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**COUNTY COUNCIL**  
COUNTY OF MAUI  
200 S. HIGH STREET  
WAILUKU, MAUI, HAWAII 96793  
[www.MauiCounty.us](http://www.MauiCounty.us)

April 27, 2021

Director of Council Services  
Traci N. T. Fujita, Esq.

2021 APR 29 AM 8:06

OFFICE OF THE  
COUNTY CLERK

The Honorable Alice L. Lee  
Council Chair  
County of Maui  
Wailuku, Hawaii 96793

Dear Chair Lee:

**SUBJECT: ESTABLISHING THE KULA AGRICULTURAL PARK  
REVOLVING FUND (PAF 21-103)**

May I request the attached proposed bill, entitled "A BILL FOR AN ORDINANCE ESTABLISHING A NEW CHAPTER 3.41, MAUI COUNTY CODE, CREATING THE KULA AGRICULTURAL PARK REVOLVING FUND," be placed on the next Council meeting agenda.

Sincerely,

*Yuki Lei Sugimura*  
YUKI LEI K. SUGIMURA  
Councilmember

paf:kmat:21-103a

Enclosure

COUNTY COMMUNICATION NO. 21-221

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

BILL NO. \_\_\_\_\_ (2021)

A BILL FOR AN ORDINANCE ESTABLISHING A  
NEW CHAPTER 3.41, MAUI COUNTY CODE, CREATING THE  
KULA AGRICULTURAL PARK REVOLVING FUND

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

SECTION 1. Title 3, Maui County Code, is amended by adding a new chapter to be appropriately designated and to read as follow:

**“Chapter 3.41**

**KULA AGRICULTURAL PARK REVOLVING FUND**

**Sections:**

- 3.41.010 Fund establishment.**
- 3.41.020 Purpose.**
- 3.41.030 Deposits to the fund and use.**
- 3.41.030 Administration.**

**3.41.010 Fund establishment.** There is established and created a fund to be known as the “Kula Agricultural Park revolving fund.”

**3.41.020 Purpose.** A. The fund is established for the purpose of providing fencing for feral ungulate control, security, and maintenance and repairs of common areas at the Kula Agricultural Park.

**3.41.030 Deposits to the fund and use.** A. All rent, including any interest and service charges, paid to the County of Maui for leases at the Kula Agricultural Park must be deposited into the fund.

B. In adopting each fiscal year’s budget and capital program, the council may make appropriations to the fund. Any

balance remaining in this fund at the end of the fiscal year shall not lapse, but shall remain in the fund accumulating from year to year.

C. The revenues in the fund must not be used for any purpose except for those listed in section 3.41.020.

D. The Office of Economic Development must be responsible for the management of the fund.

**3.41.030 Administration.** A. The director of finance must establish a separate account to record all revenues credited to, and expenditures made from, the fund.

B. Expenditures from the fund must be through appropriations set forth in the annual budget ordinance.

C. On or before March 1 of each year, the director of finance shall transmit to the council a detailed report of the fund during the preceding year.”

SECTION 2. This ordinance takes effect on July 1, 2021.

APPROVED AS TO FORM AND  
LEGALITY:

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Department of the Corporation Counsel  
County of Maui  
2021-0466  
2021-04-07 Ord Ch 3.41