

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

AGENDA

DATE August 13, 2002
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. APPROVAL OF MINUTES OF THE APRIL 23, 2002 MEETING

B. COMMUNICATIONS

1. MR. DAVID R. CRADDICK, Director of the DEPARTMENT OF WATER SUPPLY requesting an amendment to the Land Use Commission Special Use Permit for the Lahaina Water Treatment Facility Modifications project at TMK: 4-6-018: por. of 012, Lahaina, Island of Maui. (91/SUP-017) (S. Bosco)

C. UNFINISHED BUSINESS

1. BFS, INC., requesting a change in zoning from R-3 Residential District to B-2 Community Business District and a Special Management Area Use Permit for the proposed Ace Hardware Store and related improvements at South Kihei Road, TMK: 3-9-010: 077, Kihei, Island of Maui. (CIZ 2001/0010) (SM1 2001/0016) (J. Aluet a) (Public hearing conducted on July 9, 2002)
2. MR. CHRISTOPHER L. HART, President of CHRIS HART and PARTNERS, INC. of behalf of MR. LARRY SORIANO of SOUTH KИHEI, 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 and related

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improvements on 12 acres of land on a 20-acre parcel at TMK:3-9-001:009, Kihei, Island of Maui. (SM1 2001/0007) (J. Higa) (Public hearing conducted on June 10, 2002)

- a. August 2, 2002 Withdrawal Letter of the SMA application from the applicant
- b. Request for reconsideration by MAUREEN BOND of the Maui Planning Commission's June 10, 2002 denial of Ruth Dodson's Declaratory Petition on June 10, 2002
- c. ISAAC HALL, attorney for MAUREEN BOND submitting a Motion to Vacate Notice of Public Hearing, Public Hearing, and any SMA Permit which may be issued, for lack of adequate prior notice required by law, for new and adequate notice, and a new public hearing and in further support of reconsideration.
- d. Finalization of written order denying Ruth Dodson's Declaratory Petition. Maui Planning Commission action taken on June 10, 2002.

D. DIRECTOR'S REPORT

1. MR. AVERY CHUMBLEY, President of WAILUKU AGRIBUSINESS reporting on the status of land sales for Wailuku Agribusiness per discussions on the Waiolani Pikake land use applications on July 23, 2002 (no later than 10:30 a.m.)
2. Department of Planning's Overview of Long-Range Planning for the Waikapu Area requested at the July 23, 2002 meeting in the context of the review of the Waiolani Pikake land use changes
3. Selection of decisionmaking date for the reopened contested case on the following application:

MR. IAN D. SMITH, Project Manager of KRS DEVELOPMENT, INC. requesting a Special Management Area Use Permit for the North Shore Village, a 24-lot residential subdivision and related improvements at Hana Highway, TMK: 2-6-005: 007, 008, & 009, Paia, Island of Maui. (SM1 2001/0005) (W. Spence) (Public Hearing conducted on July 24, 2001): (W. Spence)

4. Scheduling of Workshop on the proposed latest version of the amended Shoreline Area Rules

5. Selection of public hearing date in the Kihei-Makena region on the following applications:

HOPE CHAPEL requesting a Phase 2 Project District Approval, a County Special Use Permit, and a Special Management Area Use Permit for the Kihei Hope Chapel project involving the development of a new church and related facilities including administrative offices, classrooms, an auditorium, and intern housing at Kihei-Makena Project District 5 (Piilani Village), TMK: 2-2-002: 072, Kihei, Island of Maui. (PH2 20020002) (CUP 20020003) (SM1 20020008) (J. Alueta)

6. Discussion on the responsibility of applicants to attend or hold community meetings to discuss proposed projects
7. Notice of Receipt of Appeal of Planning Director's Decision Not to Process a Request for Special Management Area Assessment for Additions to the Constant Residence at TMK; 2-1-006: 006. Makena, Island of Maui filed by RORY FRAMPTON , Senior Planner of CHRIS HART AND PARTNERS on behalf of FREDERIC W. CONSTANT.
8. Notice of Receipt of Appeal by ISAAC HALL, attorney for FLOYD and DORIS CHRISTENSON of the SMA Minor Permit issued by the Planning Director for additions to a vacation rental at 25 Kaihola Place, TMK: 2-6-012: 056, Kuau, Island of Maui. (SM2 2002/0064)
9. SMA Minor Permit Report (see attached)
10. SMA Exemptions Report (see attached)

E. NEXT REGULAR MEETING DATE: August 27, 2002

F. 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.

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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\081302.age)