

Resolution

No. 18-126

PROPOSING AN AMENDMENT TO THE
REVISED CHARTER OF THE COUNTY OF MAUI
(1983), AS AMENDED, RELATING TO USES OF
THE OPEN SPACE, NATURAL RESOURCES,
CULTURAL RESOURCES, AND SCENIC VIEWS
PRESERVATION FUND

BE IT RESOLVED by the Council of the County of Maui:

1. That, pursuant to Section 14-1(1), Revised Charter of the County of Maui (1983), as amended ("Charter"), it hereby proposes that Section 9-19 of the Charter, pertaining to the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund, be amended by amending subsection 1 to read as follows:

"1. In adopting each fiscal year's budget and capital program, the council shall appropriate a minimum of one percent (1%) of the certified real property tax revenues to a fund known as the open space, natural resources, cultural resources, and scenic views preservation fund. The revenues in this fund shall be utilized for [purchasing]:

a. Purchasing or otherwise acquiring lands or property entitlements for land conservation purposes in the county of Maui for the following purposes: public outdoor recreation and education; preservation of historic or culturally important land areas; protection of significant habitat or ecosystems, including buffer zones; preserving forests, beaches, coastal areas, and agricultural lands; protecting watershed lands to preserve water quality; conserving land for the purpose of reducing erosion, floods, landslides, and runoff; and improving disabled and public access to, and enjoyment of, public land, open space, and recreational facilities[.];
or

b. Performing safety and security improvements on lands acquired through this fund.";
and

Resolution No. 18-126

2. That material to be repealed is bracketed and new material is underscored; and

3. That, pursuant to Section 14-2(1) of the Charter, this resolution be submitted to the voters of the County of Maui at the next general election; and

4. That the County Clerk prepare the necessary ballot for presentation to the voters at the next general election; and

5. That, pursuant to Section 14-1(1) of the Charter, it hereby proposes that the following question be placed on the next general election ballot:

“Shall the Charter be amended, effective January 2, 2019, to expand the uses of the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund to authorize the fund to be used to perform safety and security improvements on lands acquired through the fund?”; and

6. That, pursuant to Section 14-2(2) of the Charter, the County Clerk shall publish the proposed amendment as set forth in this resolution in its entirety in a newspaper of general circulation; and

7. That, upon approval by the majority of the voters voting on the proposed amendment, the amendment proposed herein shall take effect as of January 2, 2019; and

8. That certified copies of this resolution be transmitted to the Mayor, the Director of Finance, and the Corporation Counsel.

APPROVED AS TO FORM AND LEGALITY



EDWARD S. KUSHI, JR.

Department of the Corporation Counsel
County of Maui

2017-1061 2017-08-30 Resolution
2017-0098 PEA-10(3) Revised Reso

RESOLUTION
NO. 18-126

PROPOSING AN AMENDMENT TO THE
REVISED CHARTER OF THE COUNTY OF MAUI
(1983), AS AMENDED, RELATING TO USES OF
THE OPEN SPACE, NATURAL RESOURCES,
CULTURAL RESOURCES, AND SCENIC VIEWS
PRESERVATION FUND

The purpose of this resolution to place on the next General Election ballot the question of whether the Revised Charter of the County of Maui (1983), as amended, shall be amended to expand the uses of the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund to authorize the fund to be used to perform safety and security improvements on lands acquired through the fund.

I, DENNIS A. MATEO, County Clerk of the County of Maui, State of Hawaii, DO
HEREBY CERTIFY that RESOLUTION NO. 18-126 was passed on First Reading by
the Council of the County of Maui, State of Hawaii, on the 6th day of July, 2018, by the
following vote:

AYES: Councilmembers Alike Atay, Eleanora Cochran, S. Stacy Crivello,
Donald S. Guzman, G. Riki Hokama, Kelly T. King, Yuki Lei K.
Sugimura, and Chair Michael B. White.

NOES: None.

EXCUSED: Vice-Chair Robert Carroll.

DATED at Wailuku, Maui, Hawaii, this 9th of July, 2018.



DENNIS A. MATEO, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII

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