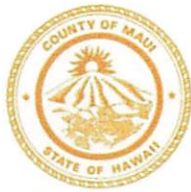


MICHAEL P. VICTORINO
Mayor

MICHELE CHOUTEAU MCLEAN, AICP
Director

JACKY TAKAKURA
Deputy Director



DEPARTMENT OF PLANNING
COUNTY OF MAUI
ONE MAIN PLAZA
2200 MAIN STREET, SUITE 315
WAILUKU, MAUI, HAWAII 96793

September 30, 2022



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

APPROVED FOR TRANSMITTAL

 9/30/22
Mayor Date

For Transmittal to:

Honorable Alice Lee, Chair
and Members of the Maui County Council
200 South High Street
Wailuku, Hawaii 96793

Dear Council Chair Lee and Councilmembers:

SUBJECT: SPECIAL MANAGEMENT AREA REVOLVING FUND

Ordinance No. 4882 took effect on July 1, 2019 and established the Special Management Area (SMA) Revolving Fund through Chapter 3.49 of the Maui County Code. Section 3.49.030.D. requires the Planning Department to transmit to the County Council a detailed report of the SMA violations and amount of fines collected. These fines, along with SMA and shoreline-related permit application fees, are deposited into the SMA fund (account no. 101148).

Attached please find a report of fines since the inception of the fund on July 1, 2019. Calendar year 2019 only includes a single fine; there may have been others collected in the first half of the year that were deposited into the general fund. Calendar years 2020 and 2021 show fines collected during those years.

We understand the Code requires transmittal of this information on or before March 1 of each year; however, personnel from the Departments of Planning and Finance and IT Services Division spent a considerable amount of time this year researching payments, correcting entries that were erroneously deposited to the general fund, and fixing the EnerGov permitting system and the iNovah cashiering system to ensure payments would be processed correctly going forward. Future reports should be delivered to the Council on time.

COUNTY COMMUNICATION NO. 22-245

Honorable Michael P. Victorino, Mayor
For Transmittal to:
Honorable Alice Lee, Chair
September 30, 2022
Page 2 of 2

We apologize for the delay in transmitting these reports and are happy to provide any additional information that you require. Feel free to contact me if you have any questions or concerns.

Sincerely,

A handwritten signature in black ink, reading "Jacky Takakura". The signature is fluid and cursive, with the first name "Jacky" and last name "Takakura" clearly distinguishable.

JACKY TAKAKURA
Deputy Planning Director

Attachment
JMCT:atw

C: Yukilei Sugimura, Maui County Council
Michele McLean, AICP, Planning Director
Scott Teruya, Director of Finance
Jordan Hart, ZAED Planning Program Administrator
Gail Davis, Supervising Zoning Inspector
S:\ALL\APO\SMA Policy\Fund\SMAviolationsbalance220930.docx

Department of Planning
Special Management Area Fund violations and fines collected 2019 - 2021

Date paid	NOV no.	Amount	TMK	Description	Violation
CALENDAR YEAR 2019					
10/9/2019	20180031	\$ 1,000.00	2390360060000	Whitehead - China St - dwelling renovations	Work without SMA review
CALENDAR YEAR 2020					
1/23/2020	20170040	\$ 1,000.00	2340280840000	Glass Trust - Linekona St - dwelling renovations	Work without SMA review
2/5/2020	20190109	\$ 48,000.00	2280040670000	Ludwig - Holokai Rd - dwelling renovations	Work without SMA review
3/10/2020	20130004	\$ 25,000.00	2450030260000	Gossman - Front St - dwelling renovations	Work without SMA review
3/10/2020	20130005	\$ 50,000.00	2450030260000	Gossman - Front St - dwelling renovations	Work without Shoreline Setback review
3/10/2020	20200030	\$ 1,000.00	2210060940000	Yant - Makena Rd - illegal structures	Work without SMA review
3/10/2020	20200031	\$ 1,000.00	2210060940000	Yant - Makena Rd - illegal structures	Work without SMA review
3/10/2020	20200032	\$ 1,000.00	2210060940000	Yant - Makena Rd - illegal structures	Work without Shoreline Setback review
3/10/2020	20200033	\$ 1,000.00	2210060930000	Yant - Makena Rd - illegal structures	Work without SMA review
3/18/2020	20190053	\$ 26,000.00	2450030300000	Sturgis - Front St - demolition	Work without SMA review
5/13/2020	20160067	\$ 3,000.00	2290050520000	Ho'oheno Trust - Waipio Rd - dwellings	Work without SMA review
5/13/2020	20200060	\$ 14,450.00	2510070300000	Wehner - Kaula Ili Way - grading	Work without SMA review
6/15/2020	20160067	\$ 3,000.00	2290050520000	Ho'oheno Trust - Waipio Rd - dwellings	Work without SMA review
7/23/2020	20160067	\$ 3,000.00	2290050520000	Ho'oheno Trust - Waipio Rd - dwellings	Work without SMA review
8/14/2020	20160067	\$ 3,000.00	2290050520000	Ho'oheno Trust - Waipio Rd - dwellings	Work without SMA review
9/11/2020	20200063	\$ 1,000.00	2450020090000	Lahaina Shopping Center - wall demolition	Work without SMA review
9/11/2020	20200064	\$ 28,560.00	2450020090000	Lahaina Shopping Center - wall demolition	Work without Shoreline Setback review
9/11/2020	20200065	\$ 28,560.00	2450020090000	Lahaina Shopping Center - wall demolition	Work without SMA review
9/11/2020	20200089	\$ 40,000.00	2440010980000	Kaanapali Beach Club - Kaanapali Shores Pl - erosion control	Work without Shoreline Setback review
9/28/2020	20160067	\$ 3,000.00	2290050520000	Ho'oheno Trust - Waipio Rd - dwellings	Work without SMA review
12/7/2020	20090011	\$ 5,000.00	2450030020000	Laub - Front St - shoreline revetment, construction	Work without SMA review
12/7/2020	20090012	\$ 10,000.00	2450030020000	Laub - Front St - shoreline revetment, construction	Work without Shoreline Setback review
12/7/2020	20200030	\$ 2,500.00	2210060940000	Yant - Makena Rd - structures	Work without SMA review
12/7/2020	20200031	\$ 2,500.00	2210060940000	Yant - Makena Rd - structures	Work without SMA review
12/7/2020	20200032	\$ 2,500.00	2210060940000	Yant - Makena Rd - structures	Work without Shoreline Setback review
12/7/2020	20200033	\$ 2,500.00	2210060930000	Yant - Makena Rd - structures	Work without SMA review
12/17/2020	20200051	\$ 2,280.00	2250130270000	Yant - Makena Rd - structures	Work without SMA review
12/17/2020	20200051	\$ 38,000.00	2250130270000	Ingram - Hoe Pl - construction	Work without SMA review
12/30/2020	20200030	\$ 2,000.00	2210060940000	Yant - Makena Rd - structures	Work without SMA review
12/30/2020	20200031	\$ 2,000.00	2210060940000	Yant - Makena Rd - structures	Work without SMA review
12/30/2020	20200032	\$ 2,000.00	2210060940000	Yant - Makena Rd - structures	Work without Shoreline Setback review
12/30/2020	20200033	\$ 2,000.00	2210060930000	Yant - Makena Rd - structures	Work without SMA review
CALENDAR YEAR 2021					
1/22/2021	20200089	\$ 4,200.00	2440010980000	Kaanapali Beach Club - Kaanapali Shores Pl - erosion control	Work without Shoreline Setback review
2/10/2021	20200091	\$ 1,000.00	2390140340000	Baranik - Kamakoi Lp - additional dwelling	Work without SMA review
2/10/2021	20200091	\$ 3,000.00	2390140340000	Baranik - Kamakoi Lp - additional dwelling	Work without SMA review
3/24/2021	20210010	\$ 2,000.00	2260020240000	Roos - Nalu Pl - dwelling renovations	Work without SMA review
4/23/2021	20200061	\$ 20,000.00	2430100090000	Hololani - L Honoapiilani Rd - building/parking repairs	Work without Shoreline Setback review
11/5/2021	20190047	\$ 20,000.00	2290120420000	Tillotson - Hanauana Rd - structures/ground alterations	Work without SMA review
11/29/2021	20210071	\$ 1,000.00	2210060110000	Higashino - Makena Rd - events	Work without SMA review
11/29/2021	20210072	\$ 1,000.00	2210060110000	Higashino - Makena Rd - events	Work without Shoreline Setback review
11/29/2021	20210073	\$ 1,000.00	2210060110000	Higashino - Makena Rd - events	Work without SMA review
11/29/2021	20210074	\$ 1,000.00	2210060110000	Higashino - Makena Rd - events	Work without Shoreline Setback review
11/29/2021	20210075	\$ 1,000.00	2210060110000	Higashino - Makena Rd - events	Work without SMA review
11/29/2021	20210076	\$ 1,000.00	2210060110000	Higashino - Makena Rd - events	Work without Shoreline Setback review
Total		\$ 412,050.00			