

LAND USE COMMITTEE

Council of the County of Maui

Meeting Agenda

February 2, 2005

1:30 p.m.

Council Chamber, 8th Floor
200 South High Street, Wailuku, Hawaii

website: <http://www.co.maui.hi.us/committees/LU/>

e-mail: lu.committee@co.maui.hi.us

COMMITTEE MEMBERS

Robert Carroll, Chair

Joseph Pontanilla, Vice-Chair

Michelle Anderson

G. Riki Hokama

Jo Anne Johnson

Dain P. Kane

Danny A. Mateo

Michael J. Molina

Charmaine Tavares

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.

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LU-47

CHANGE IN ZONING AND COMMUNITY PLAN AMENDMENT FOR FUKIYO UEOKA (PAIA)

DESCRIPTION:

The Committee is in receipt of the following:

1. County Communication No. 03-285, from Councilmember Molina, proposing the Council's initiation of a Change in Zoning and Community Plan Amendment for Fukiyo Ueoka's property, comprising approximately 5,160 square feet, at 281 Hana Highway, Paia, Maui (TMK: (2) 2-6-008:019).
2. Resolution No. 04-33, referring to the Maui Planning Commission proposed bills to amend the community plan and change zoning for the subject property.
3. Correspondence dated January 18, 2005, from the Planning Director, transmitting the following:
 - a. A proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND THE PAIA-HAIKU COMMUNITY PLAN AND LAND USE MAP FROM PUBLIC/QUASI-PUBLIC TO SINGLE-FAMILY FOR PROPERTY SITUATED AT 281

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HANA HIGHWAY, PAIA, MAUI". The purpose of the proposed bill is to enact a Community Plan Amendment for the subject property.

- b. A proposed bill entitled "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM PUBLIC/QUASI PUBLIC TO RESIDENTIAL FOR PROPERTY SITUATED AT 281 HANA HIGHWAY, PAIA, MAUI". The purpose of the proposed bill is to enact a Change in Zoning for the subject property.

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 possible filing of County Communication No. 03-285 and other related action.

LU-60 DISTRICT BOUNDARY AMENDMENT AND CHANGE IN ZONING FOR MAUNALOA MANAGER'S ROW SUBDIVISION (MOLOKAI)

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication No. 04-66, from the Planning Director, transmitting a proposed bill to amend the State Land Use District Classification from State Agricultural District to State Urban District and a proposed bill to change zoning from Interim and Agricultural District to R3 Residential District for the Maunaloa Manager's Row Subdivision.
2. Correspondence dated January 20, 2005, from the Planning Director, transmitting the following:
 - a. A revised proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM STATE AGRICULTURAL DISTRICT TO STATE URBAN DISTRICT FOR PROPERTY SITUATED ON THE EASTERLY SIDE OF MAUNALOA HIGHWAY AT KALUAKOI AND ILOLI, MOLOKAI, HAWAII". The purpose of the revised proposed bill is to enact a District Boundary Amendment for the Maunaloa Manager's Row Subdivision on approximately 0.799 acres on the easterly side of Maunaloa Highway at Kaluakoi and Ioli, Molokai (TMK: (2) 5-1-002: por. 025 and por. 029).
 - b. A revised proposed bill entitled "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM INTERIM AND AGRICULTURAL DISTRICT TO R3 RESIDENTIAL DISTRICT FOR PROPERTY SITUATED ON THE EASTERLY SIDE OF MAUNALOA HIGHWAY AT KALUAKOI AND ILOLI, MOLOKAI, HAWAII". The purpose of the revised proposed bill is to enact a Change in Zoning for the Maunaloa Manager's Row Subdivision on approximately 4.962 acres on the easterly side of Maunaloa Highway at Kaluakoi and Ioli, Molokai (TMK: (2) 5-1-002: por. 025 and por. 029).

STATUS: The Committee may consider whether to recommend passage of the revised proposed bills on first reading, with or without further revisions. The Committee may also consider the possible filing of County Communication No. 04-66 and other related action.

LU-61 CONDITIONAL PERMIT FOR KAUKINI GALLERY & GIFT SHOP (KAHAKULOA)

DESCRIPTION: The Committee is in receipt of County Communication No. 04-67, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 2949 (2001) PERTAINING TO THE GRANTING OF A CONDITIONAL PERMIT TO OPERATE AN ART GALLERY AND GIFT SHOP SELLING MADE-IN-HAWAII ART WORK AND CRAFTS WITHIN THE COUNTY AGRICULTURAL DISTRICT FOR PROPERTY SITUATED AT TMK: (2) 3-1-002:021, KAHEKILI HIGHWAY, KAHAKULOA, MAUI, HAWAII". The purpose of the proposed bill is to extend by ten years a Conditional Permit for the operation of Kaukini Gallery & Gift Shop on approximately 2.51 acres at Kahakuloa, Maui (TMK: (2) 3-1-002:021).

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 possible filing of County Communication No. 04-67 and other related action.

LU-12 COMMUNITY PLAN AMENDMENT AND CHANGE IN ZONING FOR FIVE-LOT RESIDENTIAL SUBDIVISION (KAANAPALI)

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication No. 01-165, from the Planning Director, transmitting a proposed bill to amend the West Maui Community Plan and Land Use Map. The purpose of the proposed bill is to approve a Community Plan Amendment, requested by Curtis Deweese, Sunstone Realty Partners, LLC, to develop a five-lot Single-Family subdivision and related improvements on approximately 1.602 acres along the westerly side of Kekaa Drive in Kaanapali, Lahaina (TMK: (2) 4-4-008:016).
2. Ordinance No. 3199 (2004), approving an amendment to the West Maui Community Plan and Land Use Map from Park (GC) to Single-Family for the subject property.
3. Resolution No. 04-101, referring to the Maui Planning Commission a draft bill to change zoning for the subject property.
4. County Communication No. 05-32, from the Planning Director, transmitting the Maui Planning Commission's recommendations relating to the draft bill identified as Exhibit "1" to Resolution No. 04-101, entitled "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM A-2 APARTMENT DISTRICT TO R-3 RESIDENTIAL DISTRICT (CONDITIONAL ZONING) FOR PROPERTY SITUATED ALONG THE WESTERLY SIDE OF KEKAA DRIVE, KAAANAPALI, LAHAINA, MAUI, HAWAII". The purpose of the draft bill is to conditionally change the zoning for the subject property.

STATUS: The Committee may consider whether to recommend passage of the draft bill to conditionally change zoning on first reading, with or without revisions. The Committee may also consider the possible filing of County Communication Nos. 01-165 and 05-32 and other related action.

NOTE: With reference to this agenda item, one or more executive meetings pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, are anticipated to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.