

ORDINANCE NO. _____

BILL NO. 17 (2022)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 19.29,
MAUI COUNTY CODE, TO PROHIBIT PRIVATE RESTRICTIONS
ON SMALL-SCALE AGRICULTURAL USES AND THE
KEEPING OF ANIMALS IN ANY RURAL DISTRICT

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

SECTION 1. Chapter 19.29, Maui County Code, is amended by adding a new section to read as follows:

“19.29.045 Private restrictions on small-scale agricultural uses and the keeping of animals. Any private restriction in any deed, agreement of sale, or other conveyance of land recorded in the bureau of conveyances limiting or prohibiting small-scale agricultural uses and the keeping of animals in any rural district is voidable. This section does not apply to any deed, agreement of sale, or other conveyance of land existing prior to the effective date of the ordinance establishing this section.”

SECTION 2. New material is underscored. In printing this bill, the County Clerk need not include the underscoring.

SECTION 3. This Ordinance takes effect upon its approval.

APPROVED AS TO FORM AND
LEGALITY:



STEPHANIE M. CHEN
Deputy Corporation Counsel
County of Maui
LF2021-1601
2021-11-4 ord amd ch 19.29

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "James K. Lee". The signature is written in black ink and is positioned above a horizontal line.

Upon the request of the Mayor.

DIGEST

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This bill proposes to amend Section 19.29.045, Maui County Code, to prohibit instruments of conveyance restricting small-scale agricultural uses and the keeping of animals in any County rural zoning district.

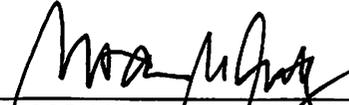
I, MOANA M. LUTEY, County Clerk of the County of Maui, State of Hawaii, DO HEREBY CERTIFY that the foregoing BILL NO. 17 (2022) was passed on First Reading by the Council of the County of Maui, State of Hawaii, on the 13th day of August, 2024, by the following vote:

AYES: Councilmembers Tom Cook, Gabriel Johnson, Natalie A. Kama, Tamara A. M. Paltin, Shane M. Sinenci, Nohelani U'u-Hodgins, Vice-Chair Yuki Lei K. Sugimura, and Chair Alice L. Lee.

NOES: None.

EXCUSED: Councilmember Keani N. W. Rawlins-Fernandez.

DATED at Wailuku, Maui, Hawaii, this 14th of August, 2024.



MOANA M. LUTEY, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII

Copies of the foregoing Bill, in full, are on file in the Office of the County Clerk, County of Maui, for use and examination by the public.