

PURSUANT TO CHAPTERS 91 AND 92, PART I, HAWAI'I 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, Kevin Tanaka - Vice-Chairman, Harjinder Ajmani, James Shefte, William Kamai, Rachel Ball Phillips, Stephen Castro, Sr., Sandra Duvauchelle

**AGENDA**

**DATE: August 27, 2009, Thursday**

**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 HEARING - VARIANCES

1. WAYNE ARAKAKI of ARAKAKI ENGINEER, LLC representing DAVID EASTON & CYNTHIA WRIGHT requesting a variance from Maui County Code, §18.16.230 to allow a two (2) lot subdivision of a 4.265 acre lot with recorded road and utility easements totaling 0.962 acres whereby the required subtraction of said easements would result in two (2) substandard agricultural lots, both of which would be less than the required two (2) acres for the proposed Easton Subdivision located off of Hana Highway at 61-63 Kakio Road, Kakio, Hana, Maui; TMK: (2) 1-4-011:027 (BVAV 20090005).
2. SPENCER HOMES, INC. requesting a variance from Maui County Code, §16.04B.130, Subsection 903.4.2, as amended, to delete the land use requirements for fire hydrant spacing and fire flow and Subsection 903.2, Uniform Fire Code (1997), to delete the requirement of a fire hydrant capable of providing the required fire flow for fire protection within 300 feet of all exterior walls for an existing warehouse (B T20072647) located at 3400 Waiale Road, Lot G, Waikapu, Wailuku, Maui, Hawaii; TMK: (2) 3-5-002:001 (BVAV 20090006).

C. APPROVAL OF THE JUNE 25, 2009 MEETING MINUTES

D. DIRECTOR'S REPORT

1. Status Update on BVA's Contested Cases

E. NEXT MEETING DATE: **Thursday, September 10, 2009**

F. ADJOURNMENT

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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 the Planning Department at 270-7253 at least one day prior to the meeting date.