

ORDINANCE NO. _____

BILL NO. 1 (2026)

A BILL FOR AN ORDINANCE AMENDING THE WATER AVAILABILITY POLICY
ON SUBDIVISION CONSTRUCTION PLANS

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

SECTION 1. The County's Water Availability Policy requires verification of a long-term, reliable water supply before any subdivision is approved. This Ordinance's purpose is allow the Department of Water Supply to review subdivision construction plans, at the subdivider's risk of water availability, prior to verification of a private or public long-term supply of water.

SECTION 2. Section 14.12.040, Maui County Code, is amended by amending subsection A to read as follows:

"A. No applicable subdivision [shall be approved,] may receive final subdivision approval unless [prior to approval of subdivision construction plans pursuant to section 18.20.180 of this code,] the director has provided written verification of either: (1) a County water meter or water meter reservation sufficient to serve the subdivision; or (2) the receipt of an approved engineering report for a long-term, reliable supply of water for the subdivision. A subdivider, at its own risk of water availability, may submit construction plans for review by the department prior to written verification of water availability. Upon receipt of subdivision construction plans, the department must review the plans; and, if all requested revisions, deficiencies or additional requirements are satisfied, the department must approve the subdivision construction plans under section 18.20.160, regardless of whether the director has provided written verification of water. This approval of subdivision construction plans by the department will not constitute a guarantee of water availability for the subdivision."

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 Material to be repealed is bracketed.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:



CALEB P. ROWE
Department of the Corporation Counsel
County of Maui
LF 2025-2118

INTRODUCED BY:

A handwritten signature in blue ink, appearing to read "Tom Cook", is positioned above a horizontal line.

TOM COOK

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OFFICE OF THE
COUNTY CLERK