

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: Kevin Tanaka, Ray Shimabuku, Bart Santiago, Jr., Rick Tanner, Bernice Vadla, Jacqueline Haraguchi, Patrick De Ponte, Teddy Espeleta, Gene Abbott

AGENDA

DATE: Thursday, April 12, 2012

TIME: 1:30 p.m.

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

- A. CALL TO ORDER
- B. WELCOME NEW MEMBERS: TEDDY ESPELETA AND GENE ABBOTT
- C. ELECTION OF CHAIRPERSON AND VICE-CHAIRPERSON FOR THE 2012-2013 YEAR
- D. ORIENTATION
 - 1. County of Maui Sexual Harassment Policy
 - 2. Area Variances
 - 3. Use Variances
 - 4. Rules of Practice and Procedure for the Board of Variances and Appeals
 - 5. Title 12, Streets, Sidewalks, and Public Places, Maui County Code (MCC)
 - 6. Title 16, Buildings and Construction, MCC
 - 7. Title 18, Subdivisions, MCC
 - 8. Title 19, Zoning, MCC
 - 9. Ethics
 - 10. Sunshine Law
 - 11. Discussion of Boards and Commissions Booklet distributed by the Department of the Corporation Counsel
 - 12. Maui County Charter
 - 13. Chapter 91, Administrative Procedure, Hawaii Revised Statutes (HRS)
 - 14. Chapter 92, Public Agency Meetings and Records, HRS
- E. COMMUNICATIONS
 - 1. Director of Public Works, County of Maui vs. Board of Variances and Appeals, County of Maui, and Makila Land Co., LLC - Civil No. 11-1-0189(1) Agency Appeal.
 - a. Stipulation Affirming Agency Decision

- F. APPROVAL OF THE MARCH 22, 2011 MEETING MINUTES
- G. DIRECTOR'S REPORT
 - 1. Status Update on BVA's Contested Cases
- H. NEXT MEETING DATE: Thursday, April 26, 2012
- I. ADJOURNMENT

Agenda items are subject to cancellation.

Each applicant is requested to provide responsible representation at the meeting.

Information relative to the above applications is 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 (Maui), OR 1-800-272-0117 (from Molokai), or 1-800-272-0125 (from Lanai); 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.

Oral or written testimony will be received on each any agenda item subject to the provisions of Chapter 92, Hawaii Revised Statutes and the Rules of Practice and Procedure for the Board of Variances and Appeals. Written testimony should be received at least two business days before the meeting to insure distribution to the Board. Fifteen (15) Copies of written testimony are needed if testimony is presented immediately prior to or at the 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.