KAUAI PLANNING COMMISSION
CONTESTED CASE CALENDAR

Tuesday, October 10, 2017

RECEIVED
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OFFICE OF THE COUNTY CLERK COUNTY OF KAUAI

9:00:02 a.m. or Soon Thereafter
Līhu'e Civic Center, Moikeha Building
Meeting Room 2A-2B
4444 Rice Street, Lihue, Kauai, Hawai'i

CALENDAR

A. Hearing on Objection to County Attorney as Legal Advisor to Planning Commission pertaining to:

1. ***Kirby B. Guyer and Milton Searles'*** Application for a Use Permit, Special Management Area Permit and Class IV Zoning Permit on Property Situated at Haena, Kauai, Hawaii identified by Kauai TMK No. (4)5-8-012:22 containing a total area of 11,827 sq. ft.) [Deferred 12/13/16, deferred 2/28/17.]

2. ***John R. Hoff Trust and Lorna E. Hoff Trusts'*** Appeal Decision of Planning Director Relating to the Notice of Violation and Order to Pay Fines Related to Use Permit U-2015-28, Special Permit SP-2015-9 and Class IV Zoning Permit Z-IV-2015-29 on Property Situated at Lawai, Kauai, Hawaii, identified by Kauai TMK No. (4) 2-5-005: 080 CPR Unit 1 containing a total area of 1.032 acres) (contested case files CC-2015-18, CC-2016-7) [Deferred 12/13/16, deferred 2/28/17.]

3. ***Lloyd R. Fischer and Shirley E. Fischer's*** Petition to Appeal Decision of Planning Director Relating to the Forfeiture of Non-Conforming Use Certificate TVNCU #5003 for Property Situated at Kekaha, Kauai, Hawaii, identified by TMK No. (4)1-3-001:88 containing a total area of 12,453 sq.ft (contested case files CC-2016-9, CC-2016-10) [Deferred 12/13/16, deferred 2/28/17.]

4. ***Todd Schirm's*** Petition to Appeal Decision of Planning Director Relating to the Forfeiture of TVNCU # 5138 (Hale Cook) for Failure to Renew for Property Situated in Wainiha, Kauai, Hawaii, identified by Kauai TMK No. (4)5-8-009:8 CPR Units 1 and 2 containing a combined total area of 11,250.0 sq. ft.) (contested case file CC-2015-24) [Deferred 12/13/16, deferred 2/28/17.]

5. ***Brysone K. Nishimoto and Catherine J. Nishimoto's*** Petition to Appeal Decision of Planning Director Relating to the Forfeiture of TVNCU #1171 (Ivy's Place) for Failure to Renew for Property Situated in Wainiha, Kauai, Hawaii, identified by Kauai TMK No. (4) 5-8-004:26 containing 8.343 acres (contested case file CC-2015-23) [Deferred 12/13/16, deferred 2/28/17.]

6. ***Michael Chandler's*** Petition to Appeal Decision of Planning Director Relating to the Forfeiture of TVNCU # 4222 (Hale O Lani) Related to Special Permit SP-2012-1 for Failure to Renew for Property Situated at 3239 A Kalihiwai Road, Kilauea, Kauai, Hawaii, identified by TMK No. (4)5-3-003:45 containing an area of 74,923 sq. ft.) (contested case file CC-2016-4) [Deferred 12/13/16, deferred 2/28/17.]

7. ***John Wark and Shannon Wark's*** Petition to Appeal Decision of Planning Director Relating to the Forfeiture of TVNC #4219 (Anini Kai) related to Special Permit SP-2011-13 for Failure to Renew for Property Situated at 3525 Anini Road, Kilauea, Kauai, Hawaii identified by TMK No. (4)5-3-004:29 containing an area of 13,608 sq. ft. (contested case file CC-2016-5) [Deferred 12/13/16, deferred 2/28/17.]

8. ***Parnell H. Kaiser and Michele L. Kaiser's*** Application for a Use Permit, Special Management Area Permit and Class IV Zoning Permit on Property Situated at Hanalei, Kauai, Hawaii, identified by Kauai TMK No. (4)5-5-004:15 containing a total area of 6,046 sq. ft.) (contested case file CC-2015-15) [Deferred 12/13/16, deferred 2/28/17.]

9. ***Michael Levy and Alexis Boilini***, Trustees of the Levy-Boilini Living Trust's Petition to Appeal of Planning Director; and Application for a State Special Permit, etc., TMK No. (4)26001091, Lawai, (Consolidated Cases) by (contested case CC-2015-14, CC-2016-1) [Deferred 12/13/16, deferred 2/28/17.]

10. ***Steven and Eddi Henry*** Petition for Appeal of Decision of Planning Director; and, Application for a State Special Permit, TMK No. (4)49011038, Moloaa, (contested case file CC-2016-11) [Deferred 12/13/16, deferred 2/28/17.]

11. ***William I. Cowern and Catherine F. Cowern's*** Petition to Appeal Decision of Planning Director; and, Application for a State Special Permit, etc., TMK No. (4)25002037, Lawai, (Consolidated Cases) (contested case files CC-2015-17, CC-2016-2) [Deferred 12/13/16, deferred 2/28/17.]

12. ***Anthony S. Bardin's*** Petition to Appeal Decision of Planning Director Relating to TVRNCU #1225 for Property Situated in Hanalei, Kauai, Hawaii, identified by Kauai TMK No. (4)5-5-010:39 containing 5,654 sq. ft.) (contested case file CC-2013-83) [Deferred 12/13/16, deferred 2/28/17.]

13. ***Greg Allen, Sr., and Greg Allen, Jr.'s*** Petition to Appeal of Violation and Levy of SMA Fines Involving Property Situate in Kilauea, Kauai, Hawaii, identified by Kauai TMK No. (4)5-3-007:14, and containing a total area of 16,552.0 sq. ft.) (contested case file CC-2015-4) [Deferred 12/13/16, deferred 2/28/17.]

14. ***Thomas J. Brooks and Jennifer S. Brooks'*** Petition to Appeal Decision of Planning Director Relating to the Forfeiture of Non-Conforming Use Certificate TVNCU #4291 (Pohaku), TMK No. (4)58008021, Haena, Kauai. (contested case file CC-2017-1) [Referred to Hearings Officer 1/24/17.]

15. ***Alexandra Falk Living Trust's*** Petition to Appeal Decision of Planning Director Relating to the Forfeiture of Non-Conforming Use Certificate TVNCU #4298 (Hale Mahana), TMK No. (4)5-8-010:15(3), Haena, Kauai. (contested case file CC-2017-2)

16. Petitioner ***Alexandra Falk Living Trust's*** Petition to Appeal Decision of Planning Director Relating to the Forfeiture of Non-Conforming Use Certificate TVNCU #4299 (Lihi Kai), TMK No. (4)5-8-010:15(1), Haena, Kauai. (contested case file CC-2017-3)