

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), Kathleen Acks, Uwe Schulz, Harjinder Ajmani, James Shefte, William Kamai, Rachel Ball Phillips, Stephen Castro, Sr.

AGENDA

DATE: Thursday, November 8, 2007

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. PUBLIC HEARING

1. WILLIAM BETHEM representing JANE LEONG requesting a variance from Maui County Code, §19.36.010 to delete the requirement of providing eight parking stalls for a proposed 800 square foot expansion of restaurant seating area for Café des Amis located at 38 Baldwin Avenue, Pa`ia, Maui, Hawaii; TMK: (2) 2-6-003:055. (BVAV 20070010)

(Item is rescheduled to December 13, 2007 due to improper noticing.)

C. APPEAL

1. NEWCOMER-LEE LAND SURVEYORS, INC., and KO`OLAU CATTLE COMPANY, LLC appealing the Director of Public Works and Environmental Management's determination that preliminary subdivision approval for the Waihe`e Valley Large Lot Subdivision (DSA Subdivision File No. 3.2118) is null and void for property located off of Kahekili Highway, in the vicinity of Waihe`e Stream, Waihe`e, Wailuku, Maui, Hawaii, TMK: (2) 3-2-001:003. (BVAA20070001)
 - a. Appellee, Newcomer-Lee Land Surveyors, Inc., and Ko`olau Cattle Company, LLC's, Stipulation to dismiss appeal with prejudice.

D. APPROVAL OF THE OCTOBER 25, 2007, MEETING MINUTES

E. DIRECTOR'S REPORT

1. Status Update on BVA's Contested Cases
2. Schedule of 2008 Meeting Dates

F. NEXT MEETING DATE: November 29, 2007

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,
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 Commission is unable to attend the scheduled meeting, please contact
Tremaine Balberdi, Planning Department at 270-7253 at least one day prior to the meeting date.