

July 29, 2021

MEMO TO: APT-57 File

F R O M: Shane M. Sinenci, Chair
Agriculture and Public Trust Committee



SUBJECT: **TRANSMITTAL OF LEGISLATIVE PROPOSAL RELATING TO THE
WATER USE AND DEVELOPMENT PLAN FOR MAUI** (APT-57)

The attached, revised legislative proposal pertains to Item 57 on the Committee's agenda.

apt:ltr:057afile04:kmatt

Attachment

Resolution

No. _____

APPROVING A TIME EXTENSION FOR THE COUNCIL TO ADOPT THE MAUI ISLAND WATER USE AND DEVELOPMENT PLAN

WHEREAS, Section 174C-31, Hawaii Revised Statutes, requires each county to prepare a water use and development plan, adopt the plan by ordinance, and update the plan as necessary; and

WHEREAS, the Council adopted the Maui County Water Use and Development Plan by Ordinance 1948 (1990), which was subsequently approved the Commission on Water Resource Management as part of the Hawaii Water Plan; and

WHEREAS, on March 22, 2019, the Council received County Communication 19-162, transmitting a proposed bill to adopt the March 2019 draft of the Maui Island Water Use and Development Plan ("WUDP") as an update to the Maui County Water Use and Development Plan; and

WHEREAS, Section 14.02.040, Maui County Code, states, in part:

"4. The council shall pass the proposed update by ordinance within one hundred eighty days from the receipt of the proposed update. The council may, by resolution, extend the time to pass the proposed update."; and

WHEREAS, the deadline for the Council to pass the Maui Island Water Use and Development Plan was September 18, 2019; and

WHEREAS, on September 6, 2019, the Council adopted Resolution 19-153, extending the deadline for the Council to pass the Maui Island WUDP to December 31, 2020; and

WHEREAS, on December 4, 2020, the Council adopted Resolution 20-175, extending the deadline for the Council to pass the Maui Island WUDP to June 30, 2021; and

Resolution No. _____

WHEREAS, on February 19, 2021, the Council adopted Resolution 21-25, extending the deadline for the Council to pass the Maui Island WUDP to September 30, 2021; and

WHEREAS, the Council requires additional time to complete a thorough review of the Maui Island Water Use and Development Plan; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That the deadline to adopt the Maui Island Water Use and Development Plan is extended to December 31, 2021; and
2. That certified copies of this Resolution be transmitted to the Mayor, the Director of Water Supply, and the Corporation Counsel.