

PURSUANT TO CHAPTER 92, PART I, OF THE HAWAII REVISED STATUTES AS AMENDED; NOTICE IS HEREBY GIVEN OF A REGULAR MEETING OF THE LANAI PLANNING COMMISSION

Members: Gerald Rabaino (Chair), Stanley Ruidas (Vice-Chair), Shelly Barfield, Leticia Castillo, Alberta de Jetley, David Green, Matthew Mano, John Ornellas

**AGENDA**

**DATE: AUGUST 17, 2011, WEDNESDAY**

**TIME: 5:30 P.M.**

**PLACE: Lana`i High & Elementary School  
Cafeteria  
555 Fraser Avenue  
Lanai City, Lanai, Hawaii 96763**

- A. CALL TO ORDER
- B. APPROVAL OF THE JULY 6, 2011 AND JULY 20, 2011 MEETING MINUTES
- C. COMMUNICATIONS
  - 1. MR. CLAY H. RUMBEOA of CASTLE AND COOKE RESORTS, LLC requesting a 3-year time extension of Condition No. 1 of the Project District Phase II Approval to initiate construction of the proposed Island Club Fitness Center at the Challenge at Manele, TMK: 4-9-017: 008, Manele, Island of Lanai. (PH2 2007/0001)  
  
The Commission may take action on this request.
  - 2. Lanai Planning Commission's LWAC representative(s) to provide a brief update on the Lanai Water Advisory Committee (LWAC) meeting (Commissioners John Ornellas/David Green) (previously scheduled for the July 20, 2011 meeting.)
- D. UNFINISHED BUSINESS
  - 1. Discussion on amending the SMA maps for Lanai
    - a. GIS Layer Maps provided by the Planning Department
- E. ORIENTATION WORKSHOP NO. 2 (previously scheduled for the May 18, 2011 meeting.)
  - 1. Discussion of Boards and Commissions Booklet Distributed by the Office of the Corporation Counsel
  - 2. Sunshine Law - Chapter 92, HRS
  - 3. Ethics
  - 4. Recent U.S. Supreme Court decisions on takings issues.

5. Public Access Shoreline Hawaii (PASH) v. Hawaii County Planning Commission
6. Hawaii Supreme Court Decision regarding the Topliss case (SMA)
7. Hawaii Supreme Court Decision in the case of Paulette K. Kaleikini v. Laura H. Thielen, in her official capacity as Chairperson of the Board of Land and Natural Resources, Board of Land and Natural Resources, and the Department of Land and Natural Resources.
8. Other Relevant Hawaii Supreme Court Cases

F. DIRECTOR'S REPORT

1. Open Lana`i Applications Report
2. Status of the Lanai Planning Commission Vacancy
3. Agenda items for the October 19, 2011 Meeting

G. NEXT REGULAR MEETING DATE: October 19, 2011

H. ADJOURNMENT

EACH APPLICANT IS REQUESTED TO PROVIDE RESPONSIBLE REPRESENTATION AT THE MEETING.

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON EACH AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES AND THE LANAI PLANNING COMMISSION RULES OF PRACTICE AND PROCEDURE. WRITTEN TESTIMONY SHOULD BE SUBMITTED AT LEAST TWO BUSINESS DAYS BEFORE THE MEETING TO INSURE DISTRIBUTION TO THE BOARD. FIFTEEN (15) COPIES OF WRITTEN TESTIMONY IS PRESENTED IMMEDIATELY PRIOR TO OR AT THE MEETING.

DOCUMENTS ARE ON FILE WITH THE DEPARTMENT OF PLANNING

THE ADDRESS OF THE COMMISSION IS C/O THE MAUI COUNTY DEPARTMENT OF PLANNING, 250 S. HIGH STREET, WAILUKU, MAUI, HAWAII 96793.

THOSE PERSONS REQUESTING SPECIAL ACCOMMODATIONS DUE TO DISABILITIES, PLEASE CALL THE MAUI COUNTY DEPARTMENT OF PLANNING AT 270-7735 (Maui) OR 1-800-272-0117 (Moloka`i) OR 1-800-272-0125 (Lana`i) OR NOTIFY THE MAUI COUNTY DEPARTMENT OF PLANNING IN WRITING AT 250 S. HIGH STREET, WAILUKU, MAUI, HAWAII 96793 OR FAX NUMBER 270-7634, AT LEAST TWO (2) BUSINESS DAYS BEFORE THE SCHEDULED MEETING.

ANY FAXES SHOULD BE RECEIVED BY THE DEPARTMENT OF PLANNING BY 5:00 P.M. ON THE SECOND WORKING DAY BEFORE THE MEETING TO INSURE THAT IT IS CIRCULATED TO THE BOARD.

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Testifiers: Please be advised that applications for Community Plan Amendment, State District Boundary Reclassification, Change in Zoning, and Conditional Permit require the approval of the Maui County Council. In order to be notified of future agenda of the Maui County Council please notify the Office of Council Services at (808) 270-7838 or by mail to the Maui County Council, 200 S. High Street, Wailuku, Hawaii 96793.

PLEASE NOTE: If any member of the Commission is unable to attend the scheduled meeting, please contact the Department of Planning at least **one** day prior to the meeting date. Thank you for your cooperation.  
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