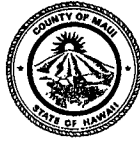


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COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.MauiCounty.us

October 17, 2018

Mr. David Goode, Director
Department of Public Works
County of Maui
Wailuku, Hawaii 96793

Dear Mr. Goode:

**SUBJECT: AMENDMENTS TO THE MAUI COUNTY CODE RELATING
TO EXPEDITING THE PERMITTING PROCESS FOR
WORKFORCE HOUSING PROJECTS (HHT-52)**

At its meeting of October 4, 2018, the Housing, Human Services, and Transportation Committee discussed the attached proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE MAUI COUNTY CODE RELATING TO FAST TRACK PERMITTING."

May I please request your department's review and comments on the attached proposed bill.

I would appreciate receiving your response no later than **October 25, 2018**. To ensure efficient processing, please include the relevant Committee item number in the subject line of your response.

Should you have any questions, please contact me or the Committee staff (Saumalu Mataafa at ext. 7665, or Clarita Balala at ext. 7668).

Sincerely,

A handwritten signature in black ink, appearing to read "Crivello", is written over the typed name.

STACY CRIVELLO, Chair
Housing, Human Services, and Transportation
Committee

hht:ltr:052apw01:ssm

Attachment

cc: Mayor Alan M. Arakawa

ORDINANCE NO. _____

BILL NO. _____ (2018)

A BILL FOR AN ORDINANCE AMENDING THE
MAUI COUNTY CODE RELATING TO FAST TRACK PERMITTING

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

SECTION 1. Section 2.96.140, Maui County Code, is amended to read as follows:

“[2.96.140 Incentives. A. For developments subject to this chapter, and under the jurisdiction of the development services administration of the department of public works, decisions on permits will be made by all departments within sixty days of the date the permit application is deemed complete by the development services administration. Decisions on permits that require review by any outside agency will be made within thirty days of receipt by the development services administration of the last approval from an outside agency; provided that decisions on applications that require special management area permit review, or environmental review pursuant to chapter 343, Hawaii Revised Statutes, shall be issued within ninety days of completion of the applicable review.

B. For developments subject to this chapter, and if applicable, the council will schedule the initial meeting for such application within six months of the referral to the appropriate committee. The council will vote to approve or deny the application within one year of the referral to committee.] **2.96.140 Fast track permitting.** A. Purpose. The purpose of this section is to support the fast track development of residential workforce housing by codifying the County’s priority permitting policy for expediting the County’s permit process and giving priority to qualified residential workforce housing projects.

B. Project qualifications. A project that has a fully-executed residential workforce housing agreement, recorded in the bureau of conveyances or registered in the land court and made

between the developer and the County in compliance with this chapter, shall be eligible for fast track permitting.

C. Fast track permitting certification. The County, through its Mayor, shall authorize the applicable County department heads to expedite the County permit process for qualified projects as set forth in this section and certified as eligible projects by the director.

D. Permits subject to fast track permitting. Qualified projects may utilize the fast track permitting process to expedite the review and issuance of all County permits necessary for the development of the project site, including subdivision applications, civil construction plan permits, and other plans and permits associated with the development of the project site. Building permits shall only be expedited for workforce housing units.

Fast track permitting applies to applications that require review or approval by the planning commissions, the Council, and any other County board or commission. The processing of fast track applications shall be given priority status by County departments while complying with all statutory and procedural requirements.

E. Fast track permitting processing procedure. All applicable County departments shall review and process permits for qualified projects in the most expeditious manner allowable under state and county law. Departments shall begin the permit review process for fast track projects no later than two working days following submission of all required applications and forms. Departments shall begin the permit review process for qualified projects ahead of all permit applications for projects not eligible for fast track permitting.

F. Fast track applications requiring council review. For qualified projects subject to fast track permitting, the council will schedule the initial meeting for such application within six months of the referral to the appropriate committee. The council will vote to approve or deny the application within one year of the referral to committee.

G. Annual report. The department shall prepare and submit an annual report to the council on the following:

1. The number of qualified projects that utilized the County's fast track permitting process.
2. The length of review time for each permit by each department.

H. Rules. The director may adopt administrative rules to implement the fast track permitting procedure provided for in this

section or amend rules adopted to implement this chapter to include fast track permitting.”

SECTION 2. 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 3. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND
LEGALITY:

Department of the Corporation
Counsel
County of Maui

hht:misc:052abill01:ssm