

**ECONOMIC DEVELOPMENT, ENERGY, AGRICULTURE,
AND RECREATION COMMITTEE RECEIVED**

Council of the County of Maui

2013 OCT -9 AM 8:46

Meeting Agenda

**Tuesday, October 15, 2013
1:30 p.m.**

**OFFICE OF THE
COUNTY CLERK**

MEETING SITE: Council Chamber, 8th Floor, 200 South High Street, Wailuku, Hawaii

**REMOTE TESTIMONY SITES: Hana Council District Office, Hana Community Center,
5091 Uakea Road, Hana, Hawaii
Lanai Council District Office, Lanai Community Center, 8th Street, Lanai
City, Hawaii
Molokai Council District Office, 100 Ainoa Street, Kaunakakai, Hawaii**

website: <http://www.mauicounty.gov/committees/EAR>

VOTING MEMBERS

Don S. Guzman, Chair

Robert Carroll, Vice-Chair

Gladys C. Baisa

Elle Cochran

Stacy Crivello

Michael P. Victorino

Mike White

NON-VOTING MEMBERS

Donald G. Couch, Jr.

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 (Kirstin Hamman or Pauline Martins) 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 modified pursuant to the Rules of the Council, provided a modification 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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.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 site, 16 copies are requested to ensure distribution at the meeting.

REMOTE TESTIMONY SITES: Oral testimony may be received by telephone from each of the Council district offices noted above. If the audio connection between the meeting site in the Council Chamber and any of the remote testimony sites is lost, the meeting in the Council Chamber will still continue. Members of the public interested in information about offering testimony on an agenda item from a remote testimony site may contact the Office of Council Services prior to the meeting. While oral testimony is being received, the district offices cannot provide other services. The audio connection will be terminated after all oral testimony has been received.

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.

EAR-16 NA MAMO O MU'OLEA – GRANT OF LEASE OF COUNTY REAL PROPERTY (HANA)

DESCRIPTION: The Committee is in receipt of County Communication 13-219, from the Acting Mayor, transmitting a proposed resolution entitled “AUTHORIZING THE GRANT OF A LEASE OF COUNTY REAL PROPERTY TO NA MAMO O MU'OLEA”, and a copy of the proposed lease agreement. The purpose of the proposed resolution is to authorize the grant of a 50-year lease, for \$50 a year, of approximately 73.259 acres identified as TMK: 2-1-5-007:001 and TMK: 2-1-5-007:012, located in Hana, Maui, Hawaii (“subject property”), to Na Mamo O Mu'olea, a nonprofit organization, for the purposes of managing, restoring, and maintaining the natural, cultural, historic, and marine resources of the subject property.

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 13-219 and other related action.

EAR-17 TREE PROTECTION

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication 13-220, from Council Vice-Chair Robert Carroll, transmitting a proposed bill to establish standards and procedures to minimize the removal and loss of trees within the County.
2. Correspondence dated October 3, 2013, from the Department of the Corporation Counsel, transmitting a revised proposed bill entitled “A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.24A, MAUI COUNTY CODE, RELATING TO LANDSCAPE PLANTING AND BEAUTIFICATION”. The revised proposed bill incorporates revisions to: 1) clarify that the requirement of a permit to remove and relocate trees does not apply to trees that are included in a landscaping plan approved by the Department of Planning in existence prior to the effective date of the ordinance; 2) require notification to the County Arborist within 30 days of the removal of any tree that was removed without the requirement of a permit; and 3) clarify the procedures for tree replacement.

STATUS: The Committee may consider whether to recommend passage of the revised proposed bill on first reading, with or without further revisions. The Committee may also consider the filing of County Communication 13-220 and other related action.

EAR-19 PARK ASSESSMENT AGREEMENT FOR THE KE ALII KAI II SUBDIVISION (KAMAOLE)

DESCRIPTION: The Committee is in receipt of a County Communication 13-278, from the Director of Parks and Recreation, transmitting a proposed resolution entitled “APPROVING AND AUTHORIZING THE EXECUTION OF A PARK ASSESSMENT AGREEMENT FOR THE KE ALII KAI II SUBDIVISION, KAMAOLE, KIHEI, MAUI, HAWAII, PURSUANT TO SECTION 18.16.320, MAUI COUNTY CODE”. The purpose of the proposed resolution is to authorize the execution of a park assessment agreement, pursuant to Section 18.16.320, Maui County Code, between the County of Maui, the Department of Parks and Recreation, and developers of the Moana Estates Subdivision (formerly the Ke Alii Kai II Subdivision) and Ke Alii Ocean Villas Condominium for the dedication of approximately 3.727 acres (TMK: 2-3-9-060:093), Kamaole, Kihei, Maui, Hawaii, for park and playground purposes.

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 13-278 and other related action.