

REQUEST FOR LEGAL SERVICES

RECEIVED
CORPORATION COUNSEL

Date: April 23, 2018
From: Riki Hokama, Chair
Budget and Finance Committee

2018 APR 23 PM 3:26

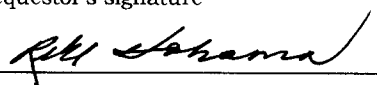
TRANSMITTAL

Memo to: DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Jeffrey Ueoka, Esq.

Subject: ORDINANCE AMENDING SECTIONS 3.55.020 AND 3.55.040, MAUI COUNTY CODE, RELATING TO VEHICLE DISPOSAL IN THE ENVIRONMENTAL PROTECTION AND SUSTAINABILITY FUND (BF-1) (CC-13)

Background Data: Please review attached proposed bill and, if appropriate, approve as to form and legality. A signed, hard copy is requested.

Work Requested: ☒ FOR APPROVAL AS TO FORM AND LEGALITY
☐ OTHER:

Requestor's signature  Riki Hokama	Contact Person Traci Fujita (Telephone Extension: 7687)
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RECEIVED
OFFICE OF THE
COUNTY COUNCIL
2018 APR 30 PM 12:22

☐ ROUTINE (WITHIN 15 WORKING DAYS) ☐ RUSH (WITHIN 5 WORKING DAYS)
☐ PRIORITY (WITHIN 10 WORKING DAYS) ☐ URGENT (WITHIN 3 WORKING DAYS)

☒ SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): May 7, 2018
REASON: Posting on May 18 Council agenda

FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO: JTu	ASSIGNMENT NO. 2017-0093	BY:
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TO REQUESTOR: ☒ APPROVED ☐ DISAPPROVED ☐ OTHER (SEE COMMENTS BELOW)
☐ RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE):

DEPARTMENT OF THE CORPORATION COUNSEL

Date 4/30/18

By 

(Rev. 7/03)

bf:2019bgt:180423acc01:tnnf

Attachment

ORDINANCE NO. _____

BILL NO. _____ (2018)

A BILL FOR AN ORDINANCE AMENDING SECTIONS 3.55.020 AND 3.55.040,
MAUI COUNTY CODE, RELATING TO DISPOSAL OF VEHICLES AND THE
ENVIRONMENTAL PROTECTION AND SUSTAINABILITY FUND

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

SECTION 1. Vehicles that are no longer wanted must be disposed of by their owners. The purpose of this ordinance is to establish a vehicle disposal fee to fund a County vehicle disposal program. The program will simplify the process for County residents to properly dispose of their unwanted vehicles.

SECTION 2. 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 chapter 342G, Hawaii Revised Statutes.
3. Recycling programs.
4. Abandoned vehicles, disposal of vehicles, and metals programs.
5. The cost of personnel.
6. The cost of equipment.
7. Acquisition of real property to be used for the purposes identified in this section.
8. Planning, design, and construction of facilities related to the purposes identified in this section.

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. Other expenses related to the purposes identified in this section.”

SECTION 3. Section 3.55.040, Maui County Code, is amended to read as follows:

“3.55.040 Deposits to the fund. There shall be deposited into the environmental protection and sustainability fund:

1. Monies transferred from the wastewater reclamation division of the department of environmental management related to the processing, handling, or disposal of sewage sludge.

2. Any fees or portions thereof as set forth in the annual budget ordinance.

3. Supplemental transfers as set forth in the annual budget ordinance.

4. Disposal of vehicles fees as set forth in the annual budget.”

SECTION 4. New material is underscored. In printing this bill, the County Clerk need not include the underscoring.

SECTION 5. This ordinance shall take effect on July 1, 2018.

APPROVED AS TO FORM AND LEGALITY:



JEFFREY UEOKA

Department of the Corporation Counsel
County of Maui
2017-0093

BF-1 CC-13 2018-04-24 Proposed Bill
Sections 3.55.020 and 3.55.040