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**LANDOWNER INITIATED CFD**

- 1. 45% of Landowners (Area)
- 2. Payment of fee
- 3. Description of facilities
- 4. Boundary map
- 5. Cost estimate
- 6. Copies of discretionary approvals
- 7. Other required information to Director of Finance

Within  
15 days

**APPLICATION REVIEW BY DIRECTOR OF FINANCE**

- Director of Finance:**
- 1. Determines if application complete
  - 2. Notifies Council and applicant
  - 3. Copy of completed application to Clerk

**COUNCIL INITIATED CFD**

- Resolution:**
- 1. Stating Council is considering establishing CFD
  - 2. Describing facilities
  - 3. Describing boundaries

**CFD REVIEW COMMITTEE**

- Committee:**
- 1. Reviews application/Resolution
  - 2. Evaluates credit concerns
  - 3. Evaluates proposed facilities and costs

**Usual Sequence of Events for Community Facilities Districts**

(Commencing with Article 5, Chapter 14.70 of the Maui County Code)

Report of findings and comments forwarded to Council within 60 days of completed application

Next Council Agenda

**PUBLIC HEARING \***

- If no "majority protest", Adopt Ordinance of Formation and Special Tax Ordinance
- If more than 55% of landowners (acreage or owners of land) submit written protests 15 days prior to Public Hearing, no further proceedings for 1 year. If "majority protest" against specific facilities or tax only those facilities or tax must be dropped
- Public Hearing may be continued up to 30 days or, with finding up to 6 months

Public Hearing within 60 days of adoption of Resolution of Intention  
**REQUIRED** - Published notice twice (at least 30 days and again 7 days) and mailed notice (at least 30 days) prior to Public Hearing

\* With 3 to 1 appraised value to debt ratio and a finding of public interest, Public Hearing may be waived by 100% of Landowners/Lessees

**COUNCIL CFD PROCEEDINGS**

- Adopt Resolution of Intention to Establish District
- If Public Hearing waived\*, Adopt Ordinance of Formation and Special Tax Ordinance

Within 15 days Clerk files notice with Director of Finance

**ACTIONS BY COUNCIL**

- 2nd Reading of Ordinance of Formation and Special Tax Ordinance

**ACTIONS BY COUNCIL**

- 1. Adopt Bond Ordinance
- 2. Approve Preliminary Official Statement, Continuing Disclosure Agreements and other financing documents

**ACTIONS BY COUNCIL**

- 2nd Reading of Bond Ordinance

- 1. Sell and deliver bonds and receive bond proceeds.
- 2. Initiate construction or acquisition of facilities.
- 3. Commence activities to administer debt, levy and collect special taxes and comply with Continuing Disclosure Agreements.

Green Box= Legislative Action

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