

PURSUANT TO CHAPTER 92, PART I, HAWAII REVISED STATUTES, AS AMENDED, NOTICE IS HEREBY GIVEN OF A REGULAR REMOTE PUBLIC MEETING OF THE **MOLOKAI PLANNING COMMISSION**

## **AGENDA**

(HYPERLINKS TO MEETING MATERIALS ADDED)

DATE: **JUNE 26, 2024**

TIME: **11:00 AM**

**REMOTE MEETING LOCATION:** Interactive conference technology via WebEx Videoconferencing: **Meeting No: 2662 964 5598 Password: 062624**

**PHYSICAL LOCATION:** Members of the public may observe the remote meeting or testify in-person using audio/visual technology at the Department of Planning's Molokai Office, 100 Ainoa Street, Kaunakakai, Molokai, Hawaii 96748. Note: The Board Members may not be physically present at this location. **Due to physical meeting space constraints, attendees are encouraged to attend virtually, via WebEx Videoconferencing.**

Members: Zhantell Lindo (Chair); Shannon Kaahanui (Vice-Chair); Louella Albino; Kananikala Bishaw-Juorio; Keomailani Hirata; John-Russel Phifer, Debra Kelly

### A. CALL TO ORDER AND ROLL CALL

Public testimony will be taken when each agenda item is discussed. Testimony will be limited to a maximum of three (3) minutes with 30 seconds to conclude.

**To watch** the meeting or provide video testimony: Click on or use meeting link:

<https://mauicounty.webex.com/mauicounty/j.php?MTID=m5d98931c15cba8c2dcdd0b4f15953405>

**To listen** to the meeting or provide oral testimony via phone: Dial: 1-650-479-3208 and enter **Meeting No: 2662 964 5598**

Testifiers via video are asked to sign-up using the Chat function to send a Direct Message to Shantel Nomura, Secretary to Boards and Commissions, providing your name and the item you are testifying on. Testifiers via phone will be called by the Chair after in-person and video testimony are finished.

Testifiers will be called by the Chair to offer their testimony; those participating by phone or video are asked to mute their audio and video when they are not testifying.

**To provide written testimony:** Email testimony to [planning@mauicounty.gov](mailto:planning@mauicounty.gov) or submit written testimony by mail to the Molokai Planning Commission c/o Department of Planning, One Main Plaza, 2200 Main Street, Suite 315, Wailuku, Maui, Hawaii 96793. While the Commission requests that written testimony be submitted by noon, one business day prior to the meeting, to allow time for it to be transmitted to and reviewed by Commission members, testimony submitted after such date and time must still be accepted by the Commission.

Commissioners **shall not** be contacted by the Chat function.

B. WELCOME AND FAREWELL

1. WELCOME NEW COMMISSIONER MS. DEBRA KELLY.
2. FAREWELL TO MR. CLAYTON YOSHIDA.

C. CONTESTED CASES

Pursuant to Chapter 91-10, Hawaii Revised Statutes, and Subchapter 4 of the Molokai Planning Commission Rules of Practice and Procedure, any individual wishing to testify on these items is required to do so under oath, and may be asked questions by the applicant and members of the Commission. The applicant may provide comments in response to each testifier and should notify the Commission if it wishes to do so.

1. SPECIAL MANAGEMENT AREA (SMA) EXEMPTION

- a. MR. LUIGI MANERA, on behalf of MR. JOHN WARRING AND MS. TIANA DUVAUCHELLE, requesting a special management area exemption for an addition of bedroom, bathroom and living room, relocate kitchen in existing dwelling, ATF perimeter fencing, and additional parking space to existing garage located at 2644 Kamehameha V. Highway, Kawela, Island of Molokai, Hawaii; TMK: (2) 5-4-018:022 (SMX 2022/00135) (Valuation: \$250,000) (S. Lopez)

**The item was deferred by the Molokai Planning Commission at its January 24, 2024 meeting.**

*Pursuant to Section 12-302-13.1 of the Molokai Planning Commission's SMA Rules, the Commission may vote to issue an SMA exemption, not issue an SMA exemption, or defer.*

[\(Staff Report\)](#)

[\(Documents Received After Posted\)](#)

**This item was scheduled for the June 12, 2024 Molokai Planning Commission meeting that was canceled due to lack of quorum. Commissioners: Please refer to documents distributed for the June 12, 2024 meeting.**

- b. MR. LUIGI MANERA, on behalf of MR. MIKE MOSS, is requesting a Special Management Area Exemption for an ATF repairs and renovations, replacement of metal roofing to match existing roofing, weatherproofing of existing buildings to prevent water intrusion, repair and replace as necessary of leaking roof area approximately 1200 sq. ft., located in the Kaunakakai Country Town Business District at 80 Maka'ena Place, Kaunakakai; Island of Molokai, Hawaii; TMK: (2) 5-3-002:049 (SMX 2018/0223) (Valuation: \$53,000) (S.Lopez)

*Pursuant to Section 12-302-13.1 of the Molokai Planning Commission's SMA Rules, the Commission may vote to issue an SMA exemption, not issue an SMA exemption, or defer.*

[\(Staff Report\)](#)

[\(Documents Received After Posted\)](#)

**This item was scheduled for the June 12, 2024 Molokai Planning Commission meeting that was canceled due to lack of quorum. Commissioners: Please refer to documents distributed for the June 12, 2024 meeting.**

D. DIRECTOR'S REPORT

1. Agenda items for future meetings.
2. Completed Molokai Applications Report generated by the Planning Department with the JUNE 26, 2024- **NONE**

E. NEXT SCHEDULED REGULAR MEETING DATE: JULY 10, 2024

F. ADJOURNMENT

Agenda items are subject to cancellation.

**INTERRUPTION IN VIDEO/AUDIO:** If the connection between any testifier and the video conference is lost, the meeting will continue. A meeting held by interactive conference technology shall be automatically recessed for up to 30 minutes to restore communication when audiovisual communication cannot be maintained with Commission members participating in the meeting or with the public location identified above. If connection cannot be restored within 30 minutes, the meeting is automatically terminated.

An executive session may be called in order for the Commission to consult with its attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities and liabilities, pursuant to Sec. 92-5(a)(4), Hawaii Revised Statutes.

Documents relating to this meeting may be found by clicking on the links provided on this Agenda, on the County of Maui official website at <https://www.mauicounty.gov/>, under Boards and Commissions, Molokai Planning Commission, and are on file with the Department of Planning.

**The address of the Commission is c/o Department of Planning, One Main Plaza, 2200 Main Street, Suite 315, Wailuku, Maui, Hawaii 96793, phone number is 808-270-7735, and email is [planning@mauicounty.gov](mailto:planning@mauicounty.gov).**

The links for Documents Received After Posted will be updated periodically when testimony or documents are received.

Petitions to intervene shall be in conformity with Section 12-301-25 of the Rules of Practice and Procedure for the Molokai Planning Commission and shall be filed with the Commission and served upon the applicant no less than ten (10) days before the first contested case hearing date. Filing of all documents to the Commission is c/o the Maui County Department of Planning, 2200 Main Street, Suite 315, Wailuku, Maui, Hawaii 96793 and P.O. Box 526, Kaunakakai, Hawaii 96748.

**If the contested case hearing date is JUNE 26, 2024, then the deadline to file a timely Petition to Intervene was on JUNE 12, 2024.**

Oral testimony will be received on any agenda item subject to the provisions of Chapter 92, Hawaii Revised Statutes, the Commission's Rules of Practice and Procedure. In accordance with these rules, maximum time limits of at least three minutes may be established by the Commission on individual oral testimony. Please note that anyone wishing to provide oral testimony pertaining to an agenda item that is a "contested case" pursuant to Chapter 91, Hawaii Revised Statutes, will be asked to testify under oath or affirmation, and may be subject to limited cross examination in accordance with Section 91-10(3), Hawaii Revised Statutes, and Subchapter 4 of the Molokai Planning Commission Rules of Practice and Procedure.

TESTIFIERS: Please be advised that applications for Community Plan Amendment, State District Boundary Reclassification, Change in Zoning, and Conditional Permit require the approval of the Maui County Council. In order to be notified of future agendas of the Maui County Council please notify the Office of Council Services at 808-270-7838 or by mail to the Maui County Council, 200 S. High Street, Wailuku, Maui, Hawaii 96793.

**SPECIAL ASSISTANCE:** If any person needs an auxiliary aid/service or other accommodation due to a disability, contact the Planning Department at 808-270-7735 (Maui), 1-800-272-0177 (Molokai) or 1-800-272-0125 (Lanai), or [planning@mauicounty.gov](mailto:planning@mauicounty.gov), as soon as possible. Requests made as early as possible will allow adequate time to fulfill the request. Upon request, this notice is available in alternate formats such as large print, Braille, or electronic copy.

**PLEASE NOTE:** If any member of the Commission is unable to attend the scheduled meeting, please contact the Department of Planning at least one business day prior to the meeting date. Thank you for your cooperation.