

COUNCIL OF THE COUNTY OF MAUI
WATER RESOURCES COMMITTEE

February 6, 2004

**Committee
Report No.**

04-21

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

Chair and Members:

Your Water Resources Committee, having met on January 14, 2004, makes reference to County Communication No. 03-286, from the Director of Water Supply, transmitting a proposed resolution entitled "ACCEPTING DEDICATION OF A WATERLINE EASEMENT FOR THE AGENA FARMS SUBDIVISION PURSUANT TO SECTION 3.44.015, MAUI COUNTY CODE".

The purpose of the proposed resolution is to accept the dedication of a waterline easement for the Agena Farms Subdivision in Kula, Maui, TMK: (2) 2-3-003:204.

At its meeting, your Committee met with the Director of Water Supply, a Deputy Corporation Counsel, and Kirk Tanaka of R. T. Tanaka Engineers, Inc.

There was no public testimony. Your Committee received an overview from the Director of Water Supply.

Your Committee discussed the intended use classification of this proposed subdivision. The subdivision is a three-lot agricultural subdivision with one dwelling, owned by the Agena family. The property is in active farm use and has received final subdivision approval. The waterline easement resulted from the extension of an eight-inch water main required by the Department of Water Supply in order for the Agena family to obtain two additional water meters for dwelling and agricultural purposes.

Your Committee noted that although a map was submitted with the County Communication, it was not attached to the proposed resolution.

Your Committee questioned why a property description was not provided with the proposed easement. The Deputy Corporation Counsel informed your Committee that the property does not have a metes and bounds description because it is Land Court property.

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Your Committee recommended that the proposed resolution be revised to include the map as part of Exhibit "A" and to make nonsubstantive revisions. Your Committee voted to recommend adoption of the revised proposed resolution and filing of the communication.

Your Committee is in receipt of a revised proposed resolution, approved as to form and legality, from the Department of the Corporation Counsel, incorporating your Committee's suggested revisions.

Your Water Resources Committee RECOMMENDS the following:

1. That Resolution No. _____, as revised herein and attached hereto, entitled "ACCEPTING DEDICATION OF A WATERLINE EASEMENT FOR THE AGENA FARMS SUBDIVISION PURSUANT TO SECTION 3.44.015, MAUI COUNTY CODE", be ADOPTED; and
2. That County Communication No. 03-286 be FILED.

Adoption of this report is respectfully requested.

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DANNY A. MATEO **Chair**

DAIN P. KANE **Member**

CHARMAINE TAVARES **Vice-Chair**

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ROBERT CARROLL **Member**

WAYNE K. NISHIKI **Member**

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JOSEPH PONTANILLA **Member**

JO ANNE JOHNSON **Member**