

MICHAEL P. VICTORINO
Mayor

SCOTT K. TERUYA
Director

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Deputy Director



DEPARTMENT OF FINANCE
COUNTY OF MAUI
200 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793

November 15, 2021

Honorable Michael P. Victorino
Mayor, County of Maui
200 South High Street
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL

Michael P Victorino 11/15/21

Mayor Date

For Transmittal to:

Honorable Michael J. Molina, Chair
Government Relations, Ethics, and Transparency Committee
Maui County Council
200 South High Street
Wailuku, Hawaii 96793

**SUBJECT: BICYCLE-TOUR PUBLIC SAFETY AND RELATED LITIGATION
CONCERNS (GREAT-44)**

Dear Chair Molina:

This transmission is in response to your letter dated November 9, 2021, requesting comments on the proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 5.22, MAUI COUNTY CODE, RELATING TO BICYCLE TOUR BUSINESSES". Below are the Department of Finance's comments and/or recommendations:

1. Section 5.22.010: Amend the definition of "Application" to read, "Application" means a form provided by the department that must be submitted to initiate a new permit request, amendment or renewal of an unexpired permit."
2. Section 5.22.010: Modify the definition of "Bicycle" to conform with the definition in HRS Section 249-1: "Bicycle" means: (1) A device propelled solely by human power upon which any person may ride, having two tandem wheels sixteen inches in diameter or greater, and including any device generally recognized as a bicycle though equipped with two front or two rear wheels; or (2) A low-speed electric bicycle, as defined under title 15 United States Code section 2085.

3. Section 5.22.025 (B): Provide further clarity (guidelines) on the allocation methodology of the six maximum allowed tours in each of the two community plan areas. Who will implement and monitor?
4. Section 5.22.020 (D): Amend to include check of issued citations:
... Within twenty [working] business days from the receipt thereof, the department of police [shall] must indicate whether the applicant has received any citations within the past year and submit to the director_a written report with any recommendations or special conditions [which] that may be necessary or desirable.

Should you have any questions, please feel free to contact me at extension no. 7474 or Deputy Director May-Anne Alibin at extension no. 7475.

Sincerely,



SCOTT K. TERUYA
Director of Finance

SKT:lpv