

PUBLIC HEARING NOTICE

Applications for Water Use Permits Iao Ground Water Management Area, Maui

The following applications for water use permits for existing groundwater use in the Iao Ground Water Management Area were accepted for public hearing by the Commission at its meeting on September 22, 2004. The public hearing originally commenced on October 28, 2004. This public hearing will be the third session and continuation of the original October 28, 2004 hearing and will be held:

September 7, 2005, 1:00-4:30 p.m. (Wednesday)
State Office Building, Conference Room B (3rd Floor)
54 High Street, Wailuku Hawaii 96793

The hearing officers will gather information on basal aquifer and caprock wells only. Testimony should focus on practicable alternatives, water duties, Hawaiian rights, and definitions of public trust uses.

• Basal Sources:

Name	Well No.	Applicant	WUPA No.	TMK	Amount (mgd)
Existing Uses as of July 21, 2003 and completed applications submitted by the July 21, 2004 deadline					
Mokuhau Well 1	5330-09	MDWS	700	3-3-2:24	1.994
Mokuhau Well 3	5330-11	MDWS	701	3-3-2:24	2.221
Waiehu Heights Well 1	5430-01	MDWS	697	3-3-2:28	0.165
Waiehu Heights Well 2	5430-02	MDWS	698	3-3-2:28	1.415
Waihee Well 1	5431-02	MDWS	695	3-3-17:31	1.480
Waihee Well 2	5431-03	MDWS	696	3-3-17:31	2.439
Waihee Well 3	5431-04	MDWS	703	3-3-17:31	1.513
Wailuku Shaft 33	5330-05	Kehalani	707	3-5-1:1	0.221

New Uses arising after July 21, 2003, or completed applications submitted after the July 21, 2004 deadline

Wailuku Shaft 33	5330-05	Kehalani	707	3-5-1:1	5.550
Wailuku Shaft 33	5330-05	MDWS	702	(3-5-1:1)	(5.771) *
Living Waters #1	5531-01	LWLF	704	3-2-13:15	0.020

* not to be double-counted against WUP No. 707

• Caprock Sources:

Name	Well No.	Applicant	WUPA No.	TMK	Amount (mgd)
Existing Uses as of July 21, 2003 and accepted as completed applications submitted by the July 21, 2004 deadline:					
War Memorial					
Football Stadium	5329-04	MP&R	709	3-8-7:55	0.039
Baldwin High School	5329-05	MP&R	710	3-8-7:55	0.011
Papohaku Park	5429-02	MP&R	712	3-2-13:29	0.004
Waiehu Golf	5529-02	MP&R	711	3-2-13:6	0.158

New Uses arising after July 21, 2003 or completed applications submitted after the July 21, 2004 deadline
None

Notes: Three caprock sources formerly noticed have been deleted from consideration, for stated reasons:

Maui Stadium	5329-14	MP&R	713	Is not used and is capped
Waiehu Golf 1	5530-03	MP&R	708	Is not used and is capped
Waiehu Golf 2	5530-04	MP&R	714	Not a production well (booster pump from reservoir)

Applicants: County of Maui, Department of Water Supply (MDWS)
County of Maui, Department of Parks & Recreation (MP&R)
Kehalani Mauka, LLC (Kehalani)
Living Waters Land Foundation (LWLF)

All High-level Dike sources will be taken up at a later date and are not identified in this notice. Further, High-level Dike sources will be combined with a petition to amend the interim instream flow standard of four Wailuku District streams: Waihe'e, Waiehu, 'Īao, and Waikapū.

Materials related to the noticed items are available for review at the Wailuku Public Library, 251 South High St., Wailuku, Maui and at the Commission office located at 1151 Punchbowl St., Room 227, Honolulu and will also be available at this public hearing.

The Hearing Officers will close the public hearing at the end of this session. Commission staff recommendations on these applications will be forwarded to the Commission at a later date based on the available information.

Any person may testify or present additional information on the public hearing subject matter. If you have a legal interest that may be adversely affected by a proposed application, you have a right to request an administrative contested case hearing (Hawaii Administrative Rules (HAR) §13-167-52(a)). However, you must make the request for such a hearing either orally or in writing by the close of public hearing and file (or mail and postmark) a written petition for a contested case with the Commission within ten (10) days after the close of the public hearing. Petition forms are available from the Commission.

If you do not make a request or fail to file a timely written petition for contested case hearing on a particular application noticed herein 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 (HAR, Chapter 13-167).

Disabled individuals planning to attend the public hearing 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** to indicate if they have special needs that require accommodation.

COMMISSION ON WATER RESOURCE MANAGEMENT

DEAN A. NAKANO, Acting Deputy Director for
PETER T. YOUNG, Chairperson

Dated: August 12, 2005

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