

PURSUANT TO CHAPTERS 91 AND 92, PART I, HAWAII REVISED STATUTES, AS AMENDED, NOTICE IS HEREBY GIVEN OF A MEETING OF THE MAUI COUNTY BOARD OF VARIANCES AND APPEALS.

Members: Daniel Mizner (Chair), Jerry Edlao (Vice Chair), Garret Abe, Kathleen Acks, James Berg, Marilyn Colvin, Glenn Kunitake, Kirk Tanaka

### AGENDA

DATE: May 22, 2003

TIME: 1:30 p.m.

PLACE: KALANA PAKUI CONFERENCE ROOM, FIRST FLOOR,  
250 SOUTH HIGH STREET, WAILUKU, HAWAII

A. CALL TO ORDER

B. UNFINISHED BUSINESS

1. VARIANCE APPLICATION

CHRIS HART & PARTNERS, INC. on behalf of COSTCO WHOLESALE CORPORATION (Lessee) requesting approval of a variance from Maui County Code, Chapter 16.26 adopting the Uniform Building Code (UBC) 1997 Edition, Section 505.2, "Unlimited Area" to allow for a public way or yard (i.e. no build area) of approximately 31 feet 10 inches whereas 60 feet is the minimum required public way or yard for the type of building being proposed at 540 Haleakala Highway, Kahului, Maui, Hawaii; TMK: 3-8-079:022 (BVA030008).

C. PUBLIC HEARING

1. APPEALS:

- a. DENNIS P. HOLLAND (Appellant), appealing the letter from the Department of the Corporation Counsel dated January 14, 2003, regarding Notice of Violation V2001/0006 and the accrual of fines pursuant to the Rules for Administrative Procedures and Civil Fines adopted by the Department of Public Works and Environmental Management for the Paia Old Lime Kiln property located at 3045 Hana Highway, Paia, Hawaii, TMK: 2-5-005:014 HPR 0001 (BVA030005).

D. NEW BUSINESS

1. Hawaii Congress of Planning Officials 2003 Conference at The Westin Maui, Kaanapali, Hawaii, on October 8 - 10, 2003

E. APPROVAL OF MINUTES:

1. May 8, 2003

F. NEXT MEETING DATE: June 12, 2003

G. 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, HAWAII.

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, HAWAII 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/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 Naomi Guillermo, Planning Department at 270-7253 at least one day prior to the meeting date.