

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

AGENDA

DATE: OCTOBER 11, 2011 (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: Kent Hiranaga (Chair), Warren Shibuya (Vice-Chair), John "Keone" Ball, Donna Domingo, Jack Freitas, Ivan Lay, Ward Mardfin, Lori Sablas, Penny Wakida

Public testimony will be taken at the start of the meeting on any agenda item, except for contested cases under Chapter 91, HRS, 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 HEARING (Action to be taken after public hearing.)

1. MR. MICHAEL BROADFOOT of BROADFOOT MAUI PROPERTY TRUST requesting a Special Management Area Use Permit for the Broadfoot Duplex, a two(2)-unit, two-story duplex project with approximately 3,458 square feet of living area and related improvements in the A-1 Apartment District at 83 West Kapu Place, TMK: 3-9-009: 007, Kihei, Island of Maui. The project will also include a basement, landscape improvements, retaining walls, and a pool. (SM1 2010/0002) (C. Thackerson)

- a. Public Hearing
- b. Action

C. COMMUNICATIONS

1. MR. FRED ROMANCHAK of the KULA LODGE requesting a Phase II Project District amendment to delete Condition No. 26 prohibiting kitchens inside the lodging units for the Kula Lodge at 15200 Haleakala Highway, TMK: 2-3-022: 027. Kula, Island of Maui. (PH2 2008/0002) (P. Fasi)

The Commission may take action on this request.

2. MS. LEHUA COSMA, Chairperson of the HANA ADVISORY COMMITTEE transmitting the Committee's recommendations on the requests by MARK and HAUNANI COLLINS for a Change in Zoning from the Urban Reserve District to the SBR Service Business Residential District for the Palemo project and a County Special Use Permit to operate a transient vacation rental at TMK: 1-4-013: 039, Hana, Island of Maui. (CIZ 2007/0010) (CUP 2010/0005) (P. Fasi)

The Commission may take action on these requests.

3. MR. ROGER YAMAGATA of MAUI DISPOSAL COMPANY, INC. requesting a Special Accessory Use Approval to operate the Maui Disposal Wailuku HI-5 Bottle Redemption Center and Dropbox Recycling Site in the B-2 Community Business District at 60 Kanoa Street, TMK: 3-4-010: 034, Wailuku, Island of Maui. (ACC 2011/0003) (G. Flammer)

The Commission may take action on this request.

D. ACCEPTANCE OF THE ACTION MINUTES OF THE SEPTEMBER 27, 2011 MEETING AND REGULAR MINUTES OF THE JUNE 28, 2011 AND JULY 12, 2011 MEETINGS

E. DIRECTOR'S REPORT

1. Planning Commission Projects/Issues
 - a. Revising the SMA Boundaries
2. EA/EIS Report
3. SMA Minor Permit Report
4. SMA Exemptions Report
5. Discussion of Future Maui Planning Commission Agendas
 - a. October 25, 2011 meeting agenda items

F. NEXT REGULAR MEETING DATE: OCTOBER 25, 2011

G. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION

UNLESS OTHERWISE SPECIFIED BY ANOTHER SPECIFIC PLANNING COMMISSION RULE, 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 to file a timely Petition to Intervene was on September 27, 2011.

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 SIX (6) 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\101111.age)