

REQUEST FOR LEGAL SERVICES

Date: August 10, 2021

From: Tamara Paltin, Chair

Planning and Sustainable Land Use Committee

TRANSMITTAL


Memo to: DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Michael Hopper, Esq.

Subject: CHANGE IN ZONING FOR HALE MAHAOLU (KAHULUI) (PSLU-9)

Background Data: Please see the attached bill recommended by the PS LU Committee at its meeting of August 5, 2021, for passage on first reading, incorporating nonsubstantive revisions. Please sign if the bill is legally defensible. If the bill is not legally defensible, please provide a public memo explaining your reasons. Confidential legal advice is not sought. Please submit the response to pslu.committee@mauicounty.us with reference to PS LU-9.

Work Requested: ☒ FOR APPROVAL AS TO FORM AND LEGALITY

☐ OTHER:

Requestor's signature  Tamara Paltin	Contact Person Wilton Leauanae or Richard Mitchell (Telephone Extension: 7761 or 7662, respectively)
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☐ ROUTINE (WITHIN 15 WORKING DAYS)

☐ RUSH (WITHIN 5 WORKING DAYS)

☐ PRIORITY (WITHIN 10 WORKING DAYS)

☒ URGENT (WITHIN 3 WORKING DAYS)

☒ SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): August 13, 2021

REASON: For posting on the August 24, 2021 Council meeting agenda.

FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO:	ASSIGNMENT NO.	BY:
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TO REQUESTOR: ☐ APPROVED ☐ DISAPPROVED ☐ OTHER (SEE COMMENTS BELOW)

☐ RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE): _____

DEPARTMENT OF THE CORPORATION COUNSEL

Date _____

By _____

(Rev. 7/03)

pslu:ltr:009acc01:wal
Attachment

ORDINANCE NO. _____

BILL NO. _____ (2021)

A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM
R-3 RESIDENTIAL DISTRICT AND R-2 RESIDENTIAL DISTRICT
TO A-2 APARTMENT DISTRICT FOR PROPERTIES
SITUATED AT KAHULUI, MAUI, HAWAII,
TAX MAP KEYS (2) 3-8-007:050, (2) 3-8-007:095, AND (2) 3-8-007:096

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

SECTION 1. In accordance with Chapters 19.12 and 19.510, Maui County Code, a change in zoning from R-3 Residential District and R-2 Residential District to A-2 Apartment District is granted for those certain real properties situated at Kahului Park Subdivision, Kahului, Maui, Hawaii, and identified for real property tax purposes as tax map key (2) 3-8-007:050, comprised of approximately 8.921 acres (R-3 Residential District to A-2 Apartment District), as described in Land Zoning Map No. L-213, attached as Exhibit "A" and made a part of this section, and tax map key (2) 3-8-007:095, comprised of approximately 10.52 acres (R-2 Residential District to A-2 Apartment District), and tax map key (2) 3-8-007:096, comprised of approximately 1.876 acres (R-2 Residential District to A-2 Apartment District), the latter two of which are collectively described in Land Zoning Map No. L-214, attached as Exhibit "B" and made a part of this section.

SECTION 2. This Ordinance takes effect on approval.

APPROVED AS TO FORM AND LEGALITY:

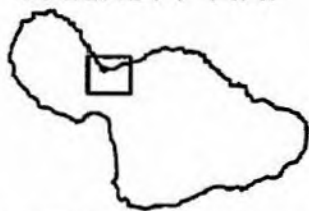
Department of the Corporation Counsel
County of Maui

pslu:misc:009abill01:wal

SCALE: 1" = 330'

N

VICINITY MAP



T.M.K. (2) 3-8-007:097
COUNTY OF MAUI

T.M.K. (2) 3-8-007:084
COUNTY OF MAUI

T.M.K. (2) 3-8-007:095
COUNTY OF MAUI

T.M.K. (2) 3-8-007:096
COUNTY OF MAUI

ONEHEE AVENUE

S. WAKEA AVENUE

W. WAKEA AVENUE

HINA AVENUE

S. KAMEHAMEHA AVENUE

T.M.K. (2) 3-8-007:050
HALE MAHAOLU'AKAHI, INC.
8.921 Acres

TAX MAP KEY

T.M.K. (2) 3-8-007:050

AREA

8.921 Acres

LAND ZONING MAP NO. L-213

CHANGE IN ZONING-KAHULUI, MAUI, HAWAII
FROM R-3 RESIDENTIAL TO A-2 APARTMENT

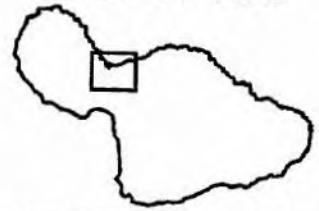
EXHIBIT "A"

CIZ 2018/0009

SCALE: 1" = 330'



VICINITY MAP



T.M.K. (2) 3-8-007:097
COUNTY OF MAUI
34.082 Acres

T.M.K. (2) 3-8-007:084
COUNTY OF MAUI

T.M.K. (2) 3-8-007:095
COUNTY OF MAUI
10.52 Acres

T.M.K. (2) 3-8-007:096
COUNTY OF MAUI
1.86 Acres

T.M.K. (2) 3-8-007:050
HALE MAHAOLU AKAHI INC

TAX MAP KEY

T.M.K. (2) 3-8-007:095
T.M.K. (2) 3-8-007:096

AREA

12.396 Acres

LAND ZONING MAP NO. L-214

CHANGE IN ZONING-KAHULUI, MAUI, HAWAII
FROM R-2 RESIDENTIAL TO A-2 APARTMENT

EXHIBIT "B"

CIZ 2018/0008