

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

DATE: January 23, 1997  
TIME: 9:00 a.m.  
PLACE: DLNR Board Room

Chairperson Michael Wilson called the meeting of the Commission on Water Resource Management to order at 11:00 a.m.

The following were in attendance:

MEMBERS: Mr. Michael Wilson  
Mr. Richard Cox  
Dr. Lawrence Miike  
Mr. David Nobriga

EXCUSED: Mr. Robert Girald  
Mr. Herbert Richards, Jr.

STAFF: Ms. Rae Loui  
Mr. Roy Hardy  
Mr. David Higa  
Mr. Charley Ice  
Ms. Lenore Nakama  
Mr. Ryan Imata  
Mr. Glenn Bauer  
Ms. Janis Uwaine

COUNSEL: Mr. William Tam

OTHERS:

Dan Lum  
Jan Reichelderfer

Miles Tagawa

Edison Kwock

All written testimonies submitted at the meeting are filed in the Commission office and are available for review by interested parties. The items were not taken in the order posted on the agenda.

**AGENDA 1**

**1. Minutes of the December 9, 1996 and December 18, 1996 minutes.**

Page 8 (Item 8) of the minutes of December 9, 1996 should be corrected as follows:

**MOTIONS: (NOBRIGA/RICHARDS)**

**MOTION: (NOBRIGA/MIIKE)**

**To approve staff's the minutes as amended.**

**UNANIMOUSLY APPROVED AS AMENDED.**

**2. Old Business/Announcements**

Deputy Director Rae Loui informed the Commission that the applicant requested to have Agenda 2, Item #1 deferred.

**MOTION: (NOBRIGA/COX)**

**To defer Agenda 2, Item 1.**

**UNANIMOUSLY APPROVED TO DEFER.**

**3. Amendments to HAR §13-168-14, Hawaii Well Construction and Pump Installation Standards**

**PRESENTATION OF SUBMITTAL:** Deputy Director Rae Loui

Staff requested to amend the proposed rule as follows:

In §13-169-14(a) and §13-169-14(b), Hawaii Well and Pump Installation Standards should be corrected as Hawaii Well Construction and Pump Installation Standards.

Staff also requested to amend the Hawaii Well Construction and Pump Installation Standards as follows:

On Page 2-1, Section 2.1, the first sentence should be amended as follows:

No well, except injection, geothermal, and temporary test boring type wells shall be constructed, modified, repaired, or abandoned and sealed without a well construction permit approved by the chairperson.

**STAFF RECOMMENDATION:**

The staff recommended the following:

1. The Commission adopt the amendments to HAR §13-168-14 entitled "Water Use, Wells, and Stream Diversion Works", Attachment 1;
2. The Commission adopt the **Hawaii Well Construction and Pump Installation Standards**, Attachment 2; and
3. The Commission delegate the following authority:
  - a. The Chairperson is authorized to approve well construction and well modification permit applications (under Hawaii Revised Statutes §174C-86) statewide, unless the Chairperson determines that the matter should be decided by the Commission.
  - b. In aquifer systems that are not designated water management areas and where estimated water usage as of the date of application is less than 70% of sustainable yield, the Chairperson is authorized to approve pump

installation and pump modification permits unless the Chairperson determines that the matter should be decided by the Commission.

- c. Unless deemed otherwise by the Chairperson, no new or additional permit application is required for the replacement of pumps less than or equal to the existing pump capacity. However, the applicant must inform the commission within 30 days of the replacement and complete and submit the Well Completion Report - Part II.

**MOTION: (NOBRIGA/COX)**

**To approve staff's recommendation as amended.**

**UNANIMOUSLY APPROVED.**

- 4. Steve Goldberg, APPLICATION FOR WELL PERMITS, Steve's Well (Well No. 112026), Well Construction: 4-inch Casing Diameter, 280-ft Deep Well Pump Installation: 12 GPM for Domestic use, TMK 4-9-011:009, Moloaa, Kauai**

This item was withdrawn by staff.

The Commission went into recess at 11:20 a.m. and was reconvened at 12:06 p.m.

- 5. Department of Transportation, Application for a Stream Channel Alteration Permit, Excavation of Stream Banks and Construction of Bridge Abutments For Highway Widening, Lawai Stream, Lawai, Kauai (TMK 2-5-04:14)**

**PRESENTATION OF SUBMITTAL: Mr. Roy Hardy**

**STAFF RECOMMENDATION:**

That the Commission on Water Resource Management approve the excavation and fill of banks and construction of bridge abutments for Lawai Stream (TMK 2-5-04:14), Lawai, Kauai. The permit shall be valid for a period of two (2) years and subject to the standard conditions in Exhibit 6 and the following special condition:

**SPECIAL CONDITION:**

- a. Prior to construction activities, the applicant shall furnish the Commission with written documentation from the County of Kauai, Department of Public Works indicating compliance with the requirement for a FEMA Certification of No Rise Determination (44 CFR Part 65).

**MOTION: (NOBRIGA/COX)**

**To approve staff's recommendation.**

**UNANIMOUSLY APPROVED.**

**6. Mr. Akira Ishida, Application for a Stream Channel Alteration Permit, Construction of a Vehicular Access Bridge, Waihee Stream, Kahaluu, Oahu (TMK 4-7-64:001)**

**PRESENTATION OF SUBMITTAL:** Mr. Roy Hardy

**STAFF RECOMMENDATION:**

The staff recommendation was amended as follows:

That the Commission on Water Resource Management approve the construction of a vehicular access bridge across Waihee Stream (TMK 4-7-64:001), Kahaluu, Oahu. The permit shall be valid for a period of two (2) years and subject to the standard conditions in Exhibit 5 and the following special conditions:

- a. The applicant shall prepare and submit a Best Management Practice Plan (BMPP) to minimize water pollution from construction activities. The plan shall be reviewed by the Department of Land & Natural Resources, Division of Aquatic Resources and acceptable to the Department of Health and prior to construction activities. The applicant shall submit written documentation to the Department of Health indicating completion of the BMPP.
- b. The applicant shall obtain written documentation from the City and County of Honolulu, Department of Land Utilization indicating compliance with the City and County of Honolulu's flood ordinance. This documentation shall be submitted to the Commission prior to construction work.

**TESTIMONY BY APPLICANT:**

Mr. Myles Tagawa, Consultant with Calvin Kim & Associates, was available for questions. He stated that this project was designed so as not to affect the stream.

**MOTION: (NOBRIGA/MIIKE)**

**To approve staff's recommendation as amended.**

**UNANIMOUSLY APPROVED AS AMENDED.**

**7. City and County of Honolulu, Department of Public Works, Request for Extension to a Stream Channel Alteration Permit, Reconstruction of a Channel Lining, Aiea Stream, Honolulu, Oahu (TMK: 9-9-42:44)**

**PRESENTATION OF SUBMITTAL:** Mr. Roy Hardy

**STAFF RECOMMENDATION:**

That the Commission approve a time extension for the stream channel alteration permit to the City and County of Honolulu, Department of Public Works for the reconstruction of the channel lining at Aiea Stream (TMK: 9-9-42:44). The permit shall be valid until December 31, 1997.

**MOTION: (COX/NOBRIGA)**

**To approve staff's recommendation.**

**UNANIMOUSLY APPROVED.**

**AGENDA 2**

**1. Action on Petition to Designate the Ahupuaa of Laie as a Water Management Area for Surface Water**

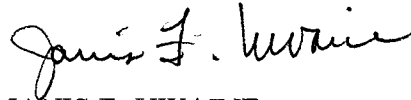
This item was deferred. (See Item 2, Agenda 1)

**2. Other Business**

None.

**ADJOURNMENT: Chairperson Wilson adjourned the meeting at 12:25 p.m.**

Respectfully submitted,



JANIS F. UWAINÉ  
Secretary

APPROVED AS SUBMITTED:



RAE M. LOUI  
Deputy Director

PLEASE SIGN YOUR NAME ON THIS SHEET  
IF YOU DO NOT WISH TO TESTIFY

JAN 23 1997

\_\_\_\_\_  
(DATE)

**PLEASE PRINT!!!**

**NAME:**

**COMPANY/AFFILIATION & ADDRESS:**

MILES TAGAWA

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EDISON KNOCK

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