



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, January 6, 2022

9:00 a.m.

MEETING SITE:

Online via BlueJeans:

<https://bluejeans.com/149341846>

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

Courtesy Live Broadcast: Akaku, Channel 53

AGENDA

PROHIBITING INSTRUMENTS OF CONVEYANCE FROM RESTRICTING THE GROWING AND HARVESTING OF ANY AGRICULTURAL CROP OR PRODUCT (PSLU-31)

Description: The Committee is in receipt of the following:

1. County Communication 21-371, from Councilmember Tamara Paltin, relating to a proposed resolution to prohibit instruments of conveyance from restricting the growing and harvesting of any agricultural crop or product.
2. A Miscellaneous Communication, dated July 26, 2021, from the County Clerk, transmitting a copy of Resolution 21-113, adopted July 23, 2021, referring to the Planning Commissions a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 19.29, MAUI COUNTY CODE, TO PROHIBIT INSTRUMENTS OF CONVEYANCE FROM RESTRICTING THE GROWING AND HARVESTING OF ANY AGRICULTURAL CROP OR PRODUCT." The purpose of the proposed bill is to amend Chapter 19.29, Maui County Code, to prohibit instruments of conveyance from restricting the growing and harvesting of any agricultural crop or product.

Status: The Committee may consider whether to recommend passage of the proposed bill, with or without revisions. The Committee may also consider the filing of County Communication 21-371 and the Miscellaneous Communication and other related action.

MORE →

[County Communication 21-371](#)

[Miscellaneous Communication 07-26-2021](#)

LOWERING MAXIMUM BUILDING HEIGHTS IN THE B-2 COMMUNITY BUSINESS DISTRICT, B-3 CENTRAL BUSINESS DISTRICT, AND P-2 PUBLIC/QUASI-PUBLIC DISTRICT (PSLU-30)

Description: The Committee is in receipt of the following:

1. County Communication 21-370, from Councilmember Tamara Paltin, relating to a proposed resolution referring to the Lānaʻi, Maui, and Molokaʻi Planning Commissions a proposed bill to lower the maximum building heights in various zoning districts.
2. A Miscellaneous Communication dated July 26, 2021, from the County Clerk, transmitting a copy of Resolution 21-114, adopted July 23, 2021, referring to the Planning Commissions a proposed bill entitled “A BILL FOR AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE TO LOWER THE MAXIMUM BUILDING HEIGHTS IN THE B-2 COMMUNITY BUSINESS DISTRICT, B-3 CENTRAL BUSINESS DISTRICT, AND P-2 PUBLIC/QUASI-PUBLIC DISTRICT.” The purpose of the proposed bill is to amend the Comprehensive Zoning Ordinance by lowering the maximum building heights in the B-2 Community Business District, B-3 Central Business District, and P-2 Public/Quasi-Public District.

Status: The Committee may consider whether to recommend passage of the proposed bill, with or without revisions. The Committee may also consider the filing of County Communication 21-370 and the Miscellaneous Communication and other related action.

[County Communication 21-370](#)

[Miscellaneous Communication 07-26-2021](#)

COMMUNITY PLAN AMENDMENT AND CHANGE IN ZONING FOR THE KAHANA SUNSET CONDOMINIUM AT 4909 LOWER HONOAPIILANI ROAD (LAHAINA) (PSLU-13)

- Description:**
1. The Committee is in receipt of County Communication 16-39, from the Planning Director, transmitting proposed bills to grant land use entitlements for property in Lahaina, Maui, Hawaii, for the Kahana Sunset Condominium project.
 2. Correspondence dated August 29, 2018, from the Department of the Corporation Counsel, transmitting the following:
 - a. A revised proposed bill entitled “A BILL FOR AN ORDINANCE TO AMEND THE WEST MAUI COMMUNITY PLAN AND LAND USE MAP FROM SINGLE-FAMILY TO HOTEL FOR PROPERTY SITUATED AT LAHAINA, MAUI, HAWAII, AND IDENTIFIED AS TAX MAP KEY (2) 4-3-003:015, FOR THE KAHANA SUNSET

MORE →

AOAO.” The revised proposed bill incorporates Community Plan Map CP-822 as an exhibit and makes other nonsubstantive revisions.

- b. A revised proposed bill entitled “A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM R-3 RESIDENTIAL DISTRICT TO H-M HOTEL DISTRICT (CONDITIONAL ZONING) FOR PROPERTY SITUATED AT LAHAINA, MAUI, HAWAII, AND IDENTIFIED AS TAX MAP KEY (2) 4-3-003:015, FOR THE KAHANA SUNSET AOAO.” The revised proposed bill incorporates Land Zoning Map L-871 as an exhibit and makes other nonsubstantive revisions.
3. Correspondence dated September 5, 2018, from the Deputy Planning Director, transmitting a proposed condition relating to creating a shoreline retreat plan, as approved by the Department of Planning, to guide the construction of new and replacement units.

Status: The Committee may consider whether to recommend passage of the revised proposed bills on first reading, with or without further revisions. The Committee may also consider the filing of County Communication 16-39 and other related action.

[County Communication 16-39](#)

[Revised bills from Corp Counsel 08-29-2018](#)

[Condition 3 from Planning 09-05-2018](#)

CONTACT INFORMATION

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

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.

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 in-person testimony. Nothing said in the meeting or included in the agenda is intended to create obligations in excess of those required under the Sunshine Law.

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 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.

OFFICIAL LOCATIONS

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

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

Written testimony via eComment.

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

COURTESY LIVE CABLECAST AND WEBCAST VIEWING

Akaku: Maui Community Media, Channel 53.

mauicounty.us/agendas to access meeting videos

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

If Akaku prematurely ceases broadcasting the meeting, the meeting will continue via interactive conference technology and a recording will be sent to Akaku to be included with 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.