

LAND USE COMMITTEE

Council of the County of Maui

Meeting Agenda

Wednesday, August 3, 2011

1:30 p.m.

Council Chamber, 8th Floor

200 South High Street, Wailuku, Hawaii

website: www.mauicounty.gov/committees/LU

OFFICE OF THE
COUNTY CLERK

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VOTING MEMBERS

Robert Carroll, Chair

Mike White, Vice-Chair

Gladys C. Baisa

Elle Cochran

Donald G. Couch, Jr.

G. Riki Hokama

Danny A. Mateo

Joseph Pontanilla

Michael P. Victorino

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 (Kirstin Hamman or Pauline Martins) 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. Each testifier shall be allowed to speak for three minutes on each item. If additional time is requested, the testifier shall be allowed one minute to conclude the testimony on the item. These time limits may be suspended pursuant to the Rules of the Council, provided a suspension would apply equally to all testifiers and all items. No further oral testimony by the testifier on the item shall be permitted. An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify. To ensure its distribution prior to the meeting, written testimony must be received in the Office of Council Services at least 24 hours prior to the meeting; provided, that if a meeting will be held on a Monday, written testimony shall be received by 12:00 noon on the business day preceding the meeting. If written testimony is submitted at the meeting, 16 copies are requested.

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.

TO LEARN MORE ABOUT COUNCIL-RELATED ISSUES, tune in to Akaku: Maui Community Television.

LU-5

CONDITIONAL PERMIT FOR A TRANSIENT VACATION RENTAL KNOWN AS "SANDY SURF" (KIHEI)

DESCRIPTION:

The Committee is in receipt of the following:

1. County Communication No. 08-281, from the Planning Director, transmitting documents relating to a request from Maui Blue, LLC for a Conditional Permit to continue operating the Sandy Surf, a transient vacation rental, on approximately 22,902 square feet within the R-3 Residential District at 3244 South Kihei Road, Kihei, Maui, Hawaii.
2. Correspondence dated July 20, 2011, from Gwen Ohashi Hiraga, Principal, Munekiyo & Hiraga, Inc., on behalf of Maui Blue, LLC, informing the Committee that the applicant withdraws its request for a Conditional Permit.

STATUS:

The Committee may consider whether to recommend the filing of County Communication No. 08-281, and other related action.

MORE →

**LU-8 CONDITIONAL PERMIT FOR A TRANSIENT VACATION RENTAL
KNOWN AS “PLUMERIA SURF” (KIHAI)**

DESCRIPTION: The Committee is in receipt of the following:
1. County Communication No. 08-282, from the Planning Director, transmitting documents relating to a request from Maui Blue, LLC for a Conditional Permit to continue operating the Plumeria Surf, a transient vacation rental, on approximately 23,958 square feet within the R-3 Residential District at 3254 South Kihei Road, Kihei, Maui, Hawaii.
2. Correspondence dated July 20, 2011, from Gwen Ohashi Hiraga, Principal, Munekiyo & Hiraga, Inc., on behalf of Maui Blue, LLC, informing the Committee that the applicant withdraws its request for a Conditional Permit.

STATUS: The Committee may consider whether to recommend the filing of County Communication No. 08-282, and other related action.

**LU-56 CONDITIONAL PERMIT FOR A TRANSIENT VACATION RENTAL
KNOWN AS “MANGO SURF” (KIHAI)**

DESCRIPTION: The Committee is in receipt of the following:
1. County Communication No. 08-263, from the Planning Director, transmitting documents relating to a request from Maui Blue, LLC for a Conditional Permit to continue operating the Mango Surf, a transient vacation rental, on approximately 18,056 square feet within the R-3 Residential District at 1490 Halama Street, Kihei, Maui, Hawaii.
2. Correspondence dated July 20, 2011, from Gwen Ohashi Hiraga, Principal, Munekiyo & Hiraga, Inc., on behalf of Maui Blue, LLC, informing the Committee that the applicant withdraws its request for a Conditional Permit.

STATUS: The Committee may consider whether to recommend the filing of County Communication No. 08-263, and other related action.

**LU-34 COMMUNITY PLAN AMENDMENT AT HALE O LONO HARBOR
(MOLOKAI)**

DESCRIPTION: The Committee is in receipt of County Communication No. 03-57, from the Planning Director, transmitting the Molokai Planning Commission’s recommendation for denial of a requested Community Plan Amendment, responsive to Resolution No. 02-130 (adopted on September 24, 2002) entitled, “REFERRING A PROPOSED BILL RELATING TO A COMMUNITY PLAN LAND USE AMENDMENT AT HALE O LONO HARBOR TO THE MOLOKAI PLANNING COMMISSION”, and other related documents.

STATUS: The Committee may consider whether to recommend the filing of County Communication No. 03-57, and other related action.

**LU-44 CONDITIONAL PERMIT FOR A TRANSIENT VACATION RENTAL
OPERATED BY TROY AND SUSAN McCASLAND (LAHAINA)**

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication No. 08-170, from the Planning Director, transmitting documents relating to a request from Troy and Susan McCasland for a Conditional Permit to continue to operate a transient vacation rental on approximately 11,060 square feet within the R-2 Residential District at 451 Ilikahi Street, Lahaina, Maui, Hawaii (“subject property”).
2. Correspondence dated July 22, 2011, from the Department of the Corporation Counsel, transmitting proposed bill entitled “A BILL FOR AN ORDINANCE GRANTING A CONDITIONAL PERMIT TO TROY AND SUSAN McCASLAND TO OPERATE A SINGLE-FAMILY RESIDENCE AS A TRANSIENT VACATION RENTAL WITHIN THE R-2 RESIDENTIAL DISTRICT FOR PROPERTY SITUATED AT 451 ILIKAHI STREET, LAHAINA, MAUI, HAWAII”. The purpose of the proposed bill is to grant the Conditional Permit for the subject property.

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 filing of County Communication No. 08-170, and other related action.

**LU-19 DISTRICT BOUNDARY AMENDMENT FOR `IWA `IKE, LLC
(MAKENA)**

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication No. 09-105, from the Planning Director, transmitting documents relating to a request from `Iwa `Ike, LLC for a District Boundary Amendment from Agricultural to Urban to subdivide 2.79 acres located at Makena-Keoneoio Road, Makena, Maui, Hawaii, into four rural residential lots (TMK: (2) 2-1-05:118) (“subject property”).
2. Correspondence dated July 27, 2011, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled “REFERRING TO THE MAUI PLANNING COMMISSION A DRAFT BILL TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM AGRICULTURAL DISTRICT TO RURAL DISTRICT FOR TAX MAP KEY NUMBER (2) 2-1-005:118, MAKENA, KIHEI, MAUI, HAWAII”. The purpose of the proposed resolution is to refer a draft bill, entitled “A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM AGRICULTURAL TO RURAL FOR TAX MAP KEY NUMBER (2) 2-1-005:118, MAKENA, KIHEI, MAUI, HAWAII”, to the Maui Planning Commission for review and recommendations. The purpose of the draft bill is to change the State Land Use District classification from Agricultural to Rural for the subject property.

STATUS: The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider the filing of County Communication No. 09-105, and other related action.