

This agenda supercedes the July 15, 2015 Lana'i Planning Commission agenda posted with the County Clerk's office on July 8, 2015 at 10:51 a.m. The member's section was updated and corrected to list the current commissioners.

## **LANA'I PLANNING COMMISSION**

PURSUANT TO CHAPTER 92, PART I, OF THE HAWAII REVISED STATUTES AS AMENDED; NOTICE IS HEREBY GIVEN OF A REGULAR MEETING OF THE LANA'I PLANNING COMMISSION

### **AMENDED AGENDA**

**DATE:** July 15, 2015  
**TIME:** 5:30 P.M.  
**PLACE:** Lana'i Senior Center  
309 Seventh Street  
Lana'i City, Lana'i, Hawaii 96763

Members: Stacie Lee Koanui Nefalar (Vice-Chair), Joelle Aoki, Marlene Baltero, Jarrod Barfield, Stephen Ferguson, Kelli Gima, Stuart Marlowe, Bradford Oshiro, Beverly Zigmond

- A. CALL TO ORDER
- B. INTRODUCTION OF NEW MEMBERS -- MARLENE BALTERO and JARROD BARFIELD
- C. ELECTION OF OFFICERS FOR THE COMMISSION YEAR 2015-2016 -- CHAIR AND VICE-CHAIR
- D. PUBLIC TESTIMONY - At the discretion of the Chair, public testimony may also be taken when each agenda item is discussed, except for contested cases under Chapter 91, HRS. Individuals who cannot be present when the agenda item is discussed may testify at the beginning of the meeting instead and will not be allowed to testify again when the agenda item is discussed unless new or additional information will be offered.
- E. RESOLUTIONS THANKING OUTGOING MEMBERS - SHELLY BARFIELD and JOHN ORNELLAS
- F. APPROVAL OF THE MINUTES OF THE JANUARY 21, 2015 AND FEBRUARY 18, 2015 MEETINGS.
- G. COMMUNICATIONS
  - 1. February 20, 2015 Third Quarter and Fourth Quarter Reports (July to December 2014) submitted by LYNN McCRORY, Senior Vice-President of Governmental Affairs, PULAMA LANA'I regarding the project irrigation demand associated with the Residential and Multi-Family Development at Manele, TMK: 4-9-017:001, 002, 003, 004, 005, and 4-9-002:049, Manele, Island of Lana'i. (95/SM1-015) (95/PH2-001)

The Commission may provide its comments on the report.

H. ORIENTATION WORKSHOP NO. 1

1. County's Policy Against Discrimination
2. The Planning Framework
3. Zoning
4. Bed and Breakfast and Short-Term Rental Home Permits
5. Environmental Assessments (EA) and Environmental Impact Statements (EIS) Chapter 343, HRS
6. Sunshine Law
7. Ethics
8. Contested Cases
9. Legal training on concepts of nexus and proportionality and their application to the permit process

I. DIRECTOR'S REPORT

1. Open Lana'i Applications Report as distributed by the Planning Department with the July 15, 2015 agenda
2. Agenda Items for the August 19, 2015 Lana'i Planning Commission meeting
  - a. MR. KYLE GINOZA, Director, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT requesting a Land Use Commission Special Use Permit (SP94-386) time extension in order to continue to operate the Lanai Sanitary Landfill on approximately 35 acres of land within the State Agricultural District situated along Kaunalapau Highway, TMK: 4-9-002: 001 (portion), Lanai City, Island of Lanai. (SUP 94/0005) (K. Wollenhaupt)

J. NEXT REGULAR MEETING DATE: AUGUST 19, 2015

K. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

AN EXECUTIVE SESSION MAY BE CALLED IN ORDER FOR THE COMMISSION TO CONSULT WITH ITS ATTORNEY ON QUESTIONS AND ISSUES PERTAINING TO THE COMMISSION'S POWERS, DUTIES, PRIVILEGES, IMMUNITIES AND LIABILITIES, PURSUANT TO SEC. 92-5(a)(4), HRS.

DOCUMENTS ARE ON FILE WITH THE DEPARTMENT OF PLANNING. THE ADDRESS OF THE COMMISSION IS C/O DEPARTMENT OF PLANNING, ONE MAIN PLAZA, 2200 MAIN STREET, SUITE 619, WAILUKU, MAUI, HAWAII 96793.

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UNLESS OTHERWISE SPECIFIED BY ANOTHER SPECIFIC PLANNING COMMISSION RULE, ANY PETITION TO INTERVENE AS A FORMAL PARTY IN THE PROCEEDINGS BEFORE THE 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 DEPARTMENT OF PLANNING, ONE MAIN PLAZA, 2200 MAIN STREET, SUITE 315, WAILUKU, MAUI, HAWAII 96793. The deadline for filing a timely Petition to Intervene for an item where the first public hearing date was on July 15, 2015 was on June 30, 2015.

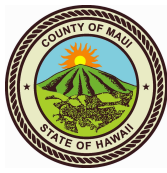
ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON EACH ANY AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES AND THE COMMISSION'S RULES OF PRACTICE AND PROCEDURE.

WRITTEN TESTIMONY AND FAXES SHOULD BE RECEIVED AT LEAST TWO (2) BUSINESS DAYS BEFORE THE MEETING TO ENSURE DISTRIBUTION TO THE COMMISSION. FIFTEEN (15) COPIES OF WRITTEN TESTIMONY ARE REQUESTED IF TESTIMONY IS PRESENTED IMMEDIATELY PRIOR TO OR AT THE 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.

THOSE PERSONS REQUESTING SPECIAL ACCOMMODATIONS DUE TO DISABILITIES, PLEASE CALL THE DEPARTMENT OF PLANNING AT 270-7735 (Maui) OR 1-800-272-0117 (Molokai) OR 1-800-272-0125 (Lanai) OR NOTIFY THE DEPARTMENT OF PLANNING IN WRITING AT ONE MAIN PLAZA, 2200 MAIN STREET, SUITE 315, WAILUKU, MAUI, HAWAII 96793 OR FAX NUMBER 270-7634; AT LEAST **SIX (6)** BUSINESS DAYS BEFORE THE SCHEDULED MEETING.

**PLEASE NOTE: If any member of the Commission is unable to attend the scheduled meeting, please contact the Department of Planning at least one day prior to the meeting date. Thank you for your cooperation.** (S:\ALL\Leilani\LPC\Agenda\2015\071515\_age\_amend.wpd)



County of Maui  
 Kalana O Maui Building  
 200 South High Street,  
 Wailuku, HI 96793-2155

## Open PD - Projects by TMK Report

07/06/2015

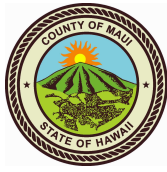
Entry Date: 07/06/2013 - 07/06/2015

Permit Type: %

TMK: 249%

| <u>TMK</u>    | <u>Project</u>       | <u>Permit Name</u>                       | <u>Permit #</u> | <u>Applicant Name</u> | <u>Entry Date</u> | <u>Completion Date</u> | <u>Status</u> | <u>Project Lead</u> |
|---------------|----------------------|------------------------------------------|-----------------|-----------------------|-------------------|------------------------|---------------|---------------------|
| 2490020010000 | MANELE BAY AT&T      | REVIEW SUP APPLICATION                   | RFC - 20150097  | AT&T MOBILITY         | 07/02/2015        |                        | OPEN          | AAKO                |
| 2490060040000 | OLD LANAI POLICE STA | URBAN RESERVE DISTRICT TO THE B-CT/LANAI | CIZ - 20130007  | LANAI RESORTS, LLC    | 07/16/2013        |                        | OPEN          | FASI                |
| 2490060340000 | LANAI ILWU SUBD      | LANAI ILWU SUBDIVISION                   | BVAV - 20130017 | LANAI RESORTS LLC     | 10/21/2013        |                        | OPEN          | BALBERDI            |
| 2490130790000 | THE PINK HOUSE       | THE PINK HOUSE STRH\LANA'I               | RFC - 20150092  | JEAN BUCKLEY          | 06/25/2015        |                        | OPEN          | WOLLENHAUPT         |
| 2490170010000 | MANELE BAY RESORT    | TEMPORARY TENT/LANA'I CITY               | SM2 - 20130142  | PERMITS HAWAII LLC    | 12/12/2013        |                        | VOID          | THACKERSON          |
| 2490170020000 | HULOPOE BAY BEACH    | HULOPOE BAY BEACH PARK/LANAI             | PH3 - 20140005  | PULAMA LANAI          | 03/11/2014        |                        | OPEN          | THACKERSON          |
|               | PULAMA LANAI         | ACCESS GATE AT HULOPOE BEACH PARK/LANAI  | PH3 - 20140008  | PULAMA LANA'I         | 04/11/2014        |                        | OPEN          | THACKERSON          |
|               | HULOPOE BEACH PARK   | ATF RAISING OF STORMWATER DRAIN/LANAI    | SMX - 20140254  | LANAI RESORTS LLC     | 05/02/2014        |                        | OPEN          | THACKERSON          |
| 2490170100000 | MANELE GOLF MAINTENA | MANELE GOLF MAINTENANCE                  | PH3 - 20140001  | LANAI RESORTS, LLC    | 01/28/2014        |                        | OPEN          | THACKERSON          |

**Grand Total:** 9



County of Maui  
 Kalana O Maui Building  
 200 South High Street,  
 Wailuku, HI 96793-2155

## Planning Department - Completed Projects by TMK Report

Completion Date: 04/06/2015 - 07/06/2015

Permit Type: %

TMK: 249%

*Does not include permit types: LTR, SPC and S.*

| <u>TMK</u>    | <u>Project</u>      | <u>Description</u>                                  | <u>Permit #</u> | <u>Applicant Name</u>                 | <u>Entry Date</u> | <u>Completion Date</u> | <u>Status</u> | <u>Project Lead</u> |
|---------------|---------------------|-----------------------------------------------------|-----------------|---------------------------------------|-------------------|------------------------|---------------|---------------------|
| 2490050900000 | PULAMA LANAI        | PULAMA LANAI                                        | CTB - 20130008  | LANAI RESORTS                         | 11/12/2013        | 06/03/2015             | DONE          | WADE                |
| 2490170010000 | FOUR SEASONS RESORT | FOUR SEASONS RESORT\LANAI-<br>TEMPORARY TENT        | PH2 - 20140003  | LANAI RESORTS LLC DBA<br>PULAMA LANAI | 09/24/2014        | 06/15/2015             | OPEN          | WOLLENHAUPT         |
| 2490170270000 | MANELE SMALL BOAT   | MANELE SMALL BOAT HARBOR<br>FERRY PIER IMPROVEMENTS | PH3 - 20150004  | STATE OF HAWAII - DLNR                | 03/16/2015        | 06/02/2015             | DONE          | THACKERSON          |

**Grand Total:** 3