

MAUI COUNTY CULTURAL RESOURCES COMMISSION

AGENDA

DATE: May 4, 2017
TIME: 10:00 a.m.
PLACE: Planning Department Conference Room
Kalana Pakui Building, 1st Floor
250 South High Street, Wailuku, Hawai'i 96793

Members: Janet Six (Chair); Whitney Apo; Timothy Bailey; Christy Kajiwarra-Gusman; Luana Kawaa; Ivan Lay; Michael "Kaleo" Ropa; Lori Sablas; Frank Skowronski

- A. CALL TO ORDER
- B. ELECTION OF CHAIR AND VICE-CHAIR FOR THE 2017-2018 BOARD YEAR
- C. 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. Maximum time limits of at least three minutes may be established on individual testimony by the Commission. More information on oral and written testimony can be found below.
- D. HEARING
 - 1. Munekiyo Hiraga, on behalf of the Hawaii Department of Land and Natural Resources, requesting approval of the plans for the Proposed Lahaina Small Boat Harbor Ferry Pier Improvements, including repairs to the seawall fronting the Coast Guard lighthouse property, construction of a new ferry pier with an open shade structure north of the existing pier, construction of a new gangway, demolition and replacement of an administration building, improvements to utilities, and improvements to Wharf and Hotels Streets, located within County Historic District No. 1, Lahaina, Hawaii, TMKs (2) 4-6-001:002, 003, 014, 017 (E. Wade)

The Commission may approve or disapprove the plans pursuant to Subsection 19.52.020.A of the Maui County Code
- E. UNFINISHED BUSINESS
 - 1. Presentation by Maui County Department of Water Supply on the Ka Pa`akai process for the Maui Island Water Use and Development Plan (WUDP) and request for assistance in identifying (1) cultural/historic/natural resources or Native Hawaiian traditional and

customary practices and (2) potential impacts that may occur if preliminarily identified strategies for the draft WUDP are implemented, and (3) mitigation measures to protect these resources and rights (A. Kehler)

The Commission may advise the Department of Water Supply on cultural/historical matters as they relate to the draft WUDP's preliminary identified strategies pursuant to 2.88.060.A, Maui County Code

F. ANNUAL COMMISSIONER TRAINING

1. Maui County Code Chapter 2.88 – Cultural Resources Commission (A.Kehler)
2. Maui County Code Chapters 19.48, 19.50, 19.52 – Maui County Historic Districts (A. Kehler)
3. Chapter 12-530 – Rules of Practice and Procedure for the Maui County Cultural Resources Commission (A. Kehler)

Chapter 12-531 – Standards and Criteria Relating to the Duties and Authority of the Cultural Resources Commission (A. Kehler)
4. Legal Issues
 - a. Hawaii Revised Statutes Chapter 92 – “Sunshine Law”
 - b. Hawaii Revised Statutes Chapter 91 – “Administrative Procedure”
 - c. Maui County Charter/Code of Ethics
 - d. Policy Against Discrimination (R. Thomson)

G. NEW BUSINESS

1. Workshop on historic preservation incentives available to nationally registered historic buildings such as Kaahumanu Church (A. Kehler)

The Commission may provide information on financial incentives available to buildings listed in the National Register of Historic Places pursuant to Subsection 2.88.060.B of the Maui County Code

H. NEXT MEETING DATE: June 1, 2017

I. ADJOURNMENT

Cultural Resources Commission
Agenda – May 4, 2017
Page 3

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 315, WAILUKU, MAUI, HAWAII 96793.

UNLESS OTHERWISE SPECIFIED BY ANOTHER SPECIFIC COMMISSION RULE, ANY PETITION TO INTERVENE AS A FORMAL PARTY IN THE PROCEEDINGS BEFORE THE COMMISSION SHALL BE FILED WITH THE COMMISSION AND SERVED UPON THE APPLICANT BEFORE THE COMMENCEMENT OF THE FIRST PUBLIC HEARING.

ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON ANY AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES AND THE COMMISSION'S RULES OF PRACTICE AND PROCEDURE, EXCEPT FOR CONTESTED CASES UNDER CHAPTER 91, HRS, AS NOTED ABOVE.

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 Planning Department at least one day prior to the meeting date. Thank you for your cooperation. S:\ALL\SUZETTE\CRC\AGENDAS\2017_Agendas\050417 CRC AGENDA.doc