

COUNCIL OF THE COUNTY OF MAUI
**INFRASTRUCTURE MANAGEMENT
COMMITTEE**

November 4, 2011

**Committee
Report No.** _____

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

Chair and Members:

Your Infrastructure Management Committee, having met on June 13, 2011, July 11, 2011, August 15, 2011, and October 3, 2011, makes reference to County Communication 11-23, from Councilmember Michael P. Victorino, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 20.08, MAUI COUNTY CODE, RELATING TO DEVELOPMENT ON STEEP TERRAIN".

The purpose of the proposed bill is to minimize geological and hydrological hazards associated with the development of hillside areas by requiring an applicant for a grading permit to submit an engineering slope hazard report in specified instances.

Your Committee notes that Section 20.08.060, Maui County Code, requires an engineer's soils report, and erosion control and drainage plans to be submitted with a grading permit application in specified instances.

Your Committee notes that recent development of hillside areas have raised community concern about potential rockfall generated by such development. The threat of such rockfall on Oahu prompted the City and County of Honolulu to pass Ordinance 04-27. This ordinance requires an engineering slope hazard report to be submitted with certain grading and building permit applications.

The proposed bill would require an engineering slope hazard report to be submitted with a grading permit application in specified instances. Furthermore, the proposed bill would require the Director of Public Works to consider the engineering slope hazard report in evaluating whether to approve or deny an application for a grubbing or grading permit. The engineering slope hazard report would provide the Director of Public Works with another analytical tool to better ensure that any potential hazards are identified and considered by the Director prior to the issuance of a grading permit.

The Director of Public Works suggested that the proposed bill be revised if the primary intent of the legislation is to address hazards posed by potential rock movement

