

**COUNCIL OF THE COUNTY OF MAUI**  
**PUBLIC WORKS AND**  
**FACILITIES COMMITTEE**

December 21, 2007

**Committee**  
**Report No.**

07-163

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

Chair and Members:

Your Public Works and Facilities Committee, having met on December 5, 2007, makes reference to County Communication No. 07-313, from Councilmember Michael J. Molina, transmitting a draft bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 10.48, MAUI COUNTY CODE, PERTAINING TO STOPPING, STANDING AND PARKING".

The purpose of the draft bill is to prohibit parking on both sides of Ulumau Place between Baldwin Avenue and Loko Place, Paia, Maui.

By correspondence dated November 20, 2007, Councilmember Molina transmitted correspondence dated November 15, 2007, from the Chief of Police, supporting the draft bill.

By correspondence dated November 29, 2007, the Co-Chairs of your Committee requested that the Department of the Corporation Counsel review the draft bill and, if appropriate, approve it as to form and legality.

By correspondence dated December 3, 2007, Councilmember Molina transmitted the following: (1) a copy of correspondence dated March 15, 2007 to the Director of Public Works, requesting that he visit the site with Councilmember Molina and James Basco; (2) a copy of a petition containing six signatures, requesting a variety of signage along Ulumau Place for safety reasons; (3) a copy of correspondence dated April 2, 2007, from Councilmember Molina to the Chief of Police, requesting comments on the draft bill to prohibit parking on Ulumau Place; (4) a copy of correspondence dated April 19, 2007, from Councilmember Molina to Mr. Basco, transmitting a copy of the response dated April 16, 2007, from the Chief of Police, commenting on the parking situation on Ulumau Place; and (5) a copy of correspondence dated November 5, 2007, from Councilmember Molina to the Director of Public Works, requesting comments on the draft bill.

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By correspondence dated December 3, 2007, the Department of the Corporation Counsel transmitted a proposed bill, entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 10.48, MAUI COUNTY CODE, PERTAINING TO STOPPING, STANDING AND PARKING ON ULUMAU PLACE, PAIA", approved as to form and legality. The proposed bill incorporates a geographic reference in the title.

At its meeting, your Committee met with the Director of Public Works; the Acting Captain, Wailuku Patrol, Department of Police; the Administrative Sergeant, Department of Police; and a Deputy Corporation Counsel.

Your Committee received public testimony from James Basco who spoke in favor of the proposed bill. He stated that ongoing problems with parking have been worsened by transient vacation rentals along Ulumau Place over the past several years. He thanked Councilmember Molina and the Director of Public Works for visiting the site.

The Administrative Sergeant reaffirmed the Department of Police's support of the proposed bill to ensure that emergency vehicles can travel along the substandard roadway.

The Acting Captain stated that the Department of Police had considered two approaches, one prohibiting parking, and the other improving lane markings and signage.

The Director stated that he visited the site with Councilmember Molina. He described the varying roadway widths as being between 8 and 20 feet. He explained that a 90-degree turn in the roadway, approximately 490 feet from Baldwin Avenue, is described on some maps as well as in the proposed bill as Loko Place. He stated that his Department considers the final 450 lineal feet of the roadway to its terminus as part of Ulumau Place. He suggested the proposed bill be revised to prohibit parking on Ulumau Place until the terminus of the roadway.

Your Committee discussed minimum roadway widths in general and the practicality of requiring standard roadway widths along existing substandard roadways.

The Director stated that while the current minimum roadway width for access to new subdivisions is 24 feet, existing streets in the neighborhood are found to be substandard in many cases.

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Your Committee discussed the importance of maintaining adequate clearance for emergency vehicles, and noted that the Department of Fire and Public Safety generally requires a minimum roadway width of 20 feet for their vehicles, and that prohibiting parking will improve access along this nonconforming street.

The Director stated that his Department will generally investigate such matters upon receiving a complaint.

Your Committee revised the proposed bill to prohibit parking along the entire length of Ulumau Place to its terminus, in accordance with the Director's recommendation.

Your Committee voted to recommend passage of the revised proposed bill and filing of the communication.

Your Committee is in receipt of a revised proposed bill, incorporating the revisions recommended by your Committee.

Your Public Works and Facilities Committee **RECOMMENDS** the following:

1. That Bill No. \_\_\_\_\_ (2007), as revised herein and attached hereto, entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 10.48, MAUI COUNTY CODE, PERTAINING TO STOPPING, STANDING AND PARKING ON ULUMAU PLACE, PAIA", be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication No. 07-313 be FILED.

Adoption of this report is respectfully requested.

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**BILL KAUAKEA MEDEIROS** Co-Chair

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**DANNY A. MATEO** Member

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**MICHAEL P. VICTORINO** Co-Chair

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**JOSEPH PONTANILLA** Member

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**G. RIKI HOKAMA** Member