

COUNCIL OF THE COUNTY OF MAUI

AGRICULTURE, DIVERSIFICATION, ENVIRONMENT, AND PUBLIC TRANSPORTATION COMMITTEE

June 23, 2023

**Committee
Report No.** _____

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Agriculture, Diversification, Environment, and Public Transportation Committee, having met on June 8, 2023, makes reference to Bill 79 (2022), entitled “A BILL FOR AN ORDINANCE AMENDING SECTION 14.06A.080, MAUI COUNTY CODE, RELATING TO EXEMPTIONS FOR AGRICULTURAL WATER CONSUMERS FROM RESTRICTIONS OR MANDATES DURING WATER SHORTAGES.”

Bill 79’s purpose is to increase the amount of time, from 90 days to 180 days, agricultural water consumers are exempt from water shortage restrictions or mandates imposed by Section 14.06A.060, Maui County Code.

Your Committee notes that the Council’s Agriculture and Public Trust Committee (2021-2023 Council term) met on May 24, 2022, and August 30, 2022.

The Director of Agriculture explained that certain crops require water for more than 90 days, which means these crops cannot prosper if water restrictions are implemented after 90 days.

Your Committee noted that Bill 79 will allow farmers to continue planting crops during a water shortage without risk to their harvest.

The Deputy Director of Water Supply said that, if approved, this measure should not affect the County’s water system.

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Report No.** _____

Your Committee voted 5-0 to recommend passage of Bill 79 (2022) on first reading. Committee Chair Johnson, Vice-Chair Sinenci, and members Lee, Sugimura, and U‘u-Hodgins voted “aye.” Committee members Cook and Rawlins-Fernandez were excused.

Your Agriculture, Diversification, Environment, and Public Transportation Committee RECOMMENDS that Bill 79 (2022), attached hereto, entitled “A BILL FOR AN ORDINANCE AMENDING SECTION 14.06A.080, MAUI COUNTY CODE, RELATING TO EXEMPTIONS FOR AGRICULTURAL WATER CONSUMERS FROM RESTRICTIONS OR MANDATES DURING WATER SHORTAGES,” be PASSED ON FIRST READING and be ORDERED TO PRINT.

This report is submitted in accordance with Rule 8 of the Rules of the Council.



GABE JOHNSON, Chair

adept:cr:23009aa:jgk

ORDINANCE NO. _____

BILL NO. 79 (2022)

A BILL FOR AN ORDINANCE AMENDING SECTION 14.06A.080, MAUI COUNTY CODE, RELATING TO EXEMPTIONS FOR AGRICULTURAL WATER CONSUMERS FROM RESTRICTIONS OR MANDATES DURING WATER SHORTAGES

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

SECTION 1. Section 14.06A.080, Maui County Code, is amended to read as follows:

“14.06A.080 Agricultural consumers. A. [In the event of] If there is a water shortage declaration, agricultural water consumers [shall] must be requested to reduce water consumption [to the extent practicable,] but [shall] must not be required to implement any restrictions or mandates imposed by section 14.06A.060 for the first [ninety] one hundred eighty days after publication in a newspaper of general circulation in the County.

B. After the [ninety] one hundred eighty days provided in subsection A, agricultural water consumers [shall] must be subject to the same provisions as other consumers.”

SECTION 2. 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 3. This Ordinance takes effect on approval.

INTRODUCED BY:

Shane M. G. [Signature]