

PURSUANT TO CHAPTERS 91 AND 92, PART I, HAWAII REVISED STATUTES, AS AMENDED, NOTICE IS HEREBY GIVEN OF A PUBLIC HEARING/HEARING OF THE MAUI COUNTY BOARD OF VARIANCES AND APPEALS (BVA)

Members: Randall Endo (Chairman), Warren Shibuya (Vice-Chairman), Harjinder Ajmani, James Shefte, William Kamai, Rachel Ball Phillips, Stephen Castro, Sr., Sandra Duvauchelle, Kevin Tanaka

AGENDA

DATE: Thursday, September 25, 2008

TIME: 1:30 p. m.

PLACE: Planning Department Conference Room, First Floor,
Kalana Pakui Building, 250 South High Street, Wailuku, Hawaii

A. CALL TO ORDER

B. APPEALS

1. PAUL R. MANCINI, ESQ. of MANCINI, WELCH & GEIGER representing HIOLANI RANCH, LLC, appealing the Director of the Department of Public Works and Environmental Management's decision to not recognize separate lots within TMK: (2) 3-2-007:001 located off of Kahekili Highway in the vicinity of Waihe'e Elementary School, Waihe'e, Wailuku, Maui, Hawaii. (BVA 20060006) ***(Deferred from the May 8, 2008 meeting.)***

a. Status Report

2. STEPHANIE RAGER appealing the Planning Director's notice of violation (NOV 20070002) for operation of a transient vacation rental in the R-2 Residential District for property located at 2626 Mikoi Place, Kihei, Maui, Hawaii; TMK: (2) 3-9-014:048. (BVAA 20070008) ***(Continued from the January 24, 2008 meeting.)***

a. Stipulation to Dismiss Appeal ***(Previously distributed with the August 28, 2008 meeting materials. Members, please bring this document with you to the meeting.)***

C. APPROVAL OF THE AUGUST 14, 2008 MEETING MINUTES ***(Previously distributed with the August 28, 2008 meeting materials. Members, please bring this document with you to the meeting.)***

D. DIRECTOR'S REPORT

1. Status Update on BVA's Contested Cases

E. NEXT MEETING DATE: October 9, 2008

F. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

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

INFORMATION RELATIVE TO THE ABOVE APPLICATIONS ARE AVAILABLE FOR REVIEW AT THE PLANNING DEPARTMENT'S OFFICE LOCATED AT 250 SOUTH HIGH STREET, WAILUKU, MAUI, HAWAI'I.

ANY PERSONS REQUESTING ACCOMMODATION DUE TO DISABILITIES, PLEASE CALL THE MAUI PLANNING DEPARTMENT AT 270-7253, OR NOTIFY THE MAUI PLANNING DEPARTMENT IN WRITING AT 250 SOUTH HIGH STREET, WAILUKU, MAUI, HAWAI'I 96793, OR BY FAX NUMBER 270-7634 AT LEAST SIX (6) DAYS BEFORE THE SCHEDULED MEETING.

ANY FAXES SHOULD BE RECEIVED BY THE DEPARTMENT OF PLANNING BY 4:30 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 BOARD TO CONSULT WITH THEIR ATTORNEY ON QUESTIONS AND ISSUES PERTAINING TO THE BOARD'S POWERS, DUTIES, PRIVILEGES, IMMUNITIES AND LIABILITIES.

PLEASE NOTE: If any member of the Board is unable to attend the scheduled meeting, please contact the Planning Department at 270-7253 at least one day prior to the meeting date.