

PURSUANT TO CHAPTERS 91 AND 92, PART I, HAWAII REVISED STATUTES, AS AMENDED, NOTICE IS HEREBY GIVEN OF A SITE INSPECTION/PUBLIC HEARING OF THE MAUI COUNTY BOARD OF VARIANCES AND APPEALS.

Members: Daniel Mizner (Chair), Jerry Edlao (Vice Chair), Garret Abe, Kathleen Acks, James Berg, Marilyn Colvin, Lance Holter, Glenn Kunitake, Kirk Tanaka

### AGENDA

DATE: January 22, 2004 - MEETING CANCELLED DUE TO LACK OF QUORUM

TIME: 10:00 a. m.

PLACE: Board members and staff to assemble at Planning Department, Second Floor, 250 South High Street, Wailuku, Hawaii

#### A. SITE INSPECTION OF:

1. PAUL L. HORIKAWA, on behalf of ROBERT BLAINE BOETTNER AND DONALD GENE BRANSFORD, requesting approval of variances from Maui County Code, Sections 16.08.060(C), "Height Regulations", and 19.29.020(D) "Maximum height limit", to allow a dwelling to be constructed with a total height of 38.05 feet and an accessory dwelling with a total height of 31.2 feet whereas a maximum height of 30 feet is allowed for property situated in the Rural District at located at 3279 Kaha Drive, Kihei, Maui, Hawaii TMK: 2-1-019:014 (BVA020012/BVA030013).

The Board will meet at 3279 Kaha Drive, Kihei, Hawaii; TMK: 2-1-019:014 at approximately 10:45 a.m.

#### B. RECESS

THE BOARD OF VARIANCES AND APPEALS WILL RECONVENE AT THE PLANNING DEPARTMENT CONFERENCE ROOM, 250 SOUTH HIGH STREET, FIRST FLOOR, WAILUKU, HAWAII, AT 1:30 P.M.

#### C. CALL TO ORDER

#### D. UNFINISHED BUSINESS

#### PUBLIC HEARING:

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E. CORRESPONDENCE:

1. B. Martin Luna, Esq. (Appellant), representing KIHEI LUTHERAN CHURCH (Owner), re: Stipulation Regarding Width of Roadway; TMK: 3-9-024:002 (BVA030017)

F. APPROVAL OF MINUTES:

1. September 11, 2003
2. October 23, 2003

G. NEXT MEETING DATE: February 12, 2004

H. ADJOURNMENT

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

EACH APPLICANT IS REQUESTED TO PROVIDE RESPONSIBLE REPRESENTATION AT THE MEETING.

INFORMATION RELATIVE TO THE ABOVE APPLICATIONS ARE 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 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.

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/COMMISSION TO CONSULT WITH THEIR ATTORNEY ON QUESTIONS AND ISSUES PERTAINING TO THE COMMISSION'S POWERS, DUTIES, PRIVILEGES, IMMUNITIES AND LIABILITIES.

PLEASE NOTE: If any member of the commission is unable to attend the scheduled meeting, please contact Naomi Guillermo, Planning Department at 270-7253 at least one day prior to the meeting date.