

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

AGENDA

DATE: May 8, 2007 (Tuesday)
TIME: 9:00 A.M.
PLACE: Planning Department Conference Room, First Floor, Kalana Pakui Building,
250 South High Street, Wailuku, Maui, Hawaii 96793

Members: Johanna Amorin (Chair), Wayne Hedani (Vice-Chair), William Iaconetti,
Bruce U'u, John Guard IV, Jonathan Starr, Kent Hiranaga, Joan Pawsat

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 this time will not be allowed to testify again when the agenda item comes up before the Commission, unless new or additional information will be offered.

Testifiers: Please be advised that applications for Community Plan Amendment, State District Boundary Reclassification, Change in Zoning, Conditional Permit, Type 3 Bed and Breakfast Permit require the approval of the Maui County Council. In order to be notified of future agendas of the Maui County Council please notify the Office of Council Services at (808) 270-7838 or by mail to the Maui County Council, 200 S. High Street, Wailuku, Maui, Hawaii 96793.

A. CALL TO ORDER

B. PUBLIC HEARING (Action to be taken after each public hearing.)

1. STATE DEPARTMENT OF TRANSPORTATION, HIGHWAYS DIVISION, MAUI DISTRICT requesting a Special Management Area Use Permit for the Honoapiilani Highway Widening Project, Lahainaluna Road to Aholo Road, widening of existing 2-lane facility to 4 lanes with left turn pockets and bike paths within an existing 80 ft. right-of-way at TMK: 4-5-006 and 009 and 4-6-004-013 & 034 (por. of each), Wainee, Lahaina, Island of Maui. (SM1 2006/0034) (R. Loudermilk)
 - a. Public Hearing
 - b. Action

2. MR. JEFFREY S. HUNT, Planning Director, initiating a Community Plan Amendment to reconfigure approximately 1.5 Acres designated for Business Use owned by Charles Nunes (Owner of TMK 4-4-001:010) to abut Lower Honoapiilani Road on property owned by Maui Beach Resort Limited Partnership (Owner of TMK 4-4-014:por. of 008). The resulting land area on TMK 4-4-001:010 will be designated for Park Use. In addition a Change in Zoning is being initiated to designate the reconfigured 1.5 Acres business area to B-2 Community Business District and the reconfigured 1.5 Acres park area and existing park designated area containing a total of approximately 5.0 acres as PK-2 Neighborhood Park. There will be no net loss or increase of Business or Park Use resulting from this proposed action. Upon completion of this action the property owners will complete a land exchange in order to reconfigure the proposed North Beach Park into one contiguous park area oceanside of the proposed Business area. (CPA 2007/0003) (CIZ 2007/0008) (C. Suyama)
 - a. Public Hearing
 - b. Action

3. MR. MIKE S. KITAGAWA requesting a Special Management Area Use Permit in order to relocate his automotive and metal recycling facility on Alamaha Street to the 30 Hobron Avenue property in the M-2 Heavy Industrial District at TMK: 3-7-011: 001, Kahului, Island of Maui. The new facility will include the construction of an approximately 16,000 square foot warehouse and office facility. (SM1 2006/0033) (P. Fasi)
 - a. Public Hearing
 - b. Action

C. COMMUNICATIONS

1. MR. LANCE D. COLLINS, attorney for the WEST MAUI PRESERVATION ASSOCIATION (WMPA) requesting by letter dated April 17, 2007 requesting that the Maui Planning Commission by the required majority vote articulate what accounting it is seeking and if it has jurisdiction to compel such accounting identifying such authority regarding the disbursement of funds from Maui Beach Resort, LP to the West Maui Preservation Association for the Honua Kai Project at the Kaanapali North Beach Subdivision, Kaanapali, Lahaina, Island of Maui. (C. Suyama)

The Commission may take action on the request.

2. MR. and MRS. KEITH WEIGEL requesting a determination of the rear lot line on a double frontage lot located on approximately 7,954 square feet of land in the R-1 Residential District at 1440 Front Street, TMK: 4-5-013: 014, Lahaina, Island of Maui (RFC 2007/0019) (L. Callentine)

D. UNFINISHED BUSINESS

1. MR. E. THOMAS LEWICKE requesting an amendment to a Special Management Area Use Permit to delete Condition No. 6 regarding naming the County of Maui as additional insured for the construction of a second main dwelling on approximately 0.94 acres of land within the R-3 Residential District at 917 S. Kihei Road, TMK: 3-9-034: 027, Kihei, Island of Maui. (SM1 2006/0009) (L. Callentine) **(Matter was last on the April 10, 2007 and April 24, 2007 meeting agendas.) (Commissioners: Please bring your report with you from the April 10, 2007 meeting.)**

The Maui Planning Commission may take action on this request.

E. MINUTES OF THE FEBRUARY 27, 2007 MEETING

F. DIRECTOR'S REPORT

1. Planning Commission Projects/Issues
2. Scheduling of the Workshop from the Department of Public Works and Environmental Management, Wastewater Reclamation Division regarding the County of Maui's current wastewater reclamation systems on the Island of Maui. The idea for the workshop resulted from the April 24 public hearing on the Wailuku Wastewater System Upgrades SMA application.

The Commission may act to agree to the workshop and to set a date for the workshop.

3. Designation of investigative team to conduct site visit of County of Maui wastewater treatment facilities on the Island of Maui.

The Commission may appoint the members of the investigative team and establish the date, time, and meeting place for the site inspection.

4. Planning Department's Follow-Up Report on Matters raised by the Maui Planning Commission at the April 24, 2007 meeting.
5. EA/EIS Report
6. SMA Minor Permit Report
7. SMA Exemptions Report

8. South Maui Site Inspections on May 14, 2007 at 1:00 p.m.:
 - a. Schloemer Residence Shoreline Setback Variance
 - b. Palaeua Land Use Changes Community Plan Amendment and Change in Zoning
 - c. Kihei Regional Park Special Management Area Use Permit and Phase 2 Project District Approval

G. NEXT REGULAR MEETING DATE: May 22, 2007

H. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION

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 (10) 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. The deadline for filing a timely Petition to Intervene was on April 24, 2007.

ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON EACH ANY AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES AND THE MAUI PLANNING COMMISSION RULES OF PRACTICE AND PROCEDURE. WRITTEN TESTIMONY SHOULD BE RECEIVED AT LEAST TWO BUSINESS DAYS BEFORE THE MEETING TO INSURE DISTRIBUTION TO THE BOARD. FIFTEEN (15) COPIES OF WRITTEN TESTIMONY ARE NEEDED IF TESTIMONY IS PRESENTED IMMEDIATELY PRIOR TO OR AT THE MEETING.

DOCUMENTS ARE ON FILE WITH THE PLANNING DEPARTMENT.

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 (Molokai) OR 1- 800-272-0125 (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 TWO (2) BUSINESS 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.

PLEASE NOTE: If any member of the Commission is unable to attend the scheduled meeting, please contact the Planning Department at least one day prior to the meeting date. Thank you for your cooperation. (S:\all\carolyn\050807.age)