

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

## AGENDA

DATE July 23, 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. PUBLIC HEARINGS (Action to be taken after each public hearing item.)

1. MS. JOY KUROSAWA requesting a State Land Use Commission Special Use Permit and a Conditional Permit in order to operate the Studio 106 Hair Salon in the State Rural District and the RU -1 Rural District at 106 Hapapa Road, Kula, Island of Maui. (SUP2 2002/0001) (CP 2002/0002) (C. Suyama)
  - a. Public Hearing
  - b. Action
2. JESSE and ELBIA H. BERMUDEZ requesting a Conditional Permit in order to operate a private beauty operational unit in the R-1 Residential District at 85 Aloalo Place, TMK: 4-3-017: 006, Napili, Lahaina, Island of Maui. (CP 2001/0028) (W. Spence)
  - a. Public Hearing
  - b. Action
3. MR. JOHN HIRASHIMA requesting a Conditional Use Permit in order to continue the operation of the Sunrise Market and Protea Farm in the RU 0.5 Rural District at TMK: 2-3-013: 025, Kula, Island of Maui. (CP 2002/0014) (C. Suyama)

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- a. Public Hearing
- b. Action

B. APPROVAL OF MINUTES OF THE APRIL 9, 2002 MEETING

C. COMMUNICATIONS

1. MR. JOHN HIRASHIMA requesting a 5-year time extension on the Land Use Commission Special Use Permit in order to continue to operate the Sunrise Market at TMK: 2-3-013: 025, Kula, Island of Maui. (SUP 820008) (C. Suyama)
2. CHEVRON PRODUCTS COMPANY requesting approval of the proposed landscaping plan per a condition of the Special Management Area Use Permit for proposed improvements at Chevron's Kahului Marketing Terminal to include the installation of a bottom loading truck rack, a vapor control system, and roof canopy repairs at 100 Hobron Avenue, TMK: 3-7-011: 012, Kahului, Island of Maui. (SM1 2002/0005) (M. Niles) (SMA public hearing conducted on July 9, 2002)
3. Status report on meeting with neighboring property owners on the request by BFS, INC., for 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. Alueta) (Public hearing conducted on July 9, 2002)
4. Selection of a mediator on the following contested case hearing matters:
  - a. ISAAC HALL, attorney for the KAHANA SUNSET OWNERS ASSOCIATION's Intervention on the application by MR. IAN SMITH of CB MAUI, LLC requesting a Special Management Area Use Permit for the Pu'u Kahana project, a 33-lot residential subdivision and related improvements using "mixed density" site plan on Lower Honoapiilani Road, TMK: 4-3-001: 039, Kahana, Island of Maui. (SM1 20010021) (A. Cua) (SMA Public hearing conducted on May 28, 2002)

- b. HAYDEN ALULI, attorney for PIA ALULI 's Intervention on the application by MR. IAN SMITH OF CB MAUI, LLC requesting a Special Management Area Use Permit for the Pu'u Kahana project, a 33-lot residential subdivision and related improvements using "mixed density" site plan on Lower Honoapiilani Road, TMK: 4-3-001: 039, Kahana, Island of Maui. (SM1 20010021) (A. Cua) SMA Public hearing conducted on May 28, 2002)

D. UNFINISHED BUSINESS

1. MR. DONOVAN WEBB, R.M.E., Managing Partner of M2W L.L.C. requesting a State Land Use Commission District Boundary Reclassification from State Agricultural District to State Urban District for 3.706 acres of land and a Change in Zoning from County Agricultural District to R-1 Single Family Residential District for 7.445 acres of land for the Waiolani Pikake project, a 38-lot residential subdivision and related improvements at TMK: 3-5-004: 092, Waikapu, Island of Maui. (DBA 2001/0004) (CIZ 2001/0013) (J. Alueta) (public hearing conducted on March 12, 2002)

E. DIRECTOR'S REPORT

1. Discussion on the responsibility of applicants to attend or hold community meetings to discuss proposed projects
2. Discussion on Council Consideration of Proposed Charter Amendment to Transfer the Special Management Area (SMA) Authority from the Planning Commissions to the County Council
3. SMA Minor Permit Report (see attached)
4. SMA Exemptions Report (see attached).

F. NEXT REGULAR MEETING DATE: August 13, 2002

G. 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

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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\072302.age)