ms. Lono: So it sounds like the major concern has to do with the traffic flow, if there's any concern at all, that it's relative to that, traffic flow. And in considering that, I was just trying to visualize what kind of the use the park is actually going to get on a daily basis, you know, who's going to go there, and where are they going to come from, and I see it more as a park where the kids are probably going to walk from the subdivision so having an access through the subdivision is really important. I mean right now the only access to the park is on Hana

Highway and, as you can see, it is very dangerous just us walking there today, you know. I felt like I was taking my life in my hands. So it's critical that there be an access through the subdivision. I kinda don't, you know, maybe Rose can correct me if I'm wrong, but I just don't see it being something where there's going to be a lot of cars going in and out all day long, especially during the school year when the kids are all in school and, you know, that it's daily flow isn't going to be that critical but maybe for special gatherings, you know, a birthday party on a Saturday at noon and stuff like that, that those would be the times when you would have excessive traffic flow, and how often that would be, you know, who really knows? Because this is called a "day park," as I understand it, so the gates would be closed at 7:00 in the evening and be closed all night until 8:00 in the morning. So as far as evening goes, you know, it's not going to be open. I don't know if they're planning on having it be open for special -- like you could schedule it to have a luau on a Saturday night, graduation luau or whatever, if they're going to use that as an option. Stanley, do you have any idea if that's a possibility that they're going to use that park -- if we'll be able to schedule it to use it for an evening event, evening community event or a concert or -- will be in the park or --

Mr. Stanley Akoi: I would think so with the limited facility we have for the uses of the general public and you put a pavilion there with an open space where they can put in the extension, I'm sure they're going to utilize the place for parties. While up here, I heard the concerns from Rose, and it might be a possibility to shed some light in your concerns. You mentioned a child got hit by a car. Maybe installing speed bumps in and out of that parking area. I never heard that mentioned - speed bumps. And maybe even coming down Kauiki and that might create the help of Rose's concerns.

Ms. Lono: That's a great suggestion. Thank you, Stanley.

Mr. Dennis Clifton: Yeah, I just wanna address one of the other concerns too. Right now, we allow a lot of the kids to operate their skateboards --

Ms. Lono: Could you say your name?

Mr. Clifton: Dennis Clifton, Maui Police Department. Right now we allow a lot of the kids to skate, like down by the old school, because we understand that there's no sidewalk; there's nowhere for them to go. Once the skateboard park is built and that's in operation, the skating up and down the roads is going to be cut out completely. We'll, you know, we'll be enforcing that a lot stronger just because now they -- once they have a place to go, then they don't need to be on the roads anymore.

Ms. Lono: So you're saying that this is important to the community to have this skate park to get the kids off the street?

Mr. Clifton: Absolutely.

Ms. Lono: Yeah.

Mr. Clifton: Absolutely.

Ms. Lono: Okay, mahalo. Is there any fencing planned?

Mr. Hirano: That's a good question. Pat Matsui?

Mr. Pat Matsui: For our parks we normally put fencing. We need to control access --

Ms. Lono: Right.

Mr. Matsui: People coming in and out. Even cars, they go into the grass do wheelies and destroy the grass, so it's a normal part of our planning.

Ms. Lono: My concern with fencing is that the type of fencing that gets put up. A lot of times, you know, that galvanized chainlink, you know, the -- I think it is chainlink fence or whatever is put up and that stuff last about two months and then it starts to -- it gets all rusty and it starts to look really, really horrible. If you look along, you know, Hana Bay, the road that comes up from Hana Bay, I always forget the name of that road. What is that road right there? Keawe Place. You know, that fencing just looks awful. So having an appropriate fencing that's going last. If it has to be that kind, maybe that coated, you know, the plastic coated or something like that just to really make it last cause, otherwise, it looks great for, you know, a month or two and then it's pau already. So if consideration could be given to that in the design that, you know, something that will last could be used there would be appreciated. Thank you. Any -- any other question or comments by the Committee members?

Mr. Kaina: I actually have a suggestion and I actually wanna go up to the board and show it just to see if this was taken into consideration. Okay, it seems like the main concern is the traffic that'll be going through the subdivision right down here and then -- now my whole thought is that what if we take this parking and put it up here and move the park stuff down, make it a one-way entrance in and a one-way entrance out, which makes it a little bit safer, and just a pedestrian entrance down here for the -- for the subdivision. And the thought process behind that is that majority of the people from the subdivision won't be driving in. They'll just be walking in cause they live right there. This -- if the entrance is coming in this way, then everyone is flowing out inbound this way, which eliminates that safety hazard. They're not having to turn into traffic. And then we won't have to worry about all the cars coming through there because I don't think Russell's going to appreciate so much cars going through that place either. But that's the only other alternative I can see for the parking. Did anybody put that into consideration or -- kinda like Plan B?

Mr. Hirano: Again, I think we still have the -- you know, there is quite a grade difference coming into this. The concern would be to make the left, as you're coming into Hana, and left here because there's such a -- you know, this is where there's little limited site distance, you know. So even if it was going in here, going out, we need to try and provide two-way, you know, egress and ingress for that.

Ms. Lono: But if you go in -- if you could go in --

Mr. Hirano: And then come out this way?

Ms. Lono: Yes.

Mr. Hirano: That's still -- if you're traveling down this way going into the park, you'd have to go and turn around.

Ms. Lono: Yeah, you'd have to make a plan to go in other way, which is not that big of a deal. That's something to think about. That does kind of -- doesn't address the issue of the tour vans and stuff and having everything right along the road, so on and so forth but --

Mr. Kaina: But then considering that it's for public use, I mean we can't really cut out the tour vans from using it for the general public.

Mr. Sinenci: How about a big berm so they don't see the --

Ms. Lono: Yes, ma'am.

Mr. Terese Churchill: ... (inaudible)... going out of order.

Ms. Lono: Could you come up? I kinda -- as long as we don't really take a huge amount of time, I run the meeting really open.

Ms. Churchill: Very, very briefly. My name is Terese Churchill. I also live on Noenoe Place and agree with so many of Aunty Rose's concerns but my biggest concern is an entrance off Hana Highway. I cannot tell you, in the last four years, how many times I have almost been hit by passing traffic. I have almost had my door taken off. I mean you've got two blind curves on each side of that park and -- and people do go down very rapidly, and tourists are reading maps, and they're taking pictures of cows and chickens, and they're doing everything but looking at the traffic in front of the. It's dangerous, dangerous, dangerous. And unless you put almost a second or third land on the park side where cars can pull out of the traffic to safely turn in, that's not going to work. And then, again, I understand it's a public park, but we're going back to the problem of the tour buses parking there and taking up that safety lane, you know, putting people who are trying to use the park, again, back in peril. And I --

I have a handicap. I can't walk to the park even though I live right down the street on Noenoe. I have to drive to the park if I want to enjoy it. So, you know, the pedestrian access, yes, that's a good idea too. That also, you know, should be a consideration, however, some alternate means to bring vehicular traffic in from someplace other than Hana Highway is critical because if you limit the access to only a place that has already been designated as a dangerous entry, you're looking at some serious liability for the County.

Ms. Lono: Thank you.

Ms. Churchill: Thank you, madam.

Ms. Lono: Committee members, anything else? Yes, sir?

Mr. Higuchi: Yeah, one of the things that I'm -- I was thinking of was the old government road is County right-of-way and it's too narrow right now actually, but if you wanna try and limit the traffic that's coming through there, you might wanna consider pushing for the Public Works Department whoever to extend that over to Uakea or wherever that goes in the future.

Ms. Lono: I'm not clear what you -- oh, I see. Okay. So connect it down to Hana Highway --

Mr. Higuchi: Yeah.

Ms. Lono: Somewhere -- or Uakea.

Mr. Higuchi: Just a suggestion.

Ms. Lono: Yeah, well you could come out anywhere along there, yeah. I mean you could -- okay. That's something to think about. The -- I guess one of the concerns that I have is, you know, we've been waiting for this park for so long and this is -- this is from the kids at the school, they brought to the meeting, you know, last meeting that we had with Councilman Medeiros, and these are some of the concerns they had, but I can say that, you know, a good 50 percent of this is about when? When? We've been waiting, and waiting, and waiting. So whatever can be done, of course, to expedite it and to not put -- I mean we don't wanna build something that's not safe and not practical and all of that, but whatever can be done to expedite the actual getting the thing moving even if we did it in phases or something so these kids can have their skate park and get them off the streets and so on and so forth, so that's the only other thing that I wanted to say was timing and I know, you know, the budget isn't in really great condition at this point in time, but we've had the money in the budget for this in the past, or portions of it, and for studies and so on and so forth, so that's all been done so we're well on our way to actually making it happen sometime soon - once we get through all of these. So whatever we can do to make it be a project that can be done in a timely manner. Okay, so I will close the public hearing portion of the meeting and I would

like to take a break for, you know, about five minutes and then we'll come back and discuss and make our recommendations. Okay?

(A recess was called at 5:13 p.m., and the meeting reconvened at 5:25 p.m.)

Ms. Lono: Okay, I call the meeting back to order and Danny Dias, from the County Planning Department, is going to present the Planning Department Recommendations.

2) Action on the 3 land use entitlements

Mr. Dias: Thank you, Chair. First, I'll do the recommendation for the Council Resolution. The Maui Planning Department recommends that the Hana Advisory Committee recommend approval of Resolution No. 08-92 in order to change the community plan from multi-family use to park; change the State district boundary from agriculture to urban; and change the County zoning from interim to PK-2 Park for the expansion area of the Pa`ani Mai Park. And in consideration of the foregoing, the Planning Department recommends that the -- ok, sorry about that. I should not have read that.

Ms. Lono: Okay, the recommendations?

Mr. Dias: That was the recommendation for the Council Resolution.

Ms. Lono: Okay, which one are you looking at?

Mr. Dias: I'm looking at -- there's two recommendations: one is for the Council Resolution --

Ms. Lono: Oh, here it is.

Mr. Dias: If you look at the docket number on the first page there's -- yeah.

Ms. Lono: I got it now.

Mr. Dias: Okay. So that's a really short recommendation - just one paragraph.

Ms. Lono: Okay, Committee members. So would someone like to make a motion? Mr. Jeffrey S. Hunt, AIC -- the Director of Planning transmitting Council Resolution. So I would entertain a motion to recommend adoption of the Council Resolution as submitted.

Mr. Sinenci: Okay, I make a motion that we change the zoning for parcels 25 and a portion of 1 from interim district to PK-2 park district.

Ms. Lono: Is there a second to the motion?

Ms. Kanakaole: I'll second.

Ms. Lono: Okay, Kauai seconded the motion. Any further discussion on County Resolution No. 08-02? Seeing none.

There being no further discussion, the motion was put to a vote.

It has been moved by Mr. Sinenci, seconded by Ms. Kanakaole, then

VOTED: to change the zoning for parcels 25 and a portion of 1 from interim district to PK-2 park district.

***(Assenting: S. Sinenci; K. Kaina; K. Kanakaole; M. Tau`a)
(Excused: L. Cosma; T. Kahula)***

Ms. Lono: Okay, motion carries. Yay team. Okay.

- 2. MS. TAMARA HORCAJO, Director, DEPARTMENT OF PARKS AND RECREATION requesting a Special Management Area Use Permit for the Paani Mai Park Expansion project consisting of the construction of a restroom and pavilion building, picnic areas, skateboard area, and related onsite and offsite improvements at TMK: 1-4-006: 025 and 1-4-006: portion of 001, Hana, Island of Maui (SM1 2008/0010) (D. Dias)**

b. Action

Mr. Dias: Okay, now for the special management area permit, the Maui Planning Department recommends that the Hana Advisory Committee recommend approval of the SMA permit when the matter comes before the Maui Planning Commission subject 13 standard conditions and I believe 8 project specific conditions, right now there's 6, but given the discussion this afternoon, the department recommends that someone make a motion to add the following two conditions, which would be -- which would then become Condition No. 21 and Condition No. 22. Condition No. 21 shall read: That the Department of Parks and Recreation discuss the possibility of installing speed bumps along with appropriate signage along the roads within the subdivision adjacent to Pa`ani Mai Park with the Department of Public Works.

Ms. Lono: Kauiki Street.

Mr. Dias: Kauiki Street. Okay. So that would be Condition No. 21.

Ms. Lono: Let's just take that one first.

Mr. Dias: Okay.

Ms. Lono: Okay? And did everybody look at the existing recommendations that are here and everybody's comfortable with all of that? Okay. So in addition to those, would someone like to make a motion to add Recommendation No. 21 regarding speed bumps and signage?

Ms. Kanakaole: I'd like to make a motion to add No. 21 to add speed bumps and signage.

Mr. Kaina: I second that motion.

Ms. Lono: Okay, so Kauai moved, Kawika seconded. Any further discussion on that? Just making it clear that it is Kauiki Street, that's most important in that, and along Hana Highway at that area, if necessary, for that to be looked at. Okay, any further discussion?

There being no further discussion, the motion was put to a vote.

It has been moved by Ms. Kanakaole, seconded by Mr. Kaina, then

VOTED: to add Condition No. 21 that would read: That the Department of Parks and Recreation discuss the possibility of installing speed bumps along with appropriate signage along Kauiki Street within the subdivision adjacent to Pa`ani Mai Park, and along Hana Highway, if necessary, with the Department of Public Works.

(Assenting: S. Sinenci; K. Kaina; K. Kanakaole; M. Tau`a)

(Excused: L. Cosma; T. Kahula)

Ms. Lono: Okay, motion carries. Okay.

Mr. Dias: Okay, and Condition No. 22 would read that the Department of Parks and Recreation consider using fence material other than standard galvanize fencing in order to increase durability - something along those lines.

Ms. Lono: Okay.

Ms. Kanakaole: I'd like to make a -- add to -- I guess Condition No. 22 to use fencing material other than galvanize chainlink fence.

Ms. Lono: Okay. Second to the motion?

Mr. Sinenci: I'll second that motion.

Ms. Lono: Shane seconds the motion. Any further discussion on that?

There being no further discussion, the motion was put to a vote.

It has been moved by Ms. Kanakaole, seconded by Mr. Sinenci, then

VOTED: to add Condition No. 22 that would read: That the Department of Parks and Recreation consider using fence material other than standard galvanize chainlink fencing in order to increase durability.

***(Assenting: S. Sinenci; K. Kaina; K. Kanakaole; M. Tau`a)
(Excused: L. Cosma; T. Kahula)***

Ms. Lono: Motion carries unanimously. I would like to propose that someone make a motion for the department to look at alternatives to the asphalt parking lot that some sort of grass block or more natural parking lot be considered. Would anyone like to make that motion?

Ms. Kanakaole: I'd like to make a motion to add, which would be No. 23, Condition No. 23, to look into using another type of material instead of asphalt for the parking lot area.

Ms. Lono: Okay, anyone wanna second that motion? Aunty, okay. Marilyn seconds the motion. Any further discussion?

There being no further discussion, the motion was put to a vote.

It has been moved by Ms. Kanakaole, seconded by Ms. Tau`a, then

VOTED: to add Condition No. 23 that would read: That the Department of Parks and Recreation look into using another type of material instead of asphalt for the parking lot area.

***(Assenting: S. Sinenci; K. Kaina; K. Kanakaole; M. Tau`a)
(Excused: L. Cosma; T. Kahula)***

Ms. Lono: Motion carries unanimously. The only other thing that I think we might want to address is talking about looking at all of the other options of ingress and egress to the park and from the park so if those could be looked at a little more clearly and try to assess

whether there may be a safer option for ingress and egress. Just look at other considerations. So if anybody would like to make that motion?

Ms. Kanakaole: I think Kawika was. Yeah, Kawika?

Ms. Lono: Okay. They're formulating a motion. Yeah, just for them to look at other -- other ingress and egress to the park and from the park. Yeah, entrance and exit.

Mr. Sinenci: Okay, I'd like to make a motion that the government road that is at the bottom of the park or on the north end that runs along the parking area be developed with curb and asphalt and ends at the -- the Kahului side of the park. So it looks like, this bottom part, the old government road, that that be developed as part of the entrance into the park, that entire stretch of road with the possibility that if any future development occurs around the park, that government road would extend down to Uakea and the possibility of closing vehicular access from Noenoe Place be reviewed.

Mr. Kawika: You guys understood that one?

Mr. Sinenci: Did that make any sense?

Ms. Lono: Okay, is the Committee clear on what he's saying? Aunty, you get'em? Could you go up to the map and show her exactly what you're talking about and use the microphone? Could you use the microphone, Shane? Sorry. Suzie's really picky about this.

Mr. Sinenci: Okay, if we can go ahead and just develop this road instead of having here, maybe incorporate this as an entrance and an exit here so that we develop this entire road, and this is just looking ahead to the future cause this is why we wanna kinda expedite this in hopes that there may be future development around and then that way we can eventually, hopefully, close vehicular access from Noenoe and open up government road for -- for other access from either Uakea Road or Hana Highway.

Ms. Lono: Would you mind just adding to that or any other alternative options that could be considered? That they look at any other alternative options besides that that could be considered?

Mr. Sinenci: Right. But I think we'll feel happier if, in okaying this project, if this was developed. It kinda points us to the next step in this -- this whole project.

Ms. Lono: Okay. Okay, and somebody wanna second that?

Ms. Kanakaole: I'll second that.

Ms. Lono: Okay, Shane moves and Kauai seconds that motion. Any further discussion on that?

There being no further discussion, the motion was put to a vote.

It has been moved by Mr. Sinenci, seconded by Ms. Kanakaole, then

VOTED: that Condition No. 24 be added to read: That the government road that is at the bottom of the park or on the north end that runs along the parking area be developed with curb and asphalt and end at the Kahului side of the park, that entire stretch of road, with the possibility that if any future development occurs around the park, that government road would extend down to Uakea and the possibility of closing vehicular access from Noenoe Place be reviewed, or that any other alternative options be considered.

(Assenting: S. Sinenci; K. Kaina; K. Kanakaole; M. Tau`a)

(Excused: L. Cosma; T. Kahula)

Ms. Lono: Motion carried unanimously. Anything else that we can think of that we should address now? Okay, so we can entertain a motion to recommend -- oh, you get one more? Wait, we're not done with this one. To adopt or recommend approval of the planning committee's recommendation on the SMA permit for Pa`ani Mai Park, TMK: 1-4-006:025 and a portion of parcel 001 with the conditions from the Planning Department and the added conditions of 21, 22, 23, and 24. Would someone like to make that motion?

Ms. Kanakaole: I'll make that motion.

Ms. Lono: Kauai moves. So second?

Mr. Kaina: I'll second that motion. Kawika seconds. Any further discussion?

There being no further discussion, the motion was put to a vote.

It has been moved by Ms. Kanakaole, seconded by Mr. Kaina, then

VOTED: To recommend approval of the Planning Department's recommendation on the SMA permit for Pa`ani Mai Park, TMK: 1-4-006:025 and a portion of parcel 001 with the conditions from the Planning Department and the added conditions of 21, 22, 23, and 24.

(Assenting: S. Sinenci; K. Kaina; K. Kanakaole; M. Tau`a)
(Excused: L. Cosma; T. Kahula)

Ms. Lono: Motion carries unanimously. Okay.

Mr. Clayton Yoshida: Madam Chair, I was just wondering if we could clarification on the vote on the Council Resolution. You know, the resolution contains three proposed bills. One for the community plan amendment for the expansion piece from multi-family to park; two is the district boundary classification of the existing park site and the expansion piece from ag to urban; and three is the zoning change from interim for the two -- the current park site and the expansion piece to PK-2. I've been accused -- I mean we want the record to be very clear because this has to go to the Planning Commission and then to the Council so -- and I've been accused by staff for being kind of hard hearing sometimes, but I'm wondering if the motion contains recommending approval of all three bills because I just heard recommending approval of the zoning change to PK-2. And again, I just want the record to be very clear because we have to go to two other bodies after this.

Ms. Lono: Okay, so the motion would be to recommend approval of a community plan amendment from multi-family to park; a State district boundary amendment from agriculture to urban; and a change in zoning from County interim to PK-2. That's what you wanna hear, correct, in order to extend and develop Pa`ani Mai?

Mr. Yoshida: Yes, I thought I heard that they recommend approval of the change in zoning from interim to PK-2, but I didn't hear -- did that also included the community plan amendment, action on the community plan amendment proposed bill and action on the district boundary reclassification proposed bill?

Ms. Lono: Isn't that what I just read?

Mr. Yoshida: Yes.

Ms. Lono: The district boundary amendment from ag to urban --

Mr. Yoshida: Yes, right.

Ms. Lono: And a change in zoning from County interim to PK-2, and the community plan amendment from multi-family to park?

Mr. Yoshida: Yes.

Ms. Lono: Okay?

Mr. Yoshida: Yes. Correct.

Ms. Lono: Okay, so motion -- we just need to reword the motion that was already passed to include that specific wording so we are recommending adopting this resolution -- passing this resolution, which, yes, for a community plan amendment from multi-family to park; a State district boundary amendment from agriculture to urban; and a change in zoning from County interim to PK-2 park in order to expand and develop the Pa`ani Mai Park. Okay? So who's making that motion? Who made the motion the first time?

Mr. Sinenci: I'll second.

Ms. Kanakaole: Shane made the motion.

Ms. Lono: Yeah, Shane moves and --

Ms. Kanakaole: I second.

Ms. Lono: Kauai seconded that motion. And any further discussion?

There being no further discussion, the motion was put to a vote.

It has been moved by Mr. Sinenci, seconded by Ms. Kanakaole, then

VOTED: to recommend passing the resolution for a community plan amendment from multi-family to park; a State district boundary amendment from agriculture to urban; and a change in zoning from County interim to PK-2 park in order to expand and develop the Pa`ani Mai Park.

***(Assenting: S. Sinenci; K. Kaina; K. Kanakaole; M. Tau`a)
(Excused: L. Cosma; T. Kahula)***

Ms. Lono: Okay. Thank you, Clayton, for making us clarify that. Okay, so what else do we have on our agenda? Ms. Tamara -- is that going to be you, Clayton?

Mr. Yoshida: Well, I believe we took action on the SMA --

Ms. Lono: Okay.

Mr. Yoshida: Already.

Ms. Lono: Okay.

D. DIRECTOR'S REPORT

- 1. New Bed and Breakfast Ordinance**
- 2. Scheduling of other Hana Projects**

Mr. Yoshida: So if we're under Director's Report, Item No. 1 --

Ms. Lono: Great.

Mr. Yoshida: The Mayor signed the bed and breakfast bill into law on January 7. We have distributed copies to the members. I know they commented on the bed and breakfast/TVR package back in the fall of 2007. There are caps for the various community plan regions on Maui. Copies of the ordinance and the application form for a bed and breakfast permit are available online on the County website, but we just thought that since you were involved in commenting on the department's proposed bills, this is the end product for that particular portion. The Council still has to deal with the issue of transient vacation rental regulation.

Ms. Lono: You know, in reading this, I was looking for our recommendation and found that it was included but I'm a little confused about the number of bedrooms. So it says application shall be processed as provided in subsection blah, blah, blah. If any of the following occur -- oh I see. If any of the following occur -- so we did get in there that if it's three or greater, that a permit is required?

Mr. Yoshida: Yes, I believe there are --

Ms. Lono: A Type 2 permit would be required in Hana if there are three or more bedrooms.

Mr. Yoshida: There are different standards for -- or special standards for Hana --

Ms. Lono: That's right here?

Mr. Yoshida: Yeah, Molokai and Lanai.

Ms. Lono: Yeah, so that's correct, right?

Mr. Yoshida: Right.

Ms. Lono: Use for short-term rental in a bed and breakfast home shall be greater than three, so if it's greater than three -- greater than three. Great. Thank you. Okay. Mahalo.

Mr. Yoshida: Also, as far as the scheduling of other Hana projects, we really don't know. We have a few projects that were submitted. One was for a transient vacation rental in ag

district, and the other one is the Mark Collins SBR zoning change, which the Council will be dealing with as far as the SBR bill. So we don't have a definite timetable as to when those will be scheduled at this time. Again, because the composition of the board changes from time to time, and based on schedule of our attorney, which I guess he had a conflict today because there's a Maui Island GPAC meeting and a State Land Use Commission meeting occurring today also --

Ms. Lono: Could I ask you -- we're still having a meeting here, Rose, so could I ask you all just to, if you wanna take, maybe go outside cause we're trying to finish up. Thank you.

Mr. Yoshida: So, again, we're asking if Monday afternoons or Thursday afternoons are okay with the members?

Ms. Lono: Okay, Mondays and Thursdays? Does that work for you, Marilyn? Thursday is better for you. Kauai? Okay. I'm okay with Thursday. Monday's a little tough.

Mr. Kaina: I'm okay with both.

Ms. Lono: Okay. Okay, mahalo.

Mr. Yoshida: Okay, so we'll keep that in mind in scheduling future meetings but, at this point, we don't know exactly when our next meeting is going to be.

Ms. Lono: When is this Maui County General Plan going to start making its way through the process? Where does it go once the committee has finished with its --

Mr. Yoshida: It goes back to the department and the director has 30 days make whatever revisions he has to the department's version before transmitting the revised department's version to the Maui Planning Commission, and the Maui Planning Commission has 180 days to make their recommendations to the director.

Ms. Lono: Okay.

Mr. Yoshida: And then the director has 30 days to make whatever revisions to the plan and send it up to the Council, and the Council has one year to adopt the plan.

Ms. Lono: Okay, when are they supposed to submit their final? The committee, when are they supposed to have theirs done and turned in to the department?

Mr. Yoshida: They got an extension. You know, they had -- originally, the department submitted its version of the Island Plan to the Maui General Plan Advisory Committee in April of 2008 and they had 180 days. They got and received a time extension to March 1, 2009.

Ms. Lono: Okay.

Mr. Yoshida: So they have until March 1, 2009 to provide their recommendations on the plan.

Ms. Lono: Okay. Thank you, Clayton.

Mr. Kaina: Can I get back to the bed and breakfast part? I noticed there was a lot of changes in there and there was even a limit set for B&B's in Hana. Is there any plan on bringing out a County group for briefing the community or anything of the sort just so that we can get the information to our local community cause I don't think half of them are aware that there's a quota set in Hana?

Mr. Yoshida: Yeah, well there's a quota for all of the community plan regions on the island of Maui. For Molokai and Lanai, all bed and breakfast permit applications have to go to the Planning Commissions. So we were in the midst of working with the Maui Vacation Rental Association to do one public information meeting, hopefully, sometime next month and depending on how successful or, you know, whatever happens there, then we may decide to go to other areas.

Ms. Lono: Okay --

Mr. Yoshida: That's all we have to report, Madam Chair.

E. ADJOURNMENT

Ms. Lono: Okay. Well, in that case, I'll entertain a motion to adjourn.

Mr. Sinenci: I make a motion that we adjourn this meeting.

Ms. Lono: Second?

Ms. Kanakaole: Second.

There being no further discussion, the motion was put to a vote.

It has been moved by Mr. Sinenci, seconded by Ms. Kanakaole, then unanimously

VOTED: to adjourn the meeting at 5:50 p.m.

Respectfully submitted by,

SUZETTE L. ESMERALDA
Secretary to Boards and Commissions

RECORD OF ATTENDANCE

Present

Dawn Lono, Chairperson
Kawika Kaina, Vice-Chairperson
Kauai Kanakaole
Shane Sinenci
Marilyn Tau`a

Excused

Lehua Cosma
Tina-Marie Kahula

Others

Clayton Yoshida, Planning Program Administrator
Danny Dias, Staff Planner