

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

OFFICE OF THE COUNTY CLERK

2016 DEC -5 AM 11:08

RECEIVED

AGENDA

DATE: DECEMBER 13, 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: Max Tsai (Chair), Sandra Duvauchelle (Vice-Chair), Pua Canto, Lawrence Carnicelli, Stephen Castro, Wayne Hedani, Richard Higashi, Larry Hudson, 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 HEARINGS (Action to be taken after public hearing.)
 - 1. MR. WILLIAM SPENCE, Planning Director transmitting Council Resolution No. 16-100 referring to the Maui Planning Commission a proposed bill to amend the West Maui Community Plan designation from Park to Business and a proposed bill to change the zoning from PK General Park designation to B-2 Community Business District for portions of properties situated at TMK: 4-4-001: 010 and 4-4-014: 006, Lahaina, Maui, Hawaii. (CPA 2016/0003) (CIZ 2016/0004) (P. Fasi)

The proposed land use entitlements involve an area of about 0.049 acres of land.
 - 2. MR. THOMAS PARKER of the CENTRAL FEDERAL LANDS HIGHWAYS DIVISION, FEDERAL HIGHWAYS ADMINISTRATION, U.S. DEPARTMENT OF TRANSPORTATION requesting a Special Management Area Use Permit and Shoreline Setback Variance for the Lahaina Bypass 1B-2 Design Build Project along the right of way located mauka of the existing Honoapiilani Highway between Hokiokio Place and the former Olowalu Landfill at TMK: 4-7-1: 22 (por.), 30 (por.), 39 (por.), 4-7-003: 32 (por.), 4-7-13: 2 (por.), 5 (por.), 8 (por.), 10 (por.), 11 (por.), 12 (por.); 4-7-14: 1 (por.), 2 (por.) 3 (por.), 4 (por.), 5 (por.), 6 (por.), 7 (por.), 8 (por.), 9 (por.), 10 (por.), 011 (por.), and 14 (por.), Launiupoko, Island of Maui. (SM1 2016 /0008) (K. Scott)
 - 3. MR. MICHAEL BASKIN of SEASHORE PROPERTIES LLC requesting a County Special Use Permit to operate a nine (9) bedroom transient vacation rental (Paia Inn) with 1st floor lobby on property situated at 93 Hana Highway, TMK: 2-6-002: 027, Paia, Island of Maui. (CUP 2015/0006) (K. Wollenhaupt)

D. COMMUNICATIONS

1. ISAAC HALL, attorney for FRANCINE AARONA submitting on November 29, 2016 a Petition to Deny Applications because the proposed uses are prohibited by the Community Plan or in the alternative to intervene on the following:

MR. MICHAEL BASKIN of SEASHORE PROPERTIES LLC requesting a County Special Use Permit to operate a nine (9) bedroom transient vacation rental (Paia Inn) with 1st floor lobby on property situated at 93 Hana Highway, TMK: 2-6-002: 027, Paia, Island of Maui. (CUP 2015/0006) (CTB 2015/0009) (SMX 2015/0522) (K. Wollenhaupt)

The Commission may take action on this request.

Should the Commission grant the Petition to Intervene, then they may also take action on the following:

- a. Selection of the Hearings Body/Hearings Officer
- b. Selection of the Mediator

Should the Commission act to deny the intervention request, then they could act on the application requests.

E. ACCEPTANCE OF THE ACTION MINUTES OF THE NOVEMBER 22, 2016 MEETING AND REGULAR MINUTES OF THE JUNE 28, 2016 MEETING AND OCTOBER 25, 2016 SPECIAL MEETING

F. DIRECTOR'S REPORT

1. SMA Minor Permit Report
2. SMA Exemptions Report
3. Discussion of Future Maui Planning Commission Agendas
 - a. January 10, 2017 agenda items

G. NEXT REGULAR MEETING DATE: January 10, 2017

H. ADJOURNMENT

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 December 13, 2016 was on November 29, 2016.

ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON EACH AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES AND THE COMMISSION'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 AND/OR EMAILED TESTIMONY REQUESTED SHOULD BE RECEIVED AT LEAST TWO (2) BUSINESS DAYS BEFORE THE MEETING TO ENSURE 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 AND/OR EMAILS 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.
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County of Maui
 Kalana O Maui Building
 200 South High Street,
 Wailuku, HI 96793-2155

PD-Approved SMA Minor Projects for Maui

11/30/2016

Permit Completion Date: 11/07/2016 - 11/30/2016

Permit #	Project	Description	Permit Name	Applicant Name	Planner	Completed Date	Decision	TMK(s)
SM2 - 20130043	HAMO A BEACH	HAMO A BEACH IMPROVEMENTS	REPLACE CESSPOOL W/SEPTIC SYSTEM/HAMO A	DAVE ROTH	SCOTT	11/14/2016	A W/COND-APPROVED WITH CONDITIONS	21401000100000
SM2 - 20160126	COURTLANDT GATES	COURTLANDT GATES DWELLING UNIT	SINGLE FAMILY DWELLING UNIT/HAIKU	COURTLANDT GATES	SCOTT	11/22/2016	A W/COND-APPROVED WITH CONDITIONS	22700708000000

Grand Total : 2

PD-Approved SMA Exempt Projects for Maui

Permit Completion Date: 11/07/2016 - 11/30/2016



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

Permit #	Project	Permit Name	Applicant Name	Planner	Completed Date	Decision	TMK(s)
SM5 - 20160330	PHANTOM FIREWORKS- KA	TEMPORARY TENT/STORAGE CONTAINER	TOM FIREWORKS	WAIKIKI	11/14/2016	A-APPROVED	2370020200000
SM5 - 20160331	PHANTOM FIREWORKS -	FIREWORKS TENT/STORAGE - KIHEI	PHANTOM FIREWORKS	WAIKIKI	11/14/2016	A-APPROVED	2390030160000
SM5 - 20160332	FRYE, MARY JO	3RD DWELLING/KIHEI	MICHAEL ANGELO LEONE	HIGA	11/14/2016	A-APPROVED	2390150200000
SM5 - 20160333	ANDERSEN, DAVID	SWIMMING/ SPA ADDITION - KIHEI	ANDERSEN, DAVID	HIGA	11/14/2016	A-APPROVED	2210222040000
SM5 - 20160334	KAHAKULOA BRIDGE	STAGING/STORAGE/LOADINGKAHAKULOA	DEPARTMENT OF PUBLIC WORKS	SCOTT	11/15/2016	A-APPROVED	2310041260000
SM5 - 20160335	WALEA GATEWAY PARKI	MODIFICATIONS TO ADD ADD'L PARKING/WAILE	STEVEN MARLETTE, AIA	FASI	11/15/2016	A-APPROVED	2210081510000
SM5 - 20160336	UHCM PHOTOVOLTAIC	NEW PHOTOVOLTAIC SYSTEMKAHULUI	JOHNSON CONTROLS, INC.	WAIKIKI	11/18/2016	A-APPROVED	2370020110000 2380070400000
SM5 - 20160337	ORTEGA, JESUS	ATF ADDITION TO DWELLING/KIHEI	ORTEGA, JESUS G	SCOTT	11/17/2016	A-APPROVED	2220300260000
SM5 - 20160338	MAGNESS, KURT	ATTACH GARAGE WORKSHOP TO HOUSEPAIA	KURT MAGNESS	SCOTT	11/16/2016	A-APPROVED	2260090240001
SM5 - 20160339	KIHEI WALEA MEDICAL	INTERIOR ALTERATIONSKIHEI	JEREMY STODDART	QUIGLESS	11/18/2016	A-APPROVED	2220240210000
SM5 - 20160340	FRONT STREET DELI	ATF INTERIOR ALTERATIONS LAHAINA	MAUI MARITIME INC.	FURUKAWA	11/17/2016	A-APPROVED	2460080020000
SM5 - 20160341	PUAMANA CANAL	REPAIR DAMAGED CANAL WALL LAHAINA	SCOTT NAGANUMA	SCOTT	11/18/2016	A-APPROVED	2460280010000
SM5 - 20160342	HOTEL WALEA	INSTALL POOLSIDE GREASE INTERCEPT WAILEA	DONOVAN LYNCH	QUIGLESS	11/21/2016	A-APPROVED	2210081050000
SM5 - 20160343	MAUI LIFE LLC	INTERIOR ALTERATIONS LAHAINA	JERRY & DEBRA MELE- BLANCHARD	WAIKIKI	11/21/2016	A-APPROVED	2430160060042
SM5 - 20160344	IRWIN, DAVID	2ND FLOOR ADDITION RENOVATION PAIA	DAVID IRWIN		11/21/2016	A-APPROVED	2250130500000
SM5 - 20160345	COVE PARK SIDEWALK	REPAIR SIDEWALK & WALL KIHEI	DEPARTMENT OF PUBLIC WORKS	BUIKA	11/28/2016	A-APPROVED	2390050520000
SM5 - 20160346	JORDEN RESIDENCE	SF RESIDENCE RENOVATION WAILEA	SATISH K. GHOLKAR	HIGA	11/29/2016	A-APPROVED	2210220180000

Grand Total : 17