

COUNCIL OF THE COUNTY OF MAUI
PLANNING AND SUSTAINABLE LAND
USE COMMITTEE

October 22, 2021

Committee
Report No. _____

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

Chair and Members:

Your Planning and Sustainable Land Use Committee, having met on September 30, 2021, makes reference to County Communication 21-369, from the Planning Director, transmitting a proposed bill entitled “A BILL FOR AN ORDINANCE ADOPTING THE DIGITAL ZONING MAP AS THE OFFICIAL ZONING MAP FOR THE ISLAND OF MOLOKAʻI.”

The purpose of the proposed bill is to adopt the digital zoning map for the island of Molokaʻi.

Your Committee notes digital zoning maps are already in use for the islands of Maui and Lanaʻi, in accordance with Section 19.06.020, Maui County Code, and Section 8-8.3(6), Revised Charter of the County of Maui (1983), as amended.

Your Committee further notes the Molokaʻi Planning Commission supported the proposed legislation with the exception of correcting the alignment for the Iliʻiliʻōpae Heiau.

The Molokaʻi Planning Commission recommended that future phases of the Molokaʻi digital map include creating a new community plan designation and zoning district for Iliʻiliʻōpae Heiau to protect sensitive cultural and historical sites.

Your Committee received a computer-generated presentation from a representative of the Department of Planning.

The Planning representative said digital zoning maps are able to:

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- 1) Replace the County's old, worn-out paper maps with comprehensive digital zoning maps;
- 2) Make digital zoning maps accessible online for public use;
- 3) Confirm existing zoning accurately and efficiently for all parcels in the County; and
- 4) Create a single digital zoning map that encompasses each island.

Your Committee acknowledged that digital maps can be published online and easily updated when new zoning ordinances are enacted, to correct mapping alignments, reflect parcels in new subdivisions, and to align several parcels with applicable community plan land use designations.

Your Committee noted that proposed zoning recommendations for the Moloka'i digital zoning map are consistent with underlying Community Plan designations.

Your Committee expressed support for a digital zoning map for Moloka'i and voted 8-0 to recommend passage of the proposed bill on first reading and filing of the communication. Committee Chair Paltin, Vice-Chair King, and members Kama, Lee, Molina, Rawlins-Fernandez, Sinenci, and Sugimura voted "aye." Committee member Johnson was excused.

Your Committee is in receipt of a revised proposed bill entitled "A BILL FOR AN ORDINANCE ADOPTING A DIGITAL ZONING MAP AS THE OFFICIAL ZONING MAP FOR THE ISLAND OF MOLOKA'I," approved as to form and legality by the Department of the Corporation Counsel, incorporating nonsubstantive revisions.

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**Committee
Report No. _____**

Your Planning and Sustainable Land Use Committee
RECOMMENDS the following:

1. That Bill _____ (2021), as revised herein and attached hereto, entitled "A BILL FOR AN ORDINANCE ADOPTING A DIGITAL ZONING MAP AS THE OFFICIAL ZONING MAP FOR THE ISLAND OF MOLOKA'I," be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication 21-369 be FILED.

This report is submitted in accordance with Rule 8 of the Rules of the Council.



TAMARA PALTIN, Chair

pslu:cr:21033aa:wal

ORDINANCE NO. _____

BILL NO. _____ (2021)

A BILL FOR AN ORDINANCE ADOPTING A DIGITAL ZONING MAP AS THE
OFFICIAL ZONING MAP FOR THE ISLAND OF MOLOKAʻI

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

SECTION 1. The purpose of this Ordinance is to adopt a digital zoning map as the official zoning map for the Island of Molokaʻi. The map provides a graphical portrayal of zoning designations established by ordinance.

SECTION 2. Section 19.06.020, Maui County Code, is amended to read as follows:

“19.06.020 Maps. A. In accordance with section 8-8.3(6) of the revised charter of the County of Maui (1983), as amended, the planning director must prepare and administer the County’s zoning maps.

B. For the islands of Maui, [and Lanaʻi] Lānaʻi, and Molokaʻi, one zoning map for each island must be prepared and administered in a digital format, such as within a geographic information system and made available for public use on the County website. The digital zoning maps are incorporated by reference and are located online at the department of planning, implementation division’s website at <https://www.mauicounty.gov/2159/Digital-Zoning-Map-Update-Project>. The most recently adopted digital maps on file, Maui digital zoning map (2), as amended, [and Lanaʻi] Lānaʻi digital zoning map (1), and Molokaʻi digital zoning map (1), are in addition to any original “land zoning maps” on file in the office of the county clerk; however, the digital zoning maps must be used to determine zoning boundaries and designations in the event of a conflict. Whenever a change in zoning is approved and the ordinance is filed with the county clerk, the island’s digital zoning map must be amended to reflect the change in zoning.

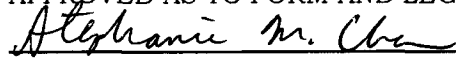
C. The [areas] area of the [islands] island of Kahoʻolawe [and Molokaʻi] shown on original [maps] map entitled “Land Zoning [Maps] Map,” on file in the office of the county clerk with certified copies being placed on file in the planning department, and the digital zoning maps for the islands of Maui, [and Lanaʻi] Lānaʻi, and Molokaʻi, together with all explanatory materials, are part of this title.”

SECTION 3. Notwithstanding enactment of this Ordinance, zoning conditions previously enacted by ordinance remain in effect, unless repealed by ordinance or operation of law.

SECTION 4. 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 5. This Ordinance takes effect on approval.

APPROVED AS TO FORM AND LEGALITY:

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STEPHANIE M. CHEN

Department of the Corporation Counsel

County of Maui

pslu:misc:033abill01:wal

PSLU-33 2021-10-14 amd section 19.06.020