

**COUNCIL OF THE COUNTY OF MAUI**  
**PLANNING COMMITTEE**

February 15, 2013

**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 January 31, 2013, makes reference to County Communication 12-235, from Councilmember G. Riki Hokama, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 2.80B.080, MAUI COUNTY CODE, RELATING TO DEADLINE FOR A COMMUNITY PLAN ADVISORY COMMITTEE TO FORWARD ITS RECOMMENDED REVISIONS."

The purpose of the proposed bill is to authorize the Council to extend, by resolution, the time within which a community plan advisory committee shall forward its recommended revisions to the Planning Director.

Your Committee notes that Section 2.80B.090(C), Maui County Code ("MCC"), gives the Council, when processing decennial revisions to the community plans, the authority to extend the deadline for the planning commission to transmit its findings and recommendations to the Council. Similarly, Section 2.80B.090(D), MCC, gives the Council the authority to extend its own deadline to adopt a community plan by ordinance. The proposed bill would give the Council the same authority to extend the deadline for a community plan advisory committee to forward its recommended revisions to the Planning Director should the committee require additional time to complete its work.

According to a representative from the Department of Planning, because Section 2.80B.090(D), MCC, gives the Council the authority to extend its own deadline to adopt a community plan by ordinance, it would be appropriate to give the Council the same authority to extend the deadline for a community plan advisory committee to forward its revisions to the Planning Director. The Department further noted that this is a technical amendment. The absence of express authority to extend a community plan advisory committee's deadline may have been an oversight when Chapter 2.80B, MCC, was drafted.

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Page 2

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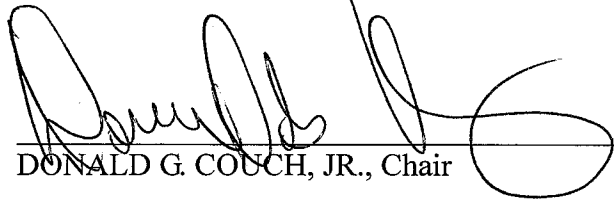
Your Committee voted 7-0 to recommend passage of the revised proposed bill on first reading and filing of the communication. Committee Chair Couch, Vice-Chair Victorino, and members Baisa, Cochran, Crivello, Guzman, and White, voted "aye".

Your Committee is in receipt of a revised proposed bill, approved as to form and legality by the Department of the Corporation Counsel, incorporating nonsubstantive revisions.

Your Planning Committee RECOMMENDS the following:

1. That Bill No. \_\_\_\_\_ (2013), as revised herein and attached hereto, entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 2.80B.080, MAUI COUNTY CODE, RELATING TO DEADLINE FOR A COMMUNITY PLAN ADVISORY COMMITTEE TO FORWARD ITS RECOMMENDED REVISIONS" be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication 12-235 be FILED.

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

  
\_\_\_\_\_  
DONALD G. COUCH, JR., Chair

ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_ (2013)

A BILL FOR AN ORDINANCE AMENDING SECTION 2.80B.080, MAUI COUNTY CODE, RELATING TO DEADLINE FOR A COMMUNITY PLAN ADVISORY COMMITTEE TO FORWARD ITS RECOMMENDED REVISIONS

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 2.80B.080, Maui County Code, is amended by amending subsection E to read as follows:

"E. Within one hundred eighty days after its first meeting, a community plan advisory committee shall forward its recommended revisions to the planning director. The council may, by resolution, extend the time within which the recommended revisions shall be forwarded."

SECTION 2. New material is underscored. In printing this bill, the County Clerk need not include the underscoring.

SECTION 3. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:



MICHAEL J. HOPPER  
Deputy Corporation Counsel  
County of Maui

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