

COUNCIL OF THE COUNTY OF MAUI
LAND USE COMMITTEE

November 4, 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 September 14, 2011, and October 19, 2011, makes reference to County Communication 11-207, from Councilmember Mike White, transmitting a proposed resolution entitled "REFERRING TO THE MAUI PLANNING COMMISSION A DRAFT BILL TO ESTABLISH P-1 PUBLIC/QUASI-PUBLIC DISTRICT ZONING FOR PROPERTY SITUATED AT 1550 KOKOMO ROAD, HAIKU, MAUI, HAWAII, FOR THE MAKAWAO CONGREGATION OF JEHOVAH'S WITNESSES INC."

The purpose of the proposed resolution is to refer a proposed bill, entitled "A BILL FOR AN ORDINANCE TO ESTABLISH P-1 PUBLIC/QUASI-PUBLIC DISTRICT ZONING FOR PROPERTY SITUATED AT 1550 KOKOMO ROAD, HAIKU, MAUI, HAWAII, FOR THE MAKAWAO CONGREGATION OF JEHOVAH'S WITNESSES INC." ("Zoning bill"), to the Maui Planning Commission for review and recommendations.

The purpose of the proposed Zoning bill is to establish P-1 Public/Quasi-Public District zoning for approximately 2.077 acres located at 1550 Kokomo Road, Haiku, Maui, Hawaii ("subject property"), to allow for the existing church facility.

Your Committee notes that the subject property is within the State Agricultural District. Because churches are not a permitted use in the State Agricultural District, your Committee requested that the proposed resolution be revised to also refer to the Maui Planning Commission a proposed bill to amend the State Land Use District classification from Agricultural to Rural.

Your Committee is in receipt of a revised proposed resolution entitled "REFERRING TO THE MAUI PLANNING COMMISSION DRAFT BILLS TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION AND ESTABLISH ZONING FOR PROPERTY SITUATED AT 1550 KOKOMO ROAD, HAIKU, MAUI, HAWAII, FOR THE MAKAWAO CONGREGATION OF JEHOVAH'S WITNESSES INC."

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The purpose of the revised proposed resolution is to refer the proposed Zoning bill and a proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM AGRICULTURAL TO RURAL FOR PROPERTY SITUATED AT 1550 KOKOMO ROAD, HAIKU, MAUI, HAWAII, FOR THE MAKAWAO CONGREGATION OF JEHOVAH'S WITNESSES INC.", to the Maui Planning Commission for review and recommendations.

The purpose of the proposed bill is to amend the State Land Use District classification from Agricultural to Rural for the subject property, to allow for the existing church facility.

Your Committee notes that Sections 8-8.4 and 8-8.6, Revised Charter of the County of Maui (1983), as amended, require that all land use ordinances prepared by the Council be referred by resolution to the appropriate planning commission for review, and that the planning commission make its report within 120 days after receipt of the referral.

Your Committee further notes that if enacted, the proposed bills will establish consistency between the State Land Use classification, the Paia-Haiku Community Plan, and County zoning, to allow for the existing church use on the subject property.

Your Committee voted 5-0 to recommend adoption of the revised proposed resolution. Committee Chair Carroll, Vice-Chair White, and members Baisa, Couch, and Pontanilla voted "aye". Committee members Cochran, Hokama, Mateo, and Victorino were excused.

Your Committee is in receipt of the Land Use District Boundary Amendment map and the Land Zoning map.

Your Land Use Committee RECOMMENDS that Resolution _____, as revised herein and attached hereto, entitled "REFERRING TO THE MAUI PLANNING COMMISSION DRAFT BILLS TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION AND ESTABLISH ZONING FOR PROPERTY SITUATED AT 1550 KOKOMO ROAD, HAIKU, MAUI, HAWAII, FOR THE MAKAWAO CONGREGATION OF JEHOVAH'S WITNESSES INC.", be ADOPTED;

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



ROBERT CARROLL, Chair

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