

PSLU Committee

From: Melody Andrion <Melody.Andrion@co.maui.hi.us>
Sent: Tuesday, September 28, 2021 11:52 AM
To: PSLU Committee
Cc: Jocelyn Moniz; Michael Hopper; Moana Lutey; Richelle Kawasaki
Subject: Wailuku Redevelopment Area and Variances (PSLU-24)
Attachments: PSLU-24 2021-09-28 Response Memo to Chair Paltin re WRAfollow-up.pdf

See attached Memorandum dated September 28, 2021 from Michael J. Hopper, Deputy Corporation Counsel regarding the subject matter. Thanks!

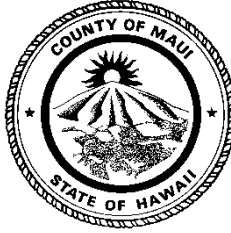
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MICHAEL P. VICTORINO
Mayor

MOANA M. LUTEY
Corporation Counsel

RICHELLE M. THOMSON
First Deputy

LYDIA A. TODA
Risk Management Officer



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MEMORANDUM

September 28, 2021

MEMO TO: Tamara Paltin, Chair
Planning and Sustainable Land Use Committee

FROM: Michael J. Hopper, Deputy Corporation Counsel *mjh*
Department of the Corporation Counsel

SUBJECT: **WAILUKU REDEVELOPMENT AREA AND VARIANCES** (PSLU-24)

In response to your September 27, 2021 inquiry on PSLU-24, the litigation has not been settled or otherwise resolved.

Regarding the status of the lawsuit, the Plaintiffs have filed a Motion for Summary Judgment and the County Defendants have filed a Motion to Dismiss. The parties have agreed to continue dates for responsive pleadings and oral argument until early November.

If you have additional questions or would like to discuss further, please do not hesitate to contact me.

cc: Moana Lutey, Corporation Counsel
Richelle Kawasaki, Deputy Corporation Counsel

LF2021-0016
PSLU-24 2021-09-28 Response Memo to Chair Paltin

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Director of Council Services
Traci N. T. Fujita, Esq.

Deputy Director of Council Services
David M. Raatz, Jr., Esq.

COUNTY COUNCIL

COUNTY OF MAUI
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WAILUKU, MAUI, HAWAII 96793
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September 27, 2021

RECEIVED

By Dept. of the Corporation Counsel at 4:43 pm, Sep 27, 2021

MEMO TO: Moana M. Lutey
Corporation Counsel

F R O M: Tamara Paltin, Chair
Planning and Sustainable Land Use

Handwritten signature of Tamara M. Paltin in black ink.

SUBJECT: **WAILUKU REDEVELOPMENT AREA AND VARIANCES** (PSLU-24)

In my June 21, 2021 correspondence, I requested a status update on the litigation challenging the Maui Redevelopment Agency's legal authority to zone land in the Wailuku Redevelopment Area and issue variances.

As a follow up, could you provide an update on whether the litigation has been settled or otherwise resolved? If it continues to be active, could you provide an update on the current procedural and substantive status of the case?

I would appreciate receiving a response by **September 29, 2021**. To ensure efficient processing, please include the relevant Committee item number in the subject line of your response.

Should you have any questions, please contact me or the Committee staff (Wilton Leauanae at ext. 7761, or Clarita Balala at ext. 7668).

pslu:ltr:024acc02:wal