

PLANNING COMMITTEE
Council of the County of Maui

Meeting Agenda

Monday, February 28, 2011
1:30 p.m.
Council Chamber, 8th Floor
200 South High Street, Wailuku, Hawaii

website: www.mauicounty.gov/committees/PC

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COUNTY CLERK

VOTING MEMBERS

Donald G. Couch, Jr., Chair

Gladys C. Baisa, Vice-Chair

Elle Cochran

Danny A. Mateo

Joseph Pontanilla

Michael P. Victorino

Mike White

NON-VOTING MEMBERS

Robert Carroll

G. Riki Hokama

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 (Kimberley Willenbrink or Clarita Balala) at: Office of Council Services, 200 South High Street, Wailuku, HI 96793, 808-270-7838, 1-800-272-0026 (toll-free from Molokai), 1-800-272-0098 (toll-free from Lanai), 808-270-7686 (fax).

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. Each testifier shall be allowed to speak for three minutes on each item. If additional time is requested, the testifier shall be allowed one minute to conclude the testimony on the item. These time limits may be suspended pursuant to the Rules of the Council, provided a suspension would apply equally to all testifiers and all items. No further oral testimony by the testifier on the item shall be permitted. An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify. To ensure its distribution prior to the meeting, written testimony must be received in the Office of Council Services at least 24 hours prior to the meeting; provided, that if a meeting will be held on a Monday, written testimony shall be received by 12:00 noon on the business day preceding the meeting. If written testimony is submitted at the meeting, 16 copies are requested.

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.

PC-23

DEFINITIONS OF TERMS USED IN COMPREHENSIVE ZONING ORDINANCE

DESCRIPTION: The Committee is in receipt of County Communication No. 10-43, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 19.04, MAUI COUNTY CODE, PERTAINING TO GENERAL PROVISIONS AND DEFINITIONS". The purpose of the proposed bill is to update the definitions of basements, building, court, apartment court, and height, and to add a new definition for basement garage.

MORE →

STATUS: The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the filing of County Communication No. 10-43 and other related action.

PC-44 AMENDMENT TO DEFINITION OF HEIGHT

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication No. 06-104, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 19.04.040, MAUI COUNTY CODE, PERTAINING TO GENERAL PROVISIONS AND DEFINITIONS". The purpose of the proposed bill is to amend the definition of height to establish the finish grade as the point from which structural height shall be measured within projects that have received site-plan approval in association with a Special Management Area permit, Project District Phase II approval, or Planned Development approval.
2. Correspondence dated October 29, 2010, from the Department of the Corporation Counsel, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 19.04.040, MAUI COUNTY CODE, PERTAINING TO GENERAL PROVISIONS AND DEFINITIONS". The purpose of the proposed bill is to amend the definition of height to state that the height for structures within project districts that received Phase II approval prior to September 4, 1991, and Phase III approval prior to March 15, 2004, shall be determined by finished grade.

STATUS: The Committee may consider whether to recommend passage of either of the proposed bills on first reading, with or without revisions. The Committee may also consider the filing of County Communication No. 06-104 and other related action.

NOTE: With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(4), Hawaii Revised Statutes (HRS), to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

PC-4 SHORT-TERM RENTAL HOMES

DESCRIPTION: The Committee is in receipt of County Communication No. 11-70, from Councilmember Gladys C. Baisa, transmitting a proposed resolution entitled "REFERRING TO THE LANAI, MAUI, AND MOLOKAI PLANNING COMMISSIONS A DRAFT BILL AMENDING TITLE 19, MAUI COUNTY CODE, RELATING TO SHORT-TERM RENTAL HOMES". The purpose of the proposed resolution is to refer to the planning commissions a draft bill entitled "A BILL FOR AN ORDINANCE AMENDING TITLE 19, MAUI COUNTY CODE, RELATING TO SHORT-TERM RENTALS". The purpose of the draft bill is to establish procedures to permit short-term rental homes in certain areas, subject to appropriate restrictions and standards.

STATUS: The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider the filing of County Communication No. 11-70 and other related action.