

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

Council of the County of Maui

Meeting Agenda

September 16, 2014

1:30 p.m.

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>

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OFFICE OF THE
COUNTY CLERK

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 (Sharon Brooks, Jordan Molina, 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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.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-42 EVALUATION OF THE MAUI COMMUNITY CORRECTIONAL CENTER WORK LINE PROGRAM

DESCRIPTION: The Committee is in receipt of a Miscellaneous Communication, dated May 28, 2014, from the Deputy County Clerk, transmitting the matter relating to an evaluation of the Maui Community Correctional Center Work Line Program.

STATUS: The Committee may receive one or more presentations on the matter. The Committee may also consider the filing of the Miscellaneous Communication and other related action.

EAR-13 ROADSIDE STANDS AND FARMER'S MARKETS IN THE AGRICULTURAL DISTRICTS

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication 13-85, from Councilmember Elle Cochran, transmitting a proposed resolution to refer to the planning commissions a proposed bill relating to roadside stands and farmer's markets in the Agricultural District.
2. Correspondence dated February 21, 2014, from Committee Chair Don S. Guzman, transmitting a revised proposed resolution, entitled "REFERRING TO THE LANAI, MAUI, AND MOLOKAI PLANNING COMMISSIONS A PROPOSED BILL TO AMEND SECTION 19.04.040 AND CHAPTER 19.30A, MAUI COUNTY CODE, PERTAINING TO COMMERCIAL AGRICULTURAL STRUCTURES IN THE AGRICULTURAL DISTRICT", attaching as Exhibit "1" a proposed bill, entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 19.04.040 AND CHAPTER 19.30A, MAUI COUNTY CODE, PERTAINING TO COMMERCIAL AGRICULTURAL STRUCTURES IN THE AGRICULTURAL DISTRICT" (adopted as Resolution 14-40 on April 4, 2014). The resolution refers to the Lanai, Maui, and Molokai Planning Commissions a proposed bill to amend Section 19.04.040 and Chapter 19.30A, Maui County Code, pertaining to commercial agricultural structures in the Agricultural District.
3. Correspondence dated September 10, 2014, from Committee Chair Don S. Guzman, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 19.04.040 AND CHAPTER 19.30A, MAUI COUNTY CODE, PERTAINING TO COMMERCIAL AGRICULTURAL STRUCTURES IN THE AGRICULTURAL DISTRICT". The purpose of the proposed bill is to allow commercial agricultural structures within the Agricultural District as accessory uses and special uses, subject to appropriate restrictions and standards.

STATUS: The Committee may consider whether to recommend passage of the proposed bill on the first reading, with or without revisions. The Committee may also consider the filing of County Communication 13-85 and other related action.

EAR-49 PRESERVING FAMILY FARMS BY DEFERRING A PORTION OF REAL PROPERTY TAX ON AGRICULTURAL-ZONED LAND

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication 14-214, from Councilmember Don S. Guzman, relating to a roll back tax exemption for family subdivisions on agricultural-zoned land.
2. Correspondence dated September 10, 2014, from Committee Chair Don S. Guzman, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE TO PRESERVE FAMILY FARMS BY DEFERRING A PORTION OF REAL PROPERTY TAX". The purpose of the proposed bill is to allow families to preserve farms on agricultural lands by deferring roll back taxes when the land is subdivided into four divisions or less and transferred to family members.

STATUS: The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the filing of County Communication 14-214 and other related action.