

ORDINANCE NO. 5143

BILL NO. 113 (2020)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 19.35, MAUI COUNTY
CODE, RELATING TO ACCESSORY DWELLINGS

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

SECTION 1. Findings and Purpose. The purpose of this ordinance is to correct an inconsistency with the Maui County Fire Code 16.04C.440-subsection 18.2.3.6 regarding fire apparatus access roads for accessory dwellings.

SECTION 2. Section 19.35.090, Maui County Code, is amended to read as follows:

“19.35.090 Public facilities required. The following public facilities are required to service the lot: A. Adequacy of sewage disposal system. This [shall] will be secured in writing from the department of environmental management for public sewage systems and the State of Hawaii department of health for individual wastewater systems and private wastewater treatment works.

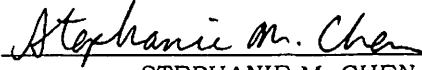
B. Adequacy of fire protection for all lots served by private streets. This [shall] will be secured in writing from the department of fire and public safety.

C. Adequacy of street. The lot must have direct access to a street [which has a minimum paved roadway width of sixteen feet and which the director of public works determines to be adequate for the proposed construction, except that a minimum width of twenty feet shall be required for fire apparatus access roads.] that meets fire code requirements for fire apparatus access roads.”

SECTION 3. Material to be repealed is bracketed.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 4. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:



STEPHANIE M. CHEN

Department of the Corporation Counsel
County of Maui

2020-0796

2020-07-06 Amend MCC 19.35.090

WE HEREBY CERTIFY that the foregoing BILL NO. 113 (2020)

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 10th day of November, 2020, by the following vote:

Alice L. LEE Chair	Keani N. W. RAWLINS-FERNANDEZ Vice-Chair	G. Riki HOKAMA	Natalie A. KAMA	Kelly T. KING	Michael J. MOLINA	Tamara A. M. PALTIN	Shane M. SINENCI	Yuki Lei K. SUGIMURA
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 12th day of November, 2020.

DATED AT WAILUKU, MAUI, HAWAII, this 12th day of November, 2020.

RECEIVED
2020 NOV 12 AM 10:06
OFFICE OF THE MAYOR

ALICE L. LEE, CHAIR
Council of the County of Maui

KATHY L. KAOHU, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 12 DAY OF November, 2020.

MICHAEL P. VICTORINO, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 5143 of the County of Maui, State of Hawaii.

KATHY L. KAOHU, COUNTY CLERK
County of Maui

Passed First Reading on October 23, 2020
Effective date of Ordinance November 12, 2020

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OFFICE OF THE COUNTY CLERK

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 5143, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui