

ORDINANCE NO. 5664

BILL NO. 75, CD1 (2024)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.48, MAUI COUNTY  
CODE, RELATING TO EXEMPTIONS ON PROPERTIES IMPACTED BY THE  
AUGUST 2023 MAUI WILDFIRES

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

SECTION 1. This Ordinance's purpose is to allow wildfire survivors the option of transferring their home exemption for tax year 2025 from a property that was destroyed or made uninhabitable by the August 8, 2023, Maui wildfires, to another property they own and are occupying as a principal home in the County of Maui in 2024.

SECTION 2. Section 3.48.415, Maui County Code, is amended by amending Subsection B to read as follows:

"B. Exemptions that were in effect for tax year 2024, where improvements were destroyed, damaged, or made inaccessible by the August 2023 Maui wildfires, must remain in effect through December 31, 2024, under the following circumstances:

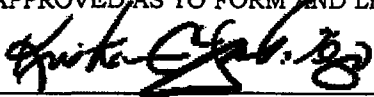
1. The parcel does not sell in an arm's length transaction;
  2. The applicant for an exemption under section 3.48.450 does not apply for another home exemption on any principal home;
  3. The applicant for an exemption under section 3.48.475 does not apply for another exemption for a home, as defined in that section;
  4. The parcel qualified for the exemption between January 1, 2023, and August 8, 2023; and
  5. The exemption is not subject to disallowance under section 3.48.430[.];
- except that a qualifying exemption under section 3.48.450 or 3.48.475 is transferable to another property in the County that is

acquired by a deed recorded before January 1, 2025, for the 2025 tax year only, if the applicant makes a request for the transfer by December 31, 2024."

SECTION 3. Material to be repealed is bracketed.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 4. This Ordinance takes effect on approval.

APPROVED AS TO FORM AND LEGALITY:

  
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Department of the Corporation Counsel  
County of Maui

paf:cmn:24-095a

INTRODUCED BY:

*Tamara A. M. Paltin*

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TAMARA PALTIN

WE HEREBY CERTIFY that the foregoing BILL NO. 75, CD1 (2024)

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 5th day of June, 2024, by the following vote:

Alice L. LEE Chair	Yuki Lei K. SUGIMURA Vice-Chair	Tom COOK	Gabriel JOHNSON	Natalie A. KAMA	Tamara A. M. PALTIN	Keani N. W. RAWLINS-FERNANDEZ	Shane M. SINENCI	Nohelani U'U-HODGINS
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

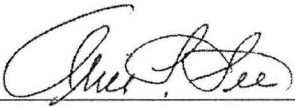
2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 7th day of June, 2024.

DATED AT WAILUKU, MAUI, HAWAII, this 7th day of June, 2024.

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OFFICE OF THE MAYOR


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

  
MOANA M. LUTEY, COUNTY CLERK  
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 13<sup>th</sup> DAY OF JUNE, 2024.

  
RICHARD T. BISSEN, JR., 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. 5664 of the County of Maui, State of Hawaii.

  
MOANA M. LUTEY, COUNTY CLERK  
County of Maui

Passed First Reading on May 21, 2024  
Effective date of Ordinance June 13, 2024

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OFFICE OF THE  
COUNTY CLERK

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 5664, 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

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County Clerk, County of Maui