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Director of Council Services
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COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.MauiCounty.us

June 23, 2017

Mr. Danilo Agsalog, Director
Department of Finance
County of Maui
Wailuku, Hawaii 96793

Dear Mr. Agsalog:

**SUBJECT: ACCEPTANCE OF A WATERLINE EASEMENT
(HALIIMAILE) (WR-10)**

At its meeting of June 2, 2017, the Maui County Council referred the attached County Communication 17-225, from the Director of Finance, to the Water Resources Committee.

At the meeting, the Council made the following observations: (1) there is no stamp or signature certifying the document attached as Exhibit "B," nor is there any indication as to who prepared the exhibit; and (2) the exhibit merely depicts the approximate location of an easement the County has accepted.

In your transmittal, you state you are notifying the Council of the acquisition of Easement WL-1 pursuant to Section 3.44.015(H), Maui County Code ("MCC"), which provides:

The director shall notify the council in writing of any acquisition or conveyance made pursuant to this section that does not require council approval. The notice shall include a map of the real property or easement acquired or conveyed, and shall be submitted no later than five days after the date the acquisition or conveyance is completed.

Section 3.44.015(G), MCC, states the Director of Finance shall not acquire an easement pursuant to this section unless:

1. The corporation counsel reviews and approves as to form and legality the conveyance documents.

Mr. Danilo Agsalog
June 23, 2017
Page 2

2. The director of public works reviews and approves the metes and bounds description of the real property or easement being acquired or conveyed.

May I please request the following:

1. When was the acquisition of the easement completed?
2. The only document attached to your transmittal is a document labeled Exhibit "B," which therefore appears incomplete. Please provide the rest of the document.
3. Did the Director of Public Works review and approve a metes and bounds description of the easement before it was accepted? Please explain and provide a copy of the metes and bounds description.
4. Do you typically accept a map that does not have a certification stamp or signature of the preparer? Please explain.
5. Did the Corporation Counsel review and approve as to form and legality the conveyance documents?

I would appreciate receiving your response by **Friday, June 30, 2017**. To ensure efficient processing, please include the relevant Committee item number in the subject line of your response.

Should you have any questions, please contact me or the Committee staff (Carla Nakata at ext. 7659, or Pauline Martins at ext. 8039).

Sincerely,



ALIKA ATAY, Chair
Water Resources Committee

wr:ltr:010afn01:cmn

Attachment

cc: Mayor Alan M. Arakawa

David Taylor, Director of Water Supply

ALAN M. ARAKAWA
Mayor



RECEIVED
2017 MAY 10 AM 10:37
OFFICE OF THE MAYOR
DANILO F. AGSALOG
Director
MARK R. WALKER
Deputy Director

COUNTY OF MAUI
DEPARTMENT OF FINANCE
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793

May 9, 2017

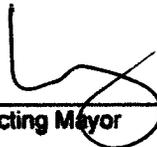
RECEIVED
2017 MAY 15 AM 9:33
OFFICE OF THE
COUNTY CLERK

Honorable Alan Arakawa
Mayor, County of Maui
200 South High Street
Wailuku, Hawaii 96793

For Transmittal to:

Honorable Michael White, Chair
And Members of the Maui County Council
200 South High Street
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL


Acting Mayor
Date 5/11/17

Dear Chair White:

**SUBJECT: HALIIMAILE RESIDENTIAL LARGE LOT SUBDIVISION, LOT 3
WATERLINE EASEMENT, 15 FOOT-WIDE EASEMENT "WL-1"
TMK: (2) 2-5-003-030**

Pursuant to Section 3.44.015 H. of the Maui County Code, this letter shall serve as notice that the County of Maui has accepted a 15-Foot Wide Waterline Easement, WL-1, for access to water meter and for waterline purposes, by the Department of Water Supply – Engineering Division. The parcel is identified by the subject Tax Map Key Number and as shown in the enclosed map for Easement "WL-1" (15-Ft Wide Waterline Easement)

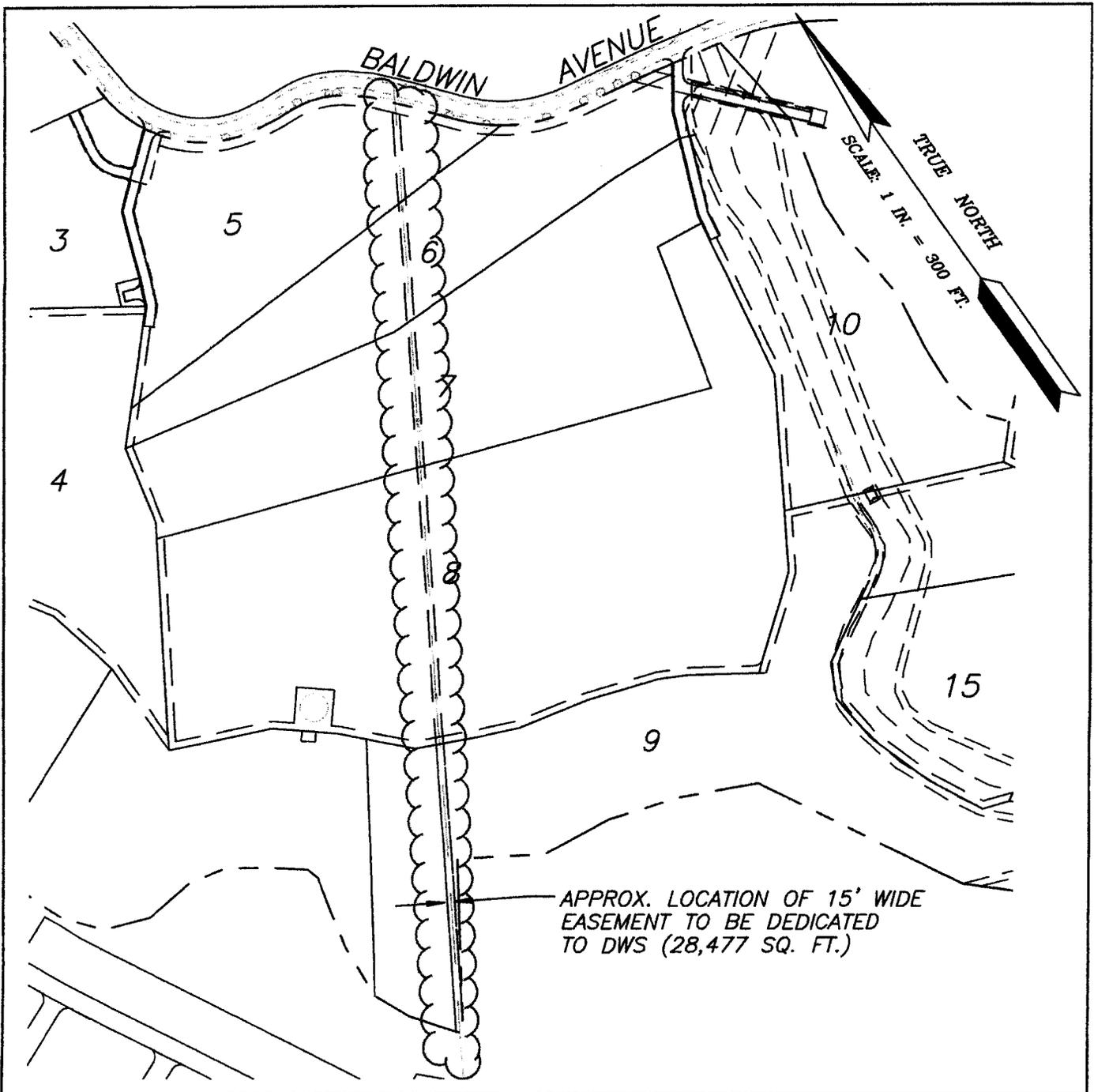
Thank you for your attention in this matter. Should you have any questions, please feel free to contact me at Ext. 7475.

Sincerely,

DANILO F. AGSALOG
Director of Finance

Enclosure

COUNTY COMMUNICATION NO. 17-225



EASEMENT "WL-1"

(15-FT. WIDE WATERLINE EASEMENT)

Being Parcel 030 of Tax Map Key: (2) 2-5-003
SITUATED AT HALIIMAILE, MAKAWAO, MAUI, HAWAI'I

PREPARED FOR:
LOT 3 LLC
P.O. BOX 790267
PAIA, HAWAII 96779

PREPARED BY:

SIGNATURE _____ DATE _____
THIS PLAT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION.

T.M.K.: (2) 2-5-003: 030

SCALE: 1 IN. = 300 FT.

DATE: SEPTEMBER 23, 2016