

NOTICE OF PUBLIC MEETING AND HEARINGS

LEEWARD PLANNING COMMISSION COUNTY OF HAWAII

NOTICE IS HEREBY GIVEN of the following matters to be considered by the Leeward 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 Commission's Rules of Practice and Procedure.

DATE: Friday, October 16, 2009

TIME: 9:30 a.m.

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

NEW BUSINESS – 9:30 a.m.

- 1. APPLICANT: PUAKO BAY INVESTORS, LLC (SMA 07-16)**
Amendment to condition no. 2 (secure water commitment) and related conditions of Special Management Area Use Permit No. 07-16 which allowed the development of an 8-lot residential subdivision and related improvements. The property is located on the makai side of Puako Beach Drive, adjacent to and east of the Puako boat ramp, Lalamilo, South Kohala, Hawaii, TMK: 6-9-2:1 and 2.
- 2. INITIATOR: PLANNING DIRECTOR**
Amendment to Chapter 25 (Zoning Code), Hawaii County Code 1983 (2005 Edition, as amended) allowing solar energy facilities within the County's Agricultural zoned district provided that the property is within the Land Study Bureau's class D or E soils category.
- 3. APPLICANT: PARKER SCHOOL (USE 05-001)**
Amendment to Use Permit No. 05-001 to allow the expansion of the Parker School complex to 14.32 acres situated within the Agricultural 1-acre (A-1a) and Single-Family Residential 7,500 square feet (RS-7.5) zoned district. The amendment is to allow the expansion of the school facilities which would include the construction of a new gymnasium, athletic fields, a new middle school complex and educational use of an existing warehouse structure. The property is located between Kapiolani Street and Waikoloa Stream, Waimea, South Kohala, Hawaii, TMK: 6-5-4:25, 26, 28 and 63.

MINUTES

September 18, 2009

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 matters.

Pursuant to Rule 4, Contested Case Procedure, of the County of Hawaii Planning Commission Rules of Practice and Procedure, any person seeking to intervene as a party to a contested case hearing on item nos. 1 and 3 above is required to file a written request which must be received in the office of the Planning Department no later than seven (7) calendar days prior to the Planning Commission's first public meeting on the matter. Such written request shall be in conformity with Rule 4, in a form as provided in Rule 4 Appendix A "Petition for Standing in a Contested Case Hearing." The written petition/request shall be filed with the Planning Commission at Aupuni Center, 101 Pauahi Street, Suite 3, Hilo, Hawaii 96720, and accompanied by a filing fee of \$100 payable to the Director of Finance. Any party may retain counsel if that person so desires. Rule 4 may be inspected or purchased (\$2.50) at the above-cited location. Rule 4 may also be viewed at the County of Hawaii website (<http://www.co.hawaii.hi.us>).

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.

Copies of the draft bill and applications as well as maps showing the general locations and boundaries of the areas under consideration and/or plans of the proposed developments 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.

Anyone who requires an auxiliary aid or service, other reasonable modification, or language interpretation to access this meeting please contact the Planning Department at 961-8288 as soon as possible, but no later than five working days prior to the meeting date, to arrange for

accommodations. “Other reasonable modification” refers to communication methods or devices for people with disabilities who are mentally and/or physically challenged.

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

LEEWARD PLANNING COMMISSION
Rodney Watanabe, Chair

(Hawaii Tribune Herald: September 26, 2009)

(West Hawaii Today: September 26, 2009)