

ORDINANCE NO. \_\_\_\_\_

BILL NO. 103 (2024)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 19.08, MAUI COUNTY CODE, RELATING TO DENSITY WITHIN RESIDENTIAL DISTRICTS

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

SECTION 1. Purpose. The purpose of this ordinance is to increase the allowable residential density in the R-1, R-2 and R-3 Residential Zoning Districts in order to provide for additional housing opportunities in Maui County.

SECTION 2. Section 19.08.020, Maui County Code, is amended by amending subsection A to read as follows:

“A. [Single-family dwellings.] Long-term residential dwelling units.”

SECTION 3. Section 19.08.030, Maui County Code, is amended by amending subsection J to read as follows:

“J. On the island of Moloka‘i, [Two-family] two-family dwelling units or duplexes beyond the density allowed under section 19.08.020, subject to the setback standards in section 19.10.050.”

SECTION 4. Section 19.08.040, Maui County Code, is amended to read as follows:

**“19.08.040 Development standards, height regulations, and setback lines.**

	R-1	R-2	R-3	Notes and exceptions

Minimum lot area (square feet)	6,000	7,500	10,000	
Single-family dwelling density on the island of Moloka'i	1 per 6,000 [SF] <u>square feet</u>	1 per 7,500 [SF] <u>square feet</u>	1 per 10,000 [SF] <u>square feet</u>	<u>Accessory dwellings under chapter 19.35 are permitted in all residential districts in addition to the density standard</u>
<u>Maximum density on the islands of Maui and Lāna'i</u>	<u>1 dwelling unit per 2,500 square feet of lot area</u>			
<u>Dwelling type on the islands of Maui and Lāna'i</u>	<u>Single-family, duplex, and multi-family</u>			
Minimum lot width (in feet)	60	65	70	
Maximum building height	Building height must not exceed 30 feet			
Setback lines (for any portion of a building up to and including 15 feet in height as measured from the natural or finish grade, whichever is lower)				
Front (in feet)	15			
Side/Rear (in feet)	6			
Setback lines (for any portion of a building more than 15 feet in height as measured from the natural or finish grade, whichever is lower)				

Front (in feet)	15
Side/Rear (in feet)	10
Surfaces	For dwellings constructed pursuant to building permits applied for after January 1, 2023, the impervious surface area of a zoning lot must not exceed 65 percent of the total zoning lot area

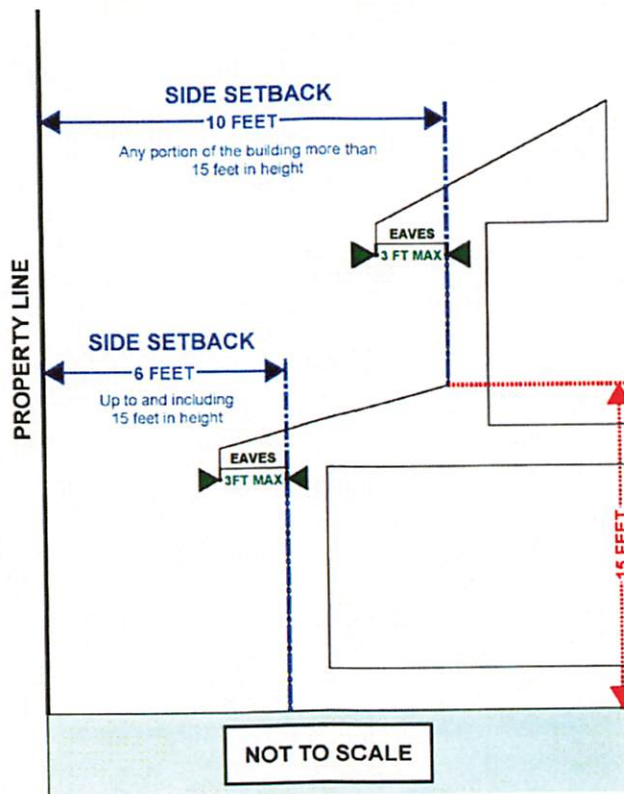



Figure 3 Example of rear and side setback areas for single-family dwelling >15 feet in height (not to scale)

SECTION 5. 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 6. This ordinance takes effect on approval.

APPROVED AS TO FORM  
AND LEGALITY:



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KRISTIN K. TARNSTROM  
Deputy Corporation Counsel  
Department of the Corporation Counsel  
County of Maui  
LF2024-0240  
2024-04-25 Ord Amd Ch 19.08.docx

INTRODUCED BY:

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

Upon the request of the Mayor.