

ORDINANCE NO. 5592

BILL NO. 52, CD1, FD1 (2022)

A BILL FOR AN ORDINANCE AMENDING SECTION 14.02.030 AND
CHAPTER 20.30, MAUI COUNTY CODE, RELATING
TO PROHIBITED DISCHARGE STANDARDS

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

SECTION 1. Section 14.02.030, Maui County Code, is amended to read
as follows:

“Section 14.02.030 Application of the plan. [This] The
plan [shall serve] serves as the primary guide to the council, the
department, and all other agencies of the County:

1. In approving or recommending to other agencies the
use or commitment of the water resources in the County; [and]

2. In using public funds to develop water resources to
meet existing or projected future demands on the public water
system [as set forth in the plan.]; and

3. In the creation and approval of the County’s annual
capital improvement program to implement the recommendations
and strategies for the development of reclaimed water
infrastructure and alternative water sources.”

SECTION 2. Section 20.30.020, Maui County Code, is amended to read
as follows:

“Section 20.30.020 Scope and applicability . A. This
chapter requires improved commercial property[, as defined in this
chapter,] to connect to available reclaimed water service for
irrigation purposes, including [but not limited to] golf courses,
landscaping, and agricultural uses, except for properties used for
single-family or duplex purposes.

B. This chapter also encourages the use of reclaimed water
for construction, irrigation, and other suitable purposes through the
use of reclaimed water fill stations.

C. If the State of Hawaii department of health or [environmental protection agency] the Environmental Protection Agency prohibits any user of reclaimed water from complying with this chapter, [or any provisions hereof, said user shall be] that user is exempt [therefrom].

D. Starting January 1, 2039, wastewater effluent produced by the County must meet State R-1 water standards. The council must appropriate enough funding to the department to ensure compliance.

[D] E. This chapter applies only in “Central Maui,” “South Maui,” and “West Maui” for mandatory irrigation purposes, as defined by the entire geographic areas shown on Figure 6-2 of the Wailuku-Kahului feasibility study dated June 1991, Figure 6-2 of the South Maui water reuse feasibility study dated September 1992, and Figure 6-2 of the West Maui water reuse feasibility study dated May 1992, respectively, and other locations in Maui County for construction, irrigation, and other suitable purposes where reclaimed water fill stations are made available by the County.”

SECTION 3. Section 20.30.030, Maui County Code, is amended as follows:

1. By amending the definition of “available reclaimed water service” to read:

““Available reclaimed water service” means the existence of a reclaimed water distribution main contiguous to or within [one hundred] two hundred fifty feet of any consumer’s property line.”

2. By amending the definition of “department” to read:

““Department” means the department of [public works and waste] environmental management.”

3. By amending the definition of “director” to read:

““Director” means the director of [public works and waste] environmental management or the director’s authorized representative.”

SECTION 4. 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 5. This Ordinance takes effect on approval.

INTRODUCED BY:

Kelly T. King

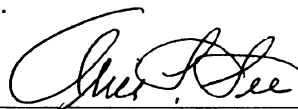
WE HEREBY CERTIFY that the foregoing BILL NO. 52, CD1, FD1 (2022)

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 12th day of January, 2024, by the following vote:

Alice L. LEE Chair	Yuki Lei K. SUGIMURA Vice-Chair	Tom COOK	Gabriel JOHNSON	Natalie A. KAMA	Tamara A. M. PALTIN	Keani N. W. RAWLINS- FERNANDEZ	Shane M. SINENCI	Nohelani U'U-HODGINS
Aye	Excused	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 18th day of January, 2024.

DATED AT WAILUKU, MAUI, HAWAII, this 18th day of January, 2024.



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



RICHELLE M. THOMSON, DEPUTY COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS DAY OF January 21, 2024.



RICHARD T. BISSEN, JR. 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. 5592 of the County of Maui, State of Hawaii.



RICHELLE M. THOMSON, DEPUTY COUNTY CLERK
County of Maui

Passed First Reading on December 15, 2023
Effective date of Ordinance January 21, 2024

RECEIVED

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OFFICE OF THE
COUNTY CLERK

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 5592, 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