

RICHARD T. BISSEN, JR.
Mayor

JOSIAH K. NISHITA
Managing Director

JORDAN MOLINA
Director

PAUL M. BARANY, P.E.
Deputy Director

WADE SHIMABUKURO, P.E.
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DEPARTMENT OF PUBLIC WORKS
COUNTY OF MAUI
200 SOUTH HIGH STREET, ROOM NO. 434
WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov/publicworks

August 12, 2024

Honorable Richard T. Bissen, Jr.
Mayor, County of Maui
200 S. High Street
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL

Richard T. Bissen, Jr.

Mayor Date 8-14-24

For Transmittal to

Honorable Tasha Kama, Chair
Housing and Land Use Committee
200 South High Street
Wailuku, Hawaii 96793

Dear Chair Kama:

**SUBJECT: RESOLUTION 24-115, AUTHORIZING AN AMENDMENTS TO
RESOLUTION 24-46, FD1, TO ADD LOTS TO THE GRANT OF LEASE
OF COUNTY REAL PROPERTY TO COUNCIL FOR NATIVE
HAWAIIAN ADVANCEMENT (HLU-31)**

The Department is in receipt of your letter dated August 6, 2024, requesting information on using temporary structures as dwelling units to house people displaced by the August 2023 Maui Wildfires, and offer the following response:

1. The initial duration for permits for temporary structures serving as dwelling units is 42 months and can be extended by an additional 18 months.
 - a. Can permits for temporary structures be extended again after the 18-month extension expires? If so, for how long?

No, unless the continued use of a temporary structure for habitation is authorized by:

1. *The Mayor issues an emergency proclamation; or*
2. *The Maui County Code is amended*

2. Once a permit for temporary structure serving as a dwelling unit expires, what must the permit holder do to comply with the law?

The structure must be removed or a building permit must be obtained to permit the structure to remain permanently. Please note that many of the products being used as temporary structures may not be able to satisfy the Maui County Building Code and will not be able to obtain a building permit.

- a. Is the permit holder required to remove or destroy the structure? Why or why not?

Once the temporary permit expires, the property owner must remove the structure or obtain a building permit to allow the structure to remain permanently.

- b. If the structure was supported by other infrastructure, such as underground sewer and water lines, must that infrastructure also be removed or destroyed? Please explain.

The County would not require the removal of buried utilities.

Should you have any questions, please contact me at 808-270-7845.

Sincerely,



JORDAN MOLINA
Director of Public Works

HLU Committee

From: Estrelita Dahilig <Estrelita.B.Dahilig@co.maui.hi.us>
Sent: Thursday, August 15, 2024 4:47 PM
To: HLU Committee; Tasha A. Kama
Cc: Cynthia Sasada; Jordan Molina; Josiah Nishita; Leo Caires; Paul Barany; Pili Nahooikaika; Summer Enfield-Carlos
Subject: Resolution 24-115, Authorizing an Amendments to Resolution 24-46FDI, to Add Lots to the Grant Lease of County Property to Council for Native Hawaiian Advancement (HLU-31)
Attachments: MT#10719-Tasha Kama-HLU Chair.pdf

Please see attached Transmittal dated August 12, 2024 from Director of Public Works, Jordan Molina.

Thank you and have a good day.