



**LIQUOR CONTROL COMMISSION
COUNTY OF MAUI**

c/o Department of Liquor Control
110 'Ala'ihī Street, Suite 212
Kahului, Maui, Hawai'i 96732
Telephone & Fax: (808) 244-4666
Email: liquorcommission@mauicounty.gov
Website: www.mauicounty.gov/186/Liquor-Control-Commission

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OFFICE OF THE
COUNTY CLERK

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Vice Chair
Jamie Becraft
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J. Aaron Boswell
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Snehal Patel
William K. Richardson
Patrice M. Matsumoto

REGULAR MEETING AGENDA

PURSUANT TO CHAPTERS 91 AND 92, HAWAII REVISED STATUTES, AS AMENDED, NOTICE IS HEREBY GIVEN OF A REGULAR REMOTE PUBLIC MEETING OF THE LIQUOR CONTROL COMMISSION, COUNTY OF MAUI.

Date:	Wednesday, May 11, 2022
Time:	9:00 a.m.
Remote Meeting Location:	BlueJeans interactive conference technology: https://bluejeans.com, enter Meeting ID 437 939 743
Physical Location:	Department of Liquor Control 110 'Ala'ihī Street, Suite 212A Kahului, Maui, Hawaii

VIDEO ACCESS & TESTIMONY: To observe the meeting or provide video testimony by computer or other mobile devices, log onto <https://bluejeans.com> and enter Meeting ID 437 939 743 or use the meeting link, <https://bluejeans.com/437939743>.

PHONE ACCESS & TESTIMONY: To listen to the meeting or provide oral testimony by phone, dial 1 (408) 915-6290 and enter Meeting ID 437 939 743.

PHYSICAL LOCATION & TESTIMONY: Members of the public may observe the remote meeting or testify in-person using audio/visual technology at the Physical Location. Note: The Commissioners may not be physically present at this location and COVID-19 pandemic restrictions may limit capacity.

ORAL TESTIMONY: Testimony will be taken at the meeting as determined by the Chair. Oral testifiers are afforded two (2) minutes to testify on each agenda item, with one (1) minute to conclude at the discretion of the Chair if necessary.

Testifiers via video may sign-up to testify by sending a direct message in the Chat function to the Commission staff, signifying their intention to testify and noting the agenda item number. Testimony shall not be submitted within the Chat function, and the Chat function may not be used to contact Commissioners, or other meeting participants, for commenting on the agenda items, or other matters. Individuals may be disconnected from the meeting for breaking decorum.

Testifiers are asked to mute their audio and video when they are not testifying.

Video testifiers will be called first, followed by phone testifiers, and then in-person testifiers.

WRITTEN TESTIMONY: Whether sent via email, mail, or fax, written testimony should be submitted by noon, two (2) business days before the meeting to ensure its distribution to the Commissioners. Email written testimony to liquorcommission@mauicounty.gov; mail to the **Liquor Control Commission, c/o Department of Liquor Control, 110 'Ala'ih Street, Suite 212, Kahului, Hawaii 96732**; or fax to **(808) 244-4666, "Attention: Liquor Control Commission"**. While the Commission requests that written testimony be submitted by a certain date and time, testimony submitted after such date and time will still be accepted by the Commission.

- I. **CALL TO ORDER**
- II. **ROLL CALL**
- III. **AGENDA:** Approval of today's agenda of May 11, 2022.
- IV. **PUBLIC TESTIMONY:** All testimony shall be relevant to the meeting agenda's specific items.
- V. **MINUTES:** Approval of the Liquor Control Commission meeting minutes
 - A. April 13, 2022 Regular Meeting (Open meeting)
 - B. April 13, 2022 Executive Session (Closed meeting)

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 § 92-5(a)(4), Hawaii Revised Statutes.
- VI. **GENERAL LICENSING MATTERS:** Administrative actions for Commission confirmation.
 - A. **TV-10**, NCL (Bahamas) Ltd., A Bermuda Company dba Norwegian Spirit at Port of Maui, Kahului Harbor, Pier 1, Kahului, Maui, Hawaii for a Transient Vessel liquor license effective May 2022 to June 2022.
 - B. **TEM-02A**, Highgate Hawaii Concessions Company LLC dba Royal Lahaina Resort, located at 2780 Kekaa Drive, Lahaina, Maui, Hawaii, was issued a Temporary Hotel liquor license effective April 8, 2022 up to and including June 30, 2022.
 - C. **TEM-03A**, Highgate Hawaii Concessions Company LLC dba Royal Trading Co., located at 2780 Kekaa Drive, Lahaina, Maui, Hawaii, was issued a Temporary Retail General liquor license effective April 8, 2022 up to and including June 30, 2022.
 - D. **LIC. NO. 315**, Waikulu Distillery LLC dba Waikulu Distillery LLC, located at 3275 Baldwin Avenue, Makawao, Maui, Hawaii, was issued a Manufacturer Other Liquors liquor license effective April 8, 2022.
 - E. **LIC. NO. 317**, Seabird Charters, Inc. dba Ocean Legacy moored at the Lahaina Small Boat Harbor,

Slip #4, Lahaina, Maui, Hawaii, was issued a Tour or Cruise Vessel, Category B liquor license effective April 14, 2022.

- F. **LIC. NO. 004**, Lanai City Service, Inc. dba Lanai Plantation Store, located at 1036 Lanai Avenue, Lanai City, Lanai, Hawaii canceled their liquor license effective April 1, 2022.
- G. **LIC. NO. 006**, Cold LLC dba Cafe O'Lei at the Dunes, located at 1333 Maui Lani Parkway, Kahului, Maui, Hawaii canceled their liquor license effective January 7, 2022.
- H. Marriott Hotel Services, Inc. dba Wailea Beach Resort (Lic. No. #260) and The Ritz-Carlton, Kapalua (Lic. No. #176) notification of an officer designated as a primary decision maker, change in titles, and reporting of officers and directors within the corporation.
- I. The Officer, Director, and Stockholder of Kahale Restaurant, Inc. dba Kahale's Maui's Local Dive Bar legally changed her name within the corporation.
- J. Flatbread Paia, LLC dba Flatbread Company removed a manager within the limited liability company and removed a manager and member within the member of the limited liability company.
- K. MNS, Ltd. dba ABC Stores (Lic. Nos. #060, #104, #156, #304, #332, #394, #422, #423, #452, #480), and Honolua Store (Lic. No. #175), Island Gourmet Markets (Lic. No. #298), and Lineage Restaurant (Lic. No. #116) removed an officer and director within the corporation.
- L. MNS, Ltd. dba ABC Stores (Lic. Nos. #060, #104, #156, #304, #332, #394, #422, #423, #452, #480), and Honolua Store (Lic. No. #175), Island Gourmet Markets (Lic. No. #298), and Lineage Restaurant (Lic. No. #116) changed officer and director within the corporation.
- M. Ray's Deli & Lounge, Inc. dba Ray's Deli changed officers, directors, and stockholders within the corporation.

VII. PRELIMINARY HEARINGS:

- A. **APPL. NO. 16**, Maui Ku'ia Estate Chocolate, Inc. dba Maui Ku'ia Estate Chocolate, located at 78 Ulupono Street, Suite 1, Lahaina, Maui, Hawaii, is applying for a Dispenser General, Category C(ii)-premises in which live entertainment or recorded music is provided liquor license.

VIII. ADMINISTRATIVE AFFAIRS:

- A. Director's Monthly Report:
 - 1. Notification of promulgation of Special Rules for Year 2022 scheduled for a public hearing at the June 8, 2022 meeting.
 - 2. Posting of the Repeal of Liquor Commission Emergency Rules, of the LC May 13, 2020 meeting, per Governor's Executive Order 20-04 and First Amendment to the Liquor Commission

Emergency Rules, of the LC May 13, 2020 meeting, per Governor's Executive Order 20-04 adopted on April 13, 2021 on the Department's webpage.

3. Status on accepting and processing liquor license renewals for the FY2023.
4. Status on the update of the Licensing forms.
5. Review and approval of form DLC-001 License Application Checklist
6. Report on the results of the FBI audit which was conducted to ensure compliance with Criminal Justice Information Services (CJIS) Division policies that govern the use of FBI CJIS Systems.

B. Director Evaluation 2022

1. Approval of letter to Director Layne N. Silva to request that the Director provide his 2022 short- and long-term goals and objectives to the Commission.
- C.** The Liquor Control Adjudication Board meeting of Thursday, May 5, 2022 was canceled. There were no cases to be adjudicated.
- D.** The next Liquor Control Commission regular meeting is scheduled for Wednesday, June 8, 2022 at 9:00 a.m.

IX. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELATION.

SPECIAL ASSISTANCE: If you require an auxiliary aid or service or an accommodation due to a disability, please contact the Commission staff no later than three (3) business days prior to the scheduled meeting by calling (808) 244-4666 or email to liquorcommission@mauicounty.gov.

BOARD PACKETS: Board packets, as defined in § 92-7.5, Hawaii Revised Statutes are available for public inspection at the office of the Department of Liquor Control. They may also be found at www.mauicounty.gov/186/Liquor-Control-Commission under Meeting Documents.

EXECUTIVE SESSION: 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 § 92-5(a)(4), Hawaii Revised Statutes.

INTERRUPTION IN VIDEO/AUDIO: If the connection between any testifier and the video conference is lost, the meeting will continue. A meeting held by interactive conference technology shall be automatically recessed for up to thirty minutes to restore communication when audiovisual communication cannot be maintained with Commissioners participating in the meeting or with the public location identified above. If connection cannot be restored within thirty minutes, the meeting is automatically terminated.

Liquor Control Commission
Regular Meeting Agenda
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PLEASE NOTE: If any Commissioner is unable to attend the scheduled meeting, please call **(808) 244-4666** at least one (1) day prior to the meeting date. Thank you for your cooperation.