

NOTICE OF PUBLIC MEETING AND HEARINGS

PLANNING COMMISSION COUNTY OF HAWAII

NOTICE IS HEREBY GIVEN of the following matters to be considered by the Planning Commission of the County of Hawaii in accordance with the provisions of Chapters 91 and 92, Hawaii Revised Statutes, Section 6-4.3 of the Charter of the County of Hawaii, and the Planning Commission's Rules of Practice and Procedure.

DATE: Friday, April 18, 2008

TIME: 9:00 a.m.

PLACE: Waikoloa Beach Marriott Hotel
69-275 Waikoloa Drive
Waikoloa, Hawaii

UNFINISHED BUSINESS – 9:00 a.m.

1. **APPLICANT: KOHALA LLC (REZ 866)**
Continued hearing on an amendment to Condition C (time to secure final subdivision approval) of Change of Zone Ordinance No. 97-102, which rezoned 37.88 acres of land from an Agricultural 5-acre (A-5a) to a Single-Family Residential 15,000-square foot (RS-15) district. The property involved is located along the southwest (makai) side of Akoni Pule Highway and the Kohala Ranch Subdivision, Kahua 1st, North Kohala, Hawaii, TMK: 5-9-1:8.
2. **APPLICANT: KOHALA LLC (SMA 379)**
Continued hearing on an amendment to Condition 4 (time to secure final subdivision approval) of Special Management Area Use Permit No. 379, which allowed the development of a 50-lot single-family residential subdivision. The property involved is located along the southwest (makai) side of Akoni Pule Highway and the Kohala Ranch Subdivision, Kahua 1st, North Kohala, Hawaii, TMK: 5-9-1:8.
3. **INITIATOR: PLANNING DIRECTOR (SMA USE PERMIT NO. 379)**
Continued hearing on the revocation of Special Management Area (SMA) Use Permit No. 379, which allowed the development of a 50-lot single-family residential subdivision. The property involved, owned by Kohala LLC, is located along the southwest (makai) side of Akoni Pule Highway and the Kohala Ranch Subdivision, Kahua 1st, North Kohala, Hawaii, TMK: 5-9-1:8.
4. **INITIATOR: PLANNING DIRECTOR**
Amendment to Planning Commission Rule 9 (Special Management Area) by including requirements to mitigate the adverse impacts of light pollution in coastal areas and artificial lights on the shoreline and ocean waters by prohibiting the positioning of artificial lights in a manner causing direct illumination of the shoreline and ocean waters. This amendment is mandated by Act 224, Session Law of Hawaii 2005.

NEW BUSINESS - 10:00 a.m.

**5. INITIATOR: PLANNING DIRECTOR
(SMA NO. 417/SPECIAL PERMIT NO. 1117)**

Review of Special Management Area Use Permit No. 417 and Special Permit No. 1117 issued to Robert Watkins and Jean Sunderland for compliance with the conditions of approval of the permits and information of enforcement actions taken by the Planning Department. The permits allowed the establishment of a 16-room Hawaiian Permaculture and Wellness Retreat on approximately 5 acres of land situated within the Special Management Area and the State Land Use Agricultural District. The property is located approximately one mile makai of the Akoni Pule Highway (Highway 270) and Kamehameha Park, Hanaula and Honopueo, North Kohala, Hawaii TMK: 5-4-9:14 (formerly 5-4-9: portion of 1).

MINUTES

March 20, 2008

ADMINISTRATIVE MATTERS

ANNOUNCEMENTS

ADJOURNMENT

The purpose of the public hearings is to afford all interested persons a reasonable opportunity to be heard on the above matter.

Submitting Testimony: According to Rule 1 (General Rules) of the Planning Commission, a person desiring to submit oral or written testimony shall indicate her/his name; residence address; and whether the testimony is on her/his behalf or as a representative of an organization or individual. If testimony is being submitted on behalf of an organization, documentation showing membership ratification should accompany the testimony. Written testimony shall be submitted with an original and nine copies prior to testifying. The Commission would appreciate timely submittal to the Planning Department at least one week prior to the hearing date to allow for mailing and thorough Commission review. Testimony that is irrelevant or unduly repetitious may be limited by the Chairperson pursuant to Rule 1.

Notice to Lobbyists: If you are a lobbyist, you must register with the Hawaii County Clerk within five days of becoming a lobbyist {Article 15, Section 2-91.3(b), Hawaii County Code}. A lobbyist means “any individual engaged for pay or other consideration who spends more than five hours in any month or \$275 in any six-month period for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.” {Article 15, Section 2-91.3(a)(6), Hawaii County Code} Registration forms and expenditure report documents are available at the Office of the County Clerk, 333 Kilauea Avenue, 2nd Floor, Hilo, Hawaii 96720.

The proposed development and/or amendments are on file and open to inspection during office hours at the Planning Department, Aupuni Center, 101 Pauahi Street, Suite 3, Hilo, Hawaii

and at the Kona office of the Planning Department, 75-5706 Kuakini Highway, Suite 109, Kailua-Kona, Hawaii.

Any disabled person requiring special assistance or person requiring auxiliary aid and/or services to participate in the hearing should contact the Planning Department at 961-8288 five (5) working days prior to the hearing so that appropriate arrangements can be made.

Hawai'i County is an Equal Opportunity Provider and Employer.

PLANNING COMMISSION
Rodney Watanabe, Chair
Rene Siracusa, 1st Vice Chair
Alvin Rho, 2nd Vice Chair

(Hawaii Tribune Herald: March 29, 2008)

(West Hawaii Today: March 29, 2008)