

COUNCIL OF THE COUNTY OF MAUI  
**PUBLIC SERVICES COMMITTEE**

July 23, 2010

**Committee  
Report No.** \_\_\_\_\_

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

Chair and Members:

Your Public Services Committee, having met on June 30, 2010, makes reference to County Communication No. 10-109, from the Director of Transportation, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING TITLE 11, MAUI COUNTY CODE, RELATING TO PUBLIC TRANSIT".

The purpose of the proposed bill is to adopt regulations pertaining to the County's public transit system (Maui Bus), and in particular, County bus stops. The proposed bill amends the Maui County Code (MCC) to add a definition for "County bus stop", and a new Chapter to establish County bus stops and related provisions governing parking, crosswalks, and advertising.

Your Committee notes that Ordinance No. 3628 (2009) established a new title to the MCC, entitled Public Transit. Title 11 provides a framework for the Maui bus system, and was created with the understanding that further amendments would be made as the system expanded.

The Director of Transportation stated that, although bus stops are currently identified by signage, such stops are neither defined nor addressed in the MCC. He stated that the proposed bill would allow the Department to establish bus stops, prohibit parking at bus stops, recommend crosswalks near bus stops, and administer advertising at bus stops.

Your Committee discussed the current status of County bus stops, and the degree to which the proposed bill would improve both the safety and the general functioning of these bus stops.

Your Committee voted 6-0 to recommend passage of the proposed bill on first reading and filing of the communication. Committee Chair Nishiki, Vice-Chair Pontanilla, and members Johnson, Mateo, Medeiros, and Victorino voted "aye". Committee member Kaho'ohalahala was excused.

**COUNCIL OF THE COUNTY OF MAUI**  
**PUBLIC SERVICES COMMITTEE**

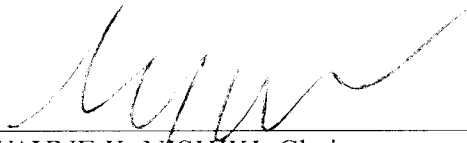
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**Committee**  
**Report No.** \_\_\_\_\_

Your Public Services Committee RECOMMENDS the following:

1. That Bill No. \_\_\_\_\_ (2010), attached hereto, entitled "A BILL FOR AN ORDINANCE AMENDING TITLE 11, MAUI COUNTY CODE, RELATING TO PUBLIC TRANSIT", be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication No. 10-109 be FILED.

This report is submitted in accordance with Rule 7 of the Rules of the Council.

  
\_\_\_\_\_  
WAYNE K. NISHIKI, Chair

ps:cr:10028aa:sej/skk

ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_ (2010)

A BILL FOR AN ORDINANCE AMENDING TITLE 11,  
MAUI COUNTY CODE, RELATING TO PUBLIC TRANSIT

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

SECTION 1. Section 11.01.020, Maui County Code, is amended by adding a new definition to be appropriately inserted and to read as follows:

"County bus stop" means an area, identified by signage on a County bus route, where County transit buses and special transit service vehicles stop for the boarding and unloading of passengers."

SECTION 2. Title 11, Maui County Code, is amended by adding a new chapter to be appropriately designated and to read as follows:

**"CHAPTER 11.07**

**COUNTY BUS STOPS**

Sections:

11.07.010	Establishing County bus stops.
11.07.020	Parking prohibitions.
11.07.030	Crosswalks.
11.07.040	Advertising at County bus stops.

**11.07.010 Establishing County bus stops.** The department may establish new County bus stops, or terminate or relocate existing County bus stops. If necessary for the purpose of establishing new County bus stops, the department may recommend to the director of finance the acquisition of real property in fee, by lease, or by easement, pursuant to section 3.44.015 of this code. The design criteria for County bus stops shall be in accordance with the department's "Maui County Bus Stop Planning and Design Services" report

dated August 2008, as may be amended, and on file with the department.

**11.07.020 Parking prohibitions.** Except for County transit buses and special transit service vehicles in the process of boarding or unloading passengers, no person shall stop, stand, or park a vehicle at a County bus stop. This section shall not apply to police or emergency vehicles while in the performance of official duties.

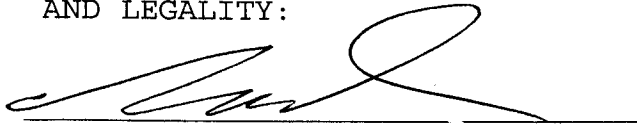
**11.07.030 Crosswalks.** The department may recommend to the director of public works the establishment of crosswalks near County bus stops to improve pedestrian safety. Crosswalks shall be established pursuant to chapter 10.60 of this code.

**11.07.040 Advertising at County bus stops.** The department may rent or contract for advertisement displays at County bus stops. Advertising prohibited by section 11.02.040 of this code for spaces inside County transit buses shall be prohibited at County bus stops. All net revenues derived from advertisements at County bus stops shall be deposited into the County highway fund."

SECTION 3. New material is underscored. In printing this bill, the County Clerk need not include the underscoring.

SECTION 4. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM  
AND LEGALITY:



EDWARD S. KUSHI, JR.  
Deputy Corporation Counsel  
County of Maui

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