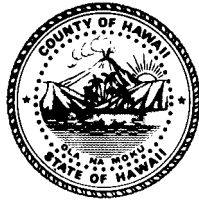


Leningrad Elarionoff  
*Chairman*



J. Curtis Tyler, III  
*Vice Chair*

James Y. Arakaki, *Member*  
Aaron S.Y. Chung, *Member*  
Fred C. Holschuh, M.D., *Member*  
Bob Jacobson, *Member*  
Joe Reynolds, *Member*  
Gary Safarik, *Member*  
Michael Tulang, *Member*

**HAWAI'I COUNTY COUNCIL  
COMMITTEE ON PLANNING  
27th Session**

**DATE:** May 4, 2004 (Tuesday)  
**PLACE:** Councilroom  
**TIME:** 1:00 p.m.

**(Note: Please turn cell phones, pagers and other mobile communication devices on silent mode.)**

**CALL TO ORDER**

**STATEMENTS FROM THE PUBLIC ON ITEMS ON THE AGENDA**

**REFERRALS**

Comm. 557: AN ORDINANCE AMENDING SECTION 25-8-2 (NORTH AND SOUTH KONA DISTRICT ZONE MAP), ARTICLE 8, CHAPTER 25 (ZONING CODE) OF THE HAWAI'I COUNTY CODE, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-20a) TO AGRICULTURAL (A-5a) AT KALOKO, NORTH KONA, HAWAI'I, COVERED BY TAX MAP KEY 7-3-25:8. (Applicant: Richard & Christin Grover) (Area: 23.208 acres)  
From Mayor Harry Kim, dated March 8, 2004, transmitting a letter and the above bill from Planning Commission Chair Fred Galdones.

**RECOMMENDS PASSAGE OF BILL 247, AS AMENDED, ON FIRST READING.**

Comm. 560: AN ORDINANCE AMENDING SECTION 25-8-33 (CITY OF HILO ZONE MAP), ARTICLE 8, CHAPTER 25 (ZONING CODE) OF THE HAWAI'I COUNTY CODE, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL 1-ACRE (A-1a), NEIGHBORHOOD COMMERCIAL - 40,000 SQUARE FOOT (CN-40), SINGLE FAMILY RESIDENTIAL - 7,500 SQUARE FOOT AND 10,000 SQUARE FOOT (RS-7.5 AND RS-10) AND OPEN (O) TO PROJECT DISTRICT AT SOUTH HILO, HAWAI'I, COVERED BY TAX MAP KEY 2-3-44:19, 2-3-49:53 AND 2-3-37:1. (Applicant: Western United Life Assurance Company) (Area: 171.504 acres)  
From Mayor Harry Kim, dated February 23, 2004, transmitting a letter and the above bill from Planning Commission Chair Fred Galdones.

**DEFERRED.**

Comm. 561: AN ORDINANCE AMENDING SECTION 25-8-28 (KA'U DISTRICT ZONE MAP),  
(Bill 249) ARTICLE 8, CHAPTER 25 (ZONING CODE) OF THE HAWAI'I COUNTY CODE,  
BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL  
(A-20a) TO AGRICULTURAL PROJECT DISTRICT AT PALIMA AND PAAUAU,  
KA'U, HAWAI'I, COVERED BY TAX MAP KEY 9-6-5:18 AND 9-6-6:4.

(Applicant: Hester Farming Co., LLC) (Area: 171.782 acres, more or less)

From Mayor Harry Kim, dated March 16, 2004, transmitting a letter and the above bill  
from Planning Commission Chair Fred Galdones.

**RECOMMENDS PASSAGE OF BILL 249 ON FIRST READING.**

Comm. 598: AN ORDINANCE AMENDING ORDINANCE NO. 94 99, WHICH RECLASSIFIED  
(Bill 262) LANDS FROM AGRICULTURAL (A-20a) TO AGRICULTURAL (A-3a) AT  
KAAUHUHU, NORTH KOHALA, HAWAI'I, COVERED BY TAX MAP KEY

5-5-02:85. (Applicant: Mitchell Thompson (former applicant and landowner - Wilfred  
Kita), requesting a 3-year time extension to Condition C - Final Subdivision Approval)

From Mayor Harry Kim, dated April 6, 2004, transmitting a letter and the above bill from  
Planning Commission Chair Fred Galdones.

**DUE TO A VOTE OF 4 AYES, 1 NO, AND 4 ABSENT & EXCUSED FOR THE  
RECOMMENDATION OF PASSAGE OF BILL 262, AS AMENDED, ON FIRST READING,  
THE COMMITTEE IS FORWARDING THE BILL TO THE COUNCIL WITH A NEGATIVE  
RECOMMENDATION.**

Comm. 599: AN ORDINANCE AMENDING CHAPTER 14, ARTICLE 10, SECTION 14-63, OF  
(Bill 263) THE HAWAI'I COUNTY CODE (1995) RELATING TO EXCEPTIONAL TREES  
(Amends the section on Violation and penalty).

From Leonard Bisel, Chairperson, Arborist Advisory Committee, dated April 1, 2004,  
transmitting the above bill. States that after reviewing the existing County Ordinances  
regarding exceptional trees, their committee felt that protection of these magnificent trees  
needed to be strengthened. The current Ordinance only provides a penalty if a tree is  
removed or otherwise destroyed. There are times when trees are not removed or  
destroyed but may be substantially damaged by vandals.

Also proposed is an amendment to allow a penalty to be assessed "per tree or incident" in  
recognition of places where a grove or stand of trees has been designated as exceptional.

**RECOMMENDS PASSAGE OF BILL 263 ON FIRST READING.**

## **STATEMENTS FROM THE PUBLIC/ADJOURNMENT**

The meeting place is accessible for persons with physical disabilities. Persons who need special accommodations to attend this meeting should call 961-8245 by April 30, 2004. Persons using TDDs may call 961-8521.

(Copies of this agenda and the communications are posted and filed at the County Clerk's Office, 25 Aupuni St., Hilo; the Office of the Mayor, 75-5706 Kuakini Highway, Suite 103, Kailua-Kona; and the Kona Councilmembers' Office, 77-6399 Nalani St., Suite 104, Kailua-Kona. For further information, please call 961-8245. Those wishing to testify, please register with the County Clerk's staff prior to the convening of the meeting. If possible, submit fifteen (15) written copies of the testimony to staff prior to the convening of the meeting.)

VIEWING OF MEETINGS ON GOVERNMENT ACCESS TELEVISION - Channel 52 (Hilo/Kona)  
Public Works & Intergovernmental Relations Committee and Finance Committee - Tuesdays, May 11 and 18, 2004, at 8:30 p.m.; Planning Committee meeting - Thursdays, May 13 and May 20, 2004, at 8:30 p.m.; and all three Committee meetings - Sunday, May 23, 2004, at 10:30 a.m.