

COUNCIL OF THE COUNTY OF MAUI

PLANNING AND LAND USE COMMITTEE

March 5, 2004

Committee
Report No.

04-48

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Planning and Land Use Committee, having met on February 17, 2004, makes reference to County Communication No. 03-189, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM R-3 RESIDENTIAL DISTRICT TO RU-0.5 RURAL DISTRICT FOR PROPERTIES SITUATED AT MAKAWAO, MAUI, HAWAII".

The purpose of the proposed bill is to change the zoning for four parcels on approximately 5.994 acres of land located in the vicinity of Laie Drive and Makawao Avenue, Makawao, Maui, Hawaii, designated for real property tax purpose as TMK Nos. 2-4-009:008, 015, 070, and 071.

Your Committee notes that the Maui Planning Commission held a public hearing on the change in zoning request on July 8, 2003.

By correspondence dated July 23, 2003, the Chair of your Committee transmitted a revised proposed bill entitled "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM R-3 RESIDENTIAL DISTRICT TO RU-0.5 RURAL DISTRICT FOR PROPERTIES SITUATED AT MAKAWAO, MAUI, HAWAII", incorporating technical revisions.

By correspondence dated August 18, 2003, the Council Chair transmitted correspondence dated August 13, 2003, from the Planning Director, transmitting minutes of the Maui Planning Commission meeting of July 8, 2003.

Your Committee further notes that the Maui Planning Commission, after reviewing the findings presented in correspondence dated June 25, 2003, from the Planning Director, voted to recommend approval of the proposed bill at its meeting of July 8, 2003. The Planning Director's correspondence noted that the proposed bill would correct a prior mapping error discovered by the Department of Planning.

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At its meeting, your Committee met with the Planning Director; the Deputy Planning Director; the Administrative Planning Officer, Department of Planning; a Staff Planner, Department of Planning; the Director of Public Works and Environmental Management; the Deputy Director of Transportation; three Police Officers, Department of Police; and a Deputy Corporation Counsel.

Officials from the Department of Planning informed your Committee that the four parcels were mistakenly changed from Interim to R-3 Residential on Land Zoning Map No. 1055 in 2000. The parcels should have been changed to RU-0.5 to be consistent with the Makawao-Pukalani-Kula Community Plan. Enactment of the revised proposed bill would correct the error.

Your Committee voted to recommend that the revised proposed bill be passed on first reading and that the communication be filed.

Your Committee is in receipt of a revised proposed bill entitled "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM R-3 RESIDENTIAL DISTRICT TO RU-0.5 RURAL DISTRICT FOR PROPERTIES SITUATED AT MAKAWAO, MAUI, HAWAII", approved as to form and legality, incorporating further technical revisions.

Your Planning and Land Use Committee RECOMMENDS the following:

1. That Bill No. _____ (2004), as revised herein and attached hereto, entitled "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM R-3 RESIDENTIAL DISTRICT TO RU-0.5 RURAL DISTRICT FOR PROPERTIES SITUATED AT MAKAWAO, MAUI, HAWAII", be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication No. 03-189 be FILED.

Adoption of this report is respectfully requested.

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WAYNE K. NISHIKI **Chair**

DANNY A. MATEO **Member**

G. RIKI HOKAMA **Vice-Chair**

MICHAEL J. MOLINA **Member**

ROBERT CARROLL **Member**

JOSEPH PONTANILLA **Member**

JO ANNE JOHNSON **Member**

CHARMAINE TAVARES **Member**

DAIN P. KANE **Member**