

LANA'I PLANNING COMMISSION

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

AGENDA

DATE: July 20, 2016
TIME: 5:00 P.M.
PLACE: Lana'i Senior Center
309 Seventh Street
Lana'i City, Lana'i, Hawaii 96763

Members: Kelli Gima (Chair), Stacie Lee Koanui Nefalar (Vice-Chair), Medigale Badillo, Marlene Baltero, Stephen Ferguson, Stuart Marlowe, Bradford Oshiro, Beverly Zigmond

- A. CALL TO ORDER
- B. PUBLIC TESTIMONY - At the discretion of the Chair, public testimony may also be taken when each agenda item is discussed, except for contested cases under Chapter 91, HRS. Individuals who cannot be present when the agenda item is discussed may testify at the beginning of the meeting instead and will not be allowed to testify again when the agenda item is discussed unless new or additional information will be offered.
- C. APPROVAL OF THE APRIL 20, 2016 AND MAY 18, 2016 MEETING MINUTES
(Commissioners: Please bring your documents from the June 15, 2016 agenda packet.)
- D. COMMUNICATIONS
 - 1. MS. LYNN P. MCCRORY, Senior Vice-President of Government Affairs, PULAMA LANAI submitting the 2015 annual report dated June 1, 2016 regarding water usage at Manele pursuant to condition no. 24 of the Special Management Area Use Permit and Project District Phase 2 Approval 5-year time extension for residential and multi-family development at TMK: 4-9-017: 001, 002, 003, 004, 005 and 4-9-002: 049, Manele, Island of Lanai. (95/SM1-015) (95/PH2-001)
(Commissioners: Please bring your documents from the June 15, 2016 agenda packet.)

The Report is provided to the Lanai Planning Commission for its review.

- E. ORIENTATION WORKSHOP NO. 1
(Commissioners: Please bring your documents from the June 15, 2016 agenda packet.)
 - 1. Opening Remarks
 - 2. County Policy Against Discrimination
 - 3. The Sunshine Law (Chapter 92, Hawaii Revised Statutes)
 - 4. Ethics
 - 5. Contested Cases

6. Property Rights
7. Rational Nexus and Rough Proportionality
8. Special Management Area Rules
9. Shoreline Area Rules

F. UNFINISHED BUSINESS

1. Planning Department transmitting a status report on the Planning Department's study to amend the Lanai Special Management Area (SMA) boundaries (First presented at the October 21, 2015 meeting and further discussed at the December 16, 2015, January 20, 2016, and February 17, 2016 meetings.) (K. Aoki)

Follow-up memo from the Department of Planning was provided for the January 20, 2016 meeting.

There may be ongoing community discussion.

G. DIRECTOR'S REPORT

1. Resignation of Jarrod Barfield as a Lanai Planning Commissioner.
2. Hawaii Congress of Planning Officials (HCPO) Conference - September 21-23, 2016, Kauai Hyatt Hotel, Poipu, Island of Kauai.

The Lanai Planning Commission may vote to cancel or reschedule its September 21, 2016 meeting.

3. Open Lanai Applications Report as distributed by the Planning Department with the June 15, 2016 agenda. (***Commissioners: Please bring your documents from the June 15, 2016 agenda packet.***)
4. Open Lanai Applications Report as distributed by the Planning Department with the July 20, 2016 agenda.
5. Agenda Items for the August 17, 2016 Lanai Planning Commission meeting.

Public Hearing on the following application:

MR. JAMES BURGESS of AT&T MOBILITY requesting a County Special Use Permit for the Manele Bay AT&T Generator project to operate a telecommunications facility with permanent backup generator at 80 Hulopoe Drive, TMK: 4-9-002: 001 (por.), Manele, Island of Lanai. (CUP 2016/0001) (E. Aako)

H. NEXT REGULAR MEETING DATE: AUGUST 17, 2016

I. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

AN EXECUTIVE SESSION MAY BE CALLED IN ORDER FOR THE COMMISSION TO CONSULT WITH ITS ATTORNEY ON QUESTIONS AND ISSUES PERTAINING TO THE COMMISSION'S POWERS, DUTIES, PRIVILEGES, IMMUNITIES AND LIABILITIES, PURSUANT TO SEC. 92-5(a)(4), HRS.

DOCUMENTS ARE ON FILE WITH THE DEPARTMENT OF PLANNING. THE ADDRESS OF THE COMMISSION IS C/O DEPARTMENT OF PLANNING, ONE MAIN PLAZA, 2200 MAIN STREET, SUITE 619, WAILUKU, MAUI, HAWAII 96793.

UNLESS OTHERWISE SPECIFIED BY ANOTHER SPECIFIC PLANNING COMMISSION RULE, ANY PETITION TO INTERVENE AS A FORMAL PARTY IN THE PROCEEDINGS BEFORE THE COMMISSION MUST BE FILED WITH THE COMMISSION AND SERVED UPON THE APPLICANT NO LESS THAN TEN (10) DAYS BEFORE THE FIRST PUBLIC HEARING DATE. (Note: The calculation of time for deadlines ten days or less excludes weekends and State recognized holidays.) THE ADDRESS OF THE COMMISSION IS C/O the DEPARTMENT OF PLANNING, ONE MAIN PLAZA, 2200 MAIN STREET, SUITE 315, WAILUKU, MAUI, HAWAII 96793. The deadline for filing a timely Petition to Intervene for an item where the first public hearing date was on July 20, 2016 was on July 6, 2016.

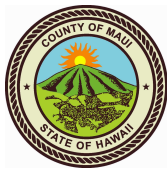
ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON EACH ANY AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES AND THE COMMISSION'S RULES OF PRACTICE AND PROCEDURE.

WRITTEN TESTIMONY AND FAXES SHOULD BE RECEIVED AT LEAST TWO (2) BUSINESS DAYS BEFORE THE MEETING TO ENSURE DISTRIBUTION TO THE COMMISSION. FIFTEEN (15) COPIES OF WRITTEN TESTIMONY ARE REQUESTED IF TESTIMONY IS PRESENTED IMMEDIATELY PRIOR TO OR AT THE MEETING.

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 agendas 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, Maui, Hawaii 96793.

THOSE PERSONS REQUESTING SPECIAL ACCOMMODATIONS DUE TO DISABILITIES, PLEASE CALL THE DEPARTMENT OF PLANNING AT 270-7735 (Maui) OR 1-800-272-0117 (Molokai) OR 1-800-272-0125 (Lanai) OR NOTIFY THE DEPARTMENT OF PLANNING IN WRITING AT ONE MAIN PLAZA, 2200 MAIN STREET, SUITE 315, WAILUKU, MAUI, HAWAII 96793 OR FAX NUMBER 270-7634; AT LEAST **SIX (6)** BUSINESS DAYS BEFORE THE SCHEDULED MEETING.

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. (S:\ALL\Leilan\LPC\Agenda\2016\072016_age.wpd)



County of Maui
 Kalana O Maui Building
 200 South High Street,
 Wailuku, HI 96793-2155

Open PD - Projects by TMK Report

07/12/2016

Entry Date: 07/12/2014 - 07/12/2016

Permit Type: %

TMK: 249%

<u>TMK</u>	<u>Project</u>	<u>Permit Name</u>	<u>Permit #</u>	<u>Applicant Name</u>	<u>Entry Date</u>	<u>Completion Date</u>	<u>Status</u>	<u>Project Lead</u>
2490020010000	MANELE BAY - AT&T	FACILITY W/BACKUP GENERATOR\LANAI	CUP - 20160001	AT&T MOBILITY	02/01/2016		OPEN	AAKO
2490060500000	LANAI AVENUE	CONSTRUCTION OF 3 HOMES/CARPORTS\LANAI	CIZ - 20150006	LANAI RESORTS LLC DBA PULAMA LANAI	08/11/2015		OPEN	WOLLENHAUPT
	LANAI AVENUE	CONSTRUCTION OF 3 HOMES/CARPORTS\LANAI	CPA - 20150005	LANAI RESORTS LLC DBA PULAMA LANAI	08/11/2015		OPEN	WOLLENHAUPT
	LANAI AVENUE	CONSTRUCTION OF 3 HOMES/CARPORTS\LANAI	EA - 20150006	LANAI RESORTS LLC DBA PULAMA LANAI	08/11/2015		OPEN	WOLLENHAUPT
2490071220000	LANAI HALE	STRH APPLICATION\LANAI	STLA - T20160003	APOLONIA & GARY STICE	06/24/2016		OPEN	WOLLENHAUPT
2490120010000	1036 LANAI AVE	INSTALL METAL TRELLIS FOR PV/ LANAI	CTB - 20160003	1036 LANAI AVE LLC	05/31/2016		OPEN	AAKO
2490130270000	DREAMS COME TRUE	REVIEW OF B&B APPLICATION\LANAI	RFC - 20160018	MICHAEL JOHN HUNTER	01/26/2016		OPEN	WOLLENHAUPT
	DREAMS COME TRUE	STRH APPLICATION\LANAI	STLA - T20160002	MICHAEL JOHN HUNTER	06/08/2016		OPEN	WOLLENHAUPT
2490170080000	MANELE GOLF COURSE	MANELE GOLF COURSE\LANAI	CP - 20150005	LANAI RESORTS, LLC	08/17/2015		OPEN	THACKERSON

Grand Total: 9



County of Maui
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 Wailuku, HI 96793-2155

Planning Department - Completed Projects by TMK Report

Completion Date: 04/12/2016 - 07/12/2016

Permit Type: %

TMK: 249%

Does not include permit types: LTR, SPC and S.

<u>TMK</u>	<u>Project</u>	<u>Description</u>	<u>Permit #</u>	<u>Applicant Name</u>	<u>Entry Date</u>	<u>Completion Date</u>	<u>Status</u>	<u>Project Lead</u>
2490071220000	LANAI HALE	LANAI HALE SHORT TERM RENTAL HOME	RFC - 20160104	APOLONIA AND GARY STICE	05/19/2016	06/24/2016	DONE	WOLLENHAUPT
2490130270000	DREAMS COME TRUE	DREAMS COME TRUE ON LANAI SHORT TERM RENTAL HOME	STLA - 20160002	MICHAEL JOHN HUNTER	03/11/2016	06/09/2016	OPEN	WOLLENHAUPT
2490170020000	RANGER STATION OFFIC	RANGER STATION OFFICE TRAILER REMOVAL	SM7 - 20160002	BRYAN ESMERALDA	07/07/2016	07/07/2016	DONE	THACKERSON
	RANGER STATION OFFIC	RANGER STATION OFFICE TRAILER REMOVAL	SMX - 20150456	BRYAN ESMERALDA	10/21/2015	07/07/2016	DONE	THACKERSON
2490220070000	WATEROUS RESIDENCE	WATEROUS RESIDENCE	SM7 - 20160001	NIESS, JIM	05/20/2016	05/24/2016	DONE	WOLLENHAUPT
	WATEROUS RESIDENCE	WATEROUS RESIDENCE	SMX - 20150529	NIESS, JIM	12/09/2015	05/24/2016	DONE	WOLLENHAUPT

Grand Total: 6