



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

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

DATE: July 19, 2022
TIME: 9:00 am
PLACE: Online via Zoom / Meeting ID: 871 8332 2205
& DLNR Boardroom
1151 Punchbowl Street, 1st Floor

Board members, staff, applicants, and testifiers can choose to participate either in person, via ZOOM or by telephone. The public may view the meeting via its live stream at:
<https://www.youtube.com/user/dlnrcwrml/>

To Provide Written Testimony:

We encourage interested persons to submit written testimony in advance of the meeting, which will be distributed to Commissioners prior to the meeting and ensure a timely review. Please submit written testimony via email to: raeann.p.hyatt@hawaii.gov or to: dlnr.cwrml@hawaii.gov. Written testimonies may also be mailed to: P.O. Box 621, Honolulu, Hawaii 96809. Written testimonies may be posted upon the Commission on Water Resource Management website; as a precaution, please be mindful with any personal information prior to submitting unless you intend it to be shared. Late written testimony will be retained as part of the record and distributed to Commissioners as soon as practicable, but we cannot ensure the Commission will receive it in sufficient time to review prior to decision-making.

To Provide In-Person Testimony and Oral Testimony Remotely via Zoom:

Attend in-person at: 1151 Punchbowl St. Room 132 (Kalanimoku Building), Honolulu, Hawaii

To provide video/Zoom testimony: *Send your request to the Commission Secretary in a timely manner to: raeann.p.hyatt@hawaii.gov with your information, email address, and the agenda item you wish to testify. Once your request has been received, you will receive a confirmation email with the Zoom link and other pertinent information.*

To provide Testimony by Telephone - *on the day of the meeting at the start of the agenda item you wish to testify on, dial: 1-669-900-6833 (Zoom); input the meeting ID & passcode [you will need to obtain the Zoom meeting passcode from the Commission Secretary prior]*

Note: All phone in and day of requests depends on whether they can be accommodated in sufficient time before the item has been addressed by the Commission; kindly note that due to meeting constraints only timely testimony can be addressed.

We kindly ask that all oral/video testimony be limited to not more than three (3) minutes.

A. APPROVAL OF MINUTES

May 17, 2022

June 14, 2022

B. NON-ACTION ITEMS / INFORMATIONAL BRIEFINGS

1. Status of the Update to the Five Component Parts of the State Hawai'i Water Plan Framework under Chapter 174C, HRS, by CWRM Planning Branch (Informational Briefing)
2. Summary of Current Instream Uses and Stream Diversions in the Huelo Region of East Maui (Informational Briefing)

C. ACTION ITEMS

1. Approve Extension Request for Action on the Sierra Club's Petition to Amend Instream Flow Standards for Kōlea, Punalu'u, Ka'aiea, 'O'opuola, Puehu, Naili'iliha'ele, Kailua, Hanawana, Hoalua, Waipi'o, Mokupapa, and Ho'olawa Streams, East Maui
2. Approve Extension of Temporary Relief for a Period of 90 Days and Delegation of Authority to the Chairperson to Approve Future Extensions of Temporary Relief from the Interim Instream Flow Standard for Kaua'ula Stream, Kaua'ula Stream, Lahaina, Maui, to Provide for the Continued Diversion of 300,000 Gallons Per Day During Low-Flow Conditions to Kuleana Users and Kamehameha Schools' Tenants Whose Sole Source of Water is Kaua'ula Stream
3. Finding of Violation against Sea Grace LLC (landowner) and American Drilling (contractor) for Well Construction and Pump Installation Without Permits in July 2020; Makila Kai Well (Well No. 6-5138-002), TMK (2) 4-7-012:007, Launiupoko Aquifer System Area, Lahaina Aquifer Sector, Maui

D. RED HILL ITEM

1. Update by Groundwater Branch on the Violation Letter to the Navy for Overpumpage of Waiawa Shaft, Waiawa Shaft Data, and Status of Various Monitor Wells (Informational Briefing)

E. COMMISSION MEETING SCHEDULE (*tentative*)

August 16, 2022 (Tuesday)

September 20, 2022 (Tuesday)

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.

* * * * *

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.

* * * * *

In some of the matters before the Commission, a person may wish to request a contested case hearing. If such a request is made before the Commission's decision, then the Commission will consider the request first before considering the merits of the item before it. A person who wants a contested case may also wait until the Commission decides the issue, then request the contested case after the decision, it is up to you. Any request must be made orally by the end of the meeting and followed up in writing within ten days. If no request for contested case is made, the Commission will make a decision. The Department will treat the decision as final and proceed accordingly.

* * * * *

Individuals requiring special accommodations (i.e. sign language interpreters, wheelchair access) at 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 the CWRM website for complete submittals at: <http://dlr.hawaii.gov/cwrn/newsevents/meetings/>