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**COUNTY COUNCIL**  
COUNTY OF MAUI  
200 S. HIGH STREET  
WAILUKU, MAUI, HAWAII 96793  
[www.MauiCounty.us](http://www.MauiCounty.us)

May 8, 2018

Director of Council Services  
Maria E. Zielinski

RECEIVED

2018 MAY -8 AM 9:42

OFFICE OF THE  
COUNTY CLERK

The Honorable Mike White  
Council Chair  
County of Maui  
Wailuku, Hawaii 96793

Dear Chair White:

**SUBJECT: AMENDING TITLE 3, MAUI COUNTY CODE, BY  
ADDING A NEW CHAPTER TO ESTABLISH AN  
INFRASTRUCTURE DEVELOPMENT FUND (BF-1)**

May I request the attached proposed bill, entitled "A BILL FOR AN ORDINANCE ADDING A NEW CHAPTER TO TITLE 3, MAUI COUNTY CODE, RELATING TO AN INFRASTRUCTURE DEVELOPMENT FUND," be placed on the next Council meeting agenda.

Sincerely,

A handwritten signature in cursive script, appearing to read "Riki Hokama".

RIKI HOKAMA, CHAIR  
Budget and Finance Committee

bf:2019bgt:001ach07:cmn

Attachment

COUNTY COMMUNICATION NO. 18-177

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

BILL NO. \_\_\_\_\_ (2018)

A BILL FOR AN ORDINANCE ADDING A NEW CHAPTER TO TITLE 3, MAUI COUNTY CODE, RELATING TO AN INFRASTRUCTURE DEVELOPMENT FUND

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

SECTION 1. Title 3, Maui County Code, is amended by adding a new chapter to be appropriately designated and to read as follows:

**“Chapter 3.91**

**INFRASTRUCTURE DEVELOPMENT FUND**

Sections:

- 3.91.010 Fund established.
- 3.91.020 Purpose.
- 3.91.030 Administration.

**3.91.010 Fund established.** There is established and created a fund to be known as the “infrastructure development fund.” For purposes of this chapter, infrastructure shall exclude water, wastewater, and parks improvements.

**3.91.020 Purpose.** The infrastructure development fund is established for the purpose of funding infrastructure improvements, including funding for debt service.

**3.91.030 Administration.** A. The director of finance shall establish a separate account to record all revenues credited to, and expenditures made from, the fund. An accurate accounting shall be maintained to identify funds required for expenditure in a specific geographical area.

B. All revenue received from the following sources shall be deposited to the fund:

1. The cash value of subdivision roadway improvements estimated at final subdivision approval, collected in lieu of installation of improvements.

2. Funds received as a result of the collection of deferred subdivision roadway improvements.

3. Funds required to be paid to the County for infrastructure development as a condition of a change in zoning, shoreline management area approval, or other land use approval.

4. Funds required to be paid to the County for infrastructure development as a result of a settlement.

5. Donations received by the County for infrastructure development.

C. Assessment fees for water, wastewater, and parks improvements shall not be deposited to the fund.

D. Expenditures from the fund shall be through appropriations set forth in the annual budget ordinance.

E. On or before March 1 of each year, the director of finance shall transmit to the council a detailed report of the fund during the preceding year.”

SECTION 2. This ordinance shall take effect on July 1, 2018.

APPROVED AS TO FORM AND LEGALITY:



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JEFFREY UEOKA

Department of the Corporation Counsel

County of Maui

2018-0458

2018-04-17 Ordinance