

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, August 23, 2007

TIME: 1:30 p. m.

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

A. CALL TO ORDER

B. PUBLIC HEARINGS

1. MUNEKIYO & HIRAGA, INC., representing LAURENCE F. STEVENS AND ANNE SUI LEUNG-STEVENSONS requesting a variance from the following sections of Maui County Code: (1) §16.08.030(20) to allow the bedrooms, bathrooms, living room, family room and kitchen to be located within four (4) separate structures whereas all rooms are to be accessible from within the dwelling; (2) §16.08.110 to allow open walkways to access living spaces whereas all portions of a building are required to be weather protected so as to provide shelter for occupants against the elements, and to exclude dampness; and (3) §16.08.120 to allow the bathrooms to be separate from the rest of the dwelling whereas every dwelling unit should have within a lavatory, and a bathtub or shower for a property located at 7155 Makena Road, Makena, Maui, Hawaii; TMK: (2) 2-1-006:104. (BVAV 20070007)
2. MUNEKIYO & HIRAGA, INC., representing FRIEDMAN INVESTMENT GROUP-MARINERS, LLC, requesting a variance from Maui County Code, §19.36.010: (1) to reduce the number of designated parking stalls required from 62 to 45 stalls; and (2) to delete the one (1) loading space required for the Mariner's Alley located at 844 Front Street, Lahaina, Maui, Hawaii; TMK: (2) 4-5-001:016. (BVAV 20070009)

C. APPEALS

1. To determine a hearings' officer to preside over the following matters:
 - a. JAMES B. TAKEYASU, ESQ. Representing ANTHONY A. LUM appealing the Director of the Department of Public Works determination as to the requirements of Maui County Code ("M.C."), Title 18, pertaining to M.C., §§18.04.470, 18.04.220, 19.29.030(A)(1),

19.35.010(c)(5), 19.35.050, 18.20.040(B)(3)(a), 18.20.040(A), 19.16.060(C), 18.04.380, 18.16.060(C), 18.16.050 and 16.26.3304, relative to Building Permit Application No. B T2007/1270 for property located at 180 Alanuilili Place, Kula, Maui, Hawai'i; TMK: (2) 2-3-019:025-0003 (BVAA 20070004)

D, UNFINISHED BUSINESS

1. PEDRO and LUZ ALONZO requesting variances from Maui County Code, §16.08.060(A) and §19.08.060 to allow a two-story dwelling to be located between 9 feet-6 inches to 9 feet-1 inch from the side boundary line, whereas ten (10) feet are required for the second story, for property located at 508 South Kamehameha Avenue, Kahului, Maui, Hawaii; TMK: (2) 3-8-056:009. (BVAV 20070005) ***(Deferred from the August 9, 2007, meeting. Members, please bring your previously distributed materials for this item.)***

E. APPROVAL OF THE AUGUST 9, 2007, MEETING MINUTES

F. DIRECTOR'S REPORT

1. Status Update on BVA's Contested Cases

G. NEXT MEETING DATE: September 13, 2007 – Island of Moloka'i

H. 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 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.