

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

December 15, 2011  
9:45 am – 3:45 pm  
Hawaii State Office of Planning (OP), Conference Room  
235 South Beretania Street, 6<sup>th</sup> Floor  
Honolulu, Hawaii 96813

**MINUTES**

ATTENDANCE

- Members Present: Donna Brown, James Coon, Michael Gleason, Henry Lau, Rhoda Makanani Libre, Bryan Mamaclay, Michael Sabas, Susan Sakai, Roy Takemoto, Kimbal Thompson, Weston Yap
- Members Absent: Robin Kaye
- OP/CZM Staff Present: Mary Lou Kobayashi, Robyn Loudermilk, Debra Mendes, Marnie Meyer, Dawn Omoto, Jesse Souki
- Others Present: Jennifer Brooks (OIP), Sarah Courbis (DLNR), Elia Herman (DLNR), Brian Hunter (DOH), Jessica Stabile (OP/CZM-MACZAC), Douglas Tom (public), Emma Yuen (DLNR)

DISTRIBUTED MATERIAL

- MACZAC Meeting Agenda for December 15, 2011
- Minutes from July 28, 2011 MACZAC Meeting [draft]
- CZM Program Report to MACZAC (12/15/2011)
- Open Meetings: Guide to the Sunshine Law (Office of Information Practices, 10/2011)
- “The Rain Follows the Forest, A Plan to Replenish Hawaii’s Source of Water” Factsheet (DLNR, 2011)
- Overview of the State Ethics Code for State Board and Commission Members (Hawaii State Ethics Commission, 9/2011)
- Ethics Guide for State Elected Officials, State Employees, State Board and Commission Members (Hawaii State Ethics Commission, 1/2009)
- Office of Planning Budget Expenditure Policies on Expenditures for the Marine and Coastal Zone Advocacy Council (10/28/2011)

- Visioning Hawaii’s Adaptation to Climate Change: Workshop Agenda (8/22-23/2011)
- Hawaii Ocean Resources Management Plan (ORMP) Handout (6/2011)
- MACZAC Letter to DLNR-DOBOR Re: Sewer Pump Out at Manele Small Boat Harbor (8/19/2011)
- MACZAC Letter to DLNR-DOBOR Re: Swimmer Safety & Vessel Ingress/Egress at Kaanapali (8/23/2011)
- Hawaii Beach Safety (2006)
- Japan Tsunami Marine Debris (NOAA, October 2011)
- “Solid Waste in Hawaii” (Honolulu Civil Beat, 12/10/11)
- “Spearfishing Tournament Targets Ravenous Roi” (Honolulu Star-Advertiser, 11/4/11)
- “Something Fishy About This Story” (MidWeek, 8/17/2011)
- “Lanai Diver Dies After Hit by Tour Boat” (KITV.com, 8/1/2011)
- “Hawaii Ecotourism Association Awards First-Ever Green Certification to 14 Tour Companies” (Hawaii Magazine, 9/23/2011)
- “UH Hilo Plans \$30M Marine Center” (Pacific Business News, 8/19/2011)
- “No Longer in the Red, NELHA Seeks New Tenants, Programs” (Pacific Business News, 8/19/2011)
- “Distilling Secrets – Molokai Salt Goes Global” (Honolulu Weekly, 10/19/2011)
- “National Park Service Marks National Oceans Month in June” (National Park Service, DOI, 6/14/2011)
- “The Wisdom of Youth” (MidWeek, 11/2/2011)
- “Our Hawaii, Our Future” (Honolulu Star-Advertiser, 10/19/11)

### **Call to Order**

Vice-Chair Kimbal Thompson called the meeting to order at 9:50 a.m., and welcomed everyone, especially the new MACZAC members Bryan Mamaclay of Kauai and Roy Takemoto of Hawaii. All attendees introduced themselves.

### **Video Presentation: “Introduction to the Sunshine Law” (Office of Information Practices (OIP))**

OIP’s online video on the Sunshine Law, Hawaii’s open meetings law which governs the manner in which all state and county boards like MACZAC must conduct their official business, was viewed. Following the conclusion of the video presentation, OIP Staff Attorney Jennifer Brooks addressed questions from the audience regarding the Sunshine Law, which is codified at Part 1 of HRS §92.

### **Approval of the July 28, 2011 Meeting Minutes**

Minutes were unanimously approved.

## **Hawaii Coastal Zone Management (CZM) Program Report**

Jesse Souki, OP Director, noted that the CZM Program Manager, Leo Asuncion, was unable to attend the MACZAC meeting since he was currently in Kona making a presentation to the Leeward Hawaii Planning Commission. In his absence, Marnie Meyer, Hawaii CZM Planner, would be giving the CZM Program Report. Marnie provided an update on the Hawaii CZM Program both orally and in a summary handout. See attached.

## **Hawaii Ocean Resources Management Plan (ORMP) Report**

Marnie Meyer, Hawaii CZM Planner, gave an update on the ORMP. The ORMP is a statewide plan that promotes an integrated approach to managing Hawaii's marine and coastal zone resources. A recent event was that NOAA announced that they will grant the Hawaii CZM Program an award of \$250,000 in January 2012 for an 18-month project to strengthen and solidify a Hawaii Sub-Regional Ocean Partnership, based upon the existing ORMP partnership.

The ORMP is a living document that is periodically updated, typically every 5 years. The ORMP was first adopted in 1994 and subsequently updated in 1998 and again in 2006. The ORMP is now set to undergo another 5-year update. OP selected the firm of SSFM International to work on the next update of the 2006 ORMP. Work is scheduled to begin in January 2012, with an evaluation and final update completed by December 2013. MACZAC members along with other relevant stakeholders will be consulted throughout the ORMP update process.

The ORMP Working Group has chosen to focus on climate change as its priority issue, and several of its caucus groups are now organized around that issue. The ORMP Working Group generally meets monthly. The most recent meeting of the ORMP Working Group occurred on December 1, which MACZAC member Jim Coon attended. The ORMP Working Group will next meet on January 5, featuring a guest presentation by Doug Codiga on ICAP's *Sea Level Rise Public Tool Kit and Regulatory Takings Paper*. OP invites the members of MACZAC's Legislative Working Group to attend the January 5 ORMP Working Group meeting to hear the ICAP presentations.

## **Guest Presentation: “The Rain Follows the Forest, A Plan to Replenish Hawaii’s Source of Water” (Emma Yuen, DLNR Department of Forestry and Wildlife)**

Emma Yuen, the NARS Coordinator for DLNR, gave a presentation on the Department's newly released Report, which is a plan to secure Hawaii's water supply. By ensuring that forest watersheds are fully functioning, fresh water resources can be utilized and enjoyed by the people of Hawaii in perpetuity. Hawaii's native forests buffer the impact of heavy rains and the forests' thick vegetation absorbs moisture from passing clouds, allowing the natural underground reservoirs to store this water and recharge the groundwater supply. Beyond ensuring a water supply, forests provide services related to coastal and marine resource protection, greenhouse gas emission reduction, and cultural and natural values. Yet over half of Hawaii's original forests have already been lost, while the remainder are threatened by exploding populations of invasive species and climate change. Meanwhile, the demand for water resources is increasing. DLNR's Report identifies priority watersheds statewide and outlines on-the-ground actions and projects (such as removal of invasive hooved animals and weeds, and restoring native species) that must occur on a large scale across ownership boundaries in order to protect and sustain Hawaii's critical water sources. Forest protection and restoration is the most cost-effective action to alleviate the threats to Hawaii's water sources. Currently, only about one-tenth of those priority watershed areas are protected (90,000 acres are protected out of 800,000 priority acres). DLNR's goal is to double the acreage of

protected watersheds in Hawaii in 10 years, at an estimated cost of \$11 million. DLNR's Report calls for public support and challenges Hawaii's leaders to dedicate funding to ensure the availability and affordability of fresh water. Emma will inform MACZAC members on upcoming legislative bills specifically addressing DLNR's plan, and asks for MACZAC's support in testifying in favor. The plan is available online at DLNR's website.

### **Election of MACZAC Chair**

Subsequent to the last MACZAC meeting, the then Chair for MACZAC, Robin Kaye of Lanai, had resigned from that position. Vice-Chair Kimbal Thompson therefore called for nominations for a new Chair. Sue Sakai of Oahu was nominated as the new Chair for MACZAC, and was voted in unanimously.

### **Discussion Regarding MACZAC's 2011-2012 Work Plan**

#### *Hotspot Issues*

MACZAC member Jim Coon highlighted an issue on Maui – the user conflicts between swimmers and boaters at Kaanapali Beach that is exacerbated by the lack of ingress/egress buoys. MACZAC sent a letter to DLNR/DOBOR about this dangerous situation in August, but has received no response yet. One week after MACZAC's letter, a swimmer was run over by a boat and was badly maimed and lost his arm. This was an avoidable accident. There needs to be a fire lit under DOBOR to get the missing or damaged buoys replaced before anyone else is injured. This dangerous situation is easy to fix and not very expensive, especially given that the 10 commercial catamarans operating in the area are required to give DLNR 3% of their gross revenue solely to fund the buoy service. It was concluded that Jim Coon and Mike Gleason would follow up with Ed Underwood at DOBOR and William Aila at DLNR, as necessary.

#### *MACZAC's Investigative Working Groups*

The existing MACZAC investigative working groups include: Education and Outreach Working Group, Legislative Working Group, Shoreline Access Working Group, and Website Working Group, while the CZMA 40<sup>th</sup> Anniversary Working Group was newly created.

The Education and Outreach Working Group is comprised of MACZAC members Donna Brown, Jim Coon, Mike Gleason, Robin Kaye and Mike Sabas, and external member Melissa Iwamoto (PacIOOS). As chair Robin Kaye was absent from the MACZAC meeting, Jim Coon gave an update. Jim reported that he has been distributing approximately 50 ORMP packets per month at the Aloha Aina reef clean up events in Maui organized by Trilogy Excursions. Jim indicated that he was willing to share the information about these events to other local boat companies that would like to follow the model developed by Trilogy Excursions. This idea may be useful if the Japanese Tsunami debris reaches Hawaii.

The Legislative Working Group is comprised of MACZAC members Jim Coon, Mike Gleason, Bryan Mamaclay, Sue Sakai and Kimbal Thompson. The chair of the Group is Jim Coon. The Group discussed the logistics of providing testimony on relevant bills in a timely manner, given the Legislature's tight deadlines. The Group's motion to be authorized to do research on and draft and present testimony on behalf of MACZAC, with subsequent reporting back to MACZAC, was unanimously approved. The Group will next meet on January 5 in Honolulu during the ORMP Working Group meeting.

The Shoreline Access Working Group is comprised of MACZAC members Henry Lau, Rhoda Libre and Roy Takemoto. The chair of the Group is Roy Takemoto. It was suggested that as a first step, the Group should try to collaborate with the State's Na Ala Hele program (Hawaii Trail System and Public Access Program established by DLNR).

The Website Working Group is comprised of MACZAC members Donna Brown, Robin Kaye, Bryan Mamaclay and Weston Yap, and external members Leo Asuncion (OP/CZM) and Joan Delos Santos (OP/GIS). As chair Robin Kaye was absent from the MACZAC meeting, Weston Yap gave an update. Due to the lack of funding currently available for MACZAC to develop its own website, it was concluded that as an interim measure, the Group would concentrate on upgrading its existing webpages on the CZM website with in-house technical assistance provided by OP. The MACZAC webpages could be modified and redesigned in line with the DBEDT template that will be utilized by OP as it soon redesigns its own website. In addition, the Group decided that the MACZAC webpages should include hot spot maps for each island which will be tied in to the work being done by MACZAC's other various Investigative Working Groups.

A new MACZAC Investigative Working Group was formed during the meeting, the CZMA 40<sup>th</sup> Anniversary Working Group. The CZMA 40<sup>th</sup> Anniversary Working Group is comprised of MACZAC members Donna Brown, Rhoda Libre, Bryan Mamaclay, Mike Sabas, Kimbal Thompson and Roy Takemoto, and external members Leo Asuncion (OP/CZM) and Douglas Tom (public). The chair of the Group is Kimbal Thompson. Doug Tom pointed out that one idea he had for the CZMA 40<sup>th</sup> anniversary celebration would be for MACZAC to develop an ocean-themed writing contest to help educate students about the value of the marine environment and to promote coastal zone management; Doug has already made contact with DOE and they were receptive to the idea. It was concluded that some representatives from the Group should aim to meet with a DOE representative in January to discuss the writing contest idea further and determine all of the relevant details. Sue Sakai indicated that the CZMA 40<sup>th</sup> anniversary celebration should span an entire year, and that the writing contest could be the signature MACZAC event while other events could be collaborative endeavors like participating in the American Planning Association's (APA) World Town Planning Day, or could piggyback onto major events like Earth Day or National Oceans Month.

## **New Business**

### *Next MACZAC Meeting*

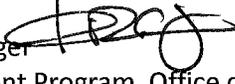
The members decided that the next MACZAC meeting will be held on Monday, March 12, 2012. The meeting will be held at OP in Honolulu, and will start at 9:15am to allow for an earlier end time than has previously been customary for MACZAC.

## **Adjournment**

Chair Sue Sakai adjourned the meeting at 3:30 p.m.

December 15, 2011

To: Marine and Coastal Zone Advocacy Council (MACZAC)

From: Leo Asuncion  
Planning Program Manager   
Coastal Zone Management Program, Office of Planning

Subject: CZM Program Report to MACZAC

### **National Initiatives**

#### **Funding Allocation**

Since the last Program Manager's report, the FY12 National CZM Budget has been approved by Congress. In total, NOAA was appropriated \$319.5 million for the Office of Ocean and Coastal Resource Management (OCRM) area (CZM related areas). While the FY 12 appropriation is approximately 15% higher than FY 11, the areas of National Marine Sanctuaries, National Centers for Coastal Ocean Science (NCCOS), and Sea Grant had funding increases, while other areas (including CZM Grants which funds approved state Coastal Programs) remained at, or were slightly below, FY 11 levels. Congress did not appropriate monies for Coastal and Marine Spatial Planning (CMSP) and Coastal Estuarine and Land Conservation Program (CELCP).

The Hawaii CZM Program is awaiting word from NOAA/OCRM on actual program funding levels for FY 12; however, it is anticipated to be level with FY 11.

#### **Performance Progress Reports**

Semi-Annual Performance Reports for our open grants (NA09, NA10, NA11) are being filed electronically with NOAA by January 31, 2012.

#### **National Ocean Policy – Regional Ocean Partnerships**

The Hawaii CZM Program has responded to a NOAA Federal Funding Opportunity to seek funding for a Hawaii Sub-Regional Ocean Partnership; while the University of Hawaii's Social Science Research Institute (SSRI) sought funding for the Regional Ocean Partnership on behalf of the U.S. Pacific Islands (including Hawaii). While proposals for implementation phases (Focus Area 1) were not awarded, proposals for administrative phases (Focus Area 2) were awarded at reduced amounts.

Both SSRI and Hawaii CZM Program adjusted their proposals to account for the reduced amounts and project timelines, and are currently awaiting formal award notification from NOAA.

The Pacific Island ROP is envisioned to be the foundation of the Pacific Region Planning Body under the National Ocean Policy.

### **Upcoming Projects**

#### **Climate Change**

The proposed Statewide Climate Change Policy was included in the Administration's Package which will be transmitted to the 2012 Legislature.

To further the ORMP Working Group's *Framework for Climate Change Adaptation in Hawaii*, the Office of Planning has partnered with the following agencies to develop risk and vulnerability assessments:

- ICAP – which obtained a NOAA CRest (Coastal Resilience Networks Program) grant to study two sectors (one on Oahu, and another on a neighbor island);
- U.S. Army Corps of Engineers – Planning Assistance to the States (PAS) Program which will examine risk and vulnerabilities of an area of Metro Honolulu in terms of infrastructure (i.e., sewer, water, etc.).

The Office of Planning will utilize findings of other risk and vulnerability assessments, such as the assessment being completed for the Oahu Metropolitan Planning Organization (OMPO) (which looked at Oahu's transportation sector).

#### Ocean Resources Management Plan (ORMP) Update

The firm of SSFM International, Inc. has been selected as the consultant for the ORMP Update Project. The project is scheduled to begin on January 1, 2012 (or when a contract with the consultant is executed).

The consultant will be scheduled to attend the next MACZAC meeting to begin gathering input on the current ORMP.

#### 40<sup>th</sup> Anniversary of the National Coastal Zone Management Act

The 40<sup>th</sup> Anniversary of the CZMA and Clean Water Act will kick-off with the 19<sup>th</sup> Annual Coastal and Ocean Celebration in Washington D.C. (February 28, 2012).

Locally, a number of events are being proposed or have the potential to become anniversary events, including:

- Essay contest involving public and private school students
- NOAA Pacific Services Center events (i.e., symposiums, etc.)
- Events of CZM Partners
- Signing of the Pacific Island Regional Ocean Partnership
- Collaboration with World Town Planning Day (November 8, 2012)
- Op-Ed pieces in the Honolulu Star-Advertiser or other publications
- Awarding of the 2<sup>nd</sup> Douglas Tom MACZAC Thumbs-Up Award

MACZAC is encouraged to form a working group that will assist the CZM Program staff to implement some of the events above or suggest other events that could be implemented.

#### 2012 Legislature

A matrix of potential issues that may be introduced in the Legislature has been circulated to the MACZAC Legislative Working Group, and a discussion of those issues as well as MACZAC's general positions on the issues should be held. This will prepare MACZAC, the CZM Program, and the Office of Planning for the upcoming legislative session.

#### Ongoing Projects

##### Coastal Nonpoint Pollution Control Program (CNPCP)

The Office of Planning selected Marine and Coastal Solutions, Inc. (MCSI) to develop and implement training sessions on the CNPCP and Hawaii Watershed Guidance management measures.

Training sessions will be held in each county and will involve individuals that develop or impact watershed plans.

CZM and Special Management Area (SMA) Training

Starting today, and into next year, CZM staff will be holding CZM/SMA training session with the respective county planning commissions and planning department staff.

Training sessions scheduled include:

- December 15, 2011 – Leeward (Kona) Planning Commission
- January/February 2012 – Windward (Hilo) Planning Commission
- May 2012 – Maui Island Planning Commission

CZM staff is working with the respective Planning Departments to schedule the training sessions.