



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: March 18, 2025
TIME: 9:00 a.m.
PLACE: DLNR Boardroom, Kalanimoku Bldg.
1151 Punchbowl St., 1st Floor
Online via Zoom, Meeting ID: 871 9305 1716
<https://us06web.zoom.us/j/87193051716>

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/@dlnrcwrn/streams>

To Provide Written Testimony

We encourage interested persons to submit written testimony in advance, 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.cwrn@hawaii.gov. Testimony 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

Attend in-person at: 1151 Punchbowl St., Room 132 (Kalanimoku Building), Honolulu, Hawaii 96813

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 (719) 359-4580; input the meeting ID and follow the prompts. Enter *6 to mute/unmute; *9 to raise/lower hand.

To Provide Video/Zoom Testimony

Send your request in a timely manner to: iwalani.hr.kaaa@hawaii.gov with the agenda item you wish to testify on. Once your request has been received, a confirmation email will be sent containing 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 also ask that you identify yourself and any affiliation before speaking, but you can choose not to do so.

A. APPROVAL OF MINUTES

February 18, 2025

B. ACTION ITEMS

Ground Water Regulation Branch

1. Approval of Pump Installation Permits WCT 1 and 2 Wells (Well No. 6-5030-001 and 6-5131-002), TMK (2) 3-6-004:003, Waikapū Aquifer System Area, Maui

Stream Protection and Management Branch

2. Approval of Stream Channel Alteration Permit (SCAP.6364.3) Application and Special Conditions, Army Garrison Hawai‘i, Directorate of Public Works Bank Stabilization Kahauiki Stream, Honolulu, Hawai‘i, Tax Map Key(s): (1) 1-1-008:005
3. Approval of Stream Channel Alteration Permit (SCAP.6363.8) Application and Special Conditions, County of Hawai‘i, Department of Public Works South Wilder Road Culvert Replacement Kaūmana Stream, Hilo, Hawai‘i, Tax Map Key(s): (3) 2-5-045:001 and 999; 2-5-005:157 & 159
4. Approval of Stream Channel Alteration Permit (SCAP.6306.8) Application and Special Conditions, Ouli Land Company, LLC Crossing No. 6 Bridge Construction Wai‘ula‘ula Stream, Kamuela, Hawai‘i, Tax Map Key(s): (3) 6-2-001:051

Planning Branch

5. Adoption of the 2019 Agricultural Water Use and Development Plan (Revised 2021) with Conditions for Incorporation into the Hawai‘i Water Plan
6. Request and Delegation of Authority to Chairperson to Enter into a Joint Funding Agreement with the U.S. Geological Survey for Water Resource Investigations, Launiupoko Deep Monitor Well (Phase 1) for Federal Fiscal Year (FFY) 2025; and Declare that Project is Exempt from Environmental Assessment Requirements under Hawaii Revised Statutes Chapter 343, and Hawaii Administrative Rules Chapter 11-200.1

C. NON-ACTION ITEMS / INFORMATIONAL BRIEFINGS

1. Briefing by Commission Staff, Planning Branch - Overview of the Ka Pa‘akai Analysis Process
2. Briefing by Commission Staff, Planning Branch - Hawai‘i Water Audit Program Summary
3. Briefing by Deputy Director Kahahane - Tracked State Legislation Related to the Commission on Water Resource Management for the 2025 Legislative Session
 - **SB145 – RELATING TO DECLARATION OF WATER SHORTAGE AND EMERGENCY.** Amends the conditions, manner, and areas in which the Commission on Water Resource Management can declare and provide notice of

water shortages and emergencies.

- **SB438 SD2** – *RELATING TO WASTE DISPOSAL FACILITIES*. Prohibits the construction, modification, or expansion of hazardous or solid waste disposal facilities near or above a significant aquifer, as determined by the Department of Health in consultation with CWRM. Prohibits such facilities on class A and B agricultural land. Clarifies buffer zones and bans the use of fly ash, bottom ash, or a combination thereof from municipal waste combustors for road building, construction, or landfill cover. Requires the disposal of such ash in a double-lined, duly licensed municipal solid waste or hazardous waste landfill. Effective 12/31/2050. (SD2)
- **SB867 SD2** – *RELATING TO AFFORDABLE HOUSING*. Establishes a working group within the Office of the Governor to assess the State's water resources and water system source capacity and to streamline well permit approval processes for affordable housing development. Requires the working group to inventory all available water resources statewide and identify sources of aquifer replenishment in relation to affordable housing development. Requires an interim and final report to the Legislature. (SD2)
- **HB306 HD2** – *RELATING TO STATE WATER CODE PENALTIES*. Adds a minimum penalty and maximum penalty per violation of the State Water Code and makes each day that a violation exists or continues to exist a separate offense. Establishes factors the Commission on Water Resource Management must consider when determining the amount of the penalty. Increases maximum fines in five-year increments from 2030 to 2045. Effective 7/1/3000. (HD2)
- **HB510 HD1** – *RELATING TO DECLARATION OF WATER SHORTAGE AND EMERGENCY*. Amends the conditions, manner, and areas in which the Commission on Water Resource Management can declare and provide notice of water shortages and emergencies. Effective 7/1/3000. (HD1)

D. ANNOUNCEMENTS

1. Application Deadline for Two CWRM Commissioner Appointments – March 31, 2025
<https://files.hawaii.gov/dlnr/cwrn/notice/2025/nt20250128.pdf>
2. Lahaina Community Meeting – April 7, 2025 at Lahainaluna High School Cafeteria
<https://files.hawaii.gov/dlnr/cwrn/notice/2025/nt20250407.pdf>
3. Story Map is live on the CWRM website
<https://storymaps.arcgis.com/stories/69daeacc67d648fe8d32a02cd44ba97e>

E. COMMISSION MEETING SCHEDULE (*Tentative*)

April 1, 2025 (Tuesday)
April 28, 2025 (Monday)
May 20, 2025 (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.

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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. The agenda and the listed submittals will be provided in the board packet if one is made.

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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, but before the close of the Commission meeting. Any request must also be made in writing within ten calendar days. If no request for contested case is made, the Commission will make a decision. The Commission 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 or dlnr.cwrmm@hawaii.gov as soon as possible. Requests made as early as possible will allow adequate time to fulfill your request. Upon request, this agenda is available in alternate/accessible formats.

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