

DEPARTMENT OF PARKS AND RECREATION

COUNTY OF MAUI

ADOPTION OF CHAPTER 3
RULES OF PRACTICE AND PROCEDURE
FOR THE MAUI COUNTY ARBORIST COMMITTEE

SUMMARY

Chapter 3, entitled "Rules of Practice and Procedure for the Maui County Arborist Committee", is hereby adopted.

TITLE MC-10
DEPARTMENT OF PARKS AND RECREATION

SUBTITLE 3
ARBORIST COMMITTEE

CHAPTER 3

RULES OF PRACTICE AND PROCEDURE

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SUBCHAPTER 1

GENERAL PROVISIONS

§10-3-1 Title. The rules in this article shall be known as the "Rules of Practice and Procedure for the Maui County Arborist Committee", hereinafter "Committee". [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-2 Purpose. These rules govern practice before and procedures of the Maui county arborist committee and set forth general rules applicable to proceedings before the committee. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-3 Construction. These rules shall be construed to secure the just and efficient determination of proceedings before the committee. These rules should be read in conjunction with the Hawaii Revised Statutes, the charter of the County of Maui and the Maui County Code. If there is a conflict between state law, the county charter, or the Maui County Code and these rules, state law, the county charter, or the Maui County Code shall govern.

If there are conflicts between these rules and specific rules of any other chapters, the specific rules shall govern. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-4 Definitions. The following definitions shall apply for all matters before this committee:

"Agency" means any agency, board, commission, department or officer of the county or state government, including the arborist committee.

"Agency hearing" refers only to a hearing held by an agency immediately prior to a judicial review of a contested case as provided in section 91-14, Hawaii Revised Statutes.

"Applicant" means a person who seeks permission or authorization which the committee may grant under statute, ordinance; and a person seeking relief not otherwise designated in these rules.

"Arborist" means the Maui county arborist.

"Committee" means the Maui county arborist committee.

"Coordinator" means the Maui county arborist committee coordinator.

"Department" means the department of parks and recreation.

"Director" means the director of parks and recreation.

"Exceptional Trees" means a tree or stand or grove of trees with historic or cultural value, or which by reason of age, rarity, location, size, aesthetic quality, or endemic status has been designated by ordinance as worthy of preservation.

"Government record" means information maintained by an agency in written, auditory, visual, electronic or other physical form, or as otherwise defined in Hawaii Revised Statutes, chapter 92F, as amended.

"Hearing officer" means any person or persons designated and authorized by the committee to conduct a contested case hearing, to take testimony, and to report findings of fact and conclusions of law with recommendations to the committee on matters that are within the jurisdiction of the committee.

"Meetings" means the convening of the committee for which a quorum is required in order to make a decision or to deliberate toward a decision upon a matter over which the committee has supervision, control, jurisdiction, or advisory power.

"Party" means any person named or admitted as a party.

"Person" means any agency, individual, partnership, firm, association, community group, trust, estate, private corporation, or other legal entity, whether or not incorporated, including governmental departments or agencies.

"Plan reviewer" means the person designated by the director of planning to review planting plans.

"Proceeding" means any matter brought before the committee over which the committee has jurisdiction.
[Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

SUBCHAPTER 2

ORGANIZATION AND PARLIAMENTARY RULES

§10-3-5 Office. The office of the committee shall be Maui county arborist committee, volunteer action division, department of parks and recreation, 275 Uhu Street, Kahului, Hawaii 96732. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-6 Communications. Unless otherwise specifically directed, all communications to the committee shall be directed to the office of the committee. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-7 Membership. The committee shall be comprised of nine members, appointed by the mayor and who may be removed by the mayor with notice to, but without approval of, the council. Each member serves on the committee for a period of five years. [Eff.] (Auth: HRS §91-2) (Imp: Charter §13-2)

§10-3-8 Business year. The business year for the committee shall run from April 1 to March 31. [Eff.] (Auth: HRS §91-2) (Imp: Charter §13-2)

§10-3-9 Meetings. (a) The committee may meet and exercise its powers anywhere within its jurisdiction. Unless otherwise provided by law, all meetings shall be open to the public.

(b) The committee shall be informal and base the parliamentary procedures for conducting its meetings on the revised edition of Robert's Rules of Order. If there is a conflict between these rules and Robert's Rules, these rules shall apply.

(c) General meetings shall be scheduled to be held at least once a month on the second Wednesday of each month as necessary. This schedule may be altered by vote of the committee and the regular meeting held elsewhere and on a different day or time when necessary to enable the committee to effectively conduct its business.

(d) The committee shall allow all interested persons an opportunity to submit data, views, arguments or present oral testimony on any agenda item in an open meeting. The committee may provide for the recordation of all oral testimony. A reasonable time limit may be placed on such testimony from the public, which in any event shall be not less than three minutes per person.

(e) The committee shall comply with chapter 92, Hawaii Revised Statutes, as amended.

(f) Special meetings may be called by the chairperson, the director, or a majority of the committee members at any time and place as scheduled.

(g) Emergency meetings and executive meetings shall be held pursuant to chapter 92, Hawaii Revised Statutes, as amended.

(h) Public hearings may be held after thirty days notice, published in a newspaper of county circulation.

(i) Executive meetings closed to the public may be held by the committee upon affirmative vote, taken at an open meeting of two thirds of the members present; provided the affirmative vote constitutes the majority to which the committee is entitled. The meeting closed to the public shall be limited to matters specifically allowed by law and the reason for holding such a meeting shall be publicly announced and the vote of each member on the question of holding the meeting closed to the public shall be recorded and entered into the minutes of the meeting.

(j) Social, informal gatherings of two or more members of the committee where official business is not discussed shall be considered chance meetings and not subject to these rules. [Eff.] (Auth: HRS §91-2) (Imp: HRS §§91-2, 92-4, 92-5)

§10-3-10 Quorum. A majority of all members to which the committee is entitled shall constitute a quorum to transact business, and the concurrence of a majority of all members to which the committee is entitled shall be necessary to take any action. [Eff.] (Auth: HRS §91-2) (Imp: HRS §92-15)

§10-3-11 Agenda. The committee shall file an agenda with the county clerk at least six calendar days

before the meeting. Nothing on the agenda shall be changed, once filed, without a two-thirds recorded vote of all members to which the committee is entitled. An issue of major importance which may affect a significant number of persons shall be listed on the agenda and not added on after filing. [Eff.] (Auth: HRS §91-2) (Imp: HRS §92-7)

§10-3-12 Minutes. The committee shall keep written minutes and may provide for the audio recordation or court reporter transcript of meetings. The minutes shall give a true reflection of the matters discussed at the meeting and the views of the members. These minutes shall include, but need not be limited to:

- (1) The date, time and place of the meeting;
- (2) The members of the committee recorded as either present or absent;
- (3) The substance of all matters proposed, discussed, or decided; and a record, by individual member, of any votes taken; and
- (4) Any other information that any member of the committee requests be included or reflected in the minutes.

The written minutes shall be public records and shall be available within thirty days after the meeting except where such disclosure would be inconsistent with section 92-5, Hawaii Revised Statutes, as amended, provided, that minutes of executive meetings may be withheld so long as their publication would defeat the lawful purpose of the executive meeting. [Eff.] (Auth: HRS §91-2) (Imp: HRS §92-9)

§10-3-13 Decisions and orders. (a) All decisions and orders in a contested case proceeding or any other such proceeding authorized by chapter 91, Hawaii Revised Statutes, shall be signed by the members of the committee who have heard and examined the evidence in the proceeding. Members who have not heard and examined all of the evidence may vote and sign only after the procedures set forth in section 91-11, Hawaii Revised Statutes have been complied with.

(b) Unless otherwise indicated in the order, the effective date of a decision and order shall be the date

of mailing.

(c) Official copies of decisions and orders and other committee actions shall be promulgated under the signature of all members or the chairperson, director or by such other person as may be authorized by the committee.

(d) All final decisions and orders should be issued in writing within a reasonable time after the final vote of the committee.

(e) All administrative approvals shall be signed by the director of parks and recreation, except that for planting plan approvals which shall be signed by the director of planning.

(f) All other approval, actions, decisions or communications may be signed by the chairperson, or the director of parks and recreation. [Eff.] (Auth: HRS §91-2) (Imp: HRS §§91-2, 91-11)

§10-3-14 Committee records. Records which are "government records" as defined in chapter 92F, Hawaii Revised Statutes, as amended, shall be disclosed according to that chapter. [Eff.] (Auth: HRS §91-2) (Imp: HRS Ch. 92F)

§10-3-15 Computation of time. In computing any period of time under the rules herein, by notice, or by any order of the committee, the time begins with the day following the act, event, or default, and includes the last day of the period unless it is a Saturday, Sunday or legal holiday, in which event the period runs until the end of the next day which is not a Saturday, Sunday, or holiday. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-16 Appearance before the committee. (a) Any person or party to a proceeding before the committee may appear in his or her own behalf or as an authorized representative of any other person. All attorneys who appear on behalf of any party before the committee shall be licensed to practice in the State of Hawaii.

(b) Any person or party who signs a pleading or brief, enters an appearance at a hearing, or transacts business with the committee, by such act represents that

he or she is legally authorized to do so and shall comply with all applicable state and county laws and the rules of this committee, and further, he or she shall maintain the respect due to the committee and shall never deceive or knowingly present any false statements of fact or law to the committee. The committee may at any time require any person appearing before the committee in a representative capacity to provide the committee with qualification to act in such capacity. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-17 Formal requirements for filing of documents. (a) All documents required to be filed with the committee in any proceeding shall be filed with the office of the committee at volunteer action division, department of parks and recreation, 275 Uhu Street, Kahului, Hawaii 96732, within the time limit prescribed by law or by order of the committee. Unless otherwise ordered, the date on which the documents are received shall be regarded as the date of filing.

(b) Documents shall be bound at the top and typewritten upon paper 8-1/2 x 11 or 8-1/2 x 13 inches in size. Tables, maps, charts, exhibits, or appendices may be larger and shall be folded to that size where practical. The impression shall be on one side of the paper only and shall be double spaced, except that footnotes and quotations in excess of a few lines may be single-spaced. Copies shall be clear and permanently legible.

(c) Petitions, pleadings, briefs, and other documents shall show the title of the proceeding before the committee and the name and address of the person or attorney.

(d) The original of each application, petition, complaint, answer, or amendment shall be signed in ink by each party or his or her counsel. If such party is a corporation or association, the pleading may be signed by an officer thereof.

(e) Unless otherwise required by these rules or the committee, there shall be filed with the committee an original and fifteen copies of each pleading in a contested case or amendment thereof. Additional copies shall be provided if the chairperson of the committee so requests. For reviews of landscape plantings, there

shall be filed with the committee three copies of the landscape planting plan maps.

(f) Whenever a party is required to file a pleading within the period prescribed or allowed by these rules, by notice given hereunder or by an order, the chairperson of the committee, or in the absence of the chairperson, the vice chairperson, or in the absence of the vice chairperson, the director may:

- (1) For good cause before the expiration of the prescribed period, with or without notice to the parties, extend such period;
- (2) Pursuant to a stipulation between all of the parties, extend such period;
- (3) Permit the act to be done after the expiration of a specified period where the failure to act is clearly shown to be the result of excusable neglect. All requests for continuances, except for stipulations, should be by written motion, unless it is made during the course of a hearing.

(g) All pleadings may be amended at any time prior to hearing. Amendments offered prior to hearing shall be served on all parties and filed with the committee. All parties shall have the opportunity to answer and be heard on amendments filed after hearing commences, and the committee shall decide whether such amendments shall be allowed.

(h) All documents filed with or presented to the committee shall be retained in the files of the committee. However, the chairperson of the committee may permit the withdrawal of original documents upon submission of properly authenticated copies to replace said original documents. All planting plans shall be retained by the department of planning. [Eff.]
(Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-18 Service. (a) The director of parks and recreation shall cause to be served all orders, notices, and other papers issued by the committee together with any other papers required by law to be served by the committee. Every other paper shall be served by the filing party.

(b) All papers served by either the committee or any other party shall be served upon all counsel of

record at the time of such filing and upon all parties not represented by counsel or upon their designated agents, in fact or by law. Any counsel entering an appearance subsequent to the initiation of the proceeding shall so notify all other counsel then of record and all parties not represented by counsel.

(c) The final order and any other paper required to be served by the committee upon a party shall be served upon such party or upon his or her representative authorized to receive service of such papers.

(d) Service of papers shall be made by first-class certified mail, or other means authorized by law.

(e) Service by mail shall be regarded as complete when deposited in the United States mail properly addressed and stamped. [Eff.] (Auth: HRS §91-2) (Imp: HRS §§91-9.5, 91-11, 91-12)

§10-3-19 Officers and their duties.

Presiding officer. The chairperson shall be the presiding officer of the committee and the vice-chairperson shall act as the presiding officer in the absence of the chairperson. The presiding officer shall:

- (1) Open all meetings of the committee at the appointed hour by taking the chair and calling the meeting to order;
- (2) Maintain order and proper decorum;
- (3) Announce the business before the committee;
- (4) Review all matters properly brought before the committee, call for votes upon the same and announce the results;
- (5) Appoint all hearings officers and any subcommittee chairpersons with the approval of a proper majority of the members;
- (6) Authenticate by his or her signature all acts of the committee as may be required by law, unless delegated to the director of planning;
- (7) Do and perform such other duties as may be required by law, or such as may properly pertain to such office;
- (8) Make known all rules of order when so requested, and to decide all questions of order, subject to an appeal to the committee. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-20 Subcommittees. (a) The committee may appoint the necessary standing and select subcommittees to discharge its responsibilities and functions.

(b) Standing subcommittees shall include, but not be limited to, the following:

- (1) Planting plan subcommittee;
- (2) Exceptional tree subcommittee;
- (3) Legislation and enforcement subcommittee;
- (4) Grants review subcommittee. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-21 Voting. (a) Except as otherwise provided by law, all matters shall be determined by an affirmative vote of a majority of the membership to which the committee is entitled.

(b) Whenever the committee is ready to vote on any question the chairperson shall state the question, put the question to a vote, and announce the results to the committee.

(c) Unless a present member is disqualified from voting pursuant to provision §12-11-23 herein, their silence or refusal to vote shall be recorded as an affirmative vote.

(d) Whenever the committee is unable to render a decision and order within sixty days from the date of a public hearing or a contested case hearing, a decision shall be recorded as a denial of the application or appeal. [Eff.] (Auth: HRS §91-2) (Imp: HRS §92-15)

§10-3-22 Disclosure of conflict. Whenever a member has a conflict of interest, the member shall promptly make a full disclosure of the circumstances to the committee and refrain from participation in discussion and voting. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-23 Motions. (a) Motions and amendments by committee members may be verbal, but shall be reduced to writing if requested by the chairperson.

(b) No motion shall be received and considered by

the committee until the same has been seconded.

(c) After a motion is stated or read by the chairperson, it shall be deemed in the possession of, and shall be disposed of by vote of the committee. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-24 Question of order. A question of order may be raised at any stage of the proceedings, except during a calling of the roll when the ayes and noes are called for. Such question shall be decided by the chairperson, without debate, subject to an appeal to the committee. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-25 Attendance. No member shall be absent from the service of the committee, unless the member is sick or otherwise unable to attend. If member will be absent, he/she shall advise the chairperson or the committee clerk prior to the meeting. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

SUBCHAPTER 3

RULE MAKING PROCEDURES AND DECLARATORY RULINGS

§10-3-26 Committee. All rules of the committee shall be adopted by the committee and approved by the mayor in accordance with Hawaii Revised Statutes; provided, however, that such procedure shall not be applicable to regulations concerning only the internal management of the department or the committee not affecting the private rights of or procedures available to the public, to declaratory rulings, or to intra-agency memoranda. [Eff.] (Auth: HRS §91-2) (Imp: HRS §§91-1(4), 91-3)

§10-3-27 Petition and procedures for adoption, amendment, or repeal of rules. (a) The committee may adopt, amend, or repeal any of its rules by following the procedures outlined herein, except that the committee need not formally file a petition and need only submit a draft of the proposed changes.

(b) Any interested person may petition the committee requesting the adoption, amendment, or repeal of any rule.

(c) Any person seeking the adoption, amendment, or repeal of any provision of these rules shall file a petition with the department, which petition shall include or be accompanied by the following information and documentation:

- (1) A statement of the nature of the applicant's interest;
- (2) A draft of the proposed rule or amendment or a designation of the provisions sought to be repealed;
- (3) Statement of the reasons in support of the petition; and
- (4) A public hearing and notice fee of \$250.

(d) Upon receipt of all required fees, information, and documentation, the director shall certify that the applicant's petition is complete and shall refer the petition to the committee.

(e) After the director finds that the application is complete, it shall be referred to the committee. The petition shall be considered submitted to the committee as of the first meeting it is properly placed on the agenda. Within thirty days after submission the committee shall either deny the petition in writing and state the reasons for such denial or initiate proceedings for action according to the provisions herein.

(f) When the committee proposes to adopt, amend, or repeal a rule, it shall schedule a public hearing by giving thirty days notice. Notice shall include a statement of the substance of the proposed rule, and the date, time and place where interested persons may be heard. Notice shall be published at least once in a newspaper of general circulation in Maui county, and shall be mailed to all persons who have made a timely, written request of the committee for advance notice of its rulemaking proceedings.

(g) All interested persons shall be given the opportunity to submit data, views, or written or oral argument. The committee shall incorporate in the record and consider all written or oral submissions regarding the proposed rule.

(h) The committee may make its decision at the public hearing or announce then the date it intends to

make its decision. Upon adoption, amendment, or repeal of a rule, the committee shall, if requested to do so by an interested person, issue a concise statement of reasons for and against its determination.

(i) The adoption, amendment, or repeal of any rule by the committee shall be subject to mayoral approval.

(j) If the committee finds an imminent peril to public health or safety requires adoption, amendment, or repeal of a rule upon less than thirty days notice of hearing, and states its reasons in writing, it may proceed without prior notice or hearing or upon such abbreviated notice and hearing as practicable.

(k) Upon mayoral approval, certified copies of all rules shall be filed in the office of the county clerk and shall become effective ten days thereafter.

(l) Emergency rules shall be effective upon filing, but for not longer than one hundred twenty days without renewal. The committee shall publish a copy of the emergency rule at least once in a newspaper of general circulation in Maui County within five days of filing herein. [Eff.] (Auth: HRS §91-2) (Imp: HRS §§91-3, 91-4, 91-6)

§10-3-28 Declaratory rulings. (a) Any interested person may petition the committee for a declaratory order as to applicability of any statutory provision or of any rule or order of the committee.

(b) Any person seeking a declaratory ruling shall file a petition with the department on a form provided by the department, the petition shall include or be accompanied by the following information and documentation;

- (1) The name, address, and telephone number of the applicant;
- (2) A statement of the nature of applicant's interest, including reasons for the submission of the petition;
- (3) A designation of the specific provision, rule or order in question;
- (4) A complete statement of facts;
- (5) A statement of the position or contention of the applicant; and
- (6) A memorandum of authorities including any legal authorities, containing a full

discussion of the reasons in support of such position or contention.

(c) Upon receipt of all required information and documentation, the director shall review the petition for completeness and refer the petition to the committee.

(d) The committee may for good cause refuse to issue a declaratory ruling where:

- (1) The question is speculative or purely hypothetical and does not involve existing facts, or facts which can reasonably be expected to exist in the near future.
- (2) The applicant's interest is not of the type which would give him standing to maintain an action if he were to seek judicial relief.
- (3) The issuance of the declaratory ruling may adversely affect the interests of the County, the committee, the department or any of their officers or employees in any litigation which is pending or may reasonably be expected to arise.
- (4) The matter is not within the jurisdiction of the committee.

(e) Where any question of law is involved, the committee may refer the petition to the corporation counsel. The committee may also refer the petition to other agencies where it deems it necessary or desirable.

(f) The committee shall promptly notify the applicant of the disposition of the petition.

(g) Orders disposing of petitions shall have the same status as other agency orders. Orders shall be applicable only to the factual situation alleged in the petition or set forth in the order. They shall not be applicable to different factual situations or where additional facts not considered in the order exist.
[Eff.] (Auth: HRS §91-2) (Imp: HRS §91-7)

SUBCHAPTER 4

REVIEW OF LANDSCAPE PLANTINGS

§10-3-29 Plan reviewer. (a) The director of planning shall designate a Maui county arborist committee plan reviewer who shall act as the liaison between the planning department and the committee.

(b) The plan reviewer shall review landscaping plans. All plans not meeting the Maui county planting plan criteria shall be referred to the committee for review and recommendations. [Eff.] (Auth: HRS §91-2) (Imp: MCC §§12.24A.050, 12.24A.060)

§10-3-30 Procedure for review. The committee shall review plans and proposals for landscape plantings in public parks, street beautification programs, and any subdivision of property into four or more lots, pursuant to the following procedures:

- (1) All plans, copies and forms shall be received by the deadline before the meeting as set by the committee. Individual members may review the plans before the meeting.
- (2) The committee shall provide a plans review form and all plans shall meet or exceed the criteria on the form.
- (3) All reviews of plans shall use the Maui county planting plan for guidelines and standards.
- (4) The committee may approve a plan that is not in conformance with the plans review form or Maui county planting plan if the committee determines that the approval is in the best interests of the public.
- (5) Upon approval of a plan, the plan shall be stamped "Approved", signed by the chair and returned to the appropriate executive department.
- (6) Upon disapproval, the plan review form shall be stamped disapproved and corrective measures or additional requirements shall be noted. The form shall then be forwarded to the appropriate department. [Eff.] (Auth: HRS §91-2) (Imp: HRS §§ 12.24A.060, 12.24A.070)

SUBCHAPTER 5

EXCEPTIONAL TREES

§10-3-31 Exceptional trees. The committee shall maintain a list of exceptional trees in the county of Maui. The list of exceptional shall be that adopted by

the county council by ordinance. Any additions or deletions to the list shall be made by amending the exceptional tree ordinance. [Eff.] (Auth: HRS §91-2) (Imp: MCC §12.24A.030)

§10-3-32 Procedures. (a) Any citizen or citizen group may petition the committee to recommend for designation of a particular tree or stand or grove of trees with historic or cultural value, or which by reason of age, rarity, location, size, aesthetic quality, or endemic status as worthy of preservation as exceptional trees for the county of Maui. The committee shall recommend to the county council for their adoption any addition to the exceptional tree list.

(b) The committee, on at least an annual basis, shall re-examine the designated exceptional trees, and in the event such tree is found to be dangerous or diseased beyond repair, the county council may remove such tree from the list of exceptional trees.

(c) Upon designation by the county council of an exceptional tree, the committee shall notify the property owner or the occupant of the property, or both, by registered mail that such designation has been made. Notice shall also be filed with the bureau of conveyances stating that the exceptional tree has been so designated. [Eff.] (Auth: HRS §91-2) (Imp: MCC §12.24A.030)

§10-3-33 Severability. If any portion of the foregoing rules or the applicability thereof to any person, property or circumstance is held invalid for any reason, such invalidity shall not affect other provisions or applications which can be given effect without the invalid provision or application, and to this end these rules are declared to be severable. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

§10-3-34 Effective date. The rules herein shall become effective ten days after filing with the county clerk. [Eff.] (Auth: HRS §91-2) (Imp: HRS §91-2)

ADOPTED this 11th day of May, 1994, at
Wailuku, Maui, Hawaii.

MAUI COUNTY ARBORIST COMMITTEE

Valerie Morgan
Chairperson (Acting)

Linda Crockett Lingle
LINDA CROCKETT LINGLE
Mayor, County of Maui

Approved this 3rd day of
November, 1994.

APPROVED AS TO FORM
AND LEGALITY:

J. P. Schmidt
J. P. SCHMIDT
Deputy Corporation Counsel
County of Maui rules/arborist

Received this _____ day of
_____, 199____.

Clerk, County of Maui

CERTIFICATION

I, CHARMAINE TAVARES, Director of the Department of Parks and Recreation, County of Maui, do hereby certify:

1. That the foregoing is a full, true, and correct copy of the rules of the Department of Parks and Recreation, Arborist Committee, which were adopted by the Committee on the 11th day of May, 1994, by affirmative vote of the proper majority following a public hearing that closed on June 22, 1994; and
2. That the notice of public hearing on the foregoing rules was published in the Maui News on the 18th day of May, 1994.

COUNTY OF MAUI



CHARMAINE TAVARES
Director of Parks and Recreation