



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT
P.O. BOX 621
HONOLULU, HAWAII 96809

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CHAIRPERSON
WILLIAM D. BALFOUR, JR.
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JONATHAN STARR
TED YAMAMURA
WILLIAM M. TAM
DEPUTY DIRECTOR

**FOR THE MEETING OF THE
COMMISSION ON WATER RESOURCE MANAGEMENT**

DATE: August 21, 2013
TIME: 9:00 a.m.
PLACE: Kalanimoku Building
DLNR Board Room 132
1151 Punchbowl Street
Honolulu, Hawaii 96813

A. APPROVAL OF MINUTES

1. July 17, 2013

B. ANNOUNCEMENTS

1. CWRM Policy on Reimbursing Conference Fees for Commissioners

C. ADMINISTRATION

1. Addition of a "Water Specialist" to Professional Services List for a Hearing Officer
2. Update on the Status of Contracts and the Selection of Consultants

D. SURVEY

1. Request to Enter into a Joint Funding Agreement with U.S. Geological Survey for Statewide Hydrologic Data Collection and Water Resource Monitoring for Federal Fiscal Year (FFY) 2014

E. STREAM PROTECTION AND MANAGEMENT

1. Action on Carolee and Blake Kolona's Request for a Contested Case Hearing on Pacific Links Hawaii, LLC's Application for a Stream Channel Alteration Permit (SCAP.3645.3), Makaha West Golf Course Improvements, Makaha and West Makaha Streams, Makaha, Oahu, TMKs: (1) 8-4-002:053, 055, and 067

2. Request to Authorize the Chairperson to Enter into a Joint Funding Agreement with the U.S. Fish & Wildlife Service to Restore the Riparian Corridor along Kahana Stream and Declare Project Exempt from Haw. Rev. Stat. Chap 343, Environmental Impact Statements, Windward O‘ahu, Ko‘olau Loa District
3. Delegation of Authority to the Chairperson to Appoint an Investigator, Po‘ai Wai Ola and West Kaua‘i Watershed Alliance (through Earthjustice) 1) Complaint for Dispute Resolution; 2) Petition to Amend Interim Instream Flow Standard; and 3) Complaint for Declaratory Order Against Waste in Waimea River and its Tributaries, Waimea, Kauai
4. Motion to Hold a Contested Case Hearing for the *Provisional* Recognition of Appurtenant Rights, Na Wai Eha Surface Water Management Areas, Waihee, Waiehu, Iao, and Waikapu Streams, Maui, Hawaii

F. NEXT COMMISSION MEETING (TENTATIVE)

1. September 18, 2013
2. October 16, 2013

NOTE: Items may be taken out of order and will be announced at the start of the meeting.

The Commission may go into Executive Session pursuant to 92-5(a)(4), Hawaii Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Commission’s powers, duties, privileges, immunities and liabilities.

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Materials related to items on this agenda are available for review at our office at 1151 Punchbowl Street, Room 227, and will also be available at the meeting.

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Any person may testify or present information on any meeting agenda item, unless the item involves a proceeding in an existing contested case. In addition, if you have a legal interest that may be adversely affected by the proposed action, you may have a right to an administrative contested case hearing. An oral or written request for a contested case hearing must be made by the close of the public hearing (if one is required) or prior to the vote on the merits at the commission meeting at which the matter is scheduled for disposition (if no public hearing is required). In either situation, the person or agency requesting the contested case hearing must file (or mail and postmark) a written petition with the commission not later than ten days after the close of the public hearing or the commission meeting, whichever is applicable. Petition forms are available from the Commission. Hawaii Administrative Rules (H.A.R.) Section 13-167-52(a).

If you request a contested case hearing, you will have the opportunity to present to the Commission oral or written evidence or testimony or both to establish your standing. You may present your testimony or evidence on standing at the meeting or public hearing described above or, alternatively, at a hearing set by the Commission at a later date.

If you do not make such a request or fail to file a timely written petition with the Commission, the consequence is that you will be precluded from later obtaining a contested case hearing and seeking judicial review of any adverse decision. H.A.R. Chapter 13-167.

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Disabled individuals planning to attend the public hearing or meeting are asked to contact the Commission at the above address or phone (Kauai) 274-3141 ext. 70214, (Maui) 984-2400 ext. 70214, (Hawaii) 974-4000 ext. 70214, (Molokai or Lanai) 1-800-GOV-INHI ext. 70214 or 587-0214 **at least three days in advance of the public hearing or meeting** to indicate if they have special needs which require accommodation.

*Please refer to CWRM website for complete submittals
http://hawaii.gov/dlnr/cwrn/newsevents_commissionmtg.htm