



COUNTY OF MAUI
DEPARTMENT OF PLANNING
2200 MAIN STREET, SUITE 619
WAILUKU, MAUI, HAWAII 96793
TELEPHONE: (808) 270-8205 FAX: (808) 270-7634

APPLICATION TYPE: LAND USE COMMISSION DISTRICT BOUNDARY
CHANGE/RECLASSIFICATION

DATE: _____ VALUATION: _____

PROJECT NAME: _____

PROPOSED DEVELOPMENT: _____

TAX MAP KEY NO.: _____ CPR/HPR NO.: _____ LOT SIZE: _____

PROPERTY ADDRESS: _____

OWNER: _____ PHONE:(B) _____ (H) _____

ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

OWNER SIGNATURE: _____

APPLICANT: _____

ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

PHONE (B): _____ (H): _____ FAX: _____

APPLICANT SIGNATURE: _____

AGENT NAME: _____

ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

PHONE (B): _____ (H): _____ FAX: _____

EXISTING USE OF PROPERTY: _____

CURRENT STATE LAND USE DISTRICT BOUNDARY DESIGNATION: _____

COMMUNITY PLAN DESIGNATION: _____ ZONING DESIGNATION: _____

OTHER SPECIAL DESIGNATIONS: _____



ZONING AND FLOOD CONFIRMATION FORM

(This section to be completed by the Applicant)

APPLICANT NAME _____ TELEPHONE _____
PROJECT NAME _____ E-MAIL _____
PROPERTY ADDRESS _____ TAX MAP KEY _____

Yes No Will this Zoning & Flood Confirmation Form be used with a Subdivision Application?
IF YES, answer questions A and B below and comply with instructions 2 & 3 below:

A) Yes No Will it be processed under a consistency exemption from [Section 18.04.030\(B\), MCC?](#)
IF YES, which exemption? (No. 1, 2, 3, 4 or 5) _____

B) State the purpose of subdivision and the proposed land uses (ie 1-lot into 2-lots for all land uses allowed by law):

- INSTRUCTIONS:**
- 1) Please use a separate Zoning & Flood Confirmation Form for each Tax Map Key (TMK) number.
 - 2) If this will be used with a subdivision application AND the subject property contains multiple districts/designations of (1) State Land Use Districts, (2) Maui Island Plan Growth Boundaries, (3) Community Plan Designations, or (4) County Zoning Districts; submit a signed and dated Land Use Designations Map, prepared by a licensed surveyor, showing the metes & bounds of the subject parcel and of each district/designation including any subdistricts.
 - 3) If this will be used with a subdivision application AND the subject property contains multiple State Land Use Districts; submit an approved District Boundary Interpretation from the State Land Use Commission.

(This section to be completed by ZAED)

LAND USE DISTRICTS/DESIGNATIONS (LUD) AND OTHER INFORMATION: ¹

STATE DISTRICT: Urban Rural Agriculture Conservation (SMA) Special Management Area

MAUI ISLAND PLAN: Growth Boundary: ² Urban Small Town Rural Planned Growth Area Outside Growth Boundaries

Protected Area: ² Preservation Park Greenbelt Greenway Sensitive Land Outside Protected Areas

COMMUNITY PLAN: ² (PD) Planned Development

COUNTY ZONING: (PH) Project District

OTHER/COMMENTS: See Additional Comments (Pg.2)

FEMA FLOOD INFORMATION: A Flood Development Permit is required if any portion of a parcel is designated V, VE, A, AO, AE, AH, D, or Floodway, and the project is on that portion.

FLOOD HAZARD AREA ZONES ³ & BASE FLOOD ELEVATIONS:

FEMA DESIGNATED FLOODWAY For Flood Zone AO, FLOOD DEPTH: See Attached LUD Map

SUBDIVISION LAND USE CONSISTENCY: Not Consistent, (LUDs appear to have NO permitted uses in common).

_____ Not Applicable, (Due to processing under consistency exemption No. 1, 2, 3, 4, 5).

(Signature) Interim Zoning, (The parcel or portion of the parcel that is zoned interim shall not be subdivided).

⁴ Consistent, (LUDs appear to have ALL permitted uses in common).

⁴ Consistent, upon obtaining an SMA, PD, or PH subdivision approval from Planning.

⁴ Consistent, upon recording a permissible uses unilateral agreement processed by Public Works (See Pg.2).

NOTES:

- 1 The conditions and/or representations made in the approval of a State District Boundary Amendment, Community Plan Amendment, County Change In Zoning, SMA Permit, Planned Development, Project District and/or a previous subdivision, may affect building permits, subdivisions, and uses on the land.
- 2 Please review the Maui Island Plan and the Community Plan document for any goals, objectives, policies or actions that may affect this parcel.
- 3 Flood development permits might be required in zones X and XS for any work done in streams, gulches, low-lying areas, or any type of drainageway; Flood development permits are required for work in all other zones. Subdivisions that include/adjoin streams, gulches, low-lying areas, or any type of drainageway might require the following designations to be shown on the subdivision map: 100-year flood inundation limits; base flood elevations; drainage reserves.
- 4 Subdivisions will be further reviewed during the subdivision application process to verify consistency, unilateral agreement requirements, and the conditions associated with a unilateral agreement [Section 18.04.030.D, Maui County Code].

REVIEWED & CONFIRMED BY:

For: _____ (Signature) _____ (Date)
John S Rapacz, Planning Program Administrator, Zoning Administration and Enforcement Division

PLANNING DEPARTMENT
2200 MAIN STREET, SUITE 619
WAILUKU, MAUI, HAWAII 96793
TELEPHONE: (808) 270-8205 FAX: (808) 270-7634

**STATE LAND USE DISTRICT BOUNDARY
AMENDMENT/RECLASSIFICATION**

SOURCE OF LEGAL AUTHORITY: Chapter 205, Hawaii Revised Statutes and
Title 19, Maui County Code

INFORMATIONAL SHEET

The purpose of this application is to establish procedures for implementing the provisions of Section 205-3.1, HRS, pertaining to applications for boundary amendment/reclassification of State Land Use District boundaries involving lands fifteen acres or less presently classified in the Agricultural, Rural or Urban Districts. Applicants applying for lands over fifteen acres or classified as Conservation District, should contact the State Land Use Commission for appropriate procedures.

Upon submittal of a State District Boundary Amendment/Reclassification Application, it will be reviewed for completeness.

Upon certification of completeness, a hearing will be scheduled with the appropriate Planning Commission to review. The Commission shall make a recommendation to the County Council. Approval of the application is through adoption by ordinance.

Between the date of certification of completeness and the Planning Commission hearing, the following must be completed:

APPLICANT:

1. Notification of property owners and lessees of hearing date by certified mail or registered mail, return receipt requested. (Notification letter to owners and lessees are to be mailed after listing and map are checked and verified, application accepted and public hearing scheduled. A location map of the proposed project shall be sent with the notice. Said notification shall be made 30 days prior to the public hearing.) The applicant shall submit an affidavit of mailing to the Director on a form provided by the Department certifying that notice, as required herein has been provided.
2. Publication of the notice in a newspaper of general circulation in the county, once a week for three consecutive weeks prior to any public hearing.

PLANNING DEPARTMENT:

1. Published notice in a newspaper of general circulation within the County of the scheduled hearing.
2. Preparation of report and recommendation to the Commission.

**LAND USE COMMISSION DISTRICT BOUNDARY CHANGE/RECLASSIFICATION
REQUIRED SUBMITTALS**

District Boundary Change/Reclassification:

From: _____ To: _____

- ___ 1. Evidence that the applicant is the owner or lessee of record of the real property to be reclassified.
- ___ 2. A notarized letter of authorization from the legal owner if the applicant is not the owner.
- ___ 3. List of owners and lessees of real property within a 500 feet radius of the subject parcel should be obtained from the most current available list at the Maui County Department of Finance, Real Property Tax Division. This list should include the tax map key numbers and the names and addresses of all owners, lessees, and members of the Board of Directors or managing agents to be notified, including a map drawn to scale, clearly defining the 500 feet notification boundary and the parcels affected.
- ___ 4. A **non-refundable filing fee** (See Fee Schedule, Table A); payable to *County of Maui, Director of Finance*.
- ___ 5. **Zoning & Flood Confirmation form** (pg 2) completed and signed by Planning Dept.
(One Original and One copy)
- ___ 1. Legal Description and map drawn to scale of the subject property.
- ___ 2. Reason (s) justifying the request.
- ___ 3. Report addressing how the proposed district change conforms to the standards establishing the use district as identified in Chapter 15, Land Use Commission Rules, Subchapter 2 Establishment of State Land Use Districts.
- ___ 4. Map of site and proposed land use.

After reviewing these documents for completeness, the department will notify the applicant of the number of additional copies needed to be provided for agency transmittal.

DATE:

TO: Owners/Lessees

Please be informed that the undersigned has applied to the _____ Planning Commission of the County of Maui for a State Land Use District Boundary Amendment/Reclassification for the following parcel(s):

1. Tax Map Key: _____
2. Location: In the vicinity of _____
3. Area of parcel: _____
4. Reclassified from _____ to _____
5. Proposed Development: _____

THIS SECTION TO BE COMPLETED BY THE PLANNING DEPARTMENT:

Public	Hearing	Date:
	_____	_____
	Time: _____	
	Place: _____	

Attached please find a map identifying the location of the specific parcel(s) being considered in the request for State Land Use District Boundary Amendment/Reclassification.

The hearing is held under the authority of Chapter 92, Hawaii Revised Statutes, Title 19 of the Maui County Code, and the appropriate Commission rules.

Testimony relative to this request may be submitted in writing prior to the hearing to the appropriate Planning Commission c/o the Maui Planning Department, 2200 Main Street, Wailuku, Maui, Hawaii 96793, or presented in person at the time of the public hearing.

Information relative to the application is available for review at the Planning Department, 2200 Main Street, Wailuku, Maui, Hawaii, Telephone (808) 270-8205; toll free from Molokai 1-800-272-0117, Extension 8205; and toll free from Lanai 1-800-272-0125, Extension 8205.

Name of Applicant

Signature

Address

_____(_____)_____
Telephone

NOTARIZED AFFIDAVIT OF MAILING

_____, being first duly sworn on oath, deposes and says that:

1. Affiant is the applicant for a ___ for land situated at _____, TMK: _____
2. Affiant did on _____, 20 , deposit in the United States mail, post paid, by certified or registered mail and delivery to addressee, a copy of a Notice of Hearing, a copy of which is attached hereto as "Exhibit A" and made a part hereof, addressed to each of the persons identified on "Exhibit B," attached hereto and made a part hereof.
3. Thereafter there was returned to the Office of Affiant the United States Post Office Certified or Registered Mail Receipts, which are attached hereto as "Exhibit C" and made a part hereof.

Further Affiant sayeth naught:
