

**PLANNING COMMITTEE**

**Council of the County of Maui**

**RECEIVED**

**2013 OCT 25 AM 9: 53**

**Meeting Agenda**

**Thursday, October 31, 2013  
9:00 a.m.**

**OFFICE OF THE  
COUNTY CLERK**

**MEETING SITE: Council Chamber, 8<sup>th</sup> 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, 8<sup>th</sup> Street, Lanai  
City, Hawaii  
Molokai Council District Office, 100 Ainoa Street, Kaunakakai, Hawaii**

**website: [www.mauicounty.gov/committees/PC](http://www.mauicounty.gov/committees/PC)**

**VOTING MEMBERS**

- Donald G. Couch, Jr., Chair**
- Michael P. Victorino, Vice-Chair**
- Gladys C. Baisa**
- Elle Cochran**
- Stacy Crivello**
- Don S. Guzman**
- Mike White**

**NON-VOTING MEMBERS**

- Robert Carroll**
- 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 (Regina Gormley or Yvette Bouthillier) 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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.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.*

**PC-5 B-2 COMMUNITY BUSINESS DISTRICT**

**DESCRIPTION:** The Committee is in receipt of the following:

1. County Communication 11-83, from the Planning Director, transmitting a summary of the Lanai, Maui, and Molokai Planning Commissions' comments on a proposed bill relating to the B-2 Community Business District.
2. Correspondence dated February 20, 2013, from the Planning Director, transmitting a "master chart" and an "at-a-glance" chart listing existing definitions, proposed definitions, existing permitted uses, and proposed permitted uses for the B-2 Community Business District.
3. Correspondence dated October 23, 2013, from the Department of the Corporation Counsel, transmitting a revised proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 19.04.040, MAUI COUNTY CODE, AND CHAPTER 19.18, MAUI COUNTY CODE, RELATING TO B-2 COMMUNITY BUSINESS DISTRICT". The purposes of the revised proposed bill are to (1) amend certain definitions in Title 19, Maui County Code; and (2) amend the B-2 Community Business District, including establishing accessory uses, special uses, and development standards.

**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 11-83 and other related action.

**PC-8 B-R RESORT COMMERCIAL DISTRICT**

**DESCRIPTION:** The Committee is in receipt of the following:

1. County Communication 11-104, from the Planning Director, transmitting a summary of the Lanai, Maui, and Molokai Planning Commissions' comments on a proposed bill relating to the B-R Resort Commercial District.
2. Correspondence dated February 20, 2013, from the Planning Director, transmitting a "master chart" and an "at-a-glance" chart listing existing definitions, proposed definitions, existing permitted uses, and proposed permitted uses for the B-R Resort Commercial District.
3. Correspondence dated October 23, 2013, from the Department of the Corporation Counsel, transmitting a revised proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 19.22, MAUI COUNTY CODE, RELATING TO B-R RESORT COMMERCIAL DISTRICT". The purpose of the revised proposed bill is to amend the B-R Resort Commercial District, including establishing accessory uses, special uses, and development standards.

**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 11-104 and other related action.

**PC-23 ESTABLISHING SHORT-TERM RENTAL HOMES AS AN AGRICULTURAL TOURISM ACTIVITY IN AGRICULTURAL DISTRICTS**

**DESCRIPTION:** The Committee is in receipt of County Communication 13-207, from Councilmember Donald G. Couch, Jr., transmitting a proposed resolution entitled "REFERRING TO THE LANAI, MAUI, AND MOLOKAI PLANNING COMMISSIONS A PROPOSED BILL AMENDING TITLE 19, MAUI COUNTY CODE, RELATING TO SHORT-TERM RENTAL HOMES". The purpose of the proposed resolution is to refer to the planning commissions a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING TITLE 19, MAUI COUNTY CODE, RELATING TO SHORT-TERM RENTAL HOMES". The purpose of the proposed bill is to permit short-term rentals as an accessory use in the County Agricultural District and to allow short-term rentals that do not qualify as an accessory use, as a special use.

**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 13-207 and other related action.

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