

COUNCIL OF THE COUNTY OF MAUI
PUBLIC WORKS COMMITTEE

July 22, 2005

Committee
Report No.

_____ 05-94

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

Chair and Members:

Your Public Works Committee, having met on June 27, 2005, makes reference to County Communication No. 05-137, from the Director of Public Works and Environmental Management, transmitting a proposed resolution entitled "AUTHORIZING THE GRANTING OF A NON-EXCLUSIVE EASEMENT ON COUNTY OF MAUI REAL PROPERTY TO MOUNTAIN SEAS DEVELOPMENT, LTD. FOR UNDERGROUND PRIVATE WASTEWATER SYSTEM PURPOSES".

The purpose of the proposed resolution is to grant a non-exclusive easement on that certain right-of-way and roadway called Makena-Keoneoio Road to Mountain Seas Development, Ltd. for underground private wastewater system purposes at Papanui Beach Subdivision, Makena, identified as a portion of TMK: (2) 2-1-07:103.

At its meeting, your Committee met with the Director of Public Works and Environmental Management; a Deputy Corporation Counsel; and C. Earl Stoner, Jr., representing Mountain Seas Development, Ltd.

There was no public testimony.

The Director informed your Committee that an easement for this purpose had been granted to Ulupalakua Ranch, Inc. Ulupalakua Ranch subsequently sold the property to Mountain Seas Development, Ltd., prior to the recordation of the easement by the Bureau of Conveyances. This matter is being reprocessed in favor of the new property owners.

Mr. Stoner informed your Committee that all work on the wastewater system had been completed. He advocated for the prompt transmittal of easement documents to the Bureau of Conveyances for recordation following Council approval, to avoid having to reprocess the grant request if the property is conveyed to a new owner.

Your Committee voted to recommend adoption of the proposed resolution and filing of the communication.

COUNCIL OF THE COUNTY OF MAUI
PUBLIC WORKS COMMITTEE

July 22, 2005
Page 2

Committee
Report No. 05-94

Your Public Works Committee RECOMMENDS the following:

1. That Resolution No. _____, attached hereto, entitled "AUTHORIZING THE GRANTING OF A NON-EXCLUSIVE EASEMENT ON COUNTY OF MAUI REAL PROPERTY TO MOUNTAIN SEAS DEVELOPMENT, LTD. FOR UNDERGROUND PRIVATE WASTEWATER SYSTEM PURPOSES", be ADOPTED; and
2. That County Communication No. 05-137 be FILED.

Adoption of this report is respectfully requested.

pw:cr:0513aa:scj

COUNCIL OF THE COUNTY OF MAUI
PUBLIC WORKS COMMITTEE

July 22, 2005
Page 3

Committee
Report No. 05-94

JOSEPH PONTANILLA **Chair**

G. RIKI HOKAMA **Member**

MICHAEL J. MOLINA **Vice-Chair**

DANNY A. MATEO **Member**

ROBERT CARROLL **Member**