

ORDINANCE NO. _____

BILL NO. 62 (2026)

A BILL FOR AN ORDINANCE AMENDING SECTIONS 3.54.020, 3.54.025, 3.55.020, AND 3.55.030, MAUI COUNTY CODE, ON THE SOLID WASTE MANAGEMENT FUND, AND THE ENVIRONMENTAL PROTECTION AND SUSTAINABILITY FUND

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

SECTION 1. The Recycling section will be moving from the Environmental Protection & Sustainability division back to the Solid Waste division in fiscal year 2027. The objectives of the Solid Waste division and the Recycling section are closely linked and connected by the Integrated Solid Waste Management Plan. Promoting recycling helps divert waste from the landfill, which in turn prolongs the life of landfills by delaying capital improvement project costs for land and new landfill construction.

Recycling and Solid Waste staff frequently coordinate and work together on projects and ongoing operations. Budget, manpower, and facility resources are also often shared to complete collection events and projects. Moving the Recycling section back to the Solid Waste division matches the other Counties Solid Waste Divisions' organization in the State, which will, in turn, provide better coordination between Counties.

SECTION 2. Section 3.54.020, Maui County Code, is amended to read as follows:

“3.54.020 Purpose. A. The solid waste management fund is established for the purpose of paying for the personnel, equipment, operating, and capital expenses of the solid waste division of the department of environmental management.

B. [There shall] All solid waste collection charges and landfill disposal charges will be deposited into the solid waste management fund [all solid waste collection charges and landfill disposal charges received pursuant to] under chapter 8.04 [of this code], or such appropriations [as set forth] in the annual budget ordinance that are not otherwise reserved for deposit to the environmental protection and sustainability fund [pursuant to] under section 3.55.040 [of this title], and such supplemental transfers as may be provided by law.

C. Moneys in the solid waste management fund may be expended to pay for:

1. Solid waste collection, disposal, and associated expenses.

2. Landfill operation.

3. Acquisition of real property to be used as landfills.

4. Planning, design, and construction of landfills.

5. The cost of personnel.

6. The cost of equipment.

7. Landfill diversion, including uses or programs identified in, or compatible with, the County’s integrated solid waste management plan, established under chapter 342G, Hawai’i Revised Statutes.

8. Recycling programs.

9. Grants or loans to nonprofit or for-profit organizations for the purposes identified in this section, made in accordance with the requirements of chapter 3.36 of this title.

10. Leveraging funds provided by federal, state, nonprofit or for-profit organizations, and other non-County entities to further the purposes identified in this section.

11. Uses or programs related to the purposes identified in this section.”

SECTION 3. Section 3.54.025, Maui County Code, is amended to read as

follows:

“3.54.025 Definitions. Unless otherwise expressly stated, whenever used in this chapter the following terms [shall] have the following meanings:

“Landfill” means the same as the term is defined in section 8.04.010 [of this code].

“Landfill diversion” means separation of wastes from the waste stream for the purpose of reducing, recycling, reusing, or otherwise diverting waste from disposal in a landfill.

“Recycling” means the same as the term is defined in section 342G-1, Hawai‘i Revised Statutes.

“Solid waste” means the same as the term is defined in section 340A-1, Hawai‘i Revised Statutes.”

SECTION 4. Section 3.55.020, Maui County Code, is amended to read as

follows:

“3.55.020 Purpose and uses. The environmental protection and sustainability fund is established for the purpose of funding efforts by the environmental protection and sustainability division of the department of environmental management to optimize opportunities for environmental and natural resource protection, sustainability, conservation, and restoration, including:

1 Energy security or sustainability.
2. Landfill diversion, including uses or programs identified in or compatible with the County’s integrated solid waste management plan, as amended, established [pursuant to] under chapter 342G, Hawai‘i Revised Statutes.

[3. Recycling programs.]

[4.] 3. Abandoned vehicles and metals programs.

[5.] 4. The cost of personnel.

[6.] 5. The cost of equipment.

[7.] 6. Acquisition of real property to be used for the purposes identified in this section.

[8.] 7. Planning, design, and construction of facilities related to the purposes identified in this section.

[9.] 8. Grants or loans to nonprofit or for-profit organizations for the purposes identified in this section, made in accordance with the requirements of chapter 3.36 [of this title].

[10.] 9. Leveraging funds provided by federal, state, nonprofit or for-profit organizations, and other non-County entities to further the purposes identified in this section.

[11.] 10. Other expenses related to the purposes identified in this section.”

SECTION 5. Section 3.55.030, Maui County Code, is amended to read as

follows:

“3.55.030 Definitions. Unless otherwise expressly stated, whenever used in this chapter the following terms [shall] have the following meanings:

“Landfill diversion” means separation of wastes from the waste stream for the purpose of reducing, recycling, reusing, or otherwise diverting waste from disposal in a landfill.

["Recycling" means the same as the term is defined in section 342G-1, Hawai'i Revised Statutes.]

“Sewage sludge” means the same as the term is defined in section 342D-1, Hawai'i Revised Statutes.”

SECTION 6. 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 7. This Ordinance takes effect on July 1, 2026.

APPROVED AS TO FORM AND LEGALITY:



KRISTIE M. WRIGGLESWORTH
Deputy Corporation Counsel
Department of the Corporation Counsel
County of Maui
LF2026-0349
2026-03-11 Ord Amd 3.54 & 3.55

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "Mrs. R. Lee". The signature is written in black ink and is positioned above a horizontal line.

Upon the request of the Mayor.