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COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.MauiCounty.us

September 13, 2019

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

RECEIVED

2019 SEP 16 PM 1:51

OFFICE OF THE
COUNTY CLERK

Mr. Josiah K. Nishita, County Clerk
Office of the County Clerk
County of Maui
Wailuku, Hawaii 96793

Dear Mr. Nishita:

SUBJECT: **A BILL TO AMEND SECTION 18.08.020, MAUI
COUNTY CODE, RELATING TO PRELIMINARY
PLAT PREPARATION AND SUBMISSION**
(PAF 19-254)

May I request the attached proposed bill, entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 18.08.020, MAUI COUNTY CODE, RELATING TO PRELIMINARY PLAT PREPARATION AND SUBMISSION," be placed on the next Council meeting agenda.

Sincerely,

Handwritten signature of Kelly T. King in cursive script.

KELLY T. KING
Council Chair

paf:kmat:19-254d

Attachment

COUNTY COMMUNICATION NO. 19-395

ORDINANCE NO. _____

BILL NO. _____ (2019)

A BILL FOR AN ORDINANCE AMENDING SECTION 18.08.020, MAUI COUNTY CODE, RELATING TO PRELIMINARY PLAT PREPARATION AND SUBMISSION

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

SECTION 1. This ordinance's purpose is to require project signs posted for subdivisions of land within the Agricultural Zoning District.

SECTION 2. Section 18.08.020, Maui County Code, is amended to read as follows:

“18.08.020 Preparation and submission. A. The subdivider [shall have prepared by a surveyor] a preliminary plat, together with such improvement plans and other supplementary material required to indicate the general program and objectives of the project[.], prepared by a surveyor. Copies of the preliminary plat in the amount required by the director and other supplementary material [shall] must be submitted to the department.

B. Where the area to be subdivided is only a part of a larger tract owned or controlled by the subdivider, the director may require a sketch of a tentative layout for streets in the unsubdivided portion.

C. For subdivisions of land within agricultural zoning district, a project notice sign must be posted at the front of the property along the main access road. The sign must be at least sixteen square feet, be clearly visible from the roadway, and contain information and wording as prescribed by the department. The sign must be placed five days prior to submitting the preliminary plat and must be removed no later than five days after a final decision has been rendered by the director.

D. All applicants must send, by certified mail, written notice of the application for subdivision of land within agricultural zoning district to the owners and lessees of record located within a five-hundred-foot radius of the lot of the proposed subdivision. The written notice must include the following:

1. A tax map key number of the lot on which the subdivision is proposed.

2. A description of the proposed subdivision.
3. The number of proposed subdivided lots.
4. A map identifying the subdivision plans and lots in relation to all other lots within a five-hundred-foot radius.
5. A twenty-four-hour telephone number for the owner or the manager, and a telephone number for the department.
6. A provision that the owners and lessees of record within a five-hundred-foot radius of the proposed subdivision may file a written protest with the director via fax, email, or letter. All protests must be postmarked within forty-five days of the mailing of the notice of application.

SECTION 3. 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 4. This ordinance takes effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:

Department of the Corporation Counsel
County of Maui

paf:kmat:19-254c