

COUNCIL OF THE COUNTY OF MAUI
LAND USE COMMITTEE

December 19, 2006

**Committee
Report No.**

06-166

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Land Use Committee, having met on November 29, 2006, makes reference to the referrals noted on Exhibit "A", attached hereto and incorporated herein.

At its meeting, there was no public testimony.

Your Committee noted that the end of the current Council term was approaching. In preparation for the new Council term, the Chair of your Committee recommended that certain pending matters be referred to the Council Chair for the term beginning January 2, 2007, pursuant to the following provision of the Rules of the Council:

Sec. 19. Filing of Items.

A. At the expiration of a Council term, all items pending before the Council and its committees shall be deemed filed and disposed of; provided that the following items shall be deemed referred to the Council Chair for the ensuing term, for consideration by the Council:

1. an item transmitted by another governmental agency to the Council, pursuant to a legal requirement, for Council action;
2. pending legislation that has passed only one of the required readings; and
3. subject to Council approval, items recommended for referral by the Council Chair for matters pending before the Council, and items recommended for referral by a committee chair with the approval of that committee for matters pending before that chair's committee.

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B. This provision shall not prevent the resubmittal of any matter to the Council in a subsequent term, for consideration as a new item.

Accordingly, the recommendation of the Chair of your Committee was approved.

Your Land Use Committee RECOMMENDS that all communications noted on Exhibit "A" be REFERRED to the Council Chair for the term beginning January 2, 2007.

Adoption of this report is respectfully requested.

lu:cr:06end:cmn

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ROBERT CARROLL Chair

DAIN P. KANE Member

JOSEPH PONTANILLA Vice-Chair

DANNY A. MATEO Member

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MICHAEL J. MOLINA Member

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CHARMAINE TAVARES Member

JO ANNE JOHNSON Member

EXHIBIT "A"

**LU-2 COMMUNITY PLAN DESIGNATION FOR 5.171-ACRE PARCEL AT
SITE OF PREVIOUSLY PROPOSED KA ONO ULU COMMERCIAL
DEVELOPMENT AND NEARBY 7-ACRE PARCEL (KIHEI)**

- Sep. 21/01 MISC. County Clerk, referring the matter relating to the community plan designation of approximately 5.171 acres of land located in Kihei, Maui, Hawaii, identified as TMK: (2) 3-9-01:157.
- Feb. 15/02 G.C. 02-1 Doyle G. Betsill, President of Kenranes, Ltd., requesting that the Kihei-Makena Community Plan designation for TMK: (2) 3-9-01:162 be redesignated from Park to Multi-Family.

LU-11 APPROPRIATE ZONING FOR KAA NAPALI GOLF COURSES

- April 15/05 C.C. 05-151 Councilmember Johnson, transmitting the following:
1. Draft resolution entitled "REFERRING TO THE MAUI PLANNING COMMISSION A BILL TO CHANGE THE ZONING FROM A-2 APARTMENT DISTRICT TO PK-4 GOLF COURSE PARK DISTRICT FOR PROPERTY AT KAA NAPALI, MAUI, HAWAII"; and
 2. Draft bill entitled "A BILL FOR AN ORDINANCE TO CHANGE THE ZONING FROM A-2 APARTMENT DISTRICT TO PK-4 GOLF COURSE PARK DISTRICT FOR PROPERTY AT KAA NAPALI, MAUI, HAWAII".

END OF EXHIBIT "A"