

PURSUANT TO CHAPTER 92, HAWAII REVISED STATUTES AS AMENDED, AND THE GOVERNOR'S EMERGENCY PROCLAMATIONS RELATED TO THE COVID-19 CRISIS, NOTICE IS HEREBY GIVEN OF A REGULAR MEETING OF THE MAUI PLANNING COMMISSION

AGENDA  
(HYPERLINKS TO MEETING MATERIALS ADDED)

DATE: AUGUST 25, 2020  
TIME: 9:00 A.M.  
PLACE: Online only via BlueJeans; **Meeting ID: 604 427 346**

Members: Lawrence Carnicelli (Chair), Christian Tackett (Vice-Chair), Stephen Castro, Kawika Freitas, P. Denise La Costa, Kellie Pali, Dale Thompson

A. CALL TO ORDER

Public testimony will be taken when each agenda item is discussed. **Testimony will be limited to a maximum of three (3) minutes.**

To listen to the meeting or provide oral testimony via phone, dial 1-888-748-9073 (toll free) or 1-408-915-6290 or 1-408-740-7256 and enter **code: 604 427 346**

To watch the meeting or provide video testimony, use meeting link: <https://maui.bluejeans.com/604427346>

To provide written testimony, email comments to [planning@mauicounty.gov](mailto:planning@mauicounty.gov) at least two business days prior to the meeting; written testimony will be distributed to commission members and will be reviewed at the meeting.

Testifiers will be called by the Chair to offer their testimony and are asked to mute their audio and video when they are not testifying.

Testifiers via video are asked to sign-up using the Chat function to send a Direct Message to Planning Director Michele McLean providing your name. Testifiers via phone will be called by the Chair after video testimony is finished.

Commissioners shall not be contacted by the Chat function

B. COMMUNICATIONS

1. MS. GWENDOLYN LEIALOHA CHENEY RIVERA, Senior Associate of Munekiyo Hiraga, requesting a two year time extension on the Special Management Area Use Permit condition to initiate construction of the Wailea MF-7 Multi-Family Residential Project at Kai Malu Drive. TMK: 2-1-008: 116, Wailea, Island of Maui. (SM1 2006/0038) (PD1 2006/0004) (PD2 2006/0004) (PD3 2007/0004) (P. Fasi) ([Report](#))

2. RD Olson Investments II, LLC requesting an amendment to a Step 1 Planned Development Approval for a Wailea subdivision located within the H-M Hotel, H-1 Hotel, A-2 Apartment and A-1 Apartment Districts affecting TMKs (2) 2-1-028:003, 004, 141 and 155, located at Wailea, Island of Maui (PD1 2018/0001) (C. Thackerson) ([Report](#))
3. KAA NAPALI BEACH HOTEL requesting Special Management Use Permit and Shoreline Setback Variance time extensions to extend the period to complete construction by six months, for the Kaanapali Beach Hotel Restaurant/Canoe Hale at 2525 Kaanapali Parkway, TMK (2) 4-4-008:003, Kaanapali, Lahaina, Island of Maui (SM1 90/0040) (SSV 99/0001) (C. Thackerson) ([Report](#))

C. REVIEW OF PROPOSED SETTLEMENT AGREEMENT

1. [Proposed Settlement Agreement](#) between the COUNTY OF MAUI and MAUI OUTLET ASSOCIATES, LLC, THE HARRY AND JEANETTE WEINBERG FOUNDATION INCORPORATED, and TOMMY BAHAMA R&R HOLDINGS, INC., for the following Notices of Violation relating to activities occurring on property leased by Maui Outlets, Space B-2 in the property subleased to Tommy Bahama: NOV 2020/0064 (the "Shoreline NOV"); and NOV 2020/0065 (the "SMA NOV") located at 900 Front Street, Lahaina, Island of Maui, TMK: (2) 4-5-002:009 (M. McLean) (C. Thackerson)

D. DIRECTOR'S REPORT

1. SMA Minor Permit Report  
This is for notification and review purposes. No action is anticipated.
2. SMA Exemptions Report  
This is for notification and review purposes. No action is anticipated.
3. Discussion of Future Maui Planning Commission Agendas
  - a. September 8, 2020 agenda items

E. NEXT REGULAR MEETING DATE: September 8, 2020

F. ADJOURNMENT

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 SECTION 92-5(a)(4), HAWAII REVISED STATUTES.

UNLESS OTHERWISE SPECIFIED BY PLANNING COMMISSION RULE, ANY PETITION TO INTERVENE AS A FORMAL PARTY IN A PROCEEDING 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 of 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 August 25, 2020 was on August 10, 2020.

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. PLEASE NOTE THAT ANYONE WISHING TO PROVIDE ORAL TESTIMONY PERTAINING TO AN AGENDA ITEM THAT IS A "CONTESTED CASE" PURSUANT TO CHAPTER 91, HAWAII REVISED STATUTES, MAY BE ASKED TO TESTIFY UNDER OATH OR AFFIRMATION, AND MAY BE SUBJECT TO LIMITED CROSS-EXAMINATION IN ACCORDANCE WITH SECTION 91-10(3), HAWAII REVISED STATUTES.

WRITTEN TESTIMONY, WHETHER SENT VIA FAX, EMAIL, OR USPS MAIL SHOULD BE RECEIVED BY THE DEPARTMENT OF PLANNING BY 5:00 P.M. 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.

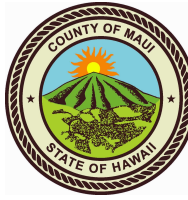
DOCUMENTS RELATING TO THIS MEETING MAY BE FOUND ON THE COUNTY OF MAUI OFFICIAL WEBSITE AT [www.mauicounty.gov](http://www.mauicounty.gov), UNDER BOARDS AND COMMISSIONS, MAUI PLANNING COMMISSION.

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.

**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

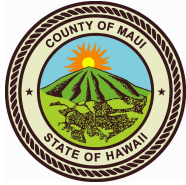
## PD-Approved SMA Minor Projects for Maui

08/13/2020

Permit Completion Date: 07/29/2020 - 08/12/2020

Permit #	Project	Description	Permit Name	Applicant Name	Planner	Completed Date	Decision	TMK(s)
SM2 - 20200017	HEATLEY RESIDENTIAL	HEATLEY RESIDENTIAL ADDITION	HEATLEY RESIDENTIAL ADDITION/MAKENA	CRAIG L. HEATLEY		07/29/2020	A W/COND-APPROVED WITH CONDITIONS	2210110050000
SM2 - 20200066	SASADA SEPTIC SYSTEM	REPLACE EXISTING CESSPOOL WITH SEPTIC SYSTEM	SASADA SEPTIC SYSTEM/WAILUKU	GEORGENA CHUNG-SASADA		07/29/2020	A W/COND-APPROVED WITH CONDITIONS	2320110440000
SM2 - 20200067	POLO BEACH PARKING	PARKING LOT AND SIDEWALK IMPROVEMENTS	POLO BEACH PARKING/KIHEI	CHRIS HART & PARTNERS, INC.	THACKERSON	08/05/2020	A W/COND-APPROVED WITH CONDITIONS	2210230080000 2210230100000
SM2 - 20200068	MAKENA GOLF CART BAR	NEW GOLF CART STORAGE BARN	SMX/GOLF CART BARN/MAKENA	MAKENA GOLF & BEACH CLUB		08/06/2020	A W/COND-APPROVED WITH CONDITIONS	2210051080000
SM2 - 20200069	HALE MA KE KAI	ADDITION OF COVERED LANAI & ACCESSORY DWELLING RECONSTRUCTION	HALE MA KE KAI/KIHEI	HARRY VAN'T GROENEWOUT TRUST		08/12/2020	A W/COND-APPROVED WITH CONDITIONS	2390060080000

**Grand Total : 5**



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

## PD-Approved SMA Exempt Projects for Maui

08/13/2020

Permit Completion Date: 07/29/2020 - 08/12/2020

Permit #	Project	Permit Name	Applicant Name	Planner	Completed Date	Decision	TMK(s)
SM5 - 20200178	DONNA TING DWELLING	SMA APP/700SF DWELLING UNIT-KIHEI	DONNA TING		07/30/2020	A-APPROVED	2390150060000
SM5 - 20200180	HIL02249ROYAL KAHANA	HIL02249 ROYAL KAHANA	AT&T MOBILITY		07/31/2020	A-APPROVED	2430100070000
SM5 - 20200181	HIL02264 OGG	SMX/HIL02264 KAH AIRPORT AT&T/KAHULUI	AT&T MOBILITY	DIAS	07/30/2020	A-APPROVED	2370100090000
SM5 - 20200182	WILLIAMS NEW POOL	SMX/WILLIAMS NEW POOL/KIHEI	HAWAII OFF GRID ARCHITECTURE & ENGINEERING	DIAS	07/30/2020	A-APPROVED	2390360270000
SM5 - 20200184	REDUCED PRESSURE	REDUCE PRESSURE BACKFLOW PREVENTER/MAKEN	MAKENA GOLF & BEACH CLUB		08/04/2020	A-APPROVED	2210050860000
SM5 - 20200185	ROASTED CHILES	SMX/ROASTED CHILES OUTSIDE FENCE/KIHEI	JOSE OFIR BENITER ARCE		08/05/2020	A-APPROVED	2390020280000
SM5 - 20200186	FERGUSON, GAVIN	FENCING & GATE REPLACEMENT/PAIA	GAVIN FERGUSON	FASI	08/10/2020	A-APPROVED	2380021150000
SM5 - 20200187	PARKER A. FERGUSON	RENOVATION_ATF/HANA	PRO DRAFT INC	FASI	08/10/2020	A-APPROVED	2260020130000
SM5 - 20200188	HILL, POOL & SPA	SMA APP/POOL, SPA & DECK-KIHEI	STEVEN & KARMA HILL	KELIIKOVA	08/06/2020	A-APPROVED	2390600230000
SM5 - 20200189	SINGLE FAMILY DWELLI		KELLY ROSE KANALE BISHOP	DIAS	08/06/2020	A-APPROVED	2270060180000
SM5 - 20200190	WALL/MR. CHUNG	SMA APP/RETAINING WALL-WAILUKU	DARIN E. CHUNG		08/06/2020	A-APPROVED	2320150550000
SM5 - 20200191	JEANNETTE IWADO	SMX/JEANNETTE IWADO SOLAR/PAIA	JEANNETTE IWADO	DIAS	08/07/2020	A-APPROVED	2380010480000
SM5 - 20200192	CHEW RESIDENCE	INSTALL ABOVE GROUND POOL	WAYNE PAK	DIAS	08/12/2020	A-APPROVED	2390030650000
SM5 - 20200193	CHEW RESIDENCE	CONVERT GARAGE TO BED AND BATH	WAYNE PAK		08/12/2020	A-APPROVED	2390030650000
SM5 - 20200194	HERRERA ROBBINS	INTERIOR ALTERATION	ARTHUR HERRERA		08/12/2020	A-APPROVED	2220250980000
SM5 - 20200195	KBH PRKING GARAGE	KBH PARKING GARAGE FRP INSTALLATION	MIKE WHITE		08/12/2020	A-APPROVED	2440080030000

**Grand Total : 16**