



# PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

[www.MauiCounty.us/LU](http://www.MauiCounty.us/LU)

Committee Chair  
Robert Carroll

Committee  
Vice-Chair  
Riki Hokama

Voting Members:

Alika Atay  
Elle Cochran  
Stacy Crivello  
Don S. Guzman  
Kelly T. King  
Yuki Lei K. Sugimura  
Mike White

## LAND USE COMMITTEE

**Wednesday, October 4, 2017**

**1:30 p.m.**

MEETING SITE:

Council Chamber  
Kalana O Maui Building, 8th Floor  
200 South High Street  
Wailuku, Hawaii

OFFICE OF THE  
COUNTY CLERK

2017 SEP 28 AM 10:56

RECEIVED

## AGENDA

### COMPLIANCE REPORT REQUIRED BY ORDINANCE 4135, RELATING TO THE KIHEI HIGH SCHOOL (STATE DEPARTMENT OF EDUCATION) (LU-39)

**Description:** The Committee is in receipt of General Communication 17-6, from Kathryn S. Matayoshi, Superintendent, State Department of Education, transmitting an annual compliance report as required by Condition 3 of Ordinance 4135, granting P-1 Public/Quasi-Public District zoning for 77.182 acres identified for real property tax purposes as tax map key (2) 2-2-002:081, Kihei, Maui, Hawaii, for the Kihei High School project.

**Status:** The Committee may discuss the compliance report and receive input from a representative of the State Department of Education on the status of the project and compliance with the conditions of zoning. The Committee may also consider the filing of General Communication 17-6 and other related action.

General Communication 17-6

### COMPLIANCE REPORT REQUIRED BY ORDINANCE 4220, RELATING TO THE PUUNENE HEAVY INDUSTRIAL SUBDIVISION (CMBY 2011 INVESTMENT, LLC) (LU-38)

**Description:** The Committee is in receipt of General Communication 17-5, from Blanca Lafolette, Project Coordinator, CMBY 2011 Investment, LLC, transmitting an annual compliance report as required by Ordinance 4220, granting M-3

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Restricted Industrial District zoning for 86.030 acres identified for real property tax purposes as tax map key (2) 3-8-008:019, for the Puunene Heavy Industrial Subdivision project.

**Status:** The Committee may discuss the compliance report and receive input from Blanca Lafolette, Project Coordinator for CMBY 2011 Investment, LLC, or another representative on behalf of CMBY 2011 Investment, LLC, on the status of the project and compliance with the State Land Use Commission’s conditions. The Committee may also consider the filing of General Communication 17-5 and other related action.

General Communication 17-5

## **DISTRICT BOUNDARY AMENDMENT, COMMUNITY PLAN AMENDMENT, AND CHANGE IN ZONING FOR HUI NO`EAU VISUAL ARTS CENTER (LU-43)**

**Description:** The Committee is in receipt of the following:

1. County Communication 17-363, from Council Chair Mike White, transmitting a proposed resolution to refer to the Maui Planning Commission proposed bills to amend the State Land Use District Classification and change the zoning for approximately 14.775 acres in Makawao, Maui, Hawaii, identified for real property tax purposes as tax map key (2) 2-4-002:011 and a portion of tax map key (2) 2-4-002:006; and to amend the Community Plan and Land Use Map for approximately 4.306 acres in Makawao, Maui, Hawaii, identified for real property tax purposes as a portion of tax map key (2) 2-4-002:006, for the Hui No`eau Visual Arts Center.
2. Correspondence dated September 26, 2017, from the Department of the Corporation Counsel, transmitting a revised proposed resolution entitled “REFERRING TO THE MAUI PLANNING COMMISSION PROPOSED BILLS TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION, ZONING, AND MAKAWAO-PUKALANI-KULA COMMUNITY PLAN AND LAND USE MAP FOR PROPERTY SITUATED AT MAKAWAO, MAUI, HAWAII, TAX MAP KEYS (2) 2-4-002:011 AND (2) 2-4-002:006 (POR.) (HUI NO`EAU VISUAL ARTS CENTER).” The purpose of the revised proposed resolution is to refer to the Maui Planning Commission the following:
  - a. A proposed bill entitled “A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM AGRICULTURAL TO RURAL FOR PROPERTY SITUATED AT MAKAWAO, MAUI, HAWAII, TAX MAP KEYS (2) 2-4-002:011 AND (2) 2-4-002:006 (POR.)” The purpose of the proposed bill is to grant a District Boundary Amendment from Agricultural to Rural for approximately 14.775 acres in Makawao, Maui, Hawaii, identified for real property tax purposes as tax map key (2) 2-4-002:011 and a portion of tax map key (2) 2-4-002:006.
  - b. A proposed bill entitled “A BILL FOR AN ORDINANCE TO

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CHANGE ZONING FROM INTERIM AND AGRICULTURAL DISTRICTS TO P-1 PUBLIC/QUASI-PUBLIC DISTRICT FOR PROPERTY SITUATED AT MAKAWAO, MAUI, HAWAII, TAX MAP KEYS (2) 2-4-002:011 AND (2) 2-4-002:006 (POR.).” The purpose of the proposed bill is to grant a Change in Zoning from Interim District and Agricultural District to P-1 Public/Quasi-Public District for approximately 14.775 acres in Makawao, Maui, Hawaii, identified for real property tax purposes as tax map key (2) 2-4-002:011 and a portion of tax map key (2) 2-4-002:006, respectively.

- c. A proposed bill entitled “A BILL FOR AN ORDINANCE TO AMEND THE MAKAWAO-PUKALANI-KULA COMMUNITY PLAN AND LAND USE MAP FROM AGRICULTURAL TO PUBLIC/QUASI-PUBLIC FOR PROPERTY SITUATED AT MAKAWAO, MAUI, HAWAII, TAX MAP KEY (2) 2-4-002:006 (POR.).” The purpose of the proposed bill is to grant a Community Plan Amendment from Agricultural to Public/Quasi-Public for approximately 4.306 acres in Makawao, Maui, Hawaii, identified for real property tax purposes as a portion of tax map key (2) 2-4-002:006.

**Status:** The Committee may consider whether to recommend adoption of the revised proposed resolution, with or without further revisions. The Committee may also consider the filing of County Communication 17-363 and other related action.

County Communication 17-363

Correspondence from Corp Counsel 09-26-2017

## **CONDITIONAL PERMIT FOR CONTINUED OPERATION OF A PARKING LOT ON PROPERTY IDENTIFIED AS TAX MAP KEY (2) 2-1-008:141 (WAILEA) (LU-44)**

**Description:** The Committee is in receipt of the following:

1. County Communication 17-364, from the Planning Director, transmitting a proposed bill entitled “A BILL FOR AN ORDINANCE AMENDING A CONDITIONAL PERMIT IN ORDER TO EXTEND AND CONTINUE OPERATING A PARKING LOT WITHIN THE A-2 APARTMENT DISTRICT, AND TRANSFERRING THE PERMIT HOLDER FROM SOUTH MAUI BUSINESS PARTNERS TO WAILEA GOLF LLC, FOR PROPERTY IDENTIFIED AS TAX MAP KEY NUMBER (2) 2-1-008:141, WAILEA, KIHEI, MAUI, HAWAII.” The purpose of the proposed bill is to grant a request from Anne M. Takabuki, Manager, Wailea Golf LLC, to amend a Conditional Permit granted by Ordinance 2829 (2000) to allow for the continued operation of a parking lot on approximately 24,066 square feet of land within the A-2 Apartment District, identified for real property tax purposes as tax map key (2) 2-1-008:141. The proposed bill would authorize an extension and transfer of the Conditional Permit.

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- 2. Correspondence dated September 20, 2017, from the Planning Director, stating that on March 21, 2016, a time extension of the Conditional Permit had been administratively approved through February 28, 2030, pursuant to Section 19.40.090, Maui County Code, and suggesting the proposed bill be revised accordingly.

**Status:** The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the filing of County Communication 17-364 and other related action.

County Communication 17-364

Correspondence from Planning 09-20-2017

REMOTE TESTIMONY SITES

Hana	Lanai	Molokai
Council District Office	Council District Office	Council District Office
Hana Community Center	Lanai Community Center	100 Ainoa Street
5091 Uakea Road	8th Street	Kaunakakai, Hawaii
Hana, Hawaii	Lanai City, Hawaii	

CONTACT INFORMATION

Office of Council Services	(808) 270-7838 (phone)	(808) 270-7686 (fax)
200 South High Street	(800) 272-0098 (toll-free from Lanai)	
Wailuku, Hawaii 96793	(800) 272-0026 (toll-free from Molokai)	

COMMITTEE STAFF

Carla Nakata and Clarita Balala

TESTIMONY

Oral or written testimony on any agenda item will be accepted. Email testimony to [lu.committee@mauicounty.us](mailto:lu.committee@mauicounty.us).

For more information on testifying please visit [www.MauiCounty.us/how-to-testify](http://www.MauiCounty.us/how-to-testify) or contact the Office of Council Services. If written testimony is submitted at the meeting site, 16 copies are requested.

DISABILITY ACCESS

People with disabilities requiring special accommodations should contact the Office of Council Services at least three working days prior to the meeting date.

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Agenda items are subject to cancellation.