

REQUEST FOR LEGAL SERVICES

Date: February 3, 2025
From: Tamara Paltin, Chair
Disaster Recovery, International Affairs, and Planning Committee


TRANSMITTAL

Memo to: DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Michael J. Hopper, Esq.

Subject: BILL 105 (2024), AMENDING SECTION 19.500.110, MAUI COUNTY CODE, REGARDING NONCONFORMITIES (DRIP-4)

Background Data: Please be prepared to verbalize a response to the following question at the Committee's meeting of February 5, 2025: Is it legally permissible to exclude properties transferred to a new owner (e.g., not the owner at the time of the August 2023 Maui wildfires) from the extended timeframe to reestablish a nonconforming use under proposed Subsection 19.500.110(E), Maui County Code, once the 12-month period to reestablish a nonconforming use has expired?

Work Requested: ☐ FOR APPROVAL AS TO FORM AND LEGALITY
☒ OTHER: Legal opinion.

Requestor's signature  Tamara Paltin, Chair	Contact Person <u>Jarret Pascual or Carla Nakata</u> (Telephone Extension: <u>7141 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): February 5, 2025
REASON: For consideration at the February 5, 2025, DRIP Committee meeting.

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)

DRIP Committee

From: DRIP Committee
Sent: Monday, February 3, 2025 11:07 AM
To: CorpCounselRFLS
Cc: DRIP Committee
Subject: (OCS); (DRIP-4)
Attachments: 004acc05 signed.pdf