

MOANA M. LUTEY  
County Clerk



RICHELLE M. THOMSON  
Deputy County Clerk

**OFFICE OF THE COUNTY CLERK**  
COUNTY OF MAUI  
200 SOUTH HIGH STREET  
WAILUKU, MAUI, HAWAII 96793  
www.mauicounty.gov/county/clerk

OFFICE OF THE MAYOR

23 OCT 23 4:03:03

RECEIVED

October 23, 2023

Honorable Richard T. Bissen, Jr.  
Mayor, County of Maui  
200 South High Street  
Wailuku, Hawaii 96793

Dear Mayor Bissen:

Transmitted herewith is a certified copy of Resolution No. 23-220,  
which was adopted by the Council of the County of Maui, State of Hawaii, on  
October 20, 2023.

Respectfully,

  
MOANA M. LUTEY  
County Clerk

/lks

Enclosure

Ag	<input checked="" type="checkbox"/>
Env Mgmt	<input type="checkbox"/>
Finance	<input type="checkbox"/>
Fire	<input type="checkbox"/>
Hsg & HC	<input type="checkbox"/>
Liquor	<input type="checkbox"/>
Parks & R	<input type="checkbox"/>
Personnel	<input type="checkbox"/>
Planning	<input checked="" type="checkbox"/>
Police	<input type="checkbox"/>
Prosecutors	<input type="checkbox"/>
Public W	<input type="checkbox"/>
Transp'n	<input type="checkbox"/>
Water S	<input type="checkbox"/>
Mgmt	<input type="checkbox"/>
Mayor	<input type="checkbox"/>
Budget	<input type="checkbox"/>

# Resolution

No. 23-220

REFERRING TO THE LĀNA'I, MAUI, AND  
MOLOKAI PLANNING COMMISSIONS A  
PROPOSED BILL TO AMEND THE DEFINITION  
OF "FARM" AND "FARM LABOR DWELLING"

WHEREAS, the Council is considering a proposed bill to amend the definition of "farm" and "farm labor dwelling" in the Comprehensive Zoning Ordinances; and

WHEREAS, Sections 8-8.4 and 8-8.6 of the Revised Charter of the County of Maui (1983), as amended, require the appropriate planning commissions must review proposed land use ordinances and amendments and provide findings and recommendations to the Council; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That it refers the proposed bill, entitled "A BILL FOR AN ORDINANCE AMENDING THE DEFINITIONS OF 'FARM' AND 'FARM LABOR DWELLING' IN THE COMPREHENSIVE ZONING ORDINANCE," a copy of which is attached as Exhibit "1," to the Lāna'i Planning Commission, the Maui Planning Commission, and Molokai Planning Commission for appropriate action under Sections 8-8.4 and 8-8.6 of the Revised Charter of the County of Maui (1983), as amended, for review and comment; and
2. That it respectfully requests the Lāna'i, Maui, and Molokai Planning Commissions transmit their findings and recommendations to the Council as expeditiously as possible;
3. That certified copies of this Resolution be transmitted to the Mayor, the Planning Director, the Lāna'i Planning Commission, the Maui Planning Commission, and the Molokai Planning Commission.

**Resolution No.** 23-220

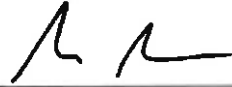
APPROVED AS TO FORM AND LEGALITY:

/s/ Michael J. Hopper

Department of the Corporation Counsel  
County of Maui

paf:clm:23-266a

INTRODUCED BY:

A handwritten signature in black ink, consisting of a stylized 'G' followed by a cursive 'A' and 'B'.

---

GABE JOHNSON

ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_ (2023)

A BILL FOR AN ORDINANCE AMENDING THE DEFINITIONS OF "FARM" AND  
"FARM LABOR DWELLING" IN THE COMPREHENSIVE ZONING ORDINANCE

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 19.04.040, Maui County Code, is amended as follows:

1. By amending the definition of "farm" to read:

"Farm" means a lot on which [the majority] at least 51 percent of the area of the land that is usable, accessible, and feasible for farming, ranching, or conservation is used for, and the predominant activity is, agriculture [and/or] or agricultural land conservation."

2. By amending the definition of "farm labor dwelling" to read:

"Farm labor dwelling" means a dwelling [or lodging] unit that is used exclusively by full-time and part-time agricultural [employees employed full-time or seasonally in the County, and that is located] workers, including interns and apprentices, on a farm [and is ancillary and secondary to agriculture.] or ranch on which the unit is located. Family members of the agricultural worker may also reside in the farm labor dwelling unless the farm labor dwelling is located on important agricultural lands, under section 205-45.5, Hawaii Revised Statutes."

SECTION 3. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 4. This Ordinance takes effect on approval.

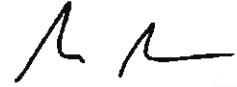
APPROVED AS TO FORM AND LEGALITY:

---

Department of the Corporation Counsel  
County of Maui

paf:clm:23-266b

INTRODUCED BY:



---

GABE JOHNSON

**COUNCIL OF THE COUNTY OF MAUI**

**WAILUKU, HAWAII 96793**

**CERTIFICATION OF ADOPTION**

**It is HEREBY CERTIFIED that RESOLUTION NO. 23-220, was adopted by the Council of the County of Maui, State of Hawaii, on the 20th day of October, 2023, by the following vote:**

<b>MEMBERS</b>	<b>Alice L. LEE Chair</b>	<b>Yuki Lei K. SUGIMURA Vice-Chair</b>	<b>Tom COOK</b>	<b>Gabriel JOHNSON</b>	<b>Natalie A. KAMA</b>	<b>Tamara A. M. PALTIN</b>	<b>Keani N. W. RAWLINS-FERNANDEZ</b>	<b>Shane M. SINENCI</b>	<b>Nohelani U'U-HODGINS</b>
<b>ROLL CALL</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Excused</b>	<b>Aye</b>	<b>Aye</b>

  
\_\_\_\_\_  
COUNTY CLERK