

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

**AGENDA**

**DATE:** August 27, 2003, Wednesday  
**TIME:** 10:30 a.m.  
**PLACE:** Mitchell Pauole Center  
Kaunakakai, Molokai

Members: Malia Akutagawa (Chair), Lori Buchanan (Vice-Chair), Harry Nobu Shimizu, Lorna Kauī Reyes, Charlotte Seales, Janice Kalanihūia, Robert Ribao, Kip Dunbar, DeGray Vanderbilt.

A. CALL TO ORDER

B. APPROVAL OF THE APRIL 23, 2003 AND MAY 28, 2003 REGULAR MEETING MINUTES (previously distributed for the July 9, 2003 meeting), AND THE MAY 28, 2003, 6:00 P.M., MEETING MINUTES (previously distributed for the July 23, 2003 meeting).

C. UNFINISHED BUSINESS (Previously scheduled for the July 9, 2003, July 23, 2003, and August 13, 2003 meetings.)

1. MR. ROY KATSUDA, Executive Director of HALE MAHAOLU, INC. requesting a Special Management Area (SMA) Minor Permit for the construction of a two-bedroom, one bath, 384 square-foot addition to the Manager's two-bedroom, one-bath apartment unit at the Home Pumehana project, Hale Mahaolu's Elderly Housing project at TMK: 5-3-002: 168, Kaunakakai, Island of Molokai. (SMX 2003/0337) (J. Higa) (Deferred at the June 25, 2003 meeting.)

2. MS. FLO WIGER, Provost of the UNIVERSITY OF HAWAII, MAUI COMMUNITY COLLEGE requesting a 10-year time extension on the State Land Use Commission Special Use Permit to continue operation of the Molokai Education Center Post-Secondary Satellite Campus on approximately two acres of land at TMK: 5-3-003: portion of 001, Kaunakakai, Island of Molokai. (SUP2 980010) (J. Higa) (Deferred at the June 25, 2003 meeting.)

3. MOLOKAI RANCH, LTD., requesting a Special Management (SMA) Minor Permit for the construction of a six-acre sediment basin and related improvements as part of the Papohaku Erosion and Sediment Control Project at TMK: 5-1-003: 025, Papohaku, Kaluakoi, Island of Molokai. (SMX 2003/0257) (M. Niles) (Deferred at the June 25, 2003 meeting.)

D. PUBLIC HEARING (originally scheduled for August 13, 2002 but meeting could not be held due to lack of quorum)

1. MR. DAVID W. CURTIS on behalf of the DEPARTMENT OF PARKS AND RECREATION requesting a Special Management Area Use Permit for alterations and additions to the Molokai Youth Center at the Mitchell Pauole Center Complex, 90 Ainoa Street, Kaunakakai, Island of Molokai, TMK: 5-3-002: por. of 005. The project consists of a 1,500 sq. ft. addition to the Molokai Youth Center and related improvements. (SM1 2002/0009) (S. Bosco)

a. Public Hearing

b. Action

E. ORIENTATION WORKSHOP I

1. The Sunshine Law
2. Discussion of Boards and Commissions Booklet Distributed by the Office of the Corporation Counsel
3. Ethics
4. Recent U.S. Supreme Court decisions on takings issues
- 5.. Public Access Shoreline Hawaii (PASH) v. Hawaii County Planning Commission

F. CHAIRPERSON'S REPORT

G. DIRECTOR'S REPORT

1. \*Judicial Receipt of First Amended Complaint for Declaratory Judgement and Injunctive Relief on Hui Hoopakele Aina v. Department of Land and Natural Resources, State Department of Transportation, County Department of Planning, and Molokai Planning Commission (Civil No. 02-1-0574(2))

\*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.

2. Passage of the Open Space District Bill
3. Meeting Attendance

H. NEXT REGULAR MEETING DATE: September 10, 2003

I. ADJOURNMENT

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

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON EACH ANY AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES AND THE MOLOKAI PLANNING COMMISSION RULES OF PRACTICE AND PROCEDURE. WRITTEN TESTIMONY SHOULD BE SUBMITTED 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.

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 day prior to the meeting date. Thank you for your cooperation. (S:\all\tremain\082703.age)

**Commissioners:** *Please bring your staff reports for the Unfinished Business items circulated with the June 25, 2003 agenda and Public Hearing item for the August 13, 2003 meeting for with you to the meeting.*