

# REQUEST FOR LEGAL SERVICES

**Date:** February 9, 2017  
**From:** Robert Carroll, Chair  
Land Use Committee

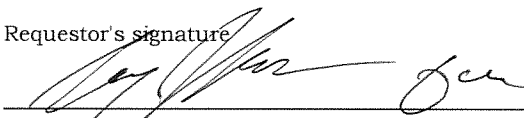
TRANSMITTAL

**Memo to:** DEPARTMENT OF THE CORPORATION COUNSEL  
Attention: James Giroux, Esq.

**Subject:** Ordinance Granting a Community Plan Amendment from Single-Family to Hotel in Kihei (LU-25)

**Background Data:** Review and approve revised proposed bill. A markup version comparing the bill previously approved by your office against the revised bill is transmitted with this request. Your prior coding was S:\CLERICAL\LJN\ORD\CPA\39004029cpa.wpd. An original, signed copy of bill with attachments is required.

**Work Requested:**  FOR APPROVAL AS TO FORM AND LEGALITY  
 OTHER:

Requestor's signature  Robert Carroll	Contact Person <u>Gary Saldana</u> (Telephone Extension: <u>7137</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): Tuesday, February 14, 2017  
REASON: For consideration at the Land Use Committee meeting of Wednesday, February 15, 2017

## 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)

lu:ltr:025acc02:grs

Attachment

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

BILL NO. \_\_\_\_\_ (2017)

A BILL FOR AN ORDINANCE TO AMEND THE KIHEI-MAKENA COMMUNITY  
PLAN AND LAND USE MAP FROM SINGLE-FAMILY TO HOTEL FOR PROPERTY  
SITUATED AT KIHEI, MAUI, HAWAII

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

SECTION 1. Pursuant to Chapter 2.80B, Maui County Code, the Kihei-Makena Community Plan and Land Use Map is hereby amended from Single-Family to Hotel for property situated at Kihei, Maui, Hawaii, and identified for real property tax purposes by Tax Map Key Number (2) 3-9-004:029, comprising 1.119 acres, and more particularly described in Exhibit "A", attached hereto and made a part hereof, and in Community Plan Map No. CP-531, which is on file in the Office of the County Clerk of the County of Maui, and by reference made a part hereof.

SECTION 2. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:

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Department of the Corporation Counsel  
County of Maui

lu:misc:025abill02:grs

EXHIBIT "A"

GOVERNMENT LOT

Situate on the west side of Piilani Highway,  
adjoining Grant 13225 to Yasuko M. Watanabe  
and Grant 1959 to Mahi

Kamaole, Wailuku (Kula), Maui, Hawaii

Being portion of the Government Land of Kamaole

Beginning at the southeast corner of this parcel of  
land at the northeast corner of Grant 13225 to Yasuko M.  
Watanabe and on the west side of Piilani Highway, the coordi-  
nates of said point of beginning referred to Government Survey  
Triangulation Station "PUU O KALI" being 9644.91 feet South  
and 20,033.00 feet West, as shown on Government Survey Regis-  
tered Map 3005 and running by azimuths measured clockwise from  
True South:-

1. 84° 30' 356.83 feet along Grant 13225 to Yasuko M.  
Watanabe and Grant 1959 to  
Mahi;
2. 171° 30' 132.00 feet along Government Beach Reserve;
3. 264° 30' 383.09 feet along Government Beach Reserve;
4. 3° 07' 64.52 feet along the west side of Piilani  
Highway;
5. Thence along the west side of Piilani Highway, on a curve  
to the left having a radius of  
1939.86 feet, the chord azimuth  
and distance being: 2° 23' 50"  
48.71 feet to the point of  
beginning and containing an  
AREA OF 1.119 ACRES.

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

BILL NO. \_\_\_\_\_ (~~2009~~2017)

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