

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

BILL NO. 94 (2020)

A BILL FOR AN ORDINANCE ESTABLISHING CHAPTER 19.97, MAUI COUNTY  
CODE, DECLARING A MORATORIUM ON TRANSIENT ACCOMMODATION  
PERMITS ON LANAI

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

SECTION 1. Title 19, Maui County Code, is amended by adding a new  
chapter to be appropriately designated and to read as follows:

**“Chapter 19.97**

**MORATORIUM ON TRANSIENT ACCOMMODATION PERMITS ON LANAI**

Sections:

- 19.97.010 Purpose.
- 19.97.020 Moratorium.
- 19.97.030 Term.

**19.97.010 Purpose.** This chapter’s purpose is to declare a moratorium on the issuance of transient accommodation permits on Lanai, for up to one year, until caps for bed and breakfast home permits and short-term rental home permits are established, to protect the island’s unique community character.

**19.97.020 Moratorium.** For no longer than one year, transient accommodation permits on Lanai may not be granted. Transient accommodation permits are transient vacation rental permits, bed and breakfast home permits, short-term rental home permits, County special use permits, State special permits, conditional permits, and building permits that would allow transient vacation rental use or transient accommodations, except in any zoning district where transient vacation rental use is a permitted use.

**19.97.030 Term.** This chapter is effective for one calendar year after its effective date or until ordinances are enacted to

establish a maximum number on bed and breakfast home permits and short-term rental home permits on Lanai, whichever is earlier.”

SECTION 2. This Ordinance takes effect upon its approval. This Ordinance shall not apply to permit applications that are complete prior to its effective date.

APPROVED AS TO FORM AND LEGALITY:



STEPHANIE M. CHEN

Department of the Corporation Counsel

County of Maui

LF2020-0884

2020-06-26 Ordinance

DIGEST

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CODE, DECLARING A MORATORIUM ON TRANSIENT ACCOMMODATION  
PERMITS ON LANAI

This bill proposes to amend the Maui County Code by adding a new Chapter 19.97, Moratorium on Transient Accommodation Permits on Lanai, to prohibit the issuance of transient accommodation permits on Lanai until caps for Bed and Breakfast Home permits and Short-Term Rental Home permits are established for the island or until Chapter 19.97, Maui County Code, has been in effect for one year, whichever is earlier.


I, KATHY L. KAOHU, County Clerk of the County of Maui, State of Hawaii, DO  
HEREBY CERTIFY that the foregoing BILL NO. 94 (2020) was passed on First Reading  
by the Council of the County of Maui, State of Hawaii, on the 11th day of September,  
2020, by the following vote:

AYES: Councilmembers G. Riki Hokama, 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.

EXCUSED: Councilmember Natalie A. Kama.

DATED at Wailuku, Maui, Hawaii, this 15th of September, 2020.



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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.