

# LAND USE COMMITTEE

Council of the County of Maui

## Meeting Agenda

February 6, 2008

1:30 p.m.

Council Chamber, 8<sup>th</sup> Floor  
200 South High Street, Wailuku, Hawaii

website: [www.mauicounty.gov/committees/LU/](http://www.mauicounty.gov/committees/LU/)

e-mail: [lu.committee@mauicounty.us](mailto:lu.committee@mauicounty.us)

### VOTING MEMBERS

Michael J. Molina, Chair

Joseph Pontanilla, Vice-Chair

Michelle Anderson

Gladys C. Baisa

G. Riki Hokama

Jo Anne Johnson

Danny A. Mateo

Bill Kauakea Medeiros

Michael P. Victorino

*AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for tentative scheduling of agenda items, please contact the Committee Staff (Carla Nakata or Tammy Frias) at: Office of Council Services, 200 South High Street, Wailuku, HI 96793, 808-270-7838, 1-800-272-0026 (toll-free from Molokai), 1-800-272-0098 (toll-free from Lanai), 808-270-7686 (fax).*

*ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. If written testimony is submitted at the meeting, 16 copies are requested. If written testimony is e-mailed or faxed, please submit at least 24 hours before the meeting so that copies can be provided to Council members in a timely manner.*

*INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Office of Council Services at least three days in advance.*

*DOCUMENTS ON FILE WITH THE COMMITTEE, which may include correspondence relating to the agenda items below, may be inspected prior to the meeting date. Photocopies may be ordered, subject to charges imposed by law (Maui County Code, Sec. 2.64.010). Please contact the Office of Council Services to make arrangements for inspection or photocopying of documents.*

*TO LEARN MORE ABOUT COUNCIL-RELATED ISSUES, tune in to Akaku: Maui Community Television.*

LU-23

### **DISTRICT BOUNDARY AMENDMENT, COMMUNITY PLAN AMENDMENT, AND CHANGE IN ZONING FOR FOUR-UNIT SINGLE-FAMILY CONDOMINIUM AT KAEO, HONUULA (MAKENA)**

#### **DESCRIPTION:**

The Committee is in receipt of the following:

1. County Communication No. 02-27, from the Planning Director, transmitting the following:
  - a. A proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM AGRICULTURAL TO URBAN FOR PROPERTY SITUATED AT KAEO, HONUULA, MAKENA, MAUI, HAWAII". The purpose of the proposed bill is to facilitate a request from Michael Munekiyo, on behalf of Pacific Rim Land, Inc., for a District Boundary Amendment to develop a four-unit Single-Family condominium project on approximately 1.552 acres located at Kaeo, Honuula, Makena, Maui (TMK: (2) 2-1-07:066).
  - b. A proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND THE KIHEI-MAKENA COMMUNITY PLAN AND LAND USE MAP FROM HOTEL TO SINGLE-FAMILY FOR PROPERTY SITUATED AT KAEO, HONUULA, MAKENA,

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MAUI, HAWAII". The purpose of the proposed bill is to change the Community Plan designation for the subject property from Hotel to Single-Family, at the request of the Planning Director, to facilitate the development.

- c. A proposed bill entitled "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM INTERIM DISTRICT TO R-3 RESIDENTIAL DISTRICT FOR PROPERTY SITUATED AT KAEAO, HONUAULA, MAKENA, MAUI, HAWAII". The purpose of the proposed bill is to change the zoning for the subject property to conform to the proposed Community Plan designation and to facilitate the development.
2. Correspondence dated July 20, 2006, from Karlynn Kawahara, Munekiyo & Hiraga, Inc., transmitting the Final Environmental Assessment for the project, dated July 2006.

**STATUS:** The Committee may consider whether to recommend passage of the proposed bills on first reading, with or without revisions. The Committee may also consider the filing of County Communication No. 02-27 and other related action.

## **LU-25                                    CONDITIONAL PERMIT FOR "OLD WAILUKU INN AT ULUPONO" (WAILUKU)**

**DESCRIPTION:** The Committee is in receipt of County Communication No. 07-331, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE GRANTING A CONDITIONAL PERMIT TO JANICE AND THOMAS N. FAIRBANKS TO OPERATE A TEN-BEDROOM TRANSIENT VACATION RENTAL AT THE OLD WAILUKU INN AT ULUPONO FOR PROPERTY SITUATED AT WAILUKU, MAUI, HAWAII". The purpose of the proposed bill is to grant a request from Janice Fairbanks and Thomas N. Fairbanks III for a ten-year Conditional Permit to operate a ten-bedroom transient vacation rental on approximately 22,532 square feet within the R-2 and R-3 Residential Districts, located at 2199 Kahookele Street, Wailuku, Maui (TMK: (2) 3-4-05:015).

**STATUS:** The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the filing of County Communication No. 07-331 and other related action.

## **LU-10                                    USE VARIANCE FOR PACIFIC BIODIESEL (KAHULUI)**

**DESCRIPTION:** The Committee is in receipt of the following:

1. County Communication No. 07-114, from the Planning Director, transmitting the Board of Variances and Appeals' approval of a request from the Department of Public Works and Environmental Management for a use variance to allow Pacific Biodiesel to process waste cooking oil into biodiesel within the Interim District at the Central Maui Landfill, Phase III, located off of Pulehu Road, Kahului, Maui (TMK: (2) 3-8-03:019).
2. Correspondence dated May 18, 2007, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled "APPROVING THE ACTION OF THE BOARD OF VARIANCES AND APPEALS GRANTING A VARIANCE TO ALLOW PACIFIC BIODIESEL, INC. TO PROCESS WASTE COOKING OIL INTO BIODIESEL ON PROPERTY ZONED INTERIM AT KAHULUI, MAUI, HAWAII". The purpose of the proposed resolution is to approve the Board of Variances and Appeals' grant of the requested use variance.
3. Correspondence dated December 13, 2007, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled "DISAPPROVING THE ACTION OF THE BOARD OF VARIANCES AND APPEALS GRANTING A VARIANCE TO ALLOW PACIFIC BIODIESEL, INC. TO PROCESS WASTE COOKING OIL INTO BIODIESEL ON PROPERTY ZONED INTERIM AT KAHULUI, MAUI, HAWAII". The purpose of the proposed resolution is to disapprove the Board of Variances and Appeals' grant of the requested use variance.

**STATUS:** The Committee may consider whether to recommend adoption of either proposed resolution, with or without revisions. The Committee may also consider the filing of County Communication No. 07-114 and other related action.

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