

**Marine and Coastal Zone Advocacy Council
Ke Kahu O Na Kumu Wai**

Wednesday, April 20, 2005
3:00 p.m. – 5:00 p.m.
Lanai High and Elementary School Cafeteria
Fraser Avenue, Lanai, Hawaii 96763

MINUTES

Members Present: Susan Sakai, Scott Sullivan, Arnold Lum, Donna Brown, Ron Terry, Darrell Stokes, Don Thornburg, Jim Coon

Members Absent: Roland Sagum III, Anne Sturgis, Lawrence Aki

OP Staff: Laura H. Thielen, Christopher Chung, Christina Meller, Dawn Omoto

Members of the Public: Sherry Manze, Harbor Mistress, Steve Gelakoski and Eric Hirano, DLNR

DISTRIBUTED MATERIAL

- Meeting Agenda
- February 2, 2005 Meeting Minutes
- CZM Hawaii Program Report
- WEC CD-ROM
- “Tsunami the Great Waves”
- “Earthquake Hazards & Estimated Losses in the County of Hawaii”
- Marine and Coastal Affairs Resolution

Call to Order

Chair Susan Sakai called the meeting to order at 3:10 p.m. Council members and staff introduced themselves.

Announcements: Last Wednesday, the Mayor in Honolulu called Waikiki hotel managers to inform them on the closure of Kapiolani Park, Queen’s Beach Park, and Kaimana Beach Park during Memorial Day Weekend, 2006 for a JAL sponsored triathlon. Frank Smith owner of Island Triathlon and Bicycle, along with the Manager of the Outrigger Canoe Club, representing the tourism industry, are organizing a write-in campaign. They are asking the organizer, John Cord, from Louisiana, and the Mayor to please change the date. There will be a riot if half of Waikiki is closed off on Memorial Day Weekend. So far, the Mayor has not made any intentions of changing the date.

It is an important public access issue and also a user conflict issue. Many families come down that weekend for big picnics, and to close off the area is not acceptable.

Introduction of Laura H. Thielen, Director, Office of Planning

Laura grew up on the windward side in Kailua, Oahu. She went to the mainland for college then law school. She worked for a couple of years at a law firm when environmental law was just starting to come out.

She and her husband were going backpacking to New Zealand, Australia, and China. They stopped in Hawaii for three weeks to help in her mom's first campaign for office which she won. Laura's husband became her mother's office manager. After the Legislature ended, they planned to stay in Hawaii if her husband got an interesting job. The day they were scheduled to fly out, her husband got a call from an attorney who offered him a job.

For several years, Laura worked with a firm that merged with another and decided that she liked the pro-bono work she was doing. She worked at the Legal Aid Society then decided she wanted a more flexible schedule. She started her own business, doing contract work with non-profit agencies.

Two and a half years ago, Laura decided to run for the Board of Education and was on the Board for a few years.

She noticed the Director of the Office of Planning position advertised in the paper and was attracted to helping the State with strategic long-term planning. She was interviewed and chosen for the position.

Approval of February 2, 2005 Meeting Minutes

Minutes were approved.

Budget

MACZAC is undecided on what to do with the \$50,000. The funds are from the federal CZM Section 306 of the law and requires require a 50-50 match. MACZAC matches the funds with volunteer time from members and the public who participate in MACZAC activities.

MACZAC wants to use some of the funds to attend the All Islands Conference on the Big Island, tentatively scheduled for October 10-13. Some money should also be saved for the ORMP. MACZAC needs to update the Request for Project Approval (RPA) which indicates how the funds will be spent. The RPA is subject to approval by DBEDT.

CZM Hawaii Program Report

Ocean and Coastal Resources Management: a Section 309 Enhancement Area

The Hawaii Summit-to-Sea 2003 Conference and ORMP Update has been postponed and is pending discussion by the Hawaii Ocean and Coastal Council (HOCC).

Legislatively, there are Senate and House Resolutions (SR 75/HR 146) and Concurrent Resolutions (SCR 137/HCR 146) introduced in the Legislature requesting that CZM Hawaii coordinate the update and implementation of the Hawaii Ocean Resources Management Plan. SR 75 was adopted by the joint Senate Committees on Water, Land and Agriculture, and Business and Economic Development. Both HR 146/HCR **194** have been referred to the House Committee on Water, Land, and Ocean Resources (WLO) Committee. A WLO hearing is scheduled on April 21, 2005, at 9:00 a.m. in Room 312 for these referrals, and SCR 137.

Coastal Hazards Mitigation: a Section 309 Enhancement Area.

Several technical hazards-related projects are currently underway. The booklet entitled “Earthquake Hazards and Estimated Losses in the County of Hawaii” and “Tsunami: The Great Wave” were completed. The Earthquake booklet has been presented at local, national, and international venues in light of the December 26, 2004 Indian Ocean tsunami. In February-March 2005, it was presented at the HSEAC Workshop for County Officials in Hilo; NOAA/OCRM Program Managers’ Meeting in Washington, D.C.; and the United Nations Educational, Scientific, and Cultural Organization Meeting in Paris, France, on the establishment of a global tsunami warning center.

CZM Hawaii oversaw the revision and update of the Tsunami booklet for use in Hawaii as well as internationally. This project was accomplished in partnership with the International Tsunami Information Center. This product was also presented in Washington, D.C. and in Paris, France.

Cumulative and Secondary Impacts a Section 309 Enhancement Area

Consultants to undertake the development of a Waianae moku management strategy were selected and contracted, as of April 2005. Work will commence shortly on this project. Work will be coordinated with other partners and the Waianae community to insure buy-in and commitment.

The Waianae Ecological Characterization (WEC) and the N-SPECT Water Quality Assessment Tool have been completed. A Partners’ Working Group Meeting is scheduled on Friday, April 22, 2005, to present the WEC CD-ROM product and to discuss the planning of a CD Release Event to distribute the product to the Waianae Community. The CDs will also be distributed to schools, libraries, and CZM Hawaii partners. The meeting will also engage those partners involved in the WEC on the development of the Waianae moku management strategy.

Coastal Estuarine and Land Conservation Program (CELCP)

The CELCP is established to help protect coastal and estuarine lands that are important for their ecological, conservation, recreational, historical, or aesthetic value, and can be effectively managed and protected. The Program provides funding for projects that ensure conservation of these areas for the benefit of future generations. Grant funding provided under this Program is

competitive in nature and allows only federally-approved CZM programs' to apply. It requires a one-to-one match in funding.

Presently, CZM Hawaii is preparing a contract with the University of Hawaii, Social Science Research Institute (SSRI) to undertake the necessary work to develop a process, based on specific criteria and public input, to nominate coastal and estuarine lands for NOAA approval. Once approval is attained, properties can be selected through the established process for inclusion on a national list of properties for competitive selection and grant award.

Pacific Integrated Ocean and Coastal Observing System (PacIOOS)

The Integrated Ocean Observing System (IOOS) is a sustained network of “eyes” on buoys, ships, satellites, underwater vehicles, and other platforms that routinely supply the data and information needed for rapid detection and timely predictions of changes in our nation’s coastal waters and on the high seas. As the system evolves, more systems will be added to improve the ability to observe the oceans and create new uses for ocean information. The ocean observing system will take in all of the data collected and make it easily available to the public so it can be used to save lives, benefit the economy, and protect the environment and ocean life. Parts of this system are in place around the U.S., but operate independently. The challenge is to bring these pieces together under one umbrella to make them more useful overall.

Establishment of PacIOOS will be underway by June 2005, with the assistance of a grant from the NOAA, Coastal Services Center (CSC). The grant will be used to establish a Regional Association (RA) for the Pacific. It is through this RA that platform needs, based on Pacific priorities (i.e., climate change, hazard mitigation, marine transportation, etc.), data sharing, and product development will be decided. However, until the RA is established, a team consisting of NOAA, East-West Center, and CZM Hawaii have been assembled to facilitate this effect.

NOAA/OCRM CZM Program Managers’ Meeting, Washington, D.C., March 7-10, 2005

The CZM Program Coordinator attended the Coastal States Organization’s General Meeting on March 7, 2005. Highlights of the meeting included: (1) U.S. Commission’s Ocean Action Plan, (2) Coastal and Estuarine Land Conservation Program (CELCP), (3) CZMA Reauthorization, and (4) Communication Strategy.

On March 8-10, 2005, the Program Coordinator attended the OCRM Program Managers’ Meeting. The Meeting discussed topics related to the institution of Performance Indicators (initial indicators to be addressed are Government Coordination and Public Access), CELCP, and IOOS.

Coastal Zone ’05 Conference, New Orleans, Louisiana, July 18-22, 2005

The conference provides resource managers at all levels the opportunity to network and share information. Topics will include the following: coastal ecosystem health, communities and culture, hazards, and resource management.

All Islands CZM Program Managers' Meeting, Keauhou Beach Resort, Kailua-Kona, October 10-13, 2005 (tentative)

The All Islands CZM Meeting is for CZM Managers from the U.S. Flag Islands in the Pacific (Hawaii, American Samoa, Guam, and the Commonwealth of the Mariana Islands). The meeting invites Federal, County, and topic-related partners to discuss strategic regional actions for the Pacific. Topics for discussion include (1) increasing program capacity; (2) data and information; (3) outreach and education; and (4) the All Islands organizational structure. The meeting is supported by our Federal partners, the Counties, CSC, and the Pacific Services Center.

The MACZAC meeting will tie in with the All Islands Meeting. The date and location for the meeting must still be confirmed by the Pacific Islands CZM Managers.

Pacific Risk Management Ohana (PriMO) Meeting, Kona, March 15-17, 2005

PriMO is a gathering of Pacific stewards consisting of federal, state, local, private, and NGO representatives. This partnership focuses on enhancing institutions, and organization that comprise the network of partners and stakeholders involved in the development and delivery of risk management-related information products and services in the Pacific.

The second annual meeting was held to assess progress on strategic actions identified at the last meeting that addressed specific PriMO goals (i.e., strengthening regional capacity, leveraging resources, and effective risk management and delivery) and specific priorities. At the meeting, partners reviewed accomplishments, formalized an operational structure, and set priorities for the coming year. Priorities include: (1) communications, outreach and education, (2) data analysis and support tools, (3) training, (4) traditional knowledge and practices, (5) ocean observations and data management, and (6) risk reduction and post-disaster evaluation.

Public Forum

Working Group Reports

Coastal Parking Access Working Group: - Arnold Lum: Project moving along on Maui not much to report

Coastal Erosion Working Group: - Scott Sullivan: We met last Wednesday, April 13, 2005. The statewide programmatic general permit for small scale beach nourishment has been discussed over the past two years. The final approval involved working out an agreement with OHA and the Army Corps of Engineers on how the permit would work. Sam Lemmo; Office of Conservation and Coastal Lands mentioned that the final signatures by the Army Corps of Engineers; District Manager and Peter Young; DLNR Chair for the general permit is within a week or two away.

There are a number of potential applicants waiting for the general permit. The maximum amount of sand is 10,000 cubic yards to be used to restore an existing beach and cannot be used to create new beaches. This is small scale projects primarily geared for the homeowners, condominium

associations, and hotels. All the permit requirements were placed into one master application form, for submittal to the Office of Conservation and Coastal Lands. The office will handle the coordination between the State, County, and Federal agencies.

The Erosion Control Guidebook has been printed, is available, and being distributed. It is a good overview of coastal planning issues. UH Sea Grant has copies and CZM will obtain copies at some point.

DLNR is organizing a statewide integrated shoreline policy group and wants to involve the Counties because the policy is so inter-related. DLNR would probably put out a document. DLNR is interested in doing this because they have a lot of shoreline permitting responsibilities.

Another document ready for printing is, *Purchasing Coastal Property in Hawaii* that was prepared by Sea Grant and sponsored by CZM. Zoe Norcross, Maui Sea Grant Extension agent and Dolan Eversol basically put this document together. The document is a good summary for people who want to buy shoreline property. We are doing a final review now and it should be out within a month or six weeks. The target group is the realtors but it will be available to the public.

The Office of Conservation and Coastal Lands has hired an intern, working for a couple of months. They are trying to categorize beaches starting on Oahu. The genesis might be called a "legacy beach". They are trying to categorize beaches so there is some pecking order of importance. There does not seem to be any connection to CELP.

We have our education and outreach project about the possibility of doing an erosion issues education video. This would be given to schools and possibly shown on television. It is pretty much on hold, pending finding enough funding. No more activity on it, but it is something we would still like to do.

Ocean Resources Management Plan Implementation: - Jim Coon:

Laura Thielen provided some background on projects in the Office of Planning. It is not directly related to the Ocean Resources Management Plan (ORMP), but gives an understanding on how the office is the ORMP this year.

A federal law passed several years ago required the coastal zone management programs to start working on certain management measures for nonpoint source pollution runoff. CZM State Programs were required to adopt a few management measures by 2003. CZM States that did not adopt the management measures by 2003, under the federal law could lose up to 10% of its CZM funds, per year. We could not meet that. NOAA and EPA agreed to let us work it out in sections to finish those management measures. The bottom line is that if we don't finish by the end of next year, the risk under federal law is we could lose up to 30% of funding. It is better to get the job done, so we don't risk losing that money, and show our partners that we can do it. This is on our "need to do" list.

We have other things this year on the need to do list because we are going into the fifth year of our five-year CZM funding cycle. In that five-year application, we promised to do certain things and have delivered on many of them. Over time, NOAA allowed us to modify our work plan and have been working with us very well.

At the end of this year, we are going in for the next five years request. A lot of that money is program money. We need to deliver as much as we can so we can sustain that support. We are looking at this 12 to 18 month period for the CZM Program to do a “need to do” and a “nice to do” list. We are putting together a “need to do” list. The need to do list is just on management measures.

One of the things that we should be delivering is the ORMP. We don’t necessarily have to deliver the whole thing, but we need to get something in hard copy, in hand by the end of this calendar year. A Senate Resolution was passed asking for this to be updated and turned into the Legislature 20 days before the next session. It has gone to the House now and it may pass.

The reason why Laura got interested in the ORMP was that the problem with the original plan was not the problem with the plan, but on the implementation side. We got citizen input but what we seem to be missing was the link to the people in the regulatory agencies tasked with implementing these things.

At that point, Peter Young said that the Ocean Council would be interested in the update of the ORMP. The Council had regulatory agencies at the State and County level, along with some powerful partners. Laura informed Peter that she was interested in trying a new process where we enter into some form of updating this Plan. Everybody is to understand that under the State statute, it is the Office of Planning’s mandate where we are tasked to update the plan.

First, the group would go through and discuss the different issues. Next, we would come up with a draft document showing the direction that could be given to the Legislature next year, to get their support.

Sue mentioned that there was a motion passed. The motion was that HOCC would collaborate with OP on the development of an integrated ocean resources management plan. The thought was that this thing should be more issues oriented but still follow some of the things. There is a lot of overlap.

Starting with the BLNR Coastal Policy Issues, they, not just DLNR, but other agencies came up with five public issue categories. These are changing shorelines, public and private improvement, user conflict, water concerns, and resources jurisdiction and outreach. We would not be starting from scratch because the issues have already been identified numerous times. The public told us not to come to them anymore since they already told us in 2002, when CZM did their statewide meetings.

When OHA and the Hawaiian Civic Clubs went out for 11 meetings in 2005, Leimana gathered all the comments and categorized it under the DLNR categories and they all fit somewhere. The

comments that were picked up in 2002, all the same. Therefore, we don't need to go to the public with this anymore.

Laura mentioned that originally this was to be a Summit, and that is not very practicable. A compromise would be to say that it is a working conference and find out what we should be pursuing and make recommendations for. We could do it by invitation where the working groups could invite certain people that they know who are interested in this.

We would have a report writer put it into a draft format to give to the Legislature, and to NOAA at the end of the year where we say these are our recommendations.

The HOCC meeting is tomorrow and Chris Chung didn't know what the outcome for the conference will be. Jim asked if the DLNR Chair mandated that he wanted to completely control the agenda and not talk about any emerging topics or hot issues. This eliminates a lot of what we were hoping to discuss at the conference.

Sue indicated HOCC members include several state regulatory agencies, MACZAC, OHA, Counties, UH, non-profits, and Hawaiian Civic Clubs. The group is developing a process and commenting on what should be in the ORMP. MACZAC should take a position on the ORMP. The 1991 ORMP had no costs listing

Arnold: indicated the MACZAC RPA budget should include funding a position to do real time research on ORMP. MACZAC need to develop a scope of services and contract to hire a person to work and coordinate on ORMP issues with MACZAC members.

HOCC next meeting possibly in mid-May, may be pushed back to end of May. Sue mentioned that regarding HOCC, each month different people from the agencies attend. The representatives from agency are not in a position to speak as an authority from their agency.

Sue has worked on a matrix identifying which agencies are tied to particular coastal issues. The group felt that MACZAC members should develop coastal issues and communicate by e-mail.

Water Quality Working Group: - Ron Terry:

Nothing to Report

Shoreline Certification Working Group: - Donna Brown:

Nothing to Report

Cultural Resources Management Working Group: - Arnold Lum:

The cultural resolution was not introduced in the legislature hold resolution till next session.

Legislative Working Group: - Donna Brown: S.B. 1893 on alien plant species had good reviews and sailed through many committees. Sam Lemmo testified against it. The Senate and House members got together on how to write the language. No testimony can be done for the conference committee.

SCR 51 regarding the review and analysis of shoreline certification process is up for a hearing tomorrow at 9:00 a.m.

H.B. 131 relating to Marine Protected Areas died in the legislature.

Old Business

None

New Business

None

Public Testimony Eric Hirano from DLNR gave a small presentation on the Lanai small boat harbor improvements. Sherry Manze and Steve Gelakoski expressed a need to have a vessel pump out as part of the small boat harbor improvements. MACZAC members agreed that a vessel pump out makes sense.

There were also comments that Hulopoe beach has become crowded with visitors brought in by commercial boat operators. This can become a problem on weekends since many residents enjoy the area during the weekend. Lanai residents have a Beach Park Council that is working on the issue.

April Meeting Date

The next meeting is scheduled for Wednesday, August 3, 2005, at 9:00 a.m.

Adjournment

The meeting was adjourned at 5:04 p.m.