

REQUEST FOR LEGAL SERVICES

Date: March 12, 2026
From: Nohelani U'u-Hodgins, Chair
Housing and Land Use Committee

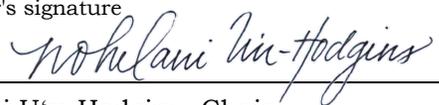
TRANSMITTAL

Memo to: DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Nāhulu Nunokawa, Esq.

Subject: BILL 28 (2026), GRANTING APPROVAL TO ANDREA M. KAIO, AS TRUSTEE FOR SPECIFIED TRUSTS, TO CREATE ADDITIONAL LOTS ON PROPERTY IN THE AGRICULTURAL DISTRICT AT 201 HE'AHE'A PLACE, WAILUKU, HAWAI'I, TAX MAP KEY (2) 3-2-008:067 (HLU-9)

Background Data: Please see attached questions. Please submit your response to hlu.committee@mauicounty.us with a reference to HLU-9.

Work Requested: FOR APPROVAL AS TO FORM AND LEGALITY
 OTHER: Response to attached questions.

Requestor's signature  Nohelani U'u-Hodgins, Chair	Contact Person <u>James Krueger or Carla Nakata</u> (Telephone Extension: <u>7761 or 5519, respectively</u>)
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ROUTINE (WITHIN 15 WORKING DAYS) RUSH (WITHIN 5 WORKING DAYS)
 PRIORITY (WITHIN 10 WORKING DAYS) URGENT (WITHIN 3 WORKING DAYS)

SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): _____
REASON: _____

FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO:	ASSIGNMENT NO.	BY:
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TO REQUESTOR: APPROVED DISAPPROVED OTHER (SEE COMMENTS BELOW)
 RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE): _____

DEPARTMENT OF THE CORPORATION COUNSEL

Date _____

By _____

(Rev. 7/03)

hlu:ltr:009acc03:jgk

Attachment

At its March 11, 2026, meeting, the Council's Housing and Land Use Committee discussed Bill 28 (2026) and the subdivision process the Applicant would follow if the bill is approved.

During the subdivision process, the Applicant must comply with the park dedication requirements under Section 18.16.320, Maui County Code. The Applicant intends to comply by paying a park assessment fee that would cost over \$27,000.

May I please request your response to the following:

1. Can the Council waive the fee through Bill 28?
2. If the Council cannot waive the fee through Bill 28:
 - a. Can the Department of Parks and Recreation waive the fee administratively?
 - b. What Code amendments would be necessary to enable the Council to waive the fee by ordinance?

HLU Committee

From: HLU Committee
Sent: Thursday, March 12, 2026 10:56 AM
To: CorpCounselRFLS@co.maui.hi.us
Cc: HLU Committee; Carla M. Nakata; James G. Krueger
Subject: OCS - HLU - re: GRANTING APPROVAL TO ANDREA M. KAIO, TO CREATE ADDITIONAL LOTS AT 201 HE'AHE'A PLACE (HLU-9)
Attachments: 009acc03.pdf

Aloha Corporation Counsel,

Please see the attached Request for Legal Services re: follow-up questions from yesterday's HLU meeting, from HLU Chair U'u-Hodgins, dated 03/12/2026, regarding the above-referenced matter.

Mahalo,
HLU Committee Staff