



PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

www.MauiCounty.us/PSLU

Committee Chair
Tamara Paltin

Committee Vice-Chair
Kelly Takaya King

Voting Members:
Gabe Johnson
Tasha Kama
Alice L. Lee
Michael J. Molina
Keani N.W.
Rawlins-Fernandez
Shane M. Sinenci
Yuki Lei K. Sugimura

PLANNING AND SUSTAINABLE LAND USE COMMITTEE (2021)

Thursday, November 18, 2021

9:00 a.m.

MEETING SITE:

Online Only

Phone testimony: 1-408-915-6290, meeting code 149 341 846

Video testimony: <https://bluejeans.com/149341846>

View live: Akaku, Channel 53 or mauicounty.us/agendas

*Subject to change without notice. Visit mauicounty.us for more information.

AGENDA

MAUI DRAGON FRUIT FARM LLC'S REQUEST FOR A TIME EXTENSION AND FOR THE USES ALLOWED UNDER THE CONDITIONAL PERMIT GRANTED BY ORDINANCE 4295 (LAHAINA) (PSLU-17)

Description: The Committee is in receipt of the following:

1. County Communication 18-34, from the Planning Director, transmitting a proposed bill to grant a request from Lawrence and Crystal Schmitt of Maui Dragon Fruit Farm LLC to amend Ordinance 4295 (2016), to allow transient vacation rental use of a two-bedroom farm dwelling on the property, in addition to the uses allowed under the Conditional Permit granted by Ordinance 4295.
2. Correspondence from the Committee Chair, dated August 13, 2021, transmitting a revised proposed bill to grant a request from Lawrence and Crystal Schmitt of Maui Dragon Fruit Farm LLC, for a time extension and for the uses allowed under the Conditional Permit granted by Ordinance 4295.
3. Correspondence from the Department of the Corporation Counsel, dated September 8, 2021, transmitting a revised proposed bill. The purpose of the revised proposed bill is to grant a request from

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Lawrence and Crystal Schmitt of Maui Dragon Fruit Farm LLC, for a time extension and for the uses allowed under the Conditional Permit granted by Ordinance 4295.

4. Planning and Sustainable Land Use Committee Report 21-85 (recommitted), recommending passage on first reading of a revised proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING ORDINANCE 4295, GRANTING MAUI DRAGON FRUIT FARM LLC A CONDITIONAL PERMIT TO CONDUCT AGRICULTURAL RELATED ACTIVITIES, SELL NON-AGRICULTURAL RELATED ITEMS AND AGRICULTURAL PRODUCTS NOT GROWN ON THE PROPERTY, AND TO CONDUCT CERTAIN SPECIAL EVENTS WITHIN THE COUNTY AGRICULTURAL DISTRICT, FOR PROPERTY SITUATED AT 833 PUNAKEA LOOP, LAHAINA, MAUI, HAWAII."

Status: The Committee may discuss the Department of Planning's investigation into Maui Dragon Fruit Farm LLC, and related matters. The Committee may consider whether to recommend passage of the revised proposed bill on first reading, with or without revisions. The Committee may also consider the filing of County Communication 18-34 and other related action.

[County Communication 18-34](#)

[Correspondence from Committee Chair 08-13-2021](#)

[Revised bill from Corp Counsel 09-08-2021](#)

[Committee Report 21-85 \(recommitted\)](#)

STATUS OF ACTIVE CONDITIONAL PERMITS (PSLU-51)

Description: The Committee is in receipt of the following:

1. County Communication 20-561, from the Planning Director, relating to the status of all active conditional permits as of October 15, 2020.
2. County Communication 21-121, from the Planning Director, relating to the status of all active conditional permits as of January 4, 2021.
3. County Communication 21-250, from the Planning Director, relating to the status of all active conditional permits as of March 31, 2021.
4. County Communication 21-396, from the Planning Director, relating to the status of all active conditional permits as of June 30, 2021.
5. County Communication 21-519, from the Planning Director, relating to the status of all active conditional permits as of September 30, 2021.

Status: The Committee may discuss the matter and other related matters. No legislative action will be taken.

[County Communication 20-561](#)

[County Communication 21-121](#)

[County Communication 21-250](#)

[County Communication 21-396](#)

[County Communication 21-519](#)

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IMPLEMENTATION OF THE COUNTYWIDE POLICY PLAN AND THE MAUI ISLAND PLAN (PSLU-3(1))

Description: The Committee is in receipt of County Communication 21-68, from the Planning Director, transmitting the 2020 Annual Status Report on the Implementation of the Countywide Policy Plan and the Maui Island Plan.

Status: The Committee may receive a presentation from the Department of Planning and may discuss the matter. The Committee may also consider the filing of County Communication 21-68 and other related action.

[County Communication 21-68](#)

CONTACT INFORMATION

Office of Council Services (808) 270-7838 (phone)
200 South High Street
Wailuku, Hawaii 96793

COMMITTEE STAFF

Wilton Leauanae, Alison Stewart, Clarita Balala, and Richard Mitchell

BOARD PACKETS

Board Packets, as defined in Section 92-7.5, HRS, will be electronically posted as soon as practicable under the current conditions.

CONNECTIVITY

This online meeting is being conducted in accordance with the Governor's most recent emergency proclamation on COVID-19. The proclamation partially suspends the Sunshine Law, and meetings can be conducted without Councilmembers or members of the public being physically present in the same location. Nothing said today or included in the agenda is intended to create obligations in excess of those required under the Sunshine Law and the emergency proclamation.

If BlueJeans connectivity affecting quorum is lost, the Committee will be in recess. It will not be considered a loss of quorum unless connectivity cannot be restored within 30 minutes. If the BlueJeans connection is prematurely terminated, for whatever reason, please log back into the same link. If Akaku, for whatever reason, prematurely ceases broadcasting the meeting to Channel 53, Akaku will try its best to restore broadcasting. But if its unable to do so in a reasonable amount of time, we will continue with our meeting, record it on BlueJeans, and send it to Akaku to be included with archived meeting videos.

If connectivity affecting quorum cannot be restored within 30 minutes, the meeting will automatically reconvene the following Tuesday at 9 a.m., using the same virtual connections, unless the Committee announces a different date and time.

TESTIMONY

Oral testimony via phone by dialing in to 1-408-915-6290 and entering meeting code 149 341 846

Video testimony via BlueJeans link <https://bluejeans.com/149341846>

Written testimony via eComment. For more information on how to use eComment, please visit

<http://mauicounty.us/ecomment/>

For more information on testifying please visit www.MauiCounty.us or contact the Office of Council Services.

LIVE CABLECAST

Live meeting is available on Akaku: Maui Community Media, Channel 53.

Or go to mauicounty.us/agendas to access live and archived meeting videos.

DISABILITY ACCESS

Anyone requesting an auxiliary aid or service or an accommodation due to a disability should contact the Office of Council Services at least three working days prior to the meeting date at (808) 270-7838 or county.council@mauicounty.us.

Agenda items are subject to cancellation.