

COUNCIL OF THE COUNTY OF MAUI
PLANNING COMMITTEE

February 15, 2013

**Committee
Report No.** _____

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

Chair and Members:

Your Planning Committee, having met on January 31, 2013, makes reference to the following:

1. County Communication 11-271, from the Planning Director, transmitting the following reports: (1) report entitled "County of Maui Repetitive Loss Properties Floodplain Management Plan – Updated 2009"; and (2) report entitled "County of Maui Repetitive Loss Properties Floodplain Management Plan Annual Evaluation Report September 2011".
2. County Communication 12-224, from the Planning Director, transmitting the following reports: (1) report entitled "County of Maui Repetitive Loss Properties Floodplain Management Plan – Updated 2012"; and (2) report entitled "County of Maui Repetitive Loss Properties Floodplain Management Plan Annual Evaluation Report September 2012".

Your Committee notes that by Resolution 01-141, the Council adopted the Floodplain Management Plan. Resolution 01-141 and section 10 of the Floodplain Management Plan require the Planning Director to transmit annual status reports on the Plan's implementation.

Your Committee notes that Chapter 19.62, Maui County Code ("MCC"), regulates construction in flood hazard areas, and was enacted pursuant to the United States National Flood Insurance Act of 1968 (Public Laws 90-448 and 91-152), as amended; the United States Flood Disaster Protection Act of 1973 (Public Law 93-234), as amended; and Chapter 46, Hawaii Revised Statutes. Enactment of Chapter 19.62, MCC, enables the County to qualify for participation in the Federal Flood Insurance Program. Failure to participate in the Federal Flood Insurance Program would result in a denial of Federal financial assistance to communities in need of assistance for acquisition and construction purposes.

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The Deputy Planning Director provided an overview of the Floodplain Management Plan. She explained that the Federal Emergency Management Agency has identified the County as a "Category C Repetitive Loss Community". A Category C Repetitive Loss Community has 10 or more repetitive loss properties. A repetitive loss property is one in which two or more claims of \$1,000 or more have been paid by the National Flood Insurance Program ("NFIP") within a ten-year period. The County has 18 repetitive loss properties.

The Deputy Planning Director further noted that the County is required to adopt a Floodplain Management Plan for the community's floodplain areas because it has more than 10 repetitive loss properties. The Floodplain Management Plan identifies problem areas; provides preventative measures to protect the homes and buildings in the repetitive loss areas; and develops a flood warning system for flash flooding.


The Deputy Planning Director further explained that the County is enrolled in the NFIP's Community Rating System. Communities in the NFIP's Community Rating System that implement more than the minimum regulatory requirements qualify for a reduction in flood insurance premiums. According to the Deputy Planning Director, the County has a Class 8 rating with a current annual flood insurance premium savings of approximately \$512,000.

Your Committee voted 7-0 to recommend filing of the communications. Committee Chair Couch, Vice-Chair Victorino, and members Baisa, Cochran, Crivello, Guzman, and White voted "aye".

Your Planning Committee RECOMMENDS the following:

1. That County Communication No. 11-271 be FILED; and
2. That County Communication No. 12-224 be FILED.

This report is submitted in accordance with Rule 8 of the Rules of the Council.



DONALD G. COUCH, JR., Chair