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

January 30, 2020

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

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OFFICE OF THE
COUNTY CLERK

The Honorable Alice L. Lee
Council Chair
County of Maui
Wailuku, Hawaii 96793

Dear Chair Lee:

SUBJECT: **BILL RELATING TO KULEANA LAND** (PAF 19-366)

May I request the attached proposed bill, entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.48, MAUI COUNTY CODE, RELATING TO KULEANA LAND," be placed on the next Council meeting agenda.

Sincerely,

A handwritten signature in black ink, appearing to read "Keani N.W. Rawlins-Fernandez".

KEANI N.W. RAWLINS-FERNANDEZ
Council Vice-Chair

paf:jbf:19-366b

Enclosure

COUNTY COMMUNICATION NO. 20-113

ORDINANCE NO. _____

BILL NO. _____ (2020)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.48, MAUI COUNTY
CODE, RELATING TO KULEANA LAND

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

SECTION 1. Section 3.48.554, Maui County Code, is amended by amending Subsection A to read as follows:

“A. [Those] Notwithstanding any other provision of this chapter, those portions of real property designated as kuleana land[, shall be] are exempt from paying real property taxes, delinquent taxes, and penalties if:

1. The property is owned in whole or in part by a lineal descendant of the [person(s)] person who received the original title to the kuleana land;
2. The portion of property designated as kuleana land is not used for commercial purposes; and
3. An application for exemption is filed with, and approved by, the director.”

SECTION 2. Section 3.48.140, Maui County Code, is amended to read as follows:

“Except as specifically provided in this chapter, no changes in, additions to, or deductions from the real property tax assessments on the assessment lists prepared as provided in section 3.48.135 [shall] may be made except to

add [thereto] property or assessments [which] that may have been omitted [therefrom], or to deduct [therefrom] adjustments on account of duplicate assessments and clerical errors, such as transposition in figures, typographical errors, and errors in calculation. If kuleana land classification is granted, the portions of real property designated as kuleana land will be listed as exempt on the assessment lists, and all delinquent taxes and penalties must be removed from the portions of real property designated as kuleana land in accordance with section 3.48.554.”

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:jbf:19-366a