

MOLOKAI PLANNING COMMISSION

NOTICE IS HEREBY GIVEN OF A REGULAR MEETING OF THE MOLOKAI PLANNING COMMISSION

AGENDA

Members: Mikiala Pescaia (Chair), John Sprinzel (Vice-Chair), Nathaniel Bacon, Lori Buchanan, Ron Davis, Zhantell Dudoit-Morris, Janice Kalanihulia, Debra Kelly

DATE: January 25, 2012 (*Wednesday*)
TIME: 12:00 p.m.
PLACE: Mitchell Pauole Center, Meeting Hall
Kaunakakai, Molokai

A. CALL TO ORDER

B. PUBLIC TESTIMONY ON ANY PLANNING OR LAND USE ISSUE

C. COMMUNICATIONS

1. MR. WILLIAM SPENCE, Planning Director, requesting concurrence from the Molokai Planning Commission pursuant to their Special Management Area Rules, as amended, that a Special Management Area (SMA) exemption can be issued for the following:

- a. MS. NANCY WILLIAMS submitting a Special Management Area (SMA) Assessment application for the construction of a 2500 square foot one-story three-bedroom two-bathroom single family dwelling, a 768 square foot garage with toilet and sink, and individual aerobic wastewater treatment system with excavation to a maximum depth of 24 inches for 42 footings and a maximum depth of 8.5 feet for aerobic wastewater treatment on a 0.81 acre lot adjacent to the shoreline in the Interim District, 1750 Kamehameha V Highway, One Alii Residence Lots Subdivision, TMK: 5-4-006: 032, Makakupaia, Island of Molokai. (SMX 2008/0357) (Valuation: \$410,000) (N. McPherson)

The Commission may take action on this request to concur or not concur with the recommendation for SMA exemption.

D. UNFINISHED BUSINESS

1. MR. MICHAEL SPALDING requesting a Special Management Area Minor Permit for the installation of the Spalding power pole and construction of a six-meter utility pedestal on a 4,399 square foot lot in the Interim District at 7668 Kamehameha V Highway, Moana Beach Lots Subdivision, TMK: 5-7-010: 096, Kaluaaha, Island of Molokai. (SMX 2011/0052) (Valuation: \$8,000) (N. McPherson) (Previously reviewed and deferred at the January 11, 2012 meeting. *Commissioners: Please bring your documents.*)

The Commission may take action on this request.

E. 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, Maui County Code, and Section 3.48.305 of the Maui County Code Relating to Home-Based Businesses. (J. Alueta) (Public hearing previously scheduled for the December 14, 2011 meeting. That meeting was canceled due to lack of quorum. Commissioners: Please bring the Planning Department's Report distributed with the December 14 agenda packet with you to the meeting.)
 - a. Public Hearing
 - b. Action

F. CHAIRPERSON'S REPORT

1. Molokai Planning Commission's review of environmental document (EAs, EISs, etc.) concerning Molokai.

The Commission may have a discussion and take an action regarding this matter.
2. Status of the Commission's Subcommittee on Rule Changes Report
 - a. Rules of Practice and Procedure
 - b. Special Management Rules
 - c. Rules Regarding Special Uses in the State Agricultural and Rural Districts
 - d. Shoreline Area Rules

The Subcommittee's Report was presented to the Molokai Planning Commission at the March 9, 2011 meeting. Public testimony will be taken. The Commission may take action on the Subcommittee's Report.

Commissioners: Please bring your copies of the draft rules presented at the March 23, 2011 meeting and the current Molokai Planning Commission Rules contained in your orientation binder given to you when you first started on the Commission with you to the meeting.

G. DIRECTOR'S REPORT

1. Pending Molokai Applications
2. Closed Molokai Applications
3. Discussions with Maui Electric Company on liability for power pole installations on private property. (N. McPherson)
4. Status of the Molokai Planning Commission vacancy
5. Agenda items for the February 8, 2012 meeting
 - a. MR. WILLIAM SPENCE, Planning Director proposing amendments to the following sections of the Maui County Code: (J. Alueta)
 - 1) Chapter 19.10: Two-Family Duplex District
 - 2) Chapter 19.12: Apartment District
 - 3) Chapter 19.14: Hotel District

H. NEXT MEETING DATE: FEBRUARY 8, 2012

I. ADJOURNMENT

- Agenda items are subject to cancellation
- Maximum time limits on individual testimony may be established by the commission.
- Each applicant is requested to provide responsible representation at the meeting.
- Documents are on file with the Molokai and Maui Department of Planning offices.
- Oral, written, e-mailed, or faxed testimony will be received on any agenda item subject to the provisions of chapter 92, Hawaii Revised Statutes, and the Molokai Planning Commission Rules of Practice and Procedure. Written, e-mailed, or faxed testimony should be submitted at least two business days prior to the meeting to ensure distribution to the commission. If written testimony is presented within two days of the meeting, fifteen (15) copies are needed to ensure distribution at the meeting to the commissioners.
- Those persons requesting special accommodations due to disabilities, please call the Maui Department of Planning at least two (2) business days before the scheduled meeting.
- 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.

- Commission members: If you are unable to attend the scheduled meeting, please contact the Department of Planning at least **two** days prior to the meeting date.
- Mahalo for your cooperation.

Molokai Planning Commission Contact Information:

(Molokai)

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The Molokai Planning Commission's office is located in the Mitchell Pauole Center and is open from 8:00 a.m. to 4:30 p.m, Monday through Friday except holidays.

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