

NOTE: Meeting was recessed to Thursday, June 30, 2005 at 1:30 p.m. in the Council Chamber.

**LAND USE COMMITTEE**  
Council of the County of Maui

**Meeting Agenda**

**June 27, 2005**

**1:30 p.m.**

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

**website: <http://www.co.maui.hi.us/committees/LU/>**  
**e-mail: [lu.committee@mauicounty.us](mailto:lu.committee@mauicounty.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.*

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

**LU-4**

**COMMUNITY PLAN AMENDMENT AND CHANGE IN ZONING FOR  
196-UNIT SINGLE-FAMILY RESIDENTIAL SUBDIVISION  
(HALIIMAILE)**

**DESCRIPTION:**

The Committee is in receipt of the following:

1. County Communication No. 00-86, from the Planning Director, transmitting a request from Mercer K. Vicens, A & B Properties, Inc., for a Community Plan Amendment and a Change in Zoning to develop a 196-unit single-family lot residential subdivision on 45 acres, a 10-acre park, and a drainage retention basin and sewer treatment facility on 7.994 acres located in Haliimaile, Maui (TMK: (2) 2-5-03:010 (por.)).
2. Correspondence dated May 26, 2005, from the Department of the Corporation Counsel, transmitting the following:
  - a. A revised proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND THE MAKAWAO-PUKALANI-KULA COMMUNITY PLAN AND LAND USE MAP FROM

**MORE →**

SINGLE FAMILY RESIDENTIAL TO PARK, FROM PARK TO SINGLE FAMILY RESIDENTIAL, AND FROM AGRICULTURE TO PUBLIC/QUASI-PUBLIC FOR PROPERTY SITUATED AT HALIIMAILE, MAUI, HAWAII". The purpose of the revised proposed bill is to grant a request from Mercer K. Vicens, A & B Properties, Inc., for a Community Plan Amendment to redescribe the configuration of the Single-Family Residential District (45 acres) and the Park District (10 acres), and to amend the Community Plan from the Agriculture District to the Public/Quasi-Public District (7.994 acres) in Haliimaile, Maui (TMK: (2) 2-5-03:010 (por.)).

- b. A revised proposed bill entitled "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM INTERIM DISTRICT TO R-1 RESIDENTIAL DISTRICT AND PK-1 NEIGHBORHOOD PARK DISTRICT (CONDITIONAL ZONING) FOR PROPERTY SITUATED AT HALIIMAILE, MAUI, HAWAII". The purpose of the revised proposed bill is to grant a request from Mercer K. Vicens, A & B Properties, Inc., to conditionally change the zoning from Interim District to R-1 Residential District and PK-1 Neighborhood Park District to develop a residential subdivision of up to 196 single-family lots on 45 acres, a 10-acre park, and a drainage-retention basin and sewer-treatment facility on 7.994 acres located in Haliimaile, Maui (TMK: (2) 2-5-03:010 (por.)).

**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 filing of County Communication No. 00-86 and other related action.

#### LU-41

#### **CONDITIONAL PERMIT FOR "MAUI OCEAN BREEZES BED & BREAKFAST" (HAIKU)**

**DESCRIPTION:** The Committee is in receipt of County Communication No. 02-99, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 3008 (2001) PERTAINING TO THE GRANTING OF A CONDITIONAL PERMIT TO KENN AND ANJULE DESURE TO OPERATE A TRANSIENT VACATION RENTAL, KNOWN AS THE 'MAUI OCEAN BREEZES BED AND BREAKFAST', ON PROPERTY SITUATED AT 240 NORTH HOLOKAI ROAD, HAIKU, MAUI, HAWAII". The purpose of the proposed bill is to grant Kenn and Anjule Desure a Conditional Permit amendment for the operation of a transient vacation rental known as "Maui Ocean Breezes Bed and Breakfast" on approximately 2.212 acres located at 240 North Holokai Road, Haiku, Maui (TMK: (2) 2-8-04:104).

**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. 02-99 and other related action.