



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII'
DEPARTMENT OF LAND AND NATURAL RESOURCES | KA 'OIHANA KUMUWAIWAI 'ĀINA
COMMISSION ON WATER RESOURCE MANAGEMENT | KE KAHUWAI PONO
P.O. BOX 621
HONOLULU, HAWAII 96809

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

DATE: November 21, 2023
TIME: 9:00 a.m.
PLACE: DLNR Boardroom, Kalanimoku Bldg.
1151 Punchbowl Street, 1st Floor / & Online via Zoom
Meeting ID: 895 1964 6935 / passcode: 768572

<https://us06web.zoom.us/j/89519646935?pwd=I1Hk5wjztac5mzrap1BzgjzZkZFp62.1>

This meeting will be held using interactive conference technology under section 92-3.7, Haw. Rev. Stat. Commission members, staff, applicants, testifiers, and the public can choose to participate in person, online via Zoom, or by telephone. The public may also view the live meeting via its live stream at:

<https://www.youtube.com/user/dlnrcwrm/>

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 allow a timely review. Please submit written testimony via email to: iwalani.hr.kaaa@hawaii.gov or to: dlnr.cwrm@hawaii.gov. Written testimonies can 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 Oral Testimony (masks are highly encouraged)

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

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 and follow the prompts.

To Provide Video/Zoom Testimony

Send your request in a timely manner to: iwalani.hr.kaaa@hawaii.gov with your information, email address, and the agenda item you wish to testify on. Once your request has been received, you will receive a confirmation email with pertinent information. You may testify without signing up in advance.

We kindly ask that all oral/video testimony be limited to not more than three (3) minutes. We ask that you identify yourself and any affiliation before speaking, but you can choose not to do so.

A. APPROVAL OF MINUTES

October 24, 2023

B. ACTION ITEMS

~~1. Approval of State of Hawai‘i, Department of Land and Natural Resources, Division of Aquatic Resources Application for a Well Construction Permit for Kalauha‘iha‘i Restoration Well (Well No. 3-1643-002), TMK (1) 3-7-011:003 for Fishpond Restoration Use, Wai‘alae East Ground Water Management Area, O‘ahu~~

2. Requesting Authority for the Chairperson to Enter Into a Memorandum of Agreement with the Department of Health to Receive Drinking Water State Revolving Fund Set-Aside Funding and Authority for the Chairperson to Enter into Contracts for Water Audit Training and Water Meter Testing Training

C. NON-ACTION ITEMS / INFORMATIONAL BRIEFINGS

1. Department of Defense Updates on the Red Hill Bulk Fuel Storage Facility Defueling, Remediation and Closure, Red Hill Shaft Recovery and Monitoring, and Monitoring Well Development and Water Data

2. Informational Briefing by University of Hawai‘i Biota Survey in Hālawā Stream, O‘ahu

3. Informational Briefing to the Commission on Statewide Drought Conditions

4. Informational Briefing on Well Construction and Pump Installation Permits

5. Update on Development and Implementation of Interim Instream Flow Standards in Southeast Kaua‘i

6. Discussion with the Department of the Attorney General regarding the status of *Keahi v. Chang*, Civ. No. 1CCV-23-0001078. The Commission may go into Executive Session pursuant to Section 92-5(a)(4), Hawai‘i Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Commission’s powers, duties, privileges, immunities, and liabilities. (No staff submittal)

D. COMMISSION MEETING SCHEDULE (*tentative*)

December 19, 2023 (Tuesday)

January 16, 2024 (TBD)

NOTE: Items may be taken out of order and will be announced at the start of the meeting

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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.

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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.

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If you need an auxiliary aid/service or other accommodation due to a disability, contact the Commission Secretary at: 808-587-0214 and dlnr.cwrn@hawaii.gov as soon as possible. Requests made as early as possible will allow adequate time to fulfill your request. Upon request, this notice is available in alternate formats such as large print, Braille, or electronic copy.

Please refer to the CWRM website for complete submittals at: <http://dlnr.hawaii.gov/cwrn/newsevents/meetings/>