

**MAUI PLANNING COMMISSION
SUMMARY MINUTES
NOVEMBER 9, 2021**

[\(HYPERLINK TO CHAPTER 1 AUDIO RECORDING OF THE MEETING\)](#)

[\(HYPERLINK TO CHAPTER 2 AUDIO RECORDING OF THE MEETING\)](#)

[\(HYPERLINK TO CHAPTER 3 AUDIO RECORDING OF THE MEETING\)](#)

[\(HYPERLINK TO CHAPTER 4 AUDIO RECORDING OF THE MEETING\)](#)

A. CALL TO ORDER

The regular meeting of the Maui Planning Commission was called to order by Chairperson Christian Tackett at approximately 9:02 a.m., Tuesday, November 9, 2021, online via BlueJeans; **Meeting ID: 427 119 848**

B. PUBLIC HEARINGS

1. AES KUIHELANI SOLAR, LLC requesting a County Special Use Permit to construct and operate the Kuihelani Solar Plus Storage Project, a 60-megawatt (MW) ground mounted solar photovoltaic system coupled with a 240 MW-hour (MWh) battery energy storage system and related equipment on approximately 449.48 acres in the State and County Agricultural Districts, located within a 4,353-acre parcel approximately two miles south of Kahului in the Wailuku District, Island of Maui, Hawaii, TMK (2) 3-8-005:002-0003, (CUP 2021/0003) (P. Fasi)

(Item B.1 begins at approximately 00:04:10 of Chapter 1 of the audio recording.)

(Motion was made at approximately 07:13:21 of Chapter 3 of the audio recording.)

It was moved by Ms. Pali, seconded by Ms. La Costa, then

(Vote was taken at approximately 01:35:17 of Chapter 3 of the audio recording.)

VOTED: To Approve the Project District Phase II Development Approval as Recommended by the Department with Amendments to Conditions 1 and 7.

**(Assenting – K. Pali, P D. La Costa, K. Freitas, J. Edlao, M. Hipolito,
A. Lindsey, K. Thayer, D. Thompson, C. Tackett)**

- C. Discussion with the Dept. of the Corporation Counsel on an anticipated settlement proposal with Dr. Lew Abrams and Maria De Abrams, on behalf of Sacred Earth Assembly related to their appeal of the denial of the Land Use Commission Special

Permit to operate the Sacred Earth Assembly in the State Agricultural District, Haiku, Island of Maui. (SUP1 2019/0001) (SUP2 2017/0011).

An Executive Session will be convened by Deputy Corporation Counsel Brian Bilberry to discuss the background of the case and anticipated settlement agreement. (Commissioners a separate meeting invite will be sent to you for the Executive Session)

The Commission may vote to act on the proposed settlement agreement at the December 14 Commission meeting.

No public testimony will be taken on this item.

(Item C begins at approximately 00:00:52 of Chapter 3 of the audio recording.)

The Commission went into Executive Session to consult with the board's attorney on questions and issues pertaining to board's powers, duties, privileges, immunities and liabilities.

Upon reconvening into regular session, Ms. McLean answered questions that were asked in Executive Session which were not answered in Executive Session. There being no further questions, the Commission moved onto the next item.

D. DIRECTOR'S REPORT

(Item C begins at approximately 00:04:44 of Chapter 4 of the audio recording.)

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.

Ms. La Costa asked what was the scope of work for permits SM2 2021/0079, SM5 2021/0234 and SM5 2021/0237 which Ms. McLean looked up and responded.

3. Discussion of Future Maui Planning Commission Agendas

a. November 23, 2021 agenda items

Ms. McLean went over the items scheduled on the November 23, 2021 agenda.

E. NEXT REGULAR MEETING DATE: November 23, 2021

F. ADJOURNMENT

The meeting was adjourned at approximately 1:41 p.m.

Respectfully Submitted by,

CAROLYN TAKAYAMA-CORDEN
Secretary to Boards and Commissions II

RECORD OF ATTENDANCE

Present

Jerry Edlao
Kawika Freitas
Mel Hipolito, Jr.
P Denise La Costa, Vice-Chair
Ashley Lindsey
Kellie Pali
Christian Tackett, Chair
Kim Thayer
Dale Thompson

Others

Michele McLean, Director, Department of Planning
Michael Hopper, Deputy Corporation Counsel, Department of the Corporation Counsel
Jordan Molina, Deputy Director, Department of Public Works