

KAUA'I PLANNING COMMISSION
SUBDIVISION COMMITTEE MEETING
July 14, 2020

The regular meeting of the Planning Commission Subdivision Committee of the County of Kaua'i was called to order at 8:31 a.m., Microsoft Teleconference. The following Commissioners were present:

Mr. Roy Ho
Ms. Donna Apisa (*Joined meeting at 8:44 a.m.*)
Mr. Francis DeGracia

Absent and Excused:

The following staff members were present: Planning Department Director Kaaina Hull – Planning Deputy Director Jodi Higuchi Sayegusa, Dale Cua, and Planning Commission Secretary Leslie Takasaki; Office of the County Attorney – Deputy County Attorney Mahealani Krafft; Office of Boards and Commissions – Commission Support Clerk Arleen Kuwamura.

Discussion of the meeting, in effect, ensued:

CALL TO ORDER

Subdivision Committee Chair Ho: Called the meeting to order at 8:31 a.m.

ROLL CALL

Chair Ho: Good Morning all. We are the Subdivision Committee. Mr. Hull will you start us off with our roll, please.

Planning Director Kaaina Hull: Good morning members of the Subdivision Committee. First order of business is Roll call. Commissioner DeGarcia.

Mr. DeGracia: Here

Mr. Hull: Chair Ho.

Chair Ho: Here

Mr. Hull: Chair Ho, you have a quorum. Two Present.

APPROVAL OF AGENDA

Mr. Hull: The next order of the Agenda Item is approval of the Agenda. The Department does not have any recommended amendments.

Chair Ho: Francis we need a motion please, Mr. DeGracia.

Mr. DeGracia: I would like to make a motion to approve the agenda.

Chair Ho: Second. The motion before us is to accept the minutes of the May 12, 2020 meeting. All in favor? Aye (Unanimous voice vote) Motion carries. Motion carries 2:0.

MINUTES of the meeting(s) of the Subdivision Committee

Mr. Hull: Next Agenda Item is review and approve of the meeting minutes for May 12, 2020, for the Subdivision Committee.

Mr. DeGracia: I would like to move to accept the minutes from the May 12, 2020 Meeting into record.

Chair Ho: The motion before us is to approval the agenda. All in favor? Aye (Unanimous voice vote) Motion approved. Motion carries 2:0.

RECEIPT OF ITEMS FOR THE RECORD (None)

Mr. Hull: There is no Receipt of Items for the Record.

HEARINGS AND PUBLIC COMMENT

Mr. Hull: Hearings and Public Comments. There was no written testimony submitted for this Subdivision Agenda. At this time for any of you members of the public that have called in, if you would like to speak on any agenda item now or also if you are a consultant or a representative or the property owner for the applicant, will also be provided time on the agenda during the actual and specific agenda item. If there are any members of the public that have called in and would like to testify, now would be the time, I will give a 5-second pause if anybody would like to speak. Seeing none.

GENERAL BUSINESS MATTERS

Mr. Hull: We will move on. We have no G, General Business Matters.

UNFINISHED BUSINESS (For Action)

Mr. Hull: We have no H, Unfinished Business.

NEW BUSINESS (For Action)

Final Subdivision Map Approval.

Subdivision Application No. S-2020-6 Tallac Properties LLC,
Proposed 2-lot Subdivision Consolidation
TMK: (4) 2-6-022: 030 & 031 Kukui`ula, Kauai

Mr. Hull: Moving on to New Business Item I.1, Final Subdivision Map Approval - Subdivision Application No. S-2020-6 Tallac Properties LLC, Proposed 2-lot Subdivision Consolidation TMK: (4) 2-6-022: 030 & 031, this property is located in Kukui`ula, Kauai, and Dale has the Subdivision Report for this matter.

Planning Deputy Director Jodi Higuchi Sayegusa: Sorry to interject, Commissioner Apisa meant to join. I see she is not with us right now, but she contacted us about 5 minutes ago, that she was running a little late.

Mr. Hull: You want to take a 5-minute recess, Chair.

Chair Ho: Yes, we will take a 5-minute recess and wait for Ms. Apisa to join us. Please.

The Commission recessed this portion of the meeting at 8:34 a.m.
The Commission reconvened this portion of the meeting at 8:44 a.m.

Chair Ho: Call the meeting back to order.

Mr. Hull: Yes, I would like to turn the Subdivision Report over to Dale, but would just like the record to reflect that Commissioner Apisa is present. Dale you want to take it away.

Mr. Cua read the Subdivision Report for the record (on file with the Planning Department).

Staff Planner Dale Cua: Sure. Good Morning Chair and members of the Subdivision Committee. First item for business involved Final Subdivision Map Approval for Subdivision Application No. S-2020-6. The Department has received all the approval letters regarding this application, and as a result, we are recommending Final Subdivision approval of this application.

Chair Ho: Are there any questions for Mr. Cua, Commissioners?

Ms. Apisa: I have no questions here.

Chair Ho: If there will be no questions, I need a motion.

Ms. Apisa: I move to approve Subdivision Application No. S-2020-06.

Mr. DeGracia: I would like to second that motion.

Chair Ho: The motion before us is to Final Subdivision Map Approval for Tallac Properties, LLC, No. S-2020-06. All in favor? Aye (Unanimous voice vote) Motion carries 3:0.

Tentative Subdivision Extension Request.

Subdivision Application No. S-2019-4 Time Beckman & Mira Hess
Proposed 5-lot Boundary Adjustment
TMK: (4) 2-8-014: 038 & 042 Po'ipu, Kauai

Mr. Hull: Moving on to New Business Item I.2, Tentative Subdivision Extension Request- Subdivision Application No. S-2019-4 Time Beckman & Mira Hess Proposed 5-lot Boundary Adjustment TMK: (4) 2-8-014: 038 & 042. This property is in Poipu, Kauai, and Dale has the Subdivision Report that pertains to this.

Mr. Cua read the Subdivision Report for the record (on file with the Planning Department).

Mr. Cua: Chair, in this application, it involves a boundary adjustment between 5-lot within this Poipu Beach Estates Subdivision. The Departments recommendation is to grant the Extension for another year to March 27, 2021. In addition to the recommendation, we are recommending the applicant provide us a Status Report for the Subdivision no later than sixty days prior to the expectation date.

Chair Ho: Are there any questions for Mr. Cua, Commissioners?

Ms. Apisa: I have no questions. I move that we approve Extension Request for Subdivision Application No. S-2019-4 Consolidating 5-lots into three and granting them a one-year extension until March 2021, with the Condition they give us a Status Report 60 days prior to the extension deadline.

Mr. DeGracia: I would like to second that motion.

Chair Ho: Than you. The motion before us Tim Beckman & Mira Hess requesting an Extension. Extension granted until March 27, 2021. All in favor? Aye (Unanimous voice vote) Motion carries 3:0.

Recertification of Final Subdivision Map Approval.

Subdivision Application No. S-2003-43 Kauai Bible Church
2-lot Boundary Adjustment
TMK: (4) 2-5-001:002 Oma`o, Kauai

Mr. Hull: Moving on to New Business Item I.3, Recertification of Final Subdivision Map Approval- Subdivision No. S-2003-43. The applicant is Kauai Bible Church 2-lot Boundary Adjustment TMK: (4) 2-5-001:002 this property is located on Oma`o, Kauai. I will turn it over to

Dale for the Subdivision Report.

Mr. Cua read the Subdivision Report for the record (on file with the Planning Department).

Mr. Cua: Thank you. Well, what you have before is an application that already received Final Subdivision Approval. Why they are here today, is to request a recertification of the Final Subdivisions Map. Essentially, the recertification process is to update the map as it relates to mapping procedures or sometimes it may involve correction to information on the final subdivision map. In this case, the staff is being requested to be recertified because there needs to be a correction made to the TMK for the property. The Department has no objections to the recertification. All the information on this map reflects the final subdivision map approval, which was previously been approved.

Chair Ho: Are there any questions for Mr. Cua?

Ms. Apisa: Question. So they are just correcting the TMK number.

Mr. Cua: Yes. That is all. Often the surveyors as part of their insurance companies want the most current information from properties. So the property owner may be required to...in order to record the most recent map, they need to record a recertified subdivision map.

Ms. Apisa: I move we approve to—

Chair Ho: (Inaudible) just a moment please. Dale, since the final map approval has been previously granted nothing as far as boundaries or conditions may change in the map at this time.

Mr. Cua: Yes, correct. That is what we need to check for whenever an applicant or surveyor submits a map for recertification, we have to make sure the map that the map (inaudible) that was previously approved. In this instance, as I mentioned, there needs to be a correction to the TMK on the map.

Chair Ho: Thank you. Okay, Donna.

Ms. Apisa: I move we approve the Recertification of Final Subdivision Map for application No. S-2003-43 for the Kauai Bible Church.

Mr. DeGracia: I second that motion.

Chair Ho: Thank you. The motion before is Recertification Subdivision Application S-2003-43, Kauai Bible Church. All in favor? Aye (Unanimous voice vote) Motion carries 3:0.

Subdivision Application No. S-2011-5 S. Otsuka Estates
10-lot Subdivision
TMK: (4) 4-3-009:004 Wailua, Kauai

Mr. Hull: The last Agenda Item is Recertification of Final Subdivision Map Approval for Subdivision Application No. S-2011-5, the applicant is S. Otsuka Estates 10-lot Subdivision TMK: (4) 4-3-009:004, Wailua, Kauai. (Inaudible) I will turn the matter over to Dale.

Mr. Cua read the Subdivision Report for the record (on file with the Planning Department).

Mr. Cua: Thank you. This final application involves a 10-lot subdivision and as previously mentioned this Subdivision previously received Final Subdivision approval by the Planning Commission. The intent of this subdivision was basically, to accommodate the Lydgate Bike Path. In this instance, it created lots along Kuhio Highway near Pono Kai, and what is being requested is, this Map be recertified so they can proceed with the recordation of this Subdivision.

Chair Ho: Commissioners, do you have any questions? Dale, is this considered eminent domain? (Inaudible).

Mr. Cua: In this case, the property owners compensated, as opposed to the eminent domain.

Chair Ho: Previously, I asked you if this was a boundary adjustment and as Final Map Approval has been granted. Are we going to do a boundary adjustment on this?

Mr. Cua: No. This is a (inaudible) subdivision. (Inaudible)...it was a (Inaudible) to accommodate the bike path.

Chair Ho: And the reason why we are recertifying it is to?

Mr. Cua: Is to update the maps because Public Works missed the window to record the subdivision. We did this last year, and so we are doing it again for them.

Mr. Hull: (Inaudible).

Chair Ho: Kaaina?

Mr. Hull: Sorry, I was just clarifying. It literally is just that the Public Works Agency needed to...all the requirements the subdivision has been met and for several years now. But they just missed the window to record with the Bureau of Recordation so it is just you know, the Bureau has us going back to you, the Commission to re-stamp to say "it is still valid" and it is for Public Works to record with the Bureau.

Chair Ho: Thank you. Commissioners, any further questions? I need a motion, please.

Ms. Apisa: I move we approve the Recertification of Final Subdivision Map for application No. S-2011-5 for the S. Otsuka Estates.

Mr. DeGracia: I second that motion.

Chair Ho: Thank you. The motion before is Recertification Subdivision Application S-2011-5, S. Otsuka Estates. All in favor? Aye (Unanimous voice vote) Motion carries 3:0.

ADJOURNMENT

Mr. Hull: And that concludes our Subdivision Committee, Chair.

Chair Ho: I need a motion to adjourn.

Ms. Apisa: I move to adjourn.

Mr. DeGracia: Seconded.

Chair Ho: Motion before us is to Adjourn. All in favor? Aye. (Unanimous voice vote) Motion carries 3:0. We are adjourned.

Subdivision Committee Chair Ho: adjourned the meeting at 8:56 a.m.

Respectfully submitted by:



Arleen Kuwamura
Commission Support Clerk

() Approved as circulated (add date of meeting approval).

() Approved as amended. See minutes of _____ meeting