

A G E N D A
LIQUOR COMMISSION
DEPARTMENT OF LIQUOR CONTROL
COUNTY OF MAUI

DATE & TIME: NOVEMBER 12, 2015, AT 9:00 A.M.

PLACE: DEPARTMENT OF LIQUOR CONTROL CONFERENCE ROOM
DAVID K. TRASK, JR. OFFICE BUILDING
2145 KAOHU STREET, ROOM 108
WAILUKU, MAUI, HAWAII 96793

I. CALL TO ORDER

II. AGENDA:

A. Approval of Agenda for November 12, 2015

III. MINUTES:

A. Approval of Liquor Commission minutes of October 7, 2015

B. Approval of Executive Session Summary of October 7, 2015

IV. GENERAL LICENSING MATTERS: [For Confirmation of Transient Vessels, Special Licenses, Temporary Licenses, License Cancellation, Change in Officers and Directors]

A. **TV-31**, InnerSea Discoveries LLC dba MV Safari Explorer effective month of November 2015 at Kaunakakai, Molokai; Manele Harbor, Lanai; Kaunalapau, Lanai.

B. **TV-32**, InnerSea Discoveries LLC dba MV Safari Explorer effective month of December 2015 at Kaunakakai, Molokai; Manele Harbor, Lanai; Kaunalapau, Lanai.

C. **TV-33**, InnerSea Discoveries LLC dba MV Safari Explorer effective month of January 2016 at Kaunakakai, Molokai; Manele Harbor, Lanai; Kaunalapau, Lanai.

D. **TV-34**, InnerSea Discoveries LLC dba MV Safari Explorer effective month of February 2016 at Kaunakakai, Molokai; Manele Harbor, Lanai; Kaunalapau, Lanai.

E. **TV-35**, InnerSea Discoveries LLC dba MV Safari Explorer effective month of March 2016 at Kaunakakai, Molokai; Manele Harbor, Lanai; Kaunalapau, Lanai.

- F. **TV-36**, InnerSea Discoveries LLC dba MV Safari Explorer effective month of April 2016 at Kaunakakai, Molokai; Manele Harbor, Lanai; Kaunalapau, Lanai.
- G. **SP-16**, Maui United Soccer Club dba Maui United Soccer Club effective October 2, 2015 at 59 North Market Street, Wailuku, Maui, Hawaii.
- H. **SP-17**, Cancer Kids of Hawaii, Inc. dba Cancer Kids of Hawaii Inc. effective October 10, 2015 at War Memorial Complex, 700 Halia Nakoa Street, Wailuku, Maui, Hawaii.
- I. **SP-18**, Maui Historical Society dba Bailey House Museum effective October 17, 2015 at Bailey House Museum, 2375-A Main Street, Wailuku, Maui, Hawaii.
- J. **SP-19**, Maui Historical Society dba Bailey House Museum effective November 7, 2015 at Bailey House Museum, 2375-A Main Street, Wailuku, Maui, Hawaii.
- K. **SP-20**, Maui Historical Society dba Bailey House Museum effective December 19, 2015 at Bailey House Museum, 2375-A Main Street, Wailuku, Maui, Hawaii.
- L. **SP-21**, Lahaina Restoration Foundation dba Lahaina Restoration Foundation effective October 16 & 17, 2015 at Old Pioneer Mill Site, 275 Lahainaluna Road, Lahaina, Maui, Hawaii.
- M. **SP-22**, Maui Historical Society dba Bailey House Museum effective October 25, 2015 at Bailey House Museum, 2375-A Main Street, Wailuku, Maui, Hawaii.
- N. **SP-23**, Friends of Mike White dba Friends of Mike White effective October 27, 2015 at Yokouchi Estate, 2471 West Main Street, Wailuku, Maui, Hawaii.
- O. **SP-24**, Best Buddies International, Inc. dba Best Buddies International effective November 14, 2015 at The Shops at Wailea, Outdoor Courtyard, 3750 Wailea Alanui Drive, Wailea, Maui, Hawaii.
- P. **SP-25**, Veterans of Foreign Wars of the United States-

Wilbert Wah Hu Tom Post 3850 dba VFW Post 3850 effective November 7, 2015 at VFW Hall, 1136 Uluniu Road, Kihei, Maui, Hawaii.

- Q. **SP-26**, Veterans of Foreign Wars of the United States-Wilbert Wah Hu Tom Post 3850 dba VFW Post 3850 effective January 30, 2016 at VFW Hall, 1136 Uluniu Road, Kihei, Maui, Hawaii.
- R. **SP-27**, Veterans of Foreign Wars of the United States-Wilbert Wah Hu Tom Post 3850 dba VFW Post 3850 effective March 5, 2016 at VFW Hall, 1136 Uluniu Road, Kihei, Maui, Hawaii.
- S. **SP-28**, Hui No'eau dba Hui effective October 29, 2015 at 2841 Baldwin Avenue, Makawao, Maui, Hawaii.
- T. **SP-29**, Hui No'eau dba Hui No'eau Visual Arts Center effective November 14, 2015 at The Hotel Wailea, 555 Kaukahi Street, Wailea, Maui, Hawaii.
- U. **TEM-16A**, Kaiolohia Maui LLC dba Lulu's Surf Club & Grill Lahaina for a Dispenser General License, Category C(ii), effective October 7, 2015 up to and including February 3, 2016 at 1221 Honoapiilani Highway, Store No. A-1, Lahaina, Maui, Hawaii.
- V. **TEM-07**, Posterity LLC dba Pangea for a Restaurant General License, Category B(ii) effective October 22, 2015 up to and including February 18, 2016 at 810 Haiku Road, Suite 404, Haiku, Maui, Hawaii.
- W. Uludelica Inc. dba Hana Hou Cafe notifying commission of the cancellation of liquor license.
- X. Lanai City Service, Inc. dba Lanai Plantation Store notifying commission of the change of officers within the corporation.
- Y. Trilogy Corporation dba Trilogy (128) and Trilogy VI (182) notifying commission of the change of officers within the corporation.
- Z. Kaanapali Queen, Inc. dba Trilogy IV (335) notifying

commission of the change of officers within the corporation.

- AA. Maka Kai Charters, Inc. dba Trilogy II (034) and Trilogy V (115) notifying commission of the change of officers within the corporation.
- BB. Maui Navigation Company, Ltd. dba Trilogy Elua (149) notifying commission of the change of officers within the corporation.

V. OTHER LICENSING MATTERS:

- A. **UNFINISHED BUSINESS:**
MNS, Ltd. dba ABC Stores requesting commission approval for an exemption of section 08-101-30(a)(5) and section 08-101-41 of the Rules of the Liquor Commission, County of Maui for all officers and directors of MNS, Ltd. with the exception of the two officers and/or directors specifically designated to oversee the company's liquor license operations.
- B. Receipt, review, disposition, and action on e-mail correspondence from Annie McNeil in consideration of Application No. 01, Paia Bay Coffee, Inc. dba Paia Bay Coffee for a Dispenser General, Category C(ii) liquor license at 115 Hana Highway, Unit G, Paia, Maui, Hawaii. License granted by the commission on October 7, 2015.

VI. LICENSING:

Public Hearings:

- A. **UNFINISHED BUSINESS:**
APPL. NO. 19, Lahaina Sushi Ko LLC dba Lahaina Sushi Ko for a Dispenser General License, Category C(ii) - (premises in which live entertainment or recorded music is provided) at 844 Front Street, Unit 156, Lahaina, Maui, Hawaii.
- B. **APPL. NO. 02,** Triple J LLC dba 808 on Main for a Dispenser General License, Category C(ii) - (premises in which live entertainment or recorded music is provided) at 2051 Main Street, Wailuku, Maui, Hawaii.

- C. **APPL. NO. 03**, Paia Fishmarket Front Street, Inc. dba Paia Fishmarket Front Street for a Dispenser General License, Category C(ii) - (premises in which live entertainment or recorded music is provided) at 632 Front Street, Lahaina, Maui, Hawaii.
- D. **APPL. NO. 05**, Beach Bums BBQ LLC dba "to be named" for a Dispenser General License, Category C(ii) - (premises in which live entertainment or recorded music is provided) at Napili Plaza, 5095 Napilihau Street, Space Nos. 115 and 114b, Napili, Maui, Hawaii.

Preliminary Hearings:

- E. **APPL. NO. TA-04**, Posterity LLC dba Pangea for the transfer of a Restaurant General License, Category B(ii) - (premises in which live entertainment or recorded music is provided) from Uludelica Inc. dba Hana Hou Cafe at 810 Haiku Road, Suite 404, Haiku, Maui, Hawaii.
- F. **APPL. NO. 08**, Café Roseanne, LLC dba Café Roseanne for a Retail General License at 2661 Kekaa Drive, Kaanapali, Maui, Hawaii.

VII. ADMINISTRATIVE AFFAIRS:

- A. Directors Monthly Report:
 - 1. Halloween
- B. Appointment of Director of the Department of Liquor Control:
 - 1. Letter from Dana Souza dated October 30, 2015, to Robert Tanaka, Chair, Liquor Commission, County of Maui.
 - 2. Discussion and action to appoint an interim Director of the Department of Liquor Control.
 - 3. Discussion and action regarding the selection process for the appointment of the Director of the Department of Liquor Control pursuant to Section 08-102-36 of the Rules Governing Administrative Practices and

Procedures of the Liquor Commission and Liquor Control Adjudication Board of the County of Maui.

4. Discussion and action regarding the appointment of the Director of the Department of Liquor Control pursuant to Section 08-102-36 of the Rules Governing Administrative Practices and Procedures of the Liquor Commission and Liquor Control Adjudication Board of the County of Maui.

The Commission anticipates that it may convene in executive session on any or all of the above items pursuant to Sections 92-4 and 92-5(a)(4), Hawaii Revised Statutes, to consult with its attorney on the Commission's powers, duties, privileges, immunities, and liabilities; and also pursuant to Sections 92-4 and 92-5(a)(2), Hawaii Revised Statutes, to consider the hire or evaluation of an officer or employee where consideration of matters affecting privacy may be involved.

C. Liquor Control Adjudication Board:

1. No November meeting

VIII. ADJOURNMENT

NEXT LIQUOR COMMISSION MEETING WILL BE HELD ON DECEMBER 9, 2015, AT 9:00 A.M. AT THE DEPARTMENT OF LIQUOR CONTROL CONFERENCE ROOM, DAVID K. TRASK, JR. OFFICE BUILDING, 2145 KAOHU STREET, ROOM 108, WAILUKU, MAUI, HAWAII.

Persons interested in presenting written testimony of any agenda item shall submit the signed written testimony to the Director, Department of Liquor Control, 2145 Kaohu Street, Room 105, Wailuku, Maui, Hawaii 96793, at or prior to the time of the hearing.

If you require an auxiliary aid or accommodation due to a disability, please contact the Director three working days prior to the scheduled hearing. The request may be made by writing to the Director at: Department of Liquor Control, 2145 Kaohu Street, Room 105, Wailuku, Maui, Hawaii 96793, or by calling 243-7753.