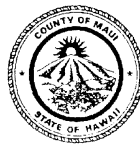


Council Chair
Gladys C. Baisa

Vice-Chair
Robert Carroll

Presiding Officer Pro Tempore
Michael P. Victorino

Council Members
Elle Cochran
Donald G. Couch, Jr.
Stacy Crivello
Don S. Guzman
G. Riki Hokama
Mike White



Director of Council Services
David M. Raatz, Jr., Esq.

COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov/council

July 3, 2013

Mr. David Goode, Director
Department of Public Works
County of Maui
Wailuku, Hawaii 96793

Dear Mr. Goode:

**SUBJECT: AMENDING SECTION 16.26B.101 TO ELIMINATE
EXEMPTIONS IN THE BUILDING CODE OF THE
COUNTY OF MAUI (IEM-9)**

The Infrastructure and Environmental Management Committee is in receipt of County Communication 13-135, from Councilmember Mike White, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 16.26B.101, MAUI COUNTY CODE, TO ELIMINATE EXEMPTIONS IN THE BUILDING CODE OF THE COUNTY OF MAUI RELATING TO LANDS WITHIN THE CONSERVATION DISTRICT OR LANDS DESIGNATED AS HAWAIIAN HOME LANDS". The purpose of the bill is to eliminate exemptions in the Building Code of the County of Maui relating to lands within the Conservation District or lands designated as Hawaiian Home Lands.

May I please request that your Department review the bill and provide comment prior to committee discussion of this matter.

To ensure efficient processing, please include the relevant Committee item number in the subject line of your response.

Should you have any questions, please contact me or the Committee staff (Scott Jensen at ext. 7662, or Yvette Bouthillier at ext. 7758).

Sincerely,

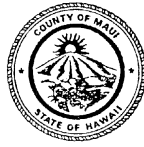
A handwritten signature in cursive script, appearing to read "Elle Cochran".

ELLE COCHRAN, Chair
Infrastructure and Environmental Management
Committee

Council Chair
Gladys C. Baisa

Vice-Chair
Robert Carroll

Council Members
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April 11, 2013

RECEIVED
2013 APR 11 PM 1:43
OFFICE OF THE
COUNTY CLERK

The Honorable Gladys C. Baisa, Chair
and Members of the Council
County of Maui
Wailuku, Hawaii 96793

Dear Chair Baisa and Members:

**SUBJECT: AMENDING SECTION 16.26B.101, MAUI COUNTY CODE,
TO ELIMINATE CERTAIN EXEMPTIONS IN THE
BUILDING CODE OF THE COUNTY OF MAUI (PAF 13-119)**

Please find attached a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 16.26B.101, MAUI COUNTY CODE, TO ELIMINATE EXEMPTIONS IN THE BUILDING CODE OF THE COUNTY OF MAUI RELATING TO LANDS WITHIN THE CONSERVATION DISTRICT OR LANDS DESIGNATED AS HAWAIIAN HOME LANDS".

May I request that the attached proposed bill be referred to the appropriate standing committee for discussion and action.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike White", is written over a horizontal line.

MIKE WHITE
Council Member

paf:scj:13-119c

Attachment

COUNTY COMMUNICATION NO. 13-135

ORDINANCE NO. _____

BILL NO. _____ (2013)

A BILL FOR AN ORDINANCE AMENDING SECTION 16.26B.101, MAUI COUNTY CODE, TO ELIMINATE EXEMPTIONS IN THE BUILDING CODE OF THE COUNTY OF MAUI RELATING TO LANDS WITHIN THE CONSERVATION DISTRICT OR LANDS DESIGNATED AS HAWAIIAN HOME LANDS

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

SECTION 1. Section 16.26B.101 of the Maui County Code is hereby amended by amending subsection 16.26B.101.2 to read as follows:

"101.2 Scope. This code shall apply to the construction, alteration, movement, enlargement, replacement, repair, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures within the County[, except those lands within the County that are designated by the State Land Use Commission to be within the conservation district boundaries or designated as Hawaiian Home Lands].

Exceptions:

1. Detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories above grade plane in height with a separate means of egress and their accessory structures shall be permitted to comply with Chapter 16.08A, Maui County Code, as amended.

2. Existing State-owned buildings undergoing repair, alterations or additions and change in occupancy shall be permitted to comply with the International Existing Building Code, provided the extent of work does not exceed 50% of the appraised value of the building.

3. Work in a county or state public way and public utility towers and poles.

101.2.1 **Appendices.** Provisions in the appendices shall not apply unless specifically adopted."

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 shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:

MICHAEL J. HOPPER

Deputy Corporation Counsel

S:\ALL\MJH\ORDS\AMEND 16.26B.101.2 Uniform Bldg Code.doc