

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

BILL NO. 77 (2022)

A BILL FOR AN ORDINANCE AMENDING APPENDIX A  
OF THE FISCAL YEAR 2022 BUDGET FOR THE COUNTY OF MAUI  
AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES -  
SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2022,  
OPEN SPACE, NATURAL RESOURCES, CULTURAL RESOURCES, AND  
SCENIC VIEWS PRESERVATION FUND  
(POHAKEA WATERSHED LANDS (ALSO KNOWN AS MA'ALAEA MAUKA))

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

SECTION 1. Ordinance No. 5217, Bill No. 46 (2021), Draft 1, as amended, "Fiscal Year 2022 Budget", Appendix A, Part II, Special Purpose Revenues – Schedule of Revolving/Special Funds for Fiscal Year 2022, is hereby amended as it pertains to the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund, by 1) amending Condition (7) by decreasing the appropriation by \$5,450,000; and 2) adding a condition for a grant to Trust for Public Lands for the acquisition 257.7 acres for the Pohakea Watershed Lands also known as Ma`alaea Mauka for \$6,200,000 to read as follows:

**"II. SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS  
FOR FISCAL YEAR 2022**

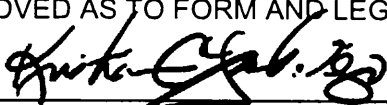
	<u>ESTIMATED BALANCE AS OF 6/30/2021</u>	<u>ANTICIPATED REVENUES FOR FY 2022</u>	<u>TOTAL FOR FY 2022</u>
I. Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund (Section 9-19, Revised Charter of the County of Maui (1983), as amended; Chapter 3.88, Maui County Code)	12,011,758	5,849,698	17,861,456
(1) Up to \$300,000 must be for debt service for the purchase of approximately 186 acres at Launiupoko, Maui, Hawaii, TMKs: (2) 4-7-001:030 and (2) 4-7-001:026 (por.).			
(2) Up to \$1,000,000 must be for land acquisition and related costs for a Lanai agricultural park.			

- (3) Up to \$1,500,000 must be granted to Ke Ao Hali'i for land acquisition and related costs for TMKs: (2) 1-4-012:002, (2) 1-4-010:030, 032, 034, and 014, Maka'alaie, Maui, Hawaii.
- (4) Up to \$200,000 must be for security and maintenance of Kaehu.
- (5) Up to \$669,300 must be granted to Ke Ao Hali'i for land acquisition and related costs for TMKs: (2) 1-4-010:008, 009, 010, and 012, in the ahupua'a of Mokae, Hana, Maui, Hawaii.
- (6) Up to \$2,100,000 must be for land acquisition and related costs for an approximately 51-acre park site identified as TMK (2) 4-3-001:084 (por) situated at Kahana, Mailepai, Alaeloa, Kaanapali, Lahaina, Maui, Hawaii. The acquisition is in accordance with Condition 15 of Ordinance 3889 (2011).
- (7) Up to [~~\$5,500,000~~] \$50,000 must be for [land acquisition and related costs] costs related to land acquisition for 257.7 acres of Ma'alaiea Mauka, TMK: (2) 3-6-001:018.
- (8) Up to \$6,200,000 must be granted to the Trust for Public Lands (TPL) for the acquisition of 257.7 acres, Pohakea Watershed Lands (also known as Ma'alaiea Mauka), identified as TMK: (2) 3-6-001:018."

SECTION 2. New material is underscored.

SECTION 3. This Ordinance shall take effect upon its approval.

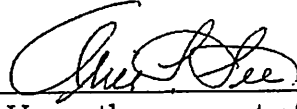
APPROVED AS TO FORM AND LEGALITY:




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KRISTINA C. TOSHIKIYO  
Deputy Corporation Counsel

INTRODUCED BY:

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

Upon the request of the Mayor.

DIGEST

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OPEN SPACE, NATURAL RESOURCES, CULTURAL RESOURCES, AND  
SCENIC VIEWS PRESERVATION FUND  
(POHAKEA WATERSHED LANDS (ALSO KNOWN AS MA'ALAEA MAUKA))

This bill proposes to amend Ordinance No. 5217, Bill No. 46 (2021), Draft 1, the "Fiscal Year 2022 Budget" of the County of Maui, by amending Appendix A, Part II, Special Purpose Revenues - Schedule of Revolving/Special Funds for Fiscal Year 2022, as it pertains to the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund, by 1) amending Condition (7) by decreasing the appropriation by \$5,450,000; and 2) adding a condition for a grant to Trust for Public Lands for the acquisition of 257.7 acres for the Pohakea Watershed Lands also known as Ma'alaea Mauka for \$6,200,000.

I, KATHY L. KAOHU, County Clerk of the County of Maui, State of Hawaii, DO  
HEREBY CERTIFY that the foregoing BILL NO. 77 (2022) was passed on First Reading  
by the Council of the County of Maui, State of Hawaii, on the 22nd day of April, 2022, by  
the following vote:

AYES: Councilmembers Gabriel Johnson, Natalie A. Kama, Kelly T. King,  
Michael J. Molina, Tamara A. M. Paltin, Shane M. Sinenci,  
Yuki Lei K. Sugimura, Vice-Chair Keani N. W. Rawlins-Fernandez,  
and Chair Alice L. Lee.

NOES: None.

DATED at Wailuku, Maui, Hawaii, this 25th of April, 2022.



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KATHY L. KAOHU, COUNTY CLERK  
COUNTY OF MAUI, STATE OF HAWAII

Copies of the foregoing Bill, in full, are on file in the Office of the County Clerk,  
County of Maui, for use and examination by the public.