

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

AGENDA

DATE June 10, 2002 (Monday)
TIME: 9:00 A.M.
PLACE: Planning Department Conference Room, First Floor, Kalana Pakui Building, 250 South High Street, Wailuku, Maui, Hawaii 96793

Public testimony will be taken at the start of the meeting on any agenda item in order to accommodate those individuals who cannot be present at the meeting when the agenda item(s) is (are) considered by the Maui Planning Commission. Public testimony will also be taken when the agenda item is taken up by the Maui Planning Commission. Maximum time limits on individual testimony may be established by the Planning Commission. A person testifying at the beginning of the meeting will not be allowed to testify again when the agenda item comes up before the Commission, unless new or additional information will be offered.

A. PUBLIC HEARINGS (Action to be taken after each public hearing)

1. MR. CHRISTOPHER L. HART, President of CHRIS HART and PARTNERS, INC., of behalf of MR. LARRY SORIANO of SOUTH KIHEI, INC. (Owner) and MR. DOYLE BETSILL of BETSILL BROTHERS CONSTRUCTION, INC. (Developer) requesting a Special Management Area Use Permit for the Waipuilani Estates Subdivision, a 62-lot single family subdivision incorporating the R-0 Zero Lot Line Overlay District concept on 12 acres of land on a 20-acre site with related roadway and other infrastructure improvements at TMK:3-9-001: 009, Kihei, Island of Maui. (SM1 2001/0007) (J. Higa)
 - a. Public Hearing
 - b. Action

B. COMMUNICATIONS

1. May 21, 2002 Declaratory Petition from MS. RUTH K. DODSON concerning the Maui Planning Commission public hearing scheduled for June 10, 2002 for consideration of Special Management Area (SMA) Permit and zoning change for the Waipuilani Estates Single-Family Residential project at TMK: 3-9-001: 009, Kihei, Island of Maui. (J. Higa)

2. MR. DEAN FRAMPTON of MUNEKIYO & HIRAGA, INC., on behalf of SPRINT PCS requesting a 5-year time extension on the State Land Use Commission Special Use Permit in order to continue to operate a 50-foot pole with a top-mounted cellular antenna, a two (2) to four (4) foot microwave dish mounted halfway up the pole and a 9-foot by 15-foot transmitter building within the State Agricultural District at TMK: 4-2-001: portion of 001, Kapalua, Island of Maui. (SUP2 970007) (M. Niles)
3. MR. DEAN FRAMPTON of MUNEKIYO & HIRAGA, INC., on behalf of SPRINT PCS requesting a 5-year time extension on the State Land Use Commission Special Use Permit in order to continue to operate a 70-foot pole with top-mounted cellular telephone antenna and a transmitter building within the State Agricultural District at TMK: 2-4-009: portion of 002, Makawao, Island of Maui. (SUP2 970006) (M. Niles)
4. May 20, 2002 Petition of Intervenor LANCE W. HOLTER for Reconsideration of the Decision and Order for the North Shore Village Special Management Area Use Permit, a 24-lot residential subdivision using the R-0 Zero Lot Line Overlay district process on 3.07 acres at TMK: 2-6-005: 007, 008, and 009, Paia, Island of Maui. (SM1 20010005) (W. Spence)
 - a. Applicant KRS Development's Memorandum in Opposition
5. May 24, 2002 Petition for Reconsideration submitted by DOUGLAS J. SAMESHIMA, attorney for Intervenor MADELYN D'ENBEAU of the Decision and Order for the North Shore Village Special Management Area Use Permit for the North Shore Village project, a 24-lot residential subdivision using the R-0 Zero Lot Line Overlay district process on 3.07 acres TMK: 2-6-005: 007, 008, and 009, Paia, Island of Maui. (SM1 2001/0005) (W. Spence)
 - a. Applicant KRS Development's Memorandum in Opposition

C. DIRECTOR'S REPORT

1. SMA Minor Permit Report circulated for May 28, 2002 meeting (see attached)
2. SMA Exemptions Report circulated for May 28, 2002 meeting (see attached)

3. SMA Minor Permit Report(see attached)
4. SMA Exemptions Report (see attached)

D. NEXT REGULAR MEETING DATE: June 25, 2002

E. ADJOURNMENT

EACH APPLICANT IS REQUESTED TO PROVIDE RESPONSIBLE REPRESENTATION AT THE MEETING.

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 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 MAUI PLANNING DEPARTMENT, 250 S. HIGH STREET, WAILUKU, MAUI, HAWAII 96793.

THOSE PERSONS REQUESTING SPECIAL ACCOMMODATIONS, DUE TO DISABILITIES, PLEASE CALL THE MAUI PLANNING DEPARTMENT AT 270-7735 (Maui) OR 1-800-272-0117 (From Molokai) OR 1-800-272-0125 (From Lanai) OR NOTIFY THE MAUI PLANNING DEPARTMENT IN WRITING AT 250 S. HIGH STREET, WAILUKU, MAUI, HAWAII 96793 OR FAX NUMBER 270-7634; AT LEAST SIX (6) DAYS BEFORE THE SCHEDULED MEETING.

ANY FAXES SHOULD BE RECEIVED BY THE DEPARTMENT OF PLANNING BY 5:00 P.M. ON THE SECOND WORKING DAY BEFORE THE MEETING TO INSURE THAT IT IS CIRCULATED TO THE BOARD.

- * **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.**

PLEASE NOTE: If any member of the Commission is unable to attend the scheduled meeting, please contact the Planning Department at least one working day prior to the meeting date. Thank you for your cooperation. (S:\all\carolyn\061002.2ag)