

BOARD OF APPEALS
COUNTY OF HAWAI'I

MINUTES
JUNE 12, 2009

The County of Hawai'i Board of Appeals met in regular session at 10:05 a.m. in the West Hawai'i Mayor's Office, Conference Room, 75-5706 Kuakini Highway, Suite 103, Kailua-Kona, Hawai'i with Vice Chairman Peter Hendricks presiding.

PRESENT: Peter Hendricks
David Drury
Joel Gimpel (from 11:15 a.m.)
Charlene Hart
Karen Maedo
Kim Tavares

Renee Schoen, Counsel to the Board
Alice Kawaha, Staff to the Board

The Vice Chair introduced the Board to members of the public.

PUBLIC STATEMENTS There was no one wishing to make a public statement.

BOA 09-000077 The Board took this item up at 10:05 a.m. with one person from
ALI GHALAMFARSA the public in attendance.
HÖLUALOA 3RD,
NORTH KONA

PETITIONER: ALI GHALAMFARSA (BOA 09-000077) - Appeal of Decision by the Planning Director dated February 23, 2009, relating to determination of shoreline setback requirement as set forth in Planning Department Rule 11(b)(1) (a) and (b). The subject property consists of approximately 33,979 square feet and is located on the makai side of Ali'i Drive, Hōlualoa 3rd, North Kona, Hawai'i, TMK: (3) 7-7-4:25.

(SEE EXHIBIT A)

MINUTES The Board took up the approval of minutes at this time, 3:43 p.m.

May 8, 2009 Regular Session and Executive Session Minutes – Ms. Schoen requested the approval of the executive session minutes be postponed until the next meeting. The minutes of the regular session were approved by a motion made by Ms. Maedo, seconded by Ms. Tavares, and unanimously carried by a voice vote of all Members in attendance.

ADMINISTRATIVE
MATTERS

The Board took up this matter at this time, 3:44 p.m.

Status of appeals filed on Board of Appeals decisions - Corporation Counsel – Circuit Court Appeal on Kamakani ‘O Kohala ‘Ohana vs Hawai‘i County Board of Appeals, Daryn Arai in his official capacity as Hawai‘i County Planning Director and Kohala Preserve Conservation Trust LLC – Civil No. 09-1-038 K – Ms. Schoen reported that the Board’s answering brief is due on Wednesday, June 17th.

Other Board matters – None

ANNOUNCEMENTS

The Vice Chair announced the next meeting is scheduled for July 10th. Ms. Kawaha added that it will be held at the Aupuni Center in Hilo.

ADJOURNMENT

There being no further business the Vice Chair declared the meeting adjourned at 3:46 p.m.

Respectfully submitted,

Noriko Sauer, West Hawai‘i Secretary

A T T E S T:

Peter Hendricks, Vice Chairman
Board of Appeals