SECOND SUPPLEMENTARY 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, I, ALAN M. ARAKAWA, Mayor of the County of Maui, hereby determine, designate and proclaim as follows:

WHEREAS, Chapter 127A, Hawaii Revised Statutes ("HRS"), emergency powers are conferred on me as Mayor of the County of Maui of the State of Hawaii, to deal with disasters or emergencies, and to determine that an emergency or disaster has occurred or there exists 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 Piilolo Road area on the island of Maui continue to have an excessive number of dead eucalyptus trees ranging from 70–100 feet in height, which present the ongoing danger of falling onto Piilolo Road, endangering passing motorists or pedestrians, and pose an imminent threat to life and property, and with ongoing wet weather which continues to contribute to rain-softened soil and amplifies the risk of falling trees, and based upon the expertise available to me, I have determined that the dead trees continue to pose an imminent danger of death, injury, and property damage to residents of Maui County, and visitors using Piilolo Road, thereby endangering the health, safety, and welfare of the people, which warrants continuing the County’s preemptive and protective action to mitigate this hazardous situation and to provide for the health, safety, and welfare of the people, and to avoid property damage, injury or death; and

WHEREAS, work to mitigate the danger by removal of an excessive number of dead trees will continue through June 30, 2018, it has become necessary to supplement the Proclamation of November 29, 2017, and the First Supplementary Proclamation of January 23, 2018, in order to extend the period of time required to complete the remediation work necessary protect public and private property, residents and visitors who may travel on Piilolo Road;
NOW, THEREFORE, pursuant to Section 14(b), HRS Chapter 127A, I, ALAN M. ARAKAWA, Mayor of the County of Maui, do hereby further determine that there presently exists an ongoing threat of falling dead eucalyptus trees along County-owned rights of way in the Piilolo Road area on the island of Maui and I DO HEREBY PROCLAIM that all of the provisions of the Proclamation of November 29, 2017, and the First Supplementary Proclamation of January 23, 2018, shall remain in full force and effect and are hereby included in the provisions of this Second Supplementary Proclamation. I further declare and proclaim that the disaster emergency relief period shall continue through June 30, 2018, and that any projects initiated under the original Proclamation or the First Supplementary Proclamation, shall continue to be subject to this Second Supplementary Proclamation until project acceptance and any final accounting or payment obligations, whichever is later. Pursuant to this Second Supplementary 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 23rd day of March, 2018.

ALAN M. ARAKAWA, Mayor
County of Maui

APPROVED:

JERRIE L. SHEPPARD
Deputy Corporation Counsel
County of Maui