

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

AGENDA

DATE: DECEMBER 13, 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. WILLIAM SPENCE, Planning Director, transmitting Council Resolution No. 11-97 referring to the Lanai, Maui, and Molokai Planning Commissions A Draft Bill Amending Title 19, Chapters 19.08, 19.29, 19.67, 19.30A, and 19.36, Maui County Code, and Section 3.48.305 of the Maui County Code Relating to Home-Based Businesses. (J. Alueta)

- a. Public Hearing
- b. Action

2. MR. NIGEL TIMMS requesting a State Land Use Commission Special Use Permit for the Iolani Cottage, a 2-bedroom bed and breakfast located in an accessory dwelling in the State Agricultural District at 160 Pii Alii Place, TMK: 2-7-036: 009, Haiku, Island of Maui. (SUP2 2010/0009) (L. Callentine)

- a. Public Hearing
- b. Action

C. COMMUNICATIONS

1. HORACE and BARBARA KLINE requesting a 5-year time extension on their State Land Use Commission Special Use Permit in order to continue the operation of the Hookipa Bayview Cottage, a one (1) bedroom bed and breakfast located in the State Agricultural District at 1250 Kauhikoa Road, TMK: 2-7-035: 010, Haiku, Island of Maui. (SUP2 2002/0005) (K. Wollenhaupt)

The Commission may take action on this request.

2. MR. BEN WESLEY of PONO FARMERS MARKET requesting a County Accessory Use Permit to operate a farmers market on approximately 5,000 square feet of land in the K-Mart Parking lot in the M-2 Heavy Industrial District at 424 Dairy Road, TMK: 3-8-079: 012, Kahului, Island of Maui. (ACC 2011/0005) (G. Flammer)

The Commission may take action on this request.

3. HAWAII LAND USE GROUP, LLC on behalf of the MAUI RESEARCH ANTENNAE FARM requesting a 20-year time extension on the State Land Use Commission Special Use Permit to continue to operate an antenna farm and related uses on approximately 3.422 acres of land in the State Agricultural District at TMK: 2-2-002: 054 (por.), Kihei, Island of Maui. (SUP-870011) (P. Fasi)

The Commission may take action on this request.

D. ACCEPTANCE OF THE ACTION MINUTES OF THE NOVEMBER 22, 2011 MEETING and REGULAR MINUTES OF THE OCTOBER 25, 2011 MEETING

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. January 10, 2012 meeting agenda items

F. NEXT REGULAR MEETING DATE: JANUARY 10, 2012

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 November 29, 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\121311.age)**