

January 24, 2020 Council meeting

MAUI COUNTY COUNCIL
Amendment Summary Form

Legislation: Bill granting Change in Zoning to Agricultural District for the Maalaea Agricultural Subdivision project, recommended by passage by Committee Report 20-9.

Proposer: Councilmember Tamara Paltin *JP*
Chair, Planning and Sustainable Land Use Committee

Description: As drafted, condition 11 gives the County 120 days to purchase Lot 21 for drainage mitigation purposes. My amendment would allow the County 120 days to *commit* to purchasing Lot 21, allowing more time for the actual purchase.

Motion: Move to amend the Change in Zoning bill by:

1. Amending the last sentence of condition 11 to replace “purchase” with “commit to purchasing”; and
2. Updating the unilateral agreement attached to the bill as Exhibit “F” to reflect the change in the condition.

Effect: As amended, condition 11 will read as follows:

“11. The County of Maui will have the right of first refusal to purchase for drainage mitigation purposes Lot 21 as depicted on Exhibit “i,” which is approximately 40 acres. MVI, LLC or any future owner will offer the County the option to purchase the lot upon final subdivision approval for the property. The County will have 120 days to commit to purchasing the lot.”

Reasons: This amendment will ensure the County may purchase the lot, if it so chooses, in a more reasonable timeframe.