

ORDINANCE NO. 5492

BILL NO. 204 (2022)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.48, MAUI COUNTY CODE, RELATING TO REAL PROPERTY DEDICATED AS 'ĀINA KŪPUNA

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

SECTION 1. Subsection B of Section 3.48.361, "Real property dedicated as 'āina kūpuna," Maui County Code, is amended to read as follows:

"B. A special reserve is established to enable the owner of any real property to dedicate the real property as 'āina kūpuna for a period of ten years and to have the dedicated real property subject to the minimum tax when all of the following criteria are met:

1. The real property dedicated must qualify as 'āina kūpuna.
2. The real property dedicated must not be conveyed to a non-descendant for the duration of the dedication.
3. The real property dedicated must not be used for commercial purposes for the duration of the dedication.
4. The real property must be located in the special management area as defined in section 205A-22, Hawai'i Revised Statutes.
5. The aggregate real property taxes assessed on the property for the ten tax years prior to the initial application exceeded ~~[\$50,000.]~~ \$10,000."

SECTION 2. New material is underscored. In printing this bill, the County Clerk need not include the underscoring.

SECTION 3. This Ordinance takes effect on approval.

INTRODUCED BY:

  
\_\_\_\_\_  
KEANI N.W. RAWLINS-FERNANDEZ

WE HEREBY CERTIFY that the foregoing BILL NO. 204 (2022)

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 16th day of December, 2022, by the following vote:

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

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 20th day of December, 2022.

DATED AT WAILUKU, MAUI, HAWAII, this 20th day of December, 2022.



ALICE L. LEE, CHAIR  
Council of the County of Maui



KATHY L. KAOHU, COUNTY CLERK  
County of Maui

RECEIVED  
2022 DEC 20 PM 12  
OFFICE OF THE MAYOR  
THE FOREGOING BILL IS HEREBY APPROVED THIS 21<sup>st</sup> DAY OF December, 2022.



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. 5492 of the County of Maui, State of Hawaii.



KATHY L. KAOHU, COUNTY CLERK  
County of Maui

Passed First Reading on December 2, 2022  
Effective date of Ordinance December 21, 2022

RECEIVED  
2022 DEC 22 AM 7:53  
OFFICE OF THE COUNTY CLERK  
I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 5492, 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