

BOARD OF APPEALS  
COUNTY OF HAWAI'I

MINUTES  
NOVEMBER 14, 2008

The County of Hawai'i Board of Appeals met in regular session at 10:08 a.m. in the West Hawai'i Mayor's Office, Conference Room, 75-5706 Kuakini Highway, Suite 103, Kailua-Kona, Hawai'i with Chairman Joel Gimpel presiding.

PRESENT: Joel Gimpel  
Charlene Hart  
Peter Hendricks  
Karen Maedo  
Kim Tavares

ABSENT & EXCUSED: David Drury

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

The Chair introduced the Commissioners to members of the public.

PUBLIC STATEMENTS The following individuals provided testimony under public statements regarding Kohala Preserve Conservation Trust, LLC (BOA 08-000070).

FRED CACHOLA (SEE EXHIBIT A, WITH ATTACHED WRITTEN TESTIMONY)  
LUCY PASCO (SEE EXHIBIT B, WITH ATTACHED WRITTEN TESTIMONY)  
MARTY HALBRITTER (SEE EXHIBIT C)  
LINDA HALBRITTER (SEE EXHIBIT D, WITH ATTACHED WRITTEN TESTIMONY)  
GAYLE LEONARDI (SEE EXHIBIT E)  
HAP TALLMAN (SEE EXHIBIT F, WITH ATTACHMENT)

BOA 08-000070 The Board took this item up at 10:35 a.m. with 11 people from  
KOHALA PRESERVE the public in attendance.  
CONSERVATION  
TRUST, LLC  
KAPAAUNUI, KOU,  
KAMANO, AND MAHUKONA,  
NORTH KOHALA, HAWAI'I

**PETITIONER: KOHALA PRESERVE CONSERVATION TRUST, LLC (BOA 08-000070)** - Continued hearing, including consideration on the Petition to Intervene filed by Kamakani O Kohala Ohana (KAKO'O), on the Appeal of Decision by the Planning Director dated July 3, 2008, to defer action on the application for proposed subdivision and approval of preliminary plat map. The project area consists of approximately 365.5 acres and is located in the vicinity and north of Mahukona Harbor, Kapaaunui, Kou, Kamano, and Mahukona, North Kohala, Hawai'i, TMK: (3) 5-7-2:11, 5-7-3:3 and 10.

(SEE EXHIBIT G)

BOA 08-000068  
BRIDGE AINA LEA  
LLC INC.  
WAIKOLOA,  
SOUTH KOHALA

The Board took this item up at 10:54 a.m. with three people from the public in attendance.

**PETITIONER: BRIDGE AINA LEA LLC (BOA 08-000068)** - Appeal of the Planning Director's Decision of May 22, 2008 Denying the Request for Nonsignificant Zoning Change. The project area consists of approximately 444.399 acres and is located between Queen Ka'ahumanu Highway and Waikoloa Village, Waikoloa, South Kohala, Hawai'i, TMK: (3) 6-8-1:39.

(SEE EXHIBIT H)

MINUTES

The Board took up the approval of minutes at this time, 2:26 p.m.

October 10, 2008 Regular Session and Executive Session Minutes – The minutes were approved by a motion made by Ms. Tavares, seconded by Ms. Hart and unanimously carried by a voice vote of all Members in attendance.

ADMINISTRATIVE  
MATTERS

The Board took up this matter at this time, 2:27 p.m.

Status of appeals filed on Board of Appeals decisions - Corporation Counsel – Ms. Schoen stated she had nothing new to report.

ANNOUNCEMENTS

The Chair announced the next meeting of the Board is scheduled for December 14, 2008 in the Aupuni Center Conference Room in Hilo.

ADJOURNMENT

There being no further business the Chair declared the meeting adjourned at 2:28 p.m.

Respectfully submitted,

Sharon M. Nomura, Secretary

A T T E S T:

Joel Gimpel, Chairman  
Board of Appeals