

COUNCIL OF THE COUNTY OF MAUI
PLANNING COMMITTEE

December 21, 2012

Committee
Report No. _____

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

Chair and Members:

Your Planning Committee, having met on December 3, 2012, makes reference to County Communication 08-61, from the Planning Director, transmitting the following draft bills:

1. "A BILL FOR AN ORDINANCE TO AMEND THE RURAL DISTRICT TO ALLOW THE ESTABLISHMENT OF BED AND BREAKFAST OPERATIONS".

The purpose of the draft bill is to revise Chapter 19.29, Maui County Code ("MCC"), to establish bed and breakfast homes ("B&Bs") as permitted uses in the rural zoning districts.

2. "A BILL FOR AN ORDINANCE TO AMEND THE CHAPTER 19.30A AGRICULTURAL DISTRICT".

The purpose of the draft bill is to establish certain B&Bs as permitted uses in the agricultural zoning district.

3. "A BILL FOR AN ORDINANCE RELATING TO THE PERMITTING OF TRANSIENT VACATION RENTALS".

The purposes of the draft bill are to: (1) establish transient vacation rentals ("TVRs") as permitted uses in the business zoning districts; the destination resort areas of Wailea, Makena, Kaanapali, and Kapalua; and areas defined and limited by the Lanai and Molokai community plans; and (2) prohibit TVRs, other than B&Bs and pre-existing permitted TVRs, in areas where they are not permitted uses.

4. "A BILL FOR AN ORDINANCE TO AMEND THE CHAPTER 19.40 CONDITIONAL PERMITS".

COUNCIL OF THE COUNTY OF MAUI
PLANNING COMMITTEE

December 21, 2012
Page 2

**Committee
Report No.** _____

The purpose of the draft bill is to prohibit TVRs from being authorized by conditional permit.

5. "A BILL FOR AN ORDINANCE TO AMEND THE BED AND BREAKFAST ORDINANCE".

The purposes of the draft bill are to revise Chapter 19.64, MCC, by: (1) streamlining the permitting process for B&Bs; (2) allowing for renewal of permits of up to five years; (3) requiring that B&Bs conform to the residential character of the neighborhood; and (4) limiting the ability to hold permits to a natural person rather than a partnership or corporation.

Your Committee notes that with the enactment of Ordinance 3611 (2008) relating to Bed and Breakfast Homes, and Ordinance 3941 (2012) relating to Short-Term Rental Homes, the draft bills are no longer necessary.

Your Committee voted 5-0 to recommend filing of the communication. Committee Chair Couch, Vice-Chair Baisa, and members Pontanilla, Victorino, and White voted "aye". Committee members Cochran and Mateo were excused.

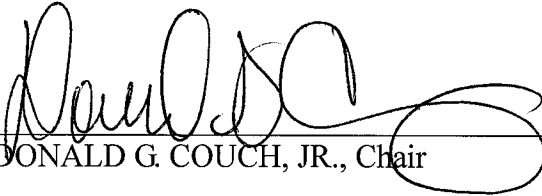
Your Planning Committee RECOMMENDS that County Communication 08-61 be FILED.

COUNCIL OF THE COUNTY OF MAUI
PLANNING COMMITTEE

December 21, 2012
Page 3

**Committee
Report No.** _____

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



DONALD G. COUCH, JR., Chair

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