

ORDINANCE NO. 4994

BILL NO. 145 (2018)
DRAFT 1

A BILL FOR AN ORDINANCE AMENDING THE PA'IA-HA'IKU COMMUNITY
PLAN RELATING TO VISITOR ACCOMMODATIONS

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

SECTION 1. Pursuant to Chapter 2.80B, Maui County Code, the Pa'ia-Ha'iku Community Plan (1995), as amended, is amended to read as follows at Part III, B. "Goals, Objectives, Policies and Implementing Actions," "LAND USE," "Objectives and Policies":

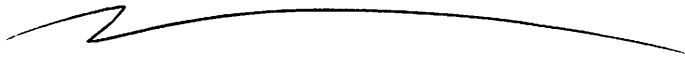
"13. Limit visitor accommodations to permitted short-term rental homes and permitted owner-occupied ["bed and breakfast" establishments] bed and breakfast homes that are residential in both scale and character. [Any proposed "bed and breakfasts" should not] No new bed and breakfast homes shall be [situated near] permitted on properties that abut the shoreline, and no new short-term rental homes shall be permitted within the special management area, so as to avoid the proliferation of [this use] these uses and subsequent changes in the character of the region's coast. Illegal visitor accommodations can diminish the availability and affordability of housing for residents and should be subject to strict enforcement action."

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 Material to be repealed is bracketed.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, except that valid permits for existing Bed and Breakfast Homes (including on properties abutting the shoreline) and Short-Term Rental Homes (including on

properties within the Special Management Area) shall remain valid and shall be eligible for renewal. Applications for Bed and Breakfast Homes on properties abutting the shoreline and for Short-Term Rental Homes on properties in the Special Management Area shall be eligible for approval if deemed complete prior to the effective date of this ordinance, and if otherwise in compliance with Chapters 19.64 and 19.65, Maui County Code, respectively.

APPROVED AS TO FORM AND
LEGALITY:



MICHAEL J. HOPPER
Department of the Corporation Counsel
County of Maui
2019-0101
PSLU-24 2019-08-22 Ordinance (Bill 145)

WE HEREBY CERTIFY that the foregoing BILL NO. 145 (2018), Draft 1

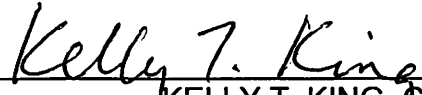
1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 6th day of September, 2019, by the following vote:

| | | | | | | | | |
|-----------------------|---|----------------|-----------------|--------------|-------------------|---------------------|------------------|----------------------|
| Kelly T KING Chair | Keani N. W. RAWLINS-FERNANDEZ Vice-Chair | G. Riki HOKAMA | Natalie A. KAMA | Alice L. LEE | Michael J. MOLINA | Tamara A. M. PALTIN | Shane M. SINENCI | Yuki Lei K. SUGIMURA |
| Aye | Aye | Excused | Aye | Aye | Aye | Aye | Aye | Aye |

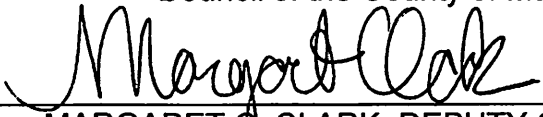
2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 11th day of September, 2019.

DATED AT WAILUKU, MAUI, HAWAII, this 11th day of September, 2019.

RECEIVED
2019 SEP 11 AM 8:57
OFFICE OF THE MAYOR




 KELLY T. KING, CHAIR
 Council of the County of Maui



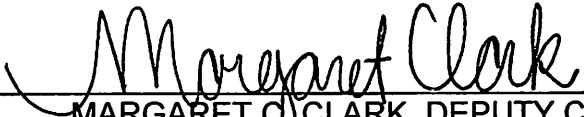
 MARGARET C. CLARK, DEPUTY COUNTY CLERK
 County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 12th DAY OF September, 2019.



 MICHAEL P. VICTORINO, MAYOR
 County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 4994 of the County of Maui, State of Hawaii.



 MARGARET C. CLARK, DEPUTY COUNTY CLERK
 County of Maui

Passed First Reading on December 13, 2018.
Effective date of Ordinance September 12, 2019

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 4994, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED
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OFFICE OF THE COUNTY CLERK