

RUSH

REQUEST FOR LEGAL SERVICES

Date: May 22, 2018
From: Kelly T. King, Chair
Planning Committee

RECEIVED
By The Department of the Corporation Counsel at 10:56 am, May 22, 2018

TRANSMITTAL

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

Subject: Molokai Community Plan (PC-2)

Background Data: **Review and approve** Resolution to extend the deadline for Council to enact the Molokai Community Plan. In your response, please provide an original, signed hard copy.

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

Requestor's signature <i>Marie Fujita for Kelly T. King</i> Kelly T. King	Contact Person Traci N. T. Fujita (Telephone Extension: 7687)
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RECEIVED
2018 MAY 22 PM 1:12
OFFICE OF THE CORPORATION COUNSEL

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): Wednesday, May 23, 2018
REASON: For posting on the June 1, 2018, Council agenda.

FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO: MJH	ASSIGNMENT NO. 2017-0096	BY: kku
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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 MAY 22 2018

By MICHAEL J. HOPPER

(Rev. 7/03)

pc:ltr:002acc01

Attachment

Resolution

No. _____

APPROVING A TIME EXTENSION FOR THE COUNCIL TO ENACT THE MOLOKAI COMMUNITY PLAN

WHEREAS, Section 2.80B.090(D), Maui County Code, provides as follows:

“D. No later than one year after receipt of a transmittal pursuant to subsection C, the council shall adopt the community plan by ordinance following a public hearing in the community plan area. The Council may, by resolution, extend the time within which the ordinance must be enacted.”; and

WHEREAS, on May 5, 2016, the Council received from the Planning Director, County Communication 16-98 transmitting a proposed bill to adopt the decennial revisions to the Molokai Community Plan and other related documents pursuant to Section 2.80B.090, Maui County Code; and

WHEREAS, the Council adopted Resolution No. 17-23 extending the time within which the ordinance must be enacted to December 29, 2017; and

WHEREAS, the Council adopted Resolution No. 17-160 extending the time within which the ordinance must be enacted to June 29, 2018; and

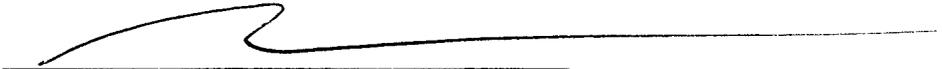
WHEREAS, the Council requires additional time to complete a thorough review of the Molokai Community Plan; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That the time within which the Council shall enact the Molokai Community Plan by ordinance be extended to June 30, 2019; and
2. That certified copies of this Resolution be transmitted to the Mayor, the Planning Director, and the Corporation Counsel.

Resolution No. _____

APPROVED AS TO FORM AND LEGALITY



Michael J. Hopper
Deputy Corporation Counsel
County of Maui

pc:misc:002areso03:tntf