

NOTE: Meeting recessed to July 7, 2008, 10:00 a.m., Council Chamber.

**LAND USE COMMITTEE**  
Council of the County of Maui

**Meeting Agenda**

**July 2, 2008**

**1:30 p.m.**

**Council Chamber, 8<sup>th</sup> Floor**  
**200 South High Street, Wailuku, Hawaii**

website: [www.mauicounty.gov/committees/LU/](http://www.mauicounty.gov/committees/LU/)  
e-mail: [lu.committee@mauicounty.us](mailto:lu.committee@mauicounty.us)

**VOTING MEMBERS**

**Michael J. Molina, Chair**

**Joseph Pontanilla, Vice-Chair**

**Michelle Anderson**

**Gladys C. Baisa**

**G. Riki Hokama**

**Jo Anne Johnson**

**Danny A. Mateo**

**Bill Kauakea Medeiros**

**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 (Carla Nakata or Tammy Frias) 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. If written testimony is submitted at the meeting, 16 copies are requested. If written testimony is e-mailed or faxed, please submit at least 24 hours before the meeting so that copies can be provided to Council members in a timely manner.*

*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-12**

**COMMUNITY PLAN AMENDMENT AND CHANGE IN ZONING FOR THE PROPOSED NORTH BEACH PARK AND CHARLES NUNES PROPERTY (LAHAINA)**

**DESCRIPTION:**

The Committee is in receipt of the following:

1. County Communication No. 07-127, from the Planning Director, advising that he had initiated a Community Plan Amendment and Change in Zoning for the proposed North Beach Park and Charles Nunes property in Lahaina, Maui (TMK: (2) 4-4-01:010 and (2) 4-4-14:008 (por.)) (the subject properties), to reconfigure the North Beach Park into one contiguous park makai of the proposed commercial area to be located on Lower Honoapiilani Road, and further advising of a May 8, 2007 hearing by the Maui Planning Commission to be held on the proposed action.
2. County Communication No. 08-71, from the Deputy Planning Director, transmitting the following:

**MORE →**

- a. A proposed bill entitled “A BILL FOR AN ORDINANCE TO AMEND THE WEST MAUI COMMUNITY PLAN AND LAND USE MAP FROM PARK TO BUSINESS, HOTEL TO BUSINESS, HOTEL TO PARK, AND BUSINESS TO PARK FOR PROPERTY SITUATED AT LAHAINA, MAUI, HAWAII”. The purpose of the proposed bill is to amend the West Maui Community Plan and Land Use Map for portions of the subject properties, of the following approximate sizes: for a 0.332-acre portion, from Park to Business; for a 0.770-acre portion, from Hotel to Business; for a 0.572-acre portion, from Hotel to Park; and for a 0.752-acre portion, from Business to Park.
- b. A proposed bill entitled “A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM R-3 RESIDENTIAL DISTRICT TO B-2 COMMUNITY BUSINESS DISTRICT AND FROM H-2 HOTEL DISTRICT TO B-2 COMMUNITY BUSINESS DISTRICT (CONDITIONAL ZONING) FOR PROPERTY SITUATED AT LAHAINA, MAUI, HAWAII”. The purpose of the proposed bill is to grant a Change in Zoning for portions of the subject properties, of the following approximate sizes: for a 1.491-acre portion, from R-3 Residential District to B-2 Community Business District; and for a 0.068-acre portion, from H-2 Hotel District to B-2 Community Business District.
- c. A proposed bill entitled “A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM H-2 HOTEL DISTRICT TO PK-2 PARK DISTRICT, FROM R-3 RESIDENTIAL DISTRICT TO PK-2 PARK DISTRICT, AND FROM H-2 HOTEL DISTRICT TO PK-2 PARK DISTRICT FOR PROPERTY SITUATED AT LAHAINA, MAUI, HAWAII”. The purpose of the proposed bill is to grant a Change in Zoning for portions of the subject properties, of the following approximate sizes: for a 0.131-acre portion, from H-2 Hotel District to PK-2 Park District; for a 1.365-acre portion, from R-3 Residential District to PK-2 Park District; and for a 3.505-acre portion, from H-2 Hotel District to PK-2 Park District.

**STATUS:** The Committee may consider whether to recommend passage of the proposed bills on first reading, with or without revisions. The Committee may also consider the filing of County Communication Nos. 07-127 and 08-71, and other related action.

**LU-3 CHANGE IN ZONING FOR WAIHEE MAUKA PROJECT**

**DESCRIPTION:** The Committee is in receipt of the following:

- 1. County Communication No. 06-314, from the Planning Director, transmitting a proposed bill to grant a request from RDD, LLC for a Change in Zoning from Agricultural District to OS-2 Open Space District for the Waihee Mauka Project on approximately 17.559 acres along Kahekili Highway in Waihee, Maui, which would allow for the development of a 14-lot agricultural subdivision on the parcel.
- 2. Correspondence dated January 19, 2007, from the Department of the Corporation Counsel, transmitting a revised proposed bill entitled “A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM AGRICULTURAL DISTRICT TO OS-2 OPEN SPACE DISTRICT FOR PROPERTY SITUATED AT WAIHEE, MAUI, HAWAII”. The purpose of the revised proposed bill is to grant the request for the subject property, located at (TMK: (2) 3-2-09:001 (por.)).

**STATUS:** The Committee may consider whether to recommend passage of the revised proposed bill on first reading, with or without further revisions. The Committee may also consider the filing of County Communication No. 06-314 and other related action.

**LU-26 CONDITIONAL PERMIT TIME EXTENSION FOR KIHEI VETERINARY CLINIC**

**DESCRIPTION:** The Committee is in receipt of County Communication No. 08-22, from the Planning Director, transmitting a proposed bill, entitled “A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 2185 (1992), PERTAINING TO THE GRANTING OF A CONDITIONAL PERMIT TO DR. ROGER KEHLER TO ALLOW FOR THE CONTINUED OPERATION OF KIHEI VETERINARY CLINIC, SITUATED AT 95 WAIHOLI STREET, KIHEI, MAUI, HAWAII”.

The purpose of the proposed bill is to grant a request from Munekiyo & Hiraga, Inc., on behalf of Dr. Roger Kehler, for a five-year time extension of his existing Conditional Permit to continue to operate the Kihei Veterinary Clinic, whose mailing address is 1476 South Kihei Road, on approximately 0.996 acres in the R-3 Residential District, Kihei, Maui, Hawaii (TMK: (2) 3-9-10:076) (at the corner of Waiohuli Street and South Kihei Road).

**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. 08-22 and other related action.

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