

---

---

## HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO INVESTIGATE  
AND ASSIST IN THE RESOLUTION OF THE ISSUE OF OWNERSHIP OF  
ULALENA LOOP ROAD.

1           WHEREAS, although Ulalena Loop Road in the county of Maui  
2 runs through state land, the State and the county of Maui  
3 continue to dispute the ownership of the road; and  
4

5           WHEREAS, the Department of Land and Natural Resources  
6 defers to the Department of Transportation regarding the issue  
7 of ownership of Ulalena Loop Road; and  
8

9           WHEREAS, the Department of Transportation claims that  
10 repair and maintenance of Ulalena Loop Road is the  
11 responsibility of the county of Maui; and  
12

13           WHEREAS, the safety of residents of the Haiku district of  
14 the county of Maui may be at risk because of the poor condition  
15 of Ulalena Loop Road, which desperately needs repaving and  
16 maintenance; now, therefore,  
17

18           BE IT RESOLVED by the House of Representatives of the  
19 Twenty-fifth Legislature of the State of Hawaii, Regular Session  
20 of 2009, the Senate concurring, that the Attorney General is  
21 requested to investigate and assist in the resolution of the  
22 issue of ownership of Ulalena Loop Road; and  
23

24           BE IT FURTHER RESOLVED that the Attorney General is  
25 requested to submit findings and recommendations, including any  
26 necessary proposed legislation to clarify legal jurisdiction  
27 over Ulalena Loop Road, to the Legislature no later than twenty  
28 days prior to the convening of the Regular Session of 2010; and  
29

30           BE IT FURTHER RESOLVED that the Department of  
31 Transportation is requested to estimate the cost of repaving




1 Ulalena Loop Road and submit the estimate in a report to the  
 2 Legislature, the Mayor of Maui County, and Chairperson of the  
 3 Maui County Council no later than twenty days prior to the  
 4 convening of the Regular Session of 2010; and

5  
 6 BE IT FURTHER RESOLVED that the Department of  
 7 Transportation is further requested to forward the estimate of  
 8 the cost of repairing Ualena Loop Road to the public agency  
 9 identified with the assistance of the Attorney General as having  
 10 jurisdiction over Ulalena Loop Road no more than thirty days  
 11 after the Department of Transportation receives the Attorney  
 12 General's report clarifying which public agency has legal  
 13 jurisdiction over Ulalena Loop Road; and



14  
 15 BE IT FURTHER RESOLVED that certified copies of this  
 16 Concurrent Resolution be transmitted to the Attorney General,  
 17 the Director of Transportation, the Chairperson of the Board of  
 18 Land and Natural Resources, the Mayor of the County of Maui, and  
 19 the Chairperson of Maui County Council.

OFFERED BY:

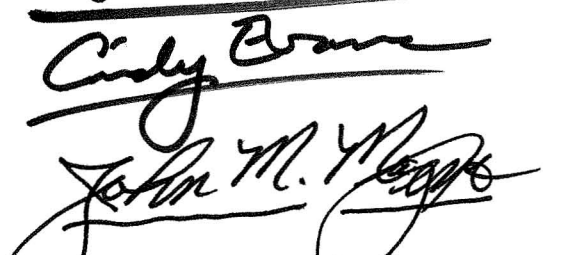

  
Tom Brown


---


---

MAR 18 2009

