

Council Chair
Alice L. Lee

Vice-Chair
Yuki Lei K. Sugimura

Presiding Officer Pro Tempore
Tasha Kama

Councilmembers
Tom Cook
Gabe Johnson
Tamara Paltin
Keani N.W. Rawlins-Fernandez
Shane M. Sinenci
Nohelani U'u-Hodgins



Director of Council Services
Traci N. T. Fujita, Esq.

Deputy Director of Council Services
David M. Raatz, Jr., Esq.

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

June 20, 2023

Mr. John Stufflebean, P.E., Director
Department of Water Supply
County of Maui
Wailuku, Hawai'i 96793

Dear Mr. Stufflebean:

SUBJECT: **WELLHEAD PROTECTION OVERLAY DISTRICT**
(HLU-10)

Thank you for attending the Housing and Land Use Committee meeting of June 7, 2023, to discuss this matter.

Based on the Committee's discussion, may I please request a written response to the following:

1. Please identify the number of properties located within the proposed Wellhead Protection Overlay District, by residency area. How many of these properties have existing homes or businesses on them?
2. What impact, if any, will prohibiting graveyards in the Wellhead Protection Overlay District have on existing graveyards? How would an unmarked iwi kūpuna burial, not known to the landowner, be handled?
3. If a property is located partially within the Wellhead Protection Overlay District, will the entire parcel be subject to the bill's restrictions?

May I further request a response by **July 5, 2023**. To ensure efficient processing, please transmit your response to hlu.committee@mauicounty.us and include the relevant Committee number in the subject line of your response.

Mr. John Stufflebean
June 20, 2023
Page 2

As I tentatively intend to further discuss this matter at a meeting on September 13, 2023, may I also request that you transmit the following:

1. A revised bill incorporating the Department's amendments, approved as to form and legality by the Department of the Corporation Counsel;
2. A legal opinion from the Department of the Corporation Counsel on whether or not the revised bill requires the review of the Maui Planning Commission to comply with Charter Section 8-8.4; and
3. A brief analysis of expected economic impacts to property owners that must comply with the revised bill.

May I please request that the revised bill and supplemental information be transmitted no later than **September 1, 2023**, to hlu.committee@mauicounty.us and include the relevant Committee number in the subject line of your response.

Should you have any questions, please contact me or the Committee staff (Ana Lillis at ext. 7659, or Stacey Vinoray at ext. 7147).

Sincerely,



TASHA KAMA, Chair
Housing and Land Use Committee

hlu:ltr:010aws01:alkl

cc: Mayor Richard T. Bissen, Jr.