

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 (HYPERLINKS TO MEETING MATERIALS ADDED)

DATE: January 16, 2019
TIME: 5:00 P.M.
PLACE: Lana'i Senior Center
309 Seventh Street
Lana'i City, Lana'i, Hawaii 96763

Members: Caron Green (Chair), Shelly Preza (Vice-Chair), Roxanne Catiel, John Delacruz, Mililani Martin, Sherry Menze, Gerald Rabaino, Shirley Samonte, Chelsea Trevino

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. UNFINISHED BUSINESS

1. ALICIA ALCANTARA BRANDT requesting a Short-Term Rental Home Permit in order to operate 444 Lanai, a three-bedroom short-term rental located in the R-1 Residential District at 444 Lanai Avenue, TMK: (2) 4-9-010:014, Lanai City, Island of Lanai. (STLA T2018/0003) (J. Burkett) (The Lanai Planning Commission conducted a public hearing and acted to approve the permit request on October 17, 2018.) (Deferred from the November 28, 2018 meeting.) *(Commissioners: Please bring the materials that were previously distributed in prior meeting packets.)* [Exhibit](#)

The Commission reviewed the application because there are at least two permitted short-term rental home operations located within 500 feet of the subject property.

Related to the approval of a Short Term Rental Home Permit for 444 Lanai Avenue, Lanai City, STLA T2018/0003, on October 17, 2018, by the Lanai Planning Commission.

The Lanai Planning Commission is being notified of an apparent error made by the applicant in the certified mail notices required pursuant to Sections 19.65.050.B and 19.65.050.D.4, which relate to notification of the owners or lessees of record within the 500 foot radius of a proposed short term rental home. The Planning Department recommends that the Lanai Planning Commission rescind its approval of said permit.

The Lanai Planning Commission may consider rescission of the STRH permit approval for STLA T2018/0003, related to 444 Lanai Avenue, Lanai City.

With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County and the Commission.

2. Discussion of establishing caps for [Short-Term Rental Homes and Bed and Breakfast Homes on Lanai](#). (Previously scheduled for the November 28, 2018 meeting. Discussed at the December 12, 2018 meeting and deferred.) *(Commissioners: Please bring the copy of the [September 28, 2016 Lanai Planning Commission meeting minutes](#) and the materials previously distributed in prior meeting packets.)*

The Commission may determine whether a cap(s) should be established and if so what the suggested cap(s) should be proposed in future legislation. The Commission may then direct the Planning Department and the Department of the Corporation Counsel to draft such a bill for public hearing at a future Commission meeting.

D. DIRECTOR'S REPORT

1. Reports from members who attended the Native Hawaiian Law Training on December 7, 2018.
2. [Open Lanai Applications Report](#) as distributed by the Planning Department with the October 17, 2018 agenda.
3. [Open Lanai Applications Report](#) as distributed by the Planning Department with the November 28, 2018 agenda.
4. [Open Lanai Applications Report](#) as distributed by the Planning Department with the December 12, 2018 agenda.
5. [Open Lanai Applications Report](#) as distributed by the Planning Department with the January 16, 2019 agenda.

E. NEXT REGULAR MEETING DATE: FEBRUARY 20, 2019

F. 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. DOCUMENTS RELATING TO THIS MEETING MAY BE FOUND ON THE COUNTY OF MAUI OFFICIAL WEBSITE AT WWW.MAUICOUNTY.GOV UNDER BOARDS AND COMMISSIONS, LANAI PLANNING COMMISSION.

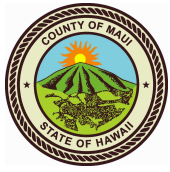
ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON EACH ANY AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES AND THE COMMISSION'S RULES OF PRACTICE AND PROCEDURE.

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\Leilani\LPC\Agenda\2019\011619age.docx



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

Open PD - Projects by TMK Report

01/07/2019

Entry Date: 01/07/2017 - 01/07/2019

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> |
|---------------|----------------------|------------------------------------|------------------|------------------------------|-------------------|------------------------|---------------|---------------------|
| 2490040100000 | LANAI SUNSET HALE | STRH\LANAI | STLA - T20180009 | PATRICK S CARUSO | 10/25/2018 | | OPEN | BURKETT |
| 2490050290000 | HALE LANAI | STRH/LANAI | STLA - T20180008 | LORRIE NIELSON | 10/10/2018 | | OPEN | BURKETT |
| 2490070290000 | KIM MASSE | KIM MASSE/LANAI | CIZ - 20180005 | KIM MASSE AND KENNETH KANIHO | 04/20/2018 | | OPEN | WILLENBRINK |
| | KIM MASSE | CIZ & CPA/LANAI | CPA - 20180005 | KIM MASSE AND KENNETH KANIHO | 04/20/2018 | | OPEN | WILLENBRINK |
| 2490070390000 | HALE O LANAI | STLA/LANAI | STLA - T20180005 | JAMES COON | 07/24/2018 | | OPEN | BURKETT |
| 2490071680000 | LANAI GUEST HOUSE | CHRISTOPHER PENN INQUIRY\LANAI | RFC - 20180140 | CHRISTOPHER C. PENN | 12/07/2018 | | OPEN | BURKETT |
| 2490100140000 | 444 LANAI | STLA/LANAI | STLA - T20180003 | ALICIA ALCANTARA BRANDT | 05/18/2018 | | OPEN | BURKETT |
| 2490100500000 | HALE NANI | HALE NANI STRH/LANAI | STLA - T20180006 | BRENDA HINTON | 08/28/2018 | | OPEN | WOLLENHAUPT |
| 2490110010000 | HOTEL LANAI SIGN | BAR & GRILL SIGN/LANAI CITY | RFC - 20180142 | ZAED (SHEILA) | 12/13/2018 | | OPEN | BURKETT |
| 2490120480000 | RAD RED HOUSE | RAD RED HOUSE STRH | STLA - T20180007 | AMY E RICE, DAVID A ANDERSON | 09/24/2018 | | OPEN | WOLLENHAUPT |
| 2490130010000 | HALE OHANA | REVIEW FOR COMPLETENESS/LANAI | RFC - 20180109 | RUSSELL NEILSON | 10/01/2018 | | OPEN | WOLLENHAUPT |
| 2490140010000 | HOKU-AO 201H HOUSING | CONSULT FOR DRAFT EA\LANAI | RFC - 20180132 | HOOKULEANA LLC | 11/16/2018 | | OPEN | WOLLENHAUPT |
| 2490140090000 | HOKU-AO 201H HOUSING | CONSULT FOR DRAFT EA\LANAI | RFC - 20180132 | HOOKULEANA LLC | 11/16/2018 | | OPEN | WOLLENHAUPT |
| 2490140110000 | HOKU-AO 201H HOUSING | CONSULT FOR DRAFT EA\LANAI | RFC - 20180132 | HOOKULEANA LLC | 11/16/2018 | | OPEN | WOLLENHAUPT |
| 2490180030000 | ADVENTURE CENTER | PROPOSED ADVENTURE CENTER AT KOELE | PH2 - 20180001 | LANAI RESORTS LLC | 03/29/2018 | | OPEN | WOLLENHAUPT |

Grand Total: 13



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

Planning Department - Completed Projects by TMK Report

Completion Date: 11/07/2018 - 01/07/2019

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> |
|---------------|--------------------|-----------------------------------|------------------|-----------------------|-------------------|------------------------|---------------|---------------------|
| 2490080370000 | LANAI BAMBOO LODGE | LANAI BAMBOO LODGE | STLA - T20180001 | RICHARD W WIDMAIER | 05/18/2018 | 01/04/2019 | DENY | BURKETT |
| 2490170080000 | MANELE GOLF COURSE | MANELE GOLF COURSE REPAIR-PHASE 2 | SM7 - 20170001 | LANAI RESORTS LLC | 05/17/2017 | 11/16/2018 | DONE | THACKERSON |
| | MANELE GOLF COURSE | MANELE GOLF COURSE REPAIR-PHASE 2 | SMX - 20160505 | LANAI RESORTS LLC | 11/21/2016 | 11/16/2018 | DONE | THACKERSON |
| | MANELE GOLF COURSE | MANELE GOLF COURSE REPAIR-PHASE 2 | SSA - 20170026 | LANAI RESORTS LLC | 05/17/2017 | 11/16/2018 | DONE | THACKERSON |
| 2490180030000 | ADVENTURE CENTER | ADVENTURE CENTER AT KOELE/LANAI | CUP - 20180001 | LANAI RESORTS LLC | 03/29/2018 | 12/13/2018 | OPEN | WOLLENHAUPT |

Grand Total: 5

PERMIT CODES:

CIZ - CHANGE IN ZONING

CPA - COMMUNITY PLAN AMENDMENT

CUP - COUNTY SPECIAL USE PERMIT

PH2 - PROJECT DISTRICT PHASE 2

RFC - REQUEST FOR COMMENTS

SM7- SMA MINOR, LANAI

SMX - SMA ASSESSMENT

SSA - SHORELINE SETBACK APPROVAL

STLA - SHORT-TERM RENTAL HOME, LANAI