

LAND USE COMMITTEE

Council of the County of Maui

Meeting Agenda

February 12, 2001

1:30 p.m.

Council Chamber, 8th Floor

200 South High Street, Wailuku, Maui, Hawai`i

website: <http://www.co.maui.hi.us/committees/LU/index.html>

e-mail: lu.committee@co.maui.hi.us

COMMITTEE MEMBERS

Alan M. Arakawa, Chair

Patrick S. Kawano, Vice-Chair

Robert Carroll

G. Riki Hokama

Jo Anne Johnson

Dain P. Kane

Michael J. Molina

Wayne K. Nishiki

Charmaine Tavares

AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for tentative scheduling of agenda items, please contact the Committee Staff (David Raatz or Yvette Bantilan) at: Office of Council Services, 200 South High Street, Wailuku, HI 96793, 808-270-7838, 1-800-272-0026 (toll-free from Moloka`i), 1-800-272-0098 (toll-free from Lana`i), 808-270-7686 (fax).

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted prior to the discussion of each agenda item. Oral testimony shall be limited to three minutes. If written testimony is submitted at the meeting, 15 copies are requested. If written testimony is e-mailed or faxed, please submit by 12 noon on the business day preceding the meeting so that copies can be provided to Council members in a timely manner.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Office of Council Services at least three days in advance.

DOCUMENTS ON FILE WITH THE COMMITTEE, which may include correspondence relating to the agenda items below, may be inspected prior to the meeting date. Photocopies may be ordered, subject to charges imposed by law (Maui County Code, Sec. 2.64.010). Please contact the Office of Council Services to make arrangements for inspection or photocopying of documents.

TO LEARN MORE ABOUT COUNCIL-RELATED ISSUES, tune in to Akaku: Maui Community Television (see attached Akaku Taping and Playback Schedule).

LU-18

INTERNAL COMMITTEE PROCEDURES

DESCRIPTION:

The Committee Chair has transmitted a document entitled "INITIAL GROUND RULES FOR LAND USE COMMITTEE". The document lists proposed internal Committee procedures. The proposed procedures relate to the scheduling of meetings, the acceptance of presentations during meetings, and the committee's use of computer technology, among other internal Committee matters.

STATUS:

The Committee will consider whether to approve the proposed internal Committee procedures or alternative procedures.

MORE →

**LU-2 REQUEST FROM JAMIE HUNTER, MAUKA WATER CO., FOR A
CONDITIONAL PERMIT**

DESCRIPTION: The Planning Director transmitted County Communication No. 00-299 and a proposed bill entitled "A BILL FOR AN ORDINANCE GRANTING A CONDITIONAL PERMIT IN ORDER TO OPERATE A WATER PURIFICATION PLANT WITHIN THE COUNTY AGRICULTURAL DISTRICT FOR PROPERTY SITUATED AT OLINDA, MAUI, HAWAII". The purpose of the proposed bill is to grant a Conditional Permit to allow Mauka Water Co. to continue an existing water purifying operation on approximately 7.47 acres in Olinda, Maui. (TMK: 2-4-013:154)

STATUS: The Committee will consider whether to recommend passage of the proposed bill on first reading. The Committee may also consider other related action, including the filing of County Communication No. 00-299.

**LU-7 REQUEST FROM HERBERT HASKELL (KULA HULA INN BED AND
BREAKFAST) FOR A CONDITIONAL PERMIT**

DESCRIPTION: The Planning Director transmitted County Communication No. 00-10 and a proposed bill entitled "A BILL FOR AN ORDINANCE GRANTING A CONDITIONAL PERMIT IN ORDER TO OPERATE A BED AND BREAKFAST AND A TRANSIENT VACATION RENTAL WITHIN THE COUNTY AGRICULTURAL DISTRICT SITUATED AT KULA, MAUI, HAWAII". The purpose of the proposed bill is to grant a Conditional Permit for the operation of a bed and breakfast and transient accommodation vacation rental ("Kula Hula Inn Bed and Breakfast") on approximately 2.025 acres of land located within the County Agricultural District, Kula, Maui (TMK: 2-3-058:050).

STATUS: The Committee will consider whether to recommend passage of the proposed bill on first reading. The Committee may also consider other related action, including the filing of County Communication No. 00-10.

**LU-15 PROPOSED ORDINANCES RELATING TO CONDITIONAL PERMITS
AND PROJECT DISTRICT PROCESSING REGULATIONS**

DESCRIPTION: The Planning Director transmitted County Communication No. 00-258 and the following proposed bills:

1. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 19.40.030, MAUI COUNTY CODE, RELATING TO CONDITIONAL PERMITS". The purpose of the proposed bill is to authorize a lessee of property to apply for a Conditional Permit upon the lessor's written approval (current law requires the lessee to produce a recorded five-year lease).
2. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 19.40.090, MAUI COUNTY CODE, RELATING TO CONDITIONAL PERMITS". The purpose of the proposed bill is to authorize the Council to delegate its authority for approving time extensions on any Conditional Permit to the appropriate planning commission (Lana' i, Maui, or Moloka' i).
3. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 19.45.040, MAUI COUNTY CODE, RELATING TO PROJECT DISTRICT PROCESSING REGULATIONS". The purpose of the proposed bill is to provide that the application fee for project districts shall be set in the annual budget (instead of in the County Code).

STATUS: The Committee will consider whether to recommend passage of the proposed bills on first reading. The Committee may also consider other related action, including the filing of County Communication No. 00-258.

**LU-16 DRAFT BILL TO CORRECT ORDINANCE NO. 2755 RELATING TO
THE URBAN STATE LAND USE CLASSIFICATION FOR PROPERTY
SITUATED AT MAKENA, HONUAULA, ISLAND OF MAUI, HAWAII
(MALIA AINA, LTD.)**

DESCRIPTION: The Planning Director transmitted County Communication No. 01-55 and a draft bill entitled "A BILL FOR AN ORDINANCE TO CORRECT ORDINANCE NO. 2755 RELATING TO THE URBAN STATE LAND USE CLASSIFICATION FOR PROPERTY SITUATED AT MAKENA, HONUAULA, ISLAND OF MAUI, HAWAII". The purpose of the draft bill is to correct the description of metes and bounds in Ordinance No. 2755.

STATUS: The Committee will consider whether to recommend passage of the draft bill on first reading. The Committee may also consider other related action, including the filing of County Communication No. 01-55.

lu:010212:dmr