

**BUDGET AND FINANCE COMMITTEE**

**Council of the County of Maui**

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**Meeting Agenda**

**Tuesday, October 28, 2014  
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/BF](http://www.mauicounty.gov/committees/BF)**

**VOTING MEMBERS**

**Mike White, Chair**

**G. Riki Hokama, Vice-Chair**

**Gladys C. Baisa**

**Robert Carroll**

**Elle Cochran**

**Donald G. Couch, Jr.**

**Stacy Crivello**

**Don S. Guzman**

**Michael P. Victorino**

*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 (Michele Yoshimura, Chancy Hopper, 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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.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.*

**BF-122 REAL PROPERTY USE CLASSIFICATIONS FOR PLANNED DEVELOPMENTS WITH ALLOWED TRANSIENT VACATION RENTALS**

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

1. County Communication 14-247, from Councilmember Donald G. Couch, Jr., referring the matter relating to real property use classifications for planned developments with allowed transient vacation rentals.
2. Correspondence dated October 7, 2014, from Councilmember Couch, transmitting a proposed bill to establish a process to specify real property use classes other than "hotel and resort" for units in planned developments where transient vacation rentals are allowed.
3. Correspondence dated October 22, 2014, from the Department of the Corporation Counsel, transmitting a revised proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.48, MAUI COUNTY CODE, TO EXPAND THE AVAILABLE REAL PROPERTY USE CLASSIFICATIONS FOR UNITS IN PLANNED DEVELOPMENTS WHERE TRANSIENT VACATION RENTALS ARE ALLOWED". The purpose of the revised proposed bill is to establish a process for specifying real property use classes other than "hotel and resort" for units in planned developments where transient vacation rentals are allowed, based on actual use of the property.

**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 14-247 and other related action.

**BF-76 SHORT-TERM RENTAL PROPERTY TAXES**

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

1. County Communication 14-197, from Councilmember Mike White, referring the matter relating to short-term rental property taxes.
2. Correspondence dated October 8, 2014, from the Chair of the Budget and Finance Committee, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE TO CLASSIFY REAL PROPERTY USED AS SHORT-TERM RENTAL HOMES AS "COMMERCIAL" FOR TAX VALUATION PURPOSES". The purpose of the proposed bill is to classify real property, for tax valuation purposes, as "Commercial," without regard to its highest and best use, if the property has been granted either a short-term rental home permit or a conditional permit allowing transient vacation rental use pursuant to Title 19, Maui County Code.
3. Correspondence dated October 22, 2014, from the Chair of the Budget and Finance Committee, transmitting a revised proposed bill entitled "A BILL FOR AN ORDINANCE TO CLASSIFY REAL PROPERTY USED AS SHORT-TERM RENTAL HOMES AS "SHORT-TERM RENTAL" FOR TAX VALUATION PURPOSES". The purpose of the revised proposed bill is to create a new classification and classify real property, for tax valuation purposes, as "Short-Term Rental," without regard to its highest and best use, if the property does not serve as the owner's primary residence and has been granted either a short-term rental home permit, a transient vacation rental permit, or a conditional permit allowing transient vacation rental use pursuant to Title 19, Maui County Code.

**STATUS:** The Committee may consider whether to recommend passage of either the proposed bill noted in paragraph 2 above, or the revised proposed bill noted in paragraph 3 above, on first reading, with or without further revisions. The Committee may also consider the filing of County Communication 14-197 and other related action.