

## LANA'I PLANNING COMMISSION

PURSUANT TO CHAPTER 92, PART I, OF THE HAWAII REVISED STATUTES AS AMENDED, AND THE GOVERNOR'S EMERGENCY PROCLAMATIONS RELATED TO COVID-19 CRISIS. NOTICE IS HEREBY GIVEN OF A REGULAR MEETING OF THE LANA'I PLANNING COMMISSION

### AGENDA (HYPERLINKS TO MEETING MATERIALS ADDED)

**DATE: May 20, 2020**

**TIME: 5:00 P.M.**

**Online only via BlueJeans: Meeting ID: 200 494 589**

Members: Roxanne Catiel, John Delacruz, Sally Kaye, Sherry Menze, John Ornellas, Shelly Preza, Shirley Samonte, Chelsea Trevino

To listen to the meeting or provide oral testimony via phone, dial 1-888-748-9073 and enter code **200 494 589**

To watch the meeting or provide video testimony, use meeting link: <https://bluejeans.com/200494589>

To provide written testimony, email comments to [planning@mauicounty.gov](mailto:planning@mauicounty.gov) or fax comments to (808) 270-7634 at least two business days prior to the meeting; written testimony will be distributed to commission members and will be reviewed at the meeting.

Public testimony will be taken when each agenda item is discussed. Testimony will be limited to a maximum of three (3) minutes.

Testifiers will be called by the Chair to offer their testimony and are asked to mute their audio and video when they are not testifying.

Testifiers via video are asked to sign-up using the Chat function to send a Direct Message to Leilani Ramoran-Quemado, Secretary to Boards and Commissions, providing your name and the item you are testifying on. Testifiers via phone will be called by the Chair after video testimony is finished.

Commissioners shall not be contacted by the Chat function.

- A. CALL TO ORDER
- B. RESOLUTIONS THANKING OUTGOING MEMBERS CARON GREEN, GERALD RABAINO and MILILANI MARTIN
- C. ELECTION OF CHAIR AND VICE-CHAIR FOR THE 2020-2021 TERM
- D. PUBLIC HEARING (Action to be taken after public hearing.)

1. AMENDMENTS TO TITLE MC-12, DEPARTMENT OF PLANNING, SUBTITLE 04, LANAI PLANNING COMMISSION, CHAPTER 401, RULES OF PRACTICE AND PROCEDURES

MS. MICHELE CHOUTEAU MCLEAN, AICP, Planning Director, transmitting proposed amendments to the Lanai Planning Commission's Rules of Practice and Procedure to change tape recordings to audio recordings, and to add petition filing fees as established in the county budget. (J. Takakura) [MEMORANDUM](#)

The entire text of the proposed rule amendment is available at <https://www.mauicounty.gov/121/Planning-Department> or <https://www.mauicounty.gov/184/Lanai-Planning-Commission>

2. PROPOSED AMENDMENTS TO TITLE 19, MAUI COUNTY CODE, CHAPTER 19.35 RELATING TO ACCESSORY DWELLINGS

MS. MICHELE CHOUTEAU MCLEAN, AICP, Planning Director, transmitting proposed amendments to Title 19 of the Maui County Code, Chapter 19.35 relating to Accessory Dwellings and fire code requirements. (J. Takakura) [MEMORANDUM](#)

The entire text of the proposed bill for ordinance is available at <https://www.mauicounty.gov/1127/Legislation---Proposed>

Section 19.35.090.C is proposed to be amended regarding fire code requirements for fire apparatus access roads to require that lots meet fire code requirements for fire apparatus access roads instead of requiring a minimum road width of 20 feet.

3. A BILL FOR AN ORDINANCE AMENDING TITLE 19.69, MAUI COUNTY CODE, RELATING TO URBAN RESERVE DISTRICT

MS. MICHELE CHOUTEAU MCLEAN, AICP, Planning Director, transmitting proposed amendments to Title 19 of the Maui County Code, Chapter 19.69 relating to Urban Reserve District regarding permitted uses, minimum development standards and height restrictions. (J. Takakura) [MEMORANDUM](#)

The entire text of the proposed bill for ordinance is available at <https://www.mauicounty.gov/1127/Legislation---Proposed>

SUMMARY:

1. Section 19.69.020.B: Permitted uses.
  - Amends language regarding uses and structures that are accessory to a single-family dwelling and language regarding accessory dwellings
  - Removes short-term rental homes and adds bed and breakfast rental homes as a permitted use
  - Adds buildings or premises used by federal, state, or county governments for public purposes.
  - Moved language from 19.69.020.C regarding structures used for public purposes and on land which the community plan designates as open space or park.
2. Section 19.69.020.D.1: Minimum development standards.
  - Amends language regarding subdivisions
3. Section 19.69.020D.2: Height regulations.
  - Removes language regarding two stories.

E. DIRECTOR'S REPORT

1. [Open Lanai Applications Report](#) as distributed by the Planning Department with the May 20, 2020 agenda.
2. Agenda Items for the June 17, 2020 meeting

F. NEXT REGULAR MEETING DATE: June 17, 2020

G. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

SOME REQUIREMENTS OF CHAPTER 92, HRS, HAVE BEEN SUSPENDED UNDER GOVERNOR IGE'S SUPPLEMENTARY PROCLAMATION ISSUED ON MARCH 16, 2020. WHILE THE GOVERNOR'S PROCLAMATION IS IN EFFECT, NO FAILURE TO COMPLY WITH CHAPTER 92, HRS, WILL INVLAIDATE A PUBLIC AGENCY'S DELIBERATIONS OR ACTIONS TAKEN.

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, OR MAY BE FOUND ON THE OFFICIAL COUNTY OF MAUI

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WEBSITE AT [WWW.MAUICOUNTY.GOV](http://WWW.MAUICOUNTY.GOV) UNDER BOARDS AND COMMISSIONS, LANAI PLANNING COMMISSION.

ORAL OR WRITTEN TESTIMONY WILL BE RECEIVED ON EACH AGENDA ITEM SUBJECT TO THE PROVISIONS OF CHAPTER 92, HAWAII REVISED STATUTES, THE GOVERNOR'S EMERGENCY PROCLAMATIONS DUE TO THE COVID-19 CRISIS, AND THE BOARD'S RULES OF PRACTICE AND PROCEDURE, EXCEPT FOR CONTESTED CASES UNDER CHAPTER 91, HRS, AS NOTED ABOVE.

WRITTEN TESTIMONY, WHETHER SENT VIA FAX, EMAIL OR USPS SHOULD BE RECEIVED BY THE DEPARTMENT OF PLANNING BY 5:00 P.M. AT LEAST TWO (2) BUSINESS DAYS BEFORE THE MEETING TO ENSURE DISTRIBUTION TO THE COMMISSION. TESTIMONY CAN BE FAXED TO THE DEPARTMENT OF PLANNING AT (808) 270-7634 OR EMAILED TO [planning@mauicounty.gov](mailto:planning@mauicounty.gov).

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.

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.**

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