

COUNCIL OF THE COUNTY OF MAUI
LAND USE COMMITTEE

August 23, 2011

Committee
Report No. _____

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

Chair and Members:

Your Land Use Committee, having met on August 3, 2011, makes reference to the following:

1. County Communication No. 08-281, from the Planning Director, transmitting documents relating to a request from Maui Blue, LLC for a Conditional Permit to operate the Sandy Surf transient vacation rental ("TVR"). The property is within the R-3 Residential District at 3244 South Kihei Road, Kihei, Maui, Hawaii, consisting of approximately 22,902 square feet (TMK: (2) 2-1-10:015).
2. County Communication No. 08-282, from the Planning Director, transmitting documents relating to a request from Maui Blue, LLC for a Conditional Permit to operate the Plumeria Surf TVR. The property is within the R-3 Residential District at 3254 South Kihei Road, Kihei, Maui, Hawaii, consisting of approximately 23,958 square feet (TMK: (2) 2-1-10:016).
3. County Communication No. 08-263, from the Planning Director, transmitting documents relating to a request from Maui Blue, LLC for a Conditional Permit to operate the Mango Surf TVR. The property is within the R-3 Residential District at 1490 Halama Street, Kihei, Maui, Hawaii, consisting of approximately 18,056 square feet (TMK: (2) 3-9-10:017).

Your Committee notes that the Department of Planning and the Maui Planning Commission recommended denial of the three TVR Conditional Permit applications. The Department noted that the proposed use is inconsistent with the policies of the General Plan and a number of zoning ordinances that discourage the use of single-family homes in residential areas for TVRs.

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By correspondences dated July 20, 2011, Gwen Ohashi Hiraga, Principal, Munekiyo & Hiraga, Inc., on behalf of Maui Blue, LLC, informed your Committee that Maui Blue, LLC requests withdrawal of the three applications.

Your Committee voted 7-0 to recommend filing of the three communications. Committee Chair Carroll and members Baisa, Cochran, Couch, Hokama, Mateo, and Pontanilla voted "aye". Committee Vice-Chair White and member Victorino were excused.

Your Land Use Committee RECOMMENDS the following:

1. That County Communication No. 08-281 be FILED;
2. That County Communication No. 08-282 be FILED; and
3. That County Communication No. 08-263 be FILED.

This report is submitted in accordance with Rule 8 of the Rules of the Council.



ROBERT CARROLL, Chair