

CARE Committee

From: Graham Resell <Graham.M.Resell@co.maui.hi.us>
Sent: Wednesday, July 28, 2021 10:56 AM
To: CARE Committee
Subject: CARE-42; Zero Net Energy Homes (New Language)
Attachments: CARE-42 2021-07-22 RFLS Siegel Amd Ch 16 Zero Net Energy Homes (CCEdits) RAFL Closing.pdf

Attached is the above ordinance, approved and signed. A few formatting revisions were made and the language was slightly tweaked with suggested revisions, an approved version of the ordinance without our proposed revisions will be emailed shortly as well. A Word version of this one will be sent separately. Please let me know if there are any questions or if you need anything else from us.

Thank you,
Graham

Graham M. Resell
Law Technician
Department of the Corporation Counsel
Telephone: (808)270-1778

REQUEST FOR LEGAL SERVICES

Date: July 22, 2021
From: Kelly Takaya King, Chair
Climate Action, Resilience, and Environment Committee

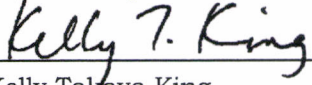
TRANSMITTAL

Memo to: DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Keola Whittaker, Esq.

Subject: REQUIRING LARGE, NEW HOMES TO BE ZERO NET ENERGY HOMES (CARE-42)

Background Data: Please see the attached bill. Please submit the response to care.committee@mauicounty.us with a reference to CARE-42.

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

Requestor's signature  Kelly Takaya King	Contact Person Nicole Siegel or James Forrest (Telephone Extension: 8008 or 7137, respectively)
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☐ [] 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): July 27, 2021
REASON: For posting on the August 4, 2021, CARE Committee meeting agenda

FOR CORPORATION COUNSEL'S RESPONSE

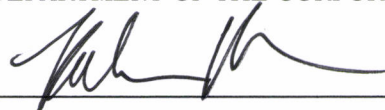
ASSIGNED TO: <u>KRW</u>	ASSIGNMENT NO. <u>2021-0007</u>	BY: <u>GMR</u>
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TO REQUESTOR: ☒ [X] APPROVED ☐ [] DISAPPROVED ☐ [] OTHER (SEE COMMENTS BELOW)
☒ [X] RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE): See recommended alternative wording which may comport with the drafter's intent I will sign both versions

DEPARTMENT OF THE CORPORATION COUNSEL

Date 7-27-21

By 

(Rev. 7/03)

care:ltr:042acc01:nas

Attachment

ORDINANCE NO. _____

BILL NO. _____ (2021)

A BILL FOR AN ORDINANCE AMENDING SECTION 16.16B.R401.2, MAUI
COUNTY CODE, RELATING TO ENERGY CODE COMPLIANCE FOR LARGE
RESIDENTIAL BUILDINGS

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

SECTION 1. Section 16.16B.R401.2, Maui County Code, is amended to
read as follows:

“16.16B.R401.2 - Subsection R401.2 amended.

Subsection R401.2 of the International Energy
Conservation Code is amended to read as follows: **R401.2**
Compliance. [Projects shall] New one- or two-family
residential buildings over five thousand square feet must
achieve a maximum energy rating index (ERI) score of zero. All
projects must comply with one of the following:

1. Sections R401.3 through R404.
2. Section R405 and the provisions of Sections R401
through R404 labeled “Mandatory.”
3. An energy rating index (ERI) approach in Section
R406.
4. The tropical zone requirements in Subsection
R401.2.1.”

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 upon its approval.

APPROVED AS TO FORM AND LEGALITY:

A handwritten signature in black ink, appearing to read 'Keola R. Whittaker', is written over a horizontal line.

KEOLA R. WHITTAKER
Deputy Corporation Counsel
Department of the Corporation Counsel
County of Maui
LF 2021-0007
2021-07-27 Ord Amd Ch 16.16