

LAND USE COMMITTEE

Council of the County of Maui

Meeting Agenda

Wednesday, January 4, 2012

1:30 p.m.

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

website: www.mauicounty.gov/committees/LU

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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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.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-13

CONDITIONAL PERMIT FOR A TRANSIENT VACATION RENTAL KNOWN AS "KAMAOLE VILLA" (KIHEI)

DESCRIPTION:

The Committee is in receipt of County Communication 11-270, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE GRANTING NELLIE'S ON MAUI, LTD. A CONDITIONAL PERMIT TO OPERATE A TRANSIENT VACATION RENTAL, KAMAOLE VILLA, WITHIN THE COUNTY A-1 APARTMENT DISTRICT FOR PROPERTY LOCATED AT 2284 SOUTH KIHEI ROAD, KIHEI, MAUI, HAWAII TMK: (2) 3-9-005:026, KIHEI, MAUI, HAWAII". The purpose of the proposed bill is to grant a request from Thomas R. Cole on behalf of Nellie's on Maui, Ltd. for a three-year Conditional Permit to operate

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Kamaole Villa, a transient vacation rental, on approximately 0.37 acre within the County A-1 Apartment District at 2284 S. Kihei Road, Kihei, Maui, Hawaii.

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 11-270 and other related action.

LU-26 CONDITIONAL PERMIT AMENDMENT TO CONTINUE THE OPERATION OF A TRANSIENT VACATION RENTAL KNOWN AS “HALE HOOKIPA INN” (MAKAWAO)

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication 11-331, from the Planning Director, transmitting a proposed bill to grant a request from Cherie Attix for an extension of a Conditional Permit until August 23, 2015, to continue operating the Hale Hookipa Inn, a transient vacation rental, on approximately 21,079 square feet within the R-3 Residential District situated at 32 Pakani Place, Makawao, Maui, Hawaii.
2. Correspondence dated December 21, 2011, from the Department of the Corporation Counsel, transmitting a revised proposed bill entitled “A BILL FOR AN ORDINANCE GRANTING CHERIE ATTIX AN EXTENSION OF A CONDITIONAL PERMIT TO ALLOW THE CONTINUED OPERATION OF THE HALE HOOKIPA INN FOR PROPERTY SITUATED AT TAX MAP KEY NO. (2) 2-4-018:063, 32 PAKANI PLACE, MAKAWAO, MAUI, HAWAII”, incorporating nonsubstantive revisions.

STATUS: The Committee may consider whether to recommend passage of the revised proposed bill on first reading, with or without revisions. The Committee may also consider the filing of County Communication 11-331 and other related action.

LU-17 CONDITIONAL PERMIT FOR THE PROPOSED ALA KUKUI SPIRITUAL RETREAT CENTER (HANA)

DESCRIPTION: The Committee is in receipt of County Communication 11-283, from the Planning Director, transmitting a proposed bill entitled “A BILL FOR AN ORDINANCE GRANTING ROY O’CONNOR AND SUSAN ENGELHARD O’CONNOR, TRUSTEES OF THE O’CONNOR FAMILY GRANTOR TRUST DATED MARCH 3, 1992, A CONDITIONAL PERMIT TO OPERATE A SPIRITUAL RETREAT CENTER WITHIN THE COUNTY AGRICULTURAL DISTRICT FOR PROPERTY SITUATED AT TMK: (2) 1-3-004:008, HANA, MAUI, HAWAII”. The purpose of the proposed bill is to grant a request from the O’Connor Family Trust for a Conditional Permit to operate Ala Kukui, a spiritual retreat center with overnight accommodations and other non-agricultural uses, within the County Agricultural District on approximately 12.008 acres situated at TMK: (2) 1-3-04:008, Hana, Maui, Hawaii.

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 11-283 and other related action.