

COUNCIL OF THE COUNTY OF MAUI
PUBLIC WORKS COMMITTEE

April 1, 2005

**Committee
Report No.**

05-60

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

Chair and Members:

Your Public Works Committee, having met on March 14, 2005, makes reference to County Communication No. 05-95, from the Director of Public Works and Environmental Management, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.48, MAUI COUNTY CODE, PERTAINING TO SPEED HUMPS".

The purpose of the proposed bill is to allow the Director of Public Works and Environmental Management to obtain the consent of at least 80 percent of the property owners whose properties abut the County highway within a distance, as determined by the Director, from the proposed speed hump; and where a speed hump is to be placed on a specific block, to allow the Director to obtain the consent of at least 80 percent of the property owners whose respective boundaries abut the County highway within the specific block. The proposed bill also defines "block", corrects references to the name of the Department and the Director's title, and makes nonsubstantive revisions.

At its meeting, your Committee met with the Director of Public Works and Environmental Management and a Deputy Corporation Counsel.

There was no public testimony.

The Director explained that the proposed bill will not only allow the Department to continue its practice of requiring the consent of at least 80 percent of abutting property owners along a particular segment of a street where the speed hump is to be installed, but will also determine the consent requirement for speed humps proposed within a specific block. He further explained that the current language in the Maui County Code requires the consent of at least 80 percent of property owners whose properties abut the County highway within 500 feet of the proposed speed hump.

The Director stated that under the existing law, the Department has encountered incidents when an applicant is required to obtain the consent of residents that do not travel on the road where the speed hump is being proposed. He further stated that it is

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usually the residents who live on a particular street that are concerned about speeding, and the existing law has made it difficult for them to qualify for speed humps.

Your Committee expressed concern about the backlog of streets still waiting for speed hump installation.

The Director explained that the proposed bill is not an attempt to address the two-year backlog of speed humps to be installed. The Director further explained that since new subdivisions are required to install traffic calming measures, he expects that the requests for speed humps will diminish in the future.

Your Committee voted to recommend passage of the proposed bill on first reading and filing of the communication.

Your Public Works Committee RECOMMENDS the following:

1. That Bill No. _____ (2005), attached hereto, entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.48, MAUI COUNTY CODE, PERTAINING TO SPEED HUMPS", be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication No. 05-95 be FILED.

Adoption of this report is respectfully requested.

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