

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

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AGENDA

OFFICE OF THE
COUNTY CLERK

DATE: JANUARY 12, 2016
TIME: 9:00 A.M.
PLACE: Planning Department Conference Room, First Floor, Kalana Pakui Building,
250 South High Street, Wailuku, Maui, Hawaii 96793

Members: John "Keone" Ball (Chair), Max Tsai (Vice-Chair), Sandra Duvauchelle,
Wayne Hedani, Richard Higashi Larry Hudson, Ivan Lay, Jason Medeiros,
Keaka Robinson

A. CALL TO ORDER

B. 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.

C. PUBLIC HEARING (Action to be taken after public hearing.)

1. MAUI DEMOLITION & CONSTRUCTION LANDFILL, INC. AT PUUHELE requesting a two (2)-year time extension on the State Land Use Commission Special Use Permit in order to continue to operate the Maui Demolition & Construction Landfill on approximately 14.8 acres of land zoned Agriculture located at TMK: 3-8-005: 002 (por.), Puuhele, Maalaea, Island of Maui. (SUP2 1998/0005) (K. Wollenhaupt)
2. TODD and DEBRA PRESEAUULT requesting a State Land Use Commission Special Use Permit and a Short-Term Rental Home Permit in order to operate the Kula Villa, a one (1)-bedroom short-term rental home located in the State Agricultural District at 444 Calasa Road, TMK: 2-2-014: 005-0002 (por.), Kula, Island of Maui. (SUP2 2015/0011) (STMP T2015/0002) (T. Furukawa)

D. NEW BUSINESS

1. MR. LAWRENCE ADLER of WALGREEN OF MAUI INC. requesting an Environmental Assessment Determination on the Final Environmental Assessment prepared in support of the land use entitlements for the Walgreen's Kihei Store, a 14,550 sf building and related improvements located at the southeast corner of South Kihei Road and Nohokai Street, TMK: 3-9-007: 037 to 040 and 3-9-008: 016, Kihei, Island of Maui. (EA 2015/0005) (CIZ 2015/0003) (SM1 2015/0005) (C. Thackerson) (Draft Environmental Assessment was reviewed by the Commission at its June 10, 2015 meeting.)

The EA trigger is anticipated work within the South Kihei Road and Nohokai Street rights-of-way. The Commission is the accepting authority of the Final EA.

The applicant has also applied for a Change in Zoning and Special Management Area Use Permit. The public hearing on these applications will be scheduled after the Chapter 343, HRS process has been completed.

The Commission may accept the Final Environmental Assessment as a Findings of No Significant Impact (FONSI) or take some other action.

E. ACCEPTANCE OF THE ACTION MINUTES OF THE DECEMBER 8, 2015 MEETING AND REGULAR MINUTES OF THE OCTOBER 27, 2015 MEETING AND PORTION OF THE REGULAR MINUTES (Item C1 and C2) OF DECEMBER 8, 2015 MEETING

F. UNFINISHED BUSINESS

1. MR. TOM CROLY on behalf of MR. and MRS. TERRY EPSTEIN requesting a State Land Use Commission Special Use Permit and a Short-Term Rental Home Permit in order to operate the Shambala Short-Term Rental Home, a six (6)-bedroom short-term rental home in the State Agricultural District at 120 Kaimanu Place, TMK: 2-1-019: 100, Wailea, Kihei, Island of Maui. (SUP2 2012/0030) (STKM T2012/0012) (D. Dias)

The Short-Term Home Rental Home Permit application is being brought to the Maui Planning Commission because the neighbor protest threshold has been met.

The first public hearing was conducted on October 8, 2013.

The matter was remanded back to the Maui Planning Commission by the Second Circuit Court for further review.

The Second Public Hearing on the requests was conducted by the Commission at its October 27, 2015 meeting. The record was transmitted to the Commission for the October 27, 2015 Commission meeting. The Commission deferred action on the requests as they were unable to take action to approve or disapprove the requests. (Commissioners: Please bring those documents previously circulated to you to the meeting.)

The Commission may take action on these requests.

G. DIRECTOR'S REPORT

1. MR. WILLIAM SPENCE, Planning Director, notifying the Maui Planning Commission pursuant to Section 12-202-17(e) of the Maui Planning Commission's SMA Rules of his intent to process the following time extension request administratively:

MP VENTURE, LLC requesting a two (2)-year time extension on the Special Management Area Use Permit condition to complete construction of the Maui Palms Hotel Redevelopment Project (Maui Pagoda) at TMK: 3-7-003: 007:0002, Kahului, Island of Maui. (SM1 2001/0012) (G. Flammer)

The Commission shall acknowledge receipt of the request. The Commission may decide whether to waive its review or review the time extension request at a future meeting.

2. Notification of the Issuance of the following Special Management Area (SMA) Emergency Permit:

December 21, 2015-SMA Emergency Permit Approval Letter to Mr. Wesley Hickey of Hickey Backfill for emergency revetment repair at 1576 Halama Street, TMK: 3-9-010: 006, Kihei, Island of Maui. (SM3 2015/0016) (SSA 2015/0073) (K. Scott)

This is for information purposes.

3. SMA Minor Permit Report
 4. SMA Exemptions Report
 5. Discussion of Future Maui Planning Commission Agendas
 - a. January 26, 2016 meeting agenda items
- I. NEXT REGULAR MEETING DATE: JANUARY 26, 2016
 - J. 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 AGENDA ITEMS ARE SUBJECT TO CANCELLATION

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

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 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 is on January 12, 2016 was on December 28, 2015.

ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON EACH AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES AND THE COM MISSION'S RULES OF PRACTICE AND PROCEDURE. IN ACCORDANCE WITH THESE RULES MAXIMUM TIME LIMITS OF AT LEAST THREE MINUTES MAY BE ESTABLISHED BY THE COMMISSION ON INDIVIDUAL TESTIMONY.

WRITTEN TESTIMONY REQUESTED SHOULD BE RECEIVED AT LEAST TWO (2) 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.

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.

DOCUMENTS ARE ON FILE WITH THE PLANNING DEPARTMENT.

THE ADDRESS OF THE COMMISSION IS C/O DEPARTMENT OF PLANNING, ONE MAIN PLAZA, 2200 MAIN STREET, SUITE 315, 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.

ANY FAXES SHOULD BE RECEIVED BY THE DEPARTMENT OF PLANNING BY 5:00 P.M. ON THE SECOND WORKING DAY BEFORE THE MEETING TO ENSURE THAT IT IS CIRCULATED TO THE COMMISSION.

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:\al\carolyn\011216.age)



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

PD-Approved SMA Minor Projects for Maui

Permit Completion Date: 11/23/2015 - 12/23/2015

12/23/2015

Permit #	Project	Description	Permit Name	Applicant Name	Planner	Completed Date	Decision	TMK(s)
SM2 - 20150095	61 ALEIKI PLACE	61 ALEIKI PLACE	FENCE INSTALLATION / PAIA	ALEIKI PLACE LLC	SCOTT	11/25/2015	A. W/COND-APPROVED WITH CONDITIONS	2260110120000
SM2 - 20150096	SANSEI KAPALUA	SANSEI KAPALUA	OUTDOOR COVERED DINING AREA/LAHAINA	ATOM K. KASPRZYCKI	THACKERSON	11/24/2015	A. W/COND-APPROVED WITH CONDITIONS	2420040350000
SM2 - 20150097	HIYATT REGENCY MAUI	HIYATT REGENCY MAUI RESORT & SPA BALLROOM/MEETING ROOMS	CONVERSION OF LANDSCAPE AREA/KAANAPALI	IIMC MAUI LP	SCOTT	11/30/2015	A. W/COND-APPROVED WITH CONDITIONS	2440130080000
SM2 - 20150098	AOAO HALE MAHINA BEA	AOAO HALE MAHINA BEACH RESORT	FOOT WASH AREA/ CHAIN LINK FENCE	AOAO HALE MAHINA BEACH RESORT	BUIKA	12/02/2015	A. W/COND-APPROVED WITH CONDITIONS	2430060410000
SM2 - 20150099	825 FRONT ST REMODEL	825 FRONT ST REMODEL	ERECTOR/DEMOLITION OF WALL / LAHAINA	ERAN LOTEM	AAKO	12/02/2015	A. W/COND-APPROVED WITH CONDITIONS	2450010030000 2450010030000
SM2 - 20150100	LOTEM, ERAN	LOTEM, ERAN - 829 FRONT ST AC INSTALLATION	LOTEM, ERAN - AC INSTALLATION/LAHAINA	ERAN LOTEM	AAKO	12/02/2015	A. W/COND-APPROVED WITH CONDITIONS	2450010030000
SM2 - 20150101	SOUTH MAUI GARDENS	SOUTH MAUI GARDENS	LOT GRADING / KIHEI	WAYNE IARAKAKI	SCOTT	12/16/2015	A. W/COND-APPROVED WITH CONDITIONS	2390170230000
SM2 - 20150102	MAUI CANOE CLUB	MAUI CANOE CLUB-ACCESSORY STORAGE CONTAINER	SMA APP/STORAGE CONTAINER/KHEI	DEKNIS, DAN	SCOTT	12/22/2015	A. W/COND-APPROVED WITH CONDITIONS	2380050030000

Grand Total : 8

PD-Approved SMA Exempt Projects for Maui

Permit Completion Date: 11/23/2015 - 12/23/2015



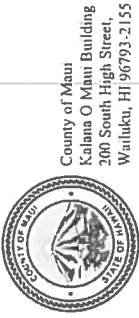
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Permit #	Project	Permit Name	Applicant Name	Planner	Completed Date	Decision	TMK(s)
SM5 - 20150281	MAUI PARKSHORE	BOOSTER PUMP ENCLOSURE / KIHEI	MARY JANE PETTIGREW - PRESIDENT	CABAIS	12/10/2015	A-APPROVED	23900040980000
SM5 - 20150326	NAPILI POINT	RE-ROOF -- BUILDING A	LEONE, MCHIAEL		12/02/2015	A-APPROVED	24300020430000
SM5 - 20150349	LENNY, K.	MAIN DWELLING ADDITION -- ATF	ROBERT SWIFT	SCOTT	11/23/2015	A-APPROVED	2260130070000
SM5 - 20150350	KIHEI COMMUNITY CEN	SIMULATE EV CAR CHARGING STATION	KAALA BUENCONSEJO	THACKERSON	11/24/2015	A-APPROVED	2220240230000
SM5 - 20150351	MAUI MEDICAL - LAH	REROOF / LAHAINA	MR. NICHOLAS WAGNER	AAKO	11/24/2015	A-APPROVED	2460070110000
SM5 - 20150352	POGGEMOELLER	CONDO REMODEL/LAHAINA	DEBBIE POGGEMOELLER	QUIGLESS	11/24/2015	A-APPROVED	2430100040018
SM5 - 20150353	HYATT REGENCY MAUI	CONVERSION OF LANDSCAPE AREA/KAANAPALI	HMC MAUI LP	SCOTT	11/30/2015	A-APPROVED	2440130080000
SM5 - 20150354	WAIPUILANI CONDO	NEW IRRIGATION SYSTEM/KIHEI	WAIPUILANI CONDOMINIUMS	CABAIS	12/18/2015	A-APPROVED	2390010570000
SM5 - 20150355	HENDRIX, MICHAEL	REPLACE WINDOWN IN BEDROOM#706/LAHAINA	MONTY CARPENTER	QUIGLESS	11/30/2015	A-APPROVED	2430100070122
SM5 - 20150356	FRIEND, MANDY	CHRISTMAS TREE SALE/TENT - KIHEI	MANDY FRIEND	QUIGLESS	12/01/2015	A-APPROVED	2220240280000
SM5 - 20150357	PAIA FISH MARKET	RESTAURANT - TENANT IMPROVEMENTS/LAHAINA	DEAN FRAMPTON	AAKO	12/02/2015	A-APPROVED	2460080030000
SM5 - 20150358	HAWAII GAS COMPANY	GAS METER RELOCATION/LAHAINA	HAWAII GAS	QUIGLESS	12/02/2015	A-APPROVED	2450010010000
SM5 - 20150359	KIHEI ELEMENTARY SCH	BLDG D: RESTROOM ADA IMPROVEMENT /KIHEI	CHING, HERMAN	CABAIS	12/14/2015	A-APPROVED	2220020430000
SM5 - 20150360	KANESHINA, DANE	MAIN DWELLING ADDITION/ALTERATION	PENNY KANESHINA	HIGA	12/03/2015	A-APPROVED	2390490200000
SM5 - 20150361	WAILUKU-KAHULUI POND	WAILUKU-KAHULUI WWRF POND REPLACEMENT	MAUI COUNTY WASTEWATER RECLAMATION DIV	BUIKA	12/07/2015	A-APPROVED	2380011880000
SM5 - 20150362	JOHANSEN RESIDENCE	RETAINING WALL/POOL & SPA - KIHEI	RICK MCGOVERN	SCOTT	12/09/2015	A-APPROVED	2210250030000
SM5 - 20150363	QUEEN KAAHUMANU	QUEEN KAAHUMANU CENTER/KAHULUI	JACQUELINE PERREIRA	FASI	12/09/2015	A-APPROVED	2370020200000
SM5 - 20150364	VRIELING, MARK	ATF LANAI & DECK, ET ALL / HAIKU	VRIELING, CHERYL	SCOTT	12/09/2015	A-APPROVED	2290070740000
SM5 - 20150365	PAPAKEA AOAO	REPAIRS TO SEA WALL/LAHAINA	JOSEPH HIGGINS	SCOTT	12/08/2015	A-APPROVED	2440010550000
SM5 - 20150366	FOOS, FREDERICK/VERO	INTERIOR REMODELING/LAHAINA	FREDERICK & VERONICA FOOS	SCOTT	12/10/2015	A-APPROVED	2430100070195

* = Shoreline Projects

PD-Approved SMA Exempt Projects for Maui

Permit Completion Date: 11/23/2015 - 12/23/2015



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Permit #	Project	Permit Name	Applicant Name	Planner	Completed Date	Decision	TMK(s)
SM5 - 20150367	SNOWDEN, VIRGINIA	SWIMMING POOL & WATER FEATURE/KIHEI	VIRGINIA SNOWDEN		12/11/2015	A-APPROVED	2390130560000
SM5 - 20150368	AMERICAN PROMOTIONAL	TEMPORARY TENT / KIHEI	AMERICAN PROMOTIONAL EVENTS	QUIGLESS	12/14/2015	A-APPROVED	2390080280000
SM5 - 20150369	MATZ, RONALD/SANDRA	MAIN DWELLING/GARAGE ALTERATION/WAILEA	MARC A TARON	HIGA	12/14/2015	A-APPROVED	2210220310000
SM5 - 20150370	CABRAL DWS IMPROVEME	WATER IMPROVEMENTS ON VACANT LAND / HANA	WAYNE I ARAKAKI ENGINEERING		12/14/2015	A-APPROVED	2130050130000
SM5 - 20150372	PHANTOM FIREWORKS	TEMP TENT/STORAGE CONTAINER / KAHULI	PHANTOM FIREWORKS	QUIGLESS	12/16/2015	A-APPROVED	2370020200000
SM5 - 20150373	VALLEY ISLE RESORT	DIRECTIONAL SIGN INSTALLATION/LAHAINA	KEN BRETANA	QUIGLESS	12/16/2015	A-APPROVED	2430100040000
SM5 - 20150375	HYUNDAI TOURNAMENT	TENTS 2016 VOLUNTEER PARKING LOT	PGA TOUR	QUIGLESS	12/18/2015	A-APPROVED	2420040370000
SM5 - 20150376	BAKEMAN, CHRIS	SWIMMING POOL ADDITION / KIHEI	CHRIS BAKEMAN		12/21/2015	A-APPROVED	2390400670000
SM5 - 20150377	WESTIN KA'ANAPALI	WATERPROOFING REPAIR BASEMENT/LAHAINA	JEFF DELA CRUZ	THACKERSON	12/21/2015	A-APPROVED	2440140030000
SM5 - 20150378	LEARNED	REMODEL CONTINUATION/LAHAINA	MICHAEL LEARNED	SCOTT	12/21/2015	A-APPROVED	2460290170000
SM5 - 20150379	RAMSEY RESIDENCE	RAMSEY SF RESIDENCE REMODEL/KAPALUA	SARA WOODFIELD	SCOTT	12/22/2015	A-APPROVED	2420040300000
SM5 - 20150380	WARD, BRUCE STEPHEN	MAIN DWELLING ALTERATION/LAHAINA	BRUCE STEPHAN WARD		12/22/2015	A-APPROVED	2420030530000

Grand Total : 32