

RICHARD T. BISSEN, JR.
Mayor

KEKUAPIO R. AKANA
Managing Director

JOHN STUFFLEBEAN, P.E.
Director

JAMES A. LANDGRAF
Deputy Director

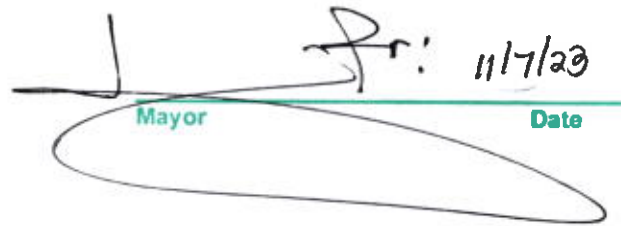


DEPARTMENT OF WATER SUPPLY
COUNTY OF MAUI
200 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793
<http://www.mauicounty.gov/water>

November 6, 2023

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

APPROVED FOR TRANSMITTAL

A handwritten signature in black ink, appearing to read "R. Bissen", is written over a horizontal line. To the right of the signature, the date "11/7/23" is handwritten. Below the signature line, the word "Mayor" is printed in green, and the word "Date" is printed in green.

For Transmittal to:

Honorable Tom Cook, Chair
Water and Infrastructure Committee
Maui County Council
200 South High Street
Wailuku, Hawaii 96793

Dear Chair Cook:

SUBJECT: BILL 90 (2023), RELATING TO UTILITY LINES AND FACILITIES
(WAI-12)

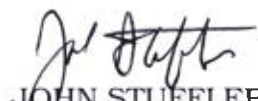
In response to your letter dated October 23, 2023, Department of Water Supply provides the following:

This bill may potentially affect our water service laterals, since underground electrical, telephone, and cable lines/handholes are usually installed toward the edges of the Right-Of-Way, near the sidewalks, which is where our laterals transition into our meter boxes. However, any utility crossing conflicts could be mitigated by adjusting the depth of these electrical, telephone, and cable lines to allow our laterals vertical clearance. These underground utilities are not unusual, as we've been seeing them for new subdivisions for years, albeit more for Central than for Upcountry.

Therefore, the department has no objections to Bill 90.

Thank you for the opportunity to provide information relating to this agenda item. If you have additional questions, please free to contact me.

Sincerely,


JOHN STUFFLEBEAN, P.E.
Director

JS:JM:lk

"By Water All Things Find Life"

ORDINANCE NO. _____

BILL NO. 90 (2023)

A BILL FOR AN ORDINANCE AMENDING SECTION 18.20.140, MAUI COUNTY
CODE, RELATING TO UTILITY LINES AND FACILITIES

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

SECTION 1. This Ordinance's purpose is to implement the General Plan's directives to require the undergrounding of more utility lines.

SECTION 2. Section 18.20.140, Maui County Code, is amended by amending subsection (B) to read as follows:

"B. Utility lines, including [but not limited to] those required for electric, telephone, street lighting, cable television services, and internet services, and other related facilities[, shall] must be installed underground in all subdivisions [laid out within the industrial, business, hotel, apartment and duplex areas in accordance with] under the applicable standards and methods employed for [such] underground installation by the public utility companies, [involved; provided, however,] except where a subdivision consists of three or fewer lots [or less], the subdivider may, upon the director's approval, [of the director,] arrange to have [such] utility lines and related facilities installed overhead [in accordance with] under the standards and methods employed for [such] overhead installation by the public utility companies. [The director may require the installation of underground utilities serving the subdivision in other urban areas in order to assure compatibility with neighboring developments.] The subdivider [shall be responsible for making] must make the necessary arrangements with government agencies and the public utility companies [concerned] for the installation of [such] utility lines and related facilities [in accordance with the requirements of this chapter.] consistent with this chapter's requirements. Utility lines and related facilities installed under this section must not interfere with other underground utilities or proposed locations of other underground utilities."

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.

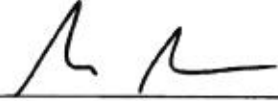
SECTION 4. This Ordinance takes effect on approval.

APPROVED AS TO FORM AND LEGALITY:

/s/ Michael J. Hopper

MICHAEL J. HOPPER
Deputy Corporation Counsel
Department of the Corporation Counsel
County of Maui
LF2023-1537
PAF 23-268 2023-09-26 Ord Amd Ch 18.20
paf:ebm:23-268a

INTRODUCED BY:

A handwritten signature in black ink, appearing to be 'Gabe Johnson', written over a horizontal line.

GABE JOHNSON

WAI Committee

From: Michelle Santos <Michelle.Santos@co.maui.hi.us>
Sent: Tuesday, November 7, 2023 10:22 AM
To: WAI Committee
Cc: Cynthia Sasada; James Landgraf; John Stufflebean; Josiah Nishita; Kekuhaupio Akana; Leo Caires; Linda Kimura; Louise Batoon; Pili Nahooikaika
Subject: MT#10361 Bill 90, Relating to Utility Lines and Facilities
Attachments: MT#10361-WAI Committee.pdf

NOTE: PLEASE DO NOT FORWARD MY EMAIL TO ANYONE OUTSIDE OF THE COUNTY OF MAUI. YOU MAY CLICK ON THE ATTACHMENT ITSELF AND CREATE YOUR OWN EMAIL TO FORWARD THE DOCUMENT TO ANOTHER PERSON OUTSIDE OF THE COUNTY.

Michelle L. Santos

Office Operations Assistant

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