

ORDINANCE NO. _____

BILL NO. 128 (2024)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.97, MAUI COUNTY CODE, ON USE OF THE MANAGED RETREAT REVOLVING FUND

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

SECTION 1. This Ordinance's purpose is to repeal the restriction on using the Managed Retreat Revolving Fund for the purchase, acquisition, or rehabilitation of private property.

SECTION 2. Section 3.97.020, Maui County Code, is amended to read as follows:

“3.97.020 Purpose. A. The managed retreat revolving fund is established for the purpose of optimizing opportunities for shifting development inland from the coast through the physical movement of existing structures by funding:

1. Shoreline safety improvements including mitigation or removal of hazardous conditions due to shoreline erosion.

2. Removal or relocation of structures or infrastructure that pose a threat to public health or safety or the environment.

3. Programs and permitting, inclusive of environmental assessments, related to the purposes of this chapter.

4. Leveraging funds provided by federal, state, nonprofit or for-profit organizations, and other non-County entities to further the purposes identified in this chapter.

5. Equivalent personnel and administrative costs.

B. The revenues in this fund must not be used for any purpose except the purposes listed in subsection A.

[C. The revenues in this fund must not be used for the purchase, acquisition, or rehabilitation of privately-owned property unless approved by an affirmative vote of two-thirds of the members of council by resolution.]

SECTION 3 Material to be repealed is bracketed. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 4. This Ordinance takes effect on approval.

APPROVED AS TO FORM AND LEGALITY:

Department of the Corporation Counsel
County of Maui

paf:mkm:24-104a

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "Alice L. Lee". The signature is written in black ink and is positioned above a horizontal line.

ALICE L. LEE