

May 25, 2022, Committee meeting

PLANNING AND SUSTAINABLE LAND USE COMMITTEE
Amendment Summary Form

2022 MAY 19 AM 8:24
OFFICE OF THE
COUNTY COUNCIL

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Legislation: Bill 66 (2022).

Proposer: Tamara Paltin, Chair *Tamara M. Paltin*
Planning and Sustainable Land Use Committee

Description: Amend Bill 66's title to reflect the zoning changes of 13 parcels to P-2 District and correct references from map (3) to map (4).

Motion: Move to amend Bill 66 (2022) by substituting its contents for Bill 66 (2022), Proposed CD1 (attached).

Reasons: The digital zoning map (4) update process goes beyond housekeeping measures, such as fixing minor errors, and goes into policy changes by rezoning certain properties. These zoning updates seek to zone properties consistent with their use, community plan designation, and State land use designation. Approval of my motion would allow the Committee to begin its deliberations based on a bill that proposes to change the zoning of 13 parcels to P-2.

The amendment also changes the language from "Maui digital zoning map (3)" to "Maui digital zoning map (4)." Corporation Counsel approved a previous version of a draft bill that changed map (2) to map (4) as map (3) was pending adoption by the Council for months. Map (3) was adopted on March 22, 2022, and this version of Bill 66 reflects the current adopted version of map (3) being changed to map (4).

Further, motions to amend would remain in order, under parliamentary procedure, after the motion to substitute is approved.

Attachment: Proposed CD1 version of Bill 66 (2022).

pslu:misc:050aasf01:wal

ORDINANCE NO. _____

BILL NO. _____ (2022)

A BILL FOR AN ORDINANCE AMENDING SECTION 19.06.020, MAUI COUNTY CODE, ADOPTING DIGITAL ZONING MAP (4) AS THE OFFICIAL ZONING MAP FOR THE ISLAND OF MAUI, INCLUDING CHANGING THE ZONING OF 13 PARCELS TO P2 PUBLIC/QUASI PUBLIC DISTRICT (P-2 DISTRICT)

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

SECTION 1. Purpose. The purpose of this Ordinance is to adopt the most recently amended digital zoning map (4) as the official zoning map for the Island of Maui. The map provides a graphical portrayal of zoning designations established by ordinance.

SECTION 2. Section 19.06.020, Maui County Code, is amended to read as follows:

“19.06.020 Maps. A. In accordance with subsection 8-8.3(6) of the revised charter of the County of Maui (1983), as amended, the planning director must prepare and administer the County’s zoning maps.

B. For the islands of Maui, Lāna‘i, and Moloka‘i, one zoning map for each island must be prepared and administered in a digital format, such as within a geographic information system and made available for public use on the County website. The digital zoning maps are incorporated by reference and are located online at the department of planning, implementation division’s website at <https://www.mauicounty.gov/2159/Digital-Zoning-Map-Update-Project>. The most recently adopted digital maps on file, Maui digital zoning map [(3),] (4), as amended, Lāna‘i digital zoning map (1), and Moloka‘i digital zoning map (1), are in addition to any original “land zoning maps” on file in the office of the county clerk; however, the digital zoning maps must be used to determine zoning boundaries and

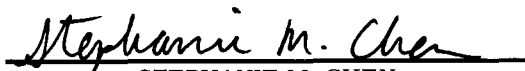
designations in the event of a conflict. Whenever a change in zoning is approved and the ordinance is filed with the county clerk, the island's digital zoning map must be amended to reflect the change in zoning.

C. The area of the island of Kaho'olawe shown on the original map entitled "Land Zoning Map," on file in the office of the county clerk with certified copies being placed on file in the planning department, and the digital zoning maps for the islands of Maui, Lāna'i, and Moloka'i, together with all explanatory materials, are part of this title."

SECTION 3. Material to be repealed is bracketed. New material is underscored. 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:

A handwritten signature in black ink, reading "Stephanie M. Chen", is written over a horizontal line.

STEPHANIE M. CHEN

Deputy Corporation Counsel
Department of the Corporation Counsel

County of Maui

LF2022-0006

2022-05-13 Ord Amd Ch 19.06