

RICHARD T. BISSEN, JR.
Mayor

KEKUHAUPIO R. AKANA
Managing Director

JOHN STUFFLEBEAN, P.E.
Director

JAMES A. LANDGRAF
Deputy Director



DEPARTMENT OF WATER SUPPLY
COUNTY OF MAUI
200 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793
<http://www.mauicounty.gov/water>

July 12, 2023

Mr. Hans Fritz Michel
1404 Olona Pl
Lahaina, HI 96761
Phone: (808) 667-7693

Subject: **Surface Water Use Permit Application for the conveyance of existing water from a Kanaha Stream diversion in Kanaha Valley, Lahaina, Hawaii**

Dear Mr. Michel,

On June 14, 2022, the State of Hawaii Department of Land and Natural Resources Commission on Water Resource Management (CWRM), designated the Lahaina Aquifer Sector Area as a Water Management Area. The County of Maui Department of Water Supply (DWS) is now required to submit a surface water use permit application (SWUPA) for the existing use of a stream diversion intake from Kanaha Stream located on tax map key parcel 4-6-018:007 in the Launiupoko Aquifer, and owned by the Department of Land and Natural Resources (DLNR). As an adjacent landowner that includes tax map key parcel 4-6-017:007, on which water is conveyed from the stream diversion on DLNR's property, the DWS is requesting for your cooperation to submit a SWUPA, which recognizes that the existing source water from the Kanaha Stream diversion will continue to make its way through an existing ditch system meandering through your property. Water procured from the Kanaha Stream diversion at such quantities and qualities as are necessary and essential for the safe and adequate operation of the DWS Lahaina Water Treatment Facility will continue to serve the potable water needs of the Lahaina community in trust.

To help the DWS maintain adequate potable water services to the citizens of Lahaina, please sign below to acknowledge that the DWS is submitting a SWUPA for the Kanaha Stream diversion intake located on the adjacent DLNR

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Hans Michel

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property mentioned above. To the extent permitted by law and subject to the approval of the Maui County Council, the DWS agrees that you shall be held harmless and released of liability, or cost, from any issues that may arise from this SWUPA to the CWRM. Submittal of this SWUPA will not alter your rights as the property owner, regarding the existing use of the diversion intake by the DWS.

Thank you for your consideration and cooperation in this matter. We respectfully request that you return the signed acknowledgement to DWS via mail or email by July 17, 2023. Should you have any questions, please contact Robert DeRobles at (808) 463-3110 or robert.derobles@mauicounty.gov.

Sincerely,
James A.
Landgraf

Digitally signed by James A. Landgraf
Date: 2023.07.12 16:27:58 -10:00

for John Stufflebean, Director

Acknowledged and Approved


Hans Fritz Michel

for the Michel, Hans F & Emily Ann Trust
Landowner of Tax Map Key Parcel 4-6-017:007.

July 14, 2023
Date

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