



OFFICE OF THE MAYOR

Ke'ena O Ka Meia
COUNTY OF MAUI – Kalana O Maui

PROCLAMATION

By the authority vested in me as Mayor by the Revised Charter of the County of Maui (1983), as amended, and the Constitution and laws of the State of Hawaii, in order to provide relief for disaster damages, losses, and suffering, and to protect the health, safety, and welfare of the people, and pursuant to the authority granted to me by Mayor Alan M. Arakawa, by his letter dated November 22, 2017, to serve as Acting Mayor during Mayor Arakawa's absence from 12:41 p.m., Thursday, November 22, 2017, until his return, anticipated to be Monday, December 4, 2017, at approximately 4:39 p.m., I, KEITH A. REGAN, Acting Mayor of the County of Maui of the State of Hawaii, hereby determine, designate and proclaim as follows:

WHEREAS, Chapter 127A, Hawaii Revised Statutes ("HRS") empowers me, Keith A. Regan, as Acting Mayor of the County of Maui of the State of Hawaii, as the sole judge of the existence of imminent danger or threat of an emergency or disaster in any portion of the county; and

WHEREAS, the County owned rights of way in the Piiholo Road area on the island of Maui have in excess of 400 dead eucalyptus trees ranging from 70 – 100 feet in height, and there have been recent and numerous incidents of such trees falling onto Piiholo Road which endanger passing motorists or pedestrians and pose an imminent threat to life and property, and based on the fact that the County is entering the rainy season and the National Weather service forecasts a wetter than average season, and the fact that rain-softened soil combined with tall dead trees which have been consistently falling and are likely to fall more frequently, especially in the event of heavy winds, and based upon the expertise available to me, I have determined that the dead trees pose an imminent danger of death, injury, and property damage to residents of Maui County, and visitors using Piiholo Road, thereby endangering the health, safety, and welfare of the people, which warrants preemptive and protective action in order to provide for the health, safety, and welfare of the people; and

WHEREAS, there is need for the County government to provide immediate services to mitigate this hazardous situation before it causes property damage, injury or death;

NOW, THEREFORE, pursuant to Section 14(b), HRS Chapter 127A, I, KEITH A. REGAN, Acting Mayor of the County of Maui, do hereby determine that the County of Maui is in imminent danger and that there is the threat of an emergency or disaster for a portion of the county due to the imminent falling of dead trees from the County's right of way along Piiholo Road on the island of Maui, and I DO HEREBY PROCLAIM that a local state of emergency exists as of 4:20 P (time), this 29th day of November, 2017, which shall continue until terminated by any separate proclamation, or which shall automatically terminate sixty days after issuance of this PROCLAMATION, whichever occurs first. Pursuant to this Proclamation, I hereby exercise any and all powers listed in Sections 12 and 13 of Chapter 127A, HRS.

Done at the Kalana O Maui Building,
This 29th day of November, 2017.



KEITH A. REGAN, Acting Mayor
County of Maui

APPROVED:



JERRIE L. SHEPPARD
*Deputy Corporation Counsel
County of Maui*