

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

## AGENDA

NOTE: The Maui Planning Commission agenda filed on November 2, 2001 for a meeting on November 13, 2001 has been cancelled. This new agenda filed on November 6, 2001 replaces the cancelled agenda.

DATE NOVEMBER 13, 2001

TIME: 9:00 A.M.

PLACE: Council Committee Meeting Room, 7th Floor, Kalana O Maui Building,  
200 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. DOYLE BETSILL of BETSILL BROTHERS CONSTRUCTION, INC., requesting a Special Management Area Use Permit in order to construct the Kenolio Place project and related improvements, an R-0 Lot Line Overlay development consisting of twelve (12) single-family residences with supporting infrastructure at 411 Kenolio Road, TMK: 3-9-028: 021, Kihei, Island of Maui. (SM1 2001/0014) (M. Niles)
  - a. Public Hearing
  - b. Action

2. MR. GREGORY A. MCANALLY, President of MAUI DIRECT, INC., dba ALOHA IKE KAU A KAU WEDDINGS for the Kahalia Aloha Chapel requesting a State Land Use Commission Special Use Permit and a Conditional Permit to operate a commercial wedding business in an 840 square foot chapel and four rooms and a bathroom in the main single-family dwelling on approximately two acres of land in the State and County Agricultural Districts at 120 Ala Hoku Place, TMK: 4-3-010: 026, Kahana, Lahaina, Island of Maui. (SUP2 990006) (CP 990014) (J. Higa)

- a. Public Hearing
- b. Action

3. MS. VALERIE LEWIS OKAMURA requesting a Conditional Permit for Maui By the Sea, a short term rental of a one-bedroom cottage in the R-1 Residential District at 523 Hana Highway, TMK: 2-6-009: 008, Paia, Island of Maui. (CP 2001/0018) (C. Suyama)

- a. Public Hearing
- b. Action

B. APPROVAL OF MINUTES OF THE JULY 24, 2001 AND AUGUST 14, 2001 MEETINGS

C. COMMUNICATIONS

1. MS. CLAIRE CARROLL, Chairperson of the HANA ADVISORY COMMITTEE TO THE MAUI PLANNING COMMISSION transmitting the Committee's recommendations on the application by MR. DAVID GOODE, Director of the DEPARTMENT OF PUBLIC WORKS AND WASTE MANAGEMENT requesting a Special Management Area Use Permit for the Papaahawahawa Bridge Replacement project, a one-lane concrete replacement bridge structure and related improvements at TMK: 1-5-006: 001 and 1-5-007: 001, Papaahawahawa, Hana, Island of Maui. (SM1 2001/0015) (W. Spence)

2. DR. BEN AZMAN of the WEST MAUI HEALTH CARE CENTER requesting a time extension on the Special Accessory Use Permit in order to continue to operate a dispensary at the Sheraton Maui Hotel in the H-2 Hotel District at TMK: 4-4-008: 005, Kaanapali, Lahaina, Island of Maui. (ACC 970002) (S. Bosco)

D. PENDING LITIGATION MATTERS (at approximately 11:00 a.m.)

1. Hale O Kaula Church, et. al. v. Maui Planning Commission et. al., Civil No. CV 01-0615 SPK KSC (Appeal of the denial of the Land Use

Commission Special Use Permit request)

NOTE: With reference to this agenda item, one or more executive meetings, pursuant to Section 92-5(a)(4), HRS, are anticipated to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the Maui Planning Commission

E. UNFINISHED BUSINESS

1. MR. HIDEKI HAYASHI of KIAWE PARTNERS requesting a Special Management Area Use Permit for the Alii Village Subdivision, a 30 improved single-family residential lot subdivision and related improvements on approximately 7.414 acres of land at TMK: 3-9-001: 155, Kihei, Island of Maui. (SM1 2000/0029) (D. Suzuki) (deferred from October 9, 2001 meeting.)

F. WORKSHOP NO. 3 ON THE DEVELOPMENT OF AN OPEN SPACE DISTRICT BILL (J. Summers)

G. DIRECTOR'S REPORT

1. Reporting on Issuance of an SMA Emergency Permit dated October 26, 2001 to the State Department of Transportation for the placement of boulders and river rocks along Honoapiilani Highway, Milepost 15.8, Olowalu, Island of Maui. (SM3 2001/0001) (M. Niles)
  - a. Scheduling hearing of Shoreline Setback Variance request
2. SMA Minor Report (see attached)

H. NEXT REGULAR MEETING DATE: NOVEMBER 27, 2001

I. 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\111301.2age)