

COMMISSION ON WATER RESOURCE MANAGEMENT
NOTICE OF A CONTESTED CASE HEARING (CCH-HA11-1)
COMPLAINT/DISPUTE RESOLUTION CDR.2769.8 AND
APPLICATION FOR AFTER-THE-FACT STREAM CHANNEL ALTERATION PERMIT, STREAM
DIVERSION WORKS PERMIT AND PETITION TO AMEND INSTREAM FLOW STANDARD
(SCAP.2898.8) FOR
LESLIE AINA WEIGHT/ROBERT SCOTT HENDERSON AND
DR. DAVID JUNG/MRS. DORA OKAZAKI
AINAKO BRANCH STREAM AND AINAKO STREAM, HILO, HAWAII

The Commission on Water Resource Management (Commission), State of Hawaii, will conduct a contested case hearing on the following:

- Complaint/Dispute Resolution CDR.2769.8 for Ainako Branch Stream
- Application for After-the-Fact Stream Channel Alteration Permit, Stream Diversion Works Permit and Petition to Amend Instream Flow Standard (SCAP.2898.8) for Ainako Stream and Ainako Branch Stream

in Hilo, Hawaii, pursuant to Chapters 91 and 174C, Hawaii Revised Statutes, and Sections 13-167-51 through 54, Hawaii Administrative Rules (HAR). The contested case hearing will be held in Hilo, Hawaii at a date, time, and place to be announced.

Any person wishing to participate in the hearing as an intervening party must file a written application in conformance with Section 13-167-54(e), HAR, explaining briefly how he or she has a specific legal interest different from the general public and how their interest could be affected by the proposed action. The Commission will then grant or deny the application to intervene. At the hearing, only persons admitted as parties to the proceedings may actually participate.

Any party may retain counsel if desired. An individual may appear on his or her own behalf, or a member of a partnership may represent the partnership, or an officer or authorized employee of a corporation or trust or association may represent the corporation, trust or association. All parties shall be afforded the opportunity to present and cross-examine evidence and witnesses and make arguments on issues before the Commission.

Written applications to be a party in the contested case hearing must be received no later than 12:00 noon, **Wednesday, November 30, 2011**, at the Commission Office, 1151 Punchbowl Street, Room 227, Honolulu, HI 96813. An Application to be a Party in a Contested Case Hearing Before the Commission on Water Resource Management is available at the Commission Office, will be mailed upon request, or can be downloaded from the Commission website at www.hawaii.gov/dlnr/cwrm/resources_permits.htm. Please call (808) 587-0234 or toll free 974-4000, extension 70234, for application forms or for further information.

COMMISSION ON WATER RESOURCE MANAGEMENT

W. ROY HARDY, Hydrologic Program Manager
WILLIAM J. AILA, JR., Chairperson

Dated: November 9, 2011

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