

REVISED 2/1/2019

September 28, 2018

Mr. Jeff Pearson
Deputy Director, Commission on Water Resource Management
Hawaii Department of Land and Natural Resources
P.O. Box 621
Honolulu, HI 96809

Subject: Stream Diversion Works Permit Applications ("Category 3" Diversions East Maui Irrigation Company "Taro Stream" Diversion Abandonment

Dear Mr. Pearson:

East Maui Irrigation Company (EMI) has previously submitted to the Commission on Water Resource Management (CWRM) a Stream Diversion Works Permit Application (SDWPA) for the abandonment of seventy of its existing irrigation system stream diversions in furtherance of its commitment to make existing stream flow restorations in several East Maui "taro streams" complete and permanent. Concurrently, EMI has made submittals to other governmental agencies (specifically, the Office of Conservation and Coastal Lands (OCCL), the United States Army Corps of Engineers (USACE), and the County of Maui Department of Planning) to secure approvals for the work to proceed.

Pursuant to guidance provided by your office, EMI is amending its original SDWPA by splitting it into separate, smaller applications in order to facilitate review and approval of the proposed abandonment work. The second such application, covering abandonment of eleven diversions, is enclosed, along with the required filing fee. Additional applications will be submitted as they are completed.

Thank you for your consideration of these applications, and please feel free to contact me at (808) 877-2959 with any questions.

Sincerely.

Sean M. O'Keefe

Director, Environmental Affairs

Alexander & Baldwin, Inc.

Enclosures

cc: M. Vaught, M. Ching, N. Chun, Y. Izu

Environmental Affairs • P.O. Box 266 • Puunene, Hawaii 96784 • Telephone (808) 877-2959 • Fax (808) 871-7663



STATE OF HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES COMMISSION ON WATER RESOURCE MANAGEMENT

STREAM DIVERSION WORKS PERMIT APPLICATION

For Official Use Only:

RECEIVED COMMISSION ON WATER RESOURCE MANAGEMENT

2019 FEB -7 AM 7: 23

Instructions: Please print in ink or type and send one (1) completed hardcopy and one (1) digital copy of the application with attachments to the Commission on Water Resource Management, P.O. Box 621, Honolulu, Hawaii 96809. Applications must be accompanied by a non-refundable filing fee of \$25.00 payable to the Department of Land and Natural Resources. The Commission may not accept incomplete applications without the required signatures. For assistance, call the Stream Protection and Management Branch at 587-0234. For further information and updates to this application form, visit http://dlnr.hawaii.gov/cwm.

Check here to allow Commission staff to communicate primarily via e-mail.

Legally required and other key col	respondence will still be tra	ansmitted via postar ma	311. 		
PERMIT TYPE					
1. Permit Status:	New	☐ After-The-Fact			
2. Type of Construction:	Installation	☐ Modification	⊠ Rem	ioval / Abandonment	
APPLICANT INFORMATION					
3. APPLICANT'S NAME / COMPAN	Υ	Applicant's Contact	Person	Applicant's Phor	18
East Maui Irrigation Company		Mark Vaught		(808) 579-951	6
Applicant's Mailing Address PO Box 791628 Paia, Hawaii 96	779	Applicant's E-mail A mvaught@abhi.co			
Check here if project will imp				kip Item 4 below, the	n complete and attach
4. LANDOWNER'S NAME / COMPA		Landowner's Contac		Landowner's Ph	one
Landowner's Mailing Address		Landowner's E-mail	Address		
5. CONSULTANT'S NAME / COMPA	ANY	Consultant's Contac	t Person	Consultant's Pho	one
N/A					
Consultant's Mailing Address 6. CONTRACTOR'S NAME / COMP	ANY	Consultant's E-mail A		Contractor's Pho	ne
N/A					
Contractor's Mailing Address STREAM INFORMATION		Contractor's E-mail A	Address		
7. Island: (Check only one) Kaua	i ∏ Oahu	☐ Molokai	Lanai	⊠ Maui	∏ Hawaii
8. Tax Map Key(s) List all affected to 29003042, 29004038, 29004039, 11002002, 29006028, 29014001	ax map key parcels. 29006033, 29009019, 2 (State of Hawaii)	29014009 (EMI)	used (Ld)	ES MAN	
9. Stream / Gulch Name(s) List all a Honopou, Pi'ina'au, Palauhulu, H		ches.			· Company
FOR OFFICIAL USE ONLY:	SWHU ID:		FII	LE ID:	
LAT:	GWHU ID:			DC ID:	
LON:	REACH ID:				

GENERAL PROJECT INFORMATION				
10. Diversion No: (if already assigned) see attached 11	1. Diversion Name: se	e attached		
12. Project Site Location(s): Provide site coordinates of	of downstream-most point of	of project in degrees, minutes, sec	conds (NAD83).	
Latitude: see attached° ' " Longitu	ide: see attached° '	" Elevation: see at	tached ft. above mean sea level	
13. Diversion Structure Type: (Check all that apply)				
☐ Unlined channel ☐ Hand-built rock	☐ Concrete masonry	□ Dam/weir	☐ Pipe	
☐ Metal ☐ Plastic	□Wood	☐ Pump	☐ Direct use	
☑ Other - Describe: multiple; see attached		•		
STREAM DIVERSION WORKS SPECIFICAT	IONS (For Abandonme)	nts. skip to Legal Requirements	section. Item #32.)	
14. Structure Dimensions: (feet) Width:		,		
Provide generalized dimensions for the Height:				
entire project / structure area. If the			4	
project includes a pipe (e.g., culvert, Length: drain, etc.), provide the pipe diameter.				
Diameter:				
15. Diversion Location:	downstream view)	w,		
Provide the general location of the ☐ Right bank diversion intake structure in relation to	(downstream view)	11-11	V	
_	ire stream channel			
16. Intake Dimensions: (leet) Width:	Height:	Length:	Diameter:	
17. Average diversion amount: (cubic feet per second)				
18. Diversion is part of a system of diversions:	☐ Yes ☐ No			
19. Diverted flow can be controlled:	☐ Yes ☐ No			
Control Dimensions: (feet) Width:	Height:	Length:	Diameter:	
20. Water will be pumped from the stream:	☐ Yes ☐ No			
If yes, identify pump capacity: (gallons per minute)		Daily average pumping tin	ne: (hours)	
21. Water will be impounded in the stream channel:	☐ Yes ☐ No			
22. Water diversion capacity will be measured daily:	☐ Yes ☐ No			
23. Water will be returned to the stream:	☐ Yes ☐ No			
If yes, average amount of return flow: (cubic feet per	second)			
24. Water will be stored off-stream:	☐ Yes ☐ No	Storage capacity: (gallons)		
Describe storage facility:				
25. State Land Use Classification: (Check all that apply)	☐ Agriculture ☐	Conservation Rural	☐ Urban	
WATER USE INFORMATION				
Check all water use categories below that are intended for the proposed diversion, then describe the proposed use in more detail.				
☐ 26. Agriculture				
☐ 27. Domestic				
☐ 28. Industrial				
29. Irrigation				
□ 30. Military				
31. Municipal				
LEGAL REQUIREMENTS				
If required, the permits or approvals below must be obt Visit the Commission's Applications & Forms webpage (h				
32. Conservation District Use Permit (CDUP): To find the Land Use Commission (LUC) website at http://luc.hav be located in a CD, contact the Department of Land and I determine is a CDUP is required.	wali.gov/maps to view Land	d Use District Boundary maps. If	the stream diversion works will	
Stream diversion works is in a Conservation Distr	rict.			
Required. CDUP #:	Date CDUP approved:			
Not Required. Attach documentation from Office		ands (OCCL). Department of Land an	d Natural Resources.	
☐ I have not checked with the OCCL about whe				

33	3. Special Management Area Permit (SMAP): To determine if an SMAP is necessary, contact your C	Ot Diamina Danodmont	
•	Special Management Area Permit (SMAP): 10 determine if an SMAP is necessary, contact your C Date SMAP approved:	County Planning Department.	
	☐ Required. SMAP #:		
	 □ I have not checked with the County about whether or not an SMA Permit is required. 		
34	 State Historic Preservation Division (SHPD), Department of Land and Natural Resources: If the 	the correct(s) offected by the stream alteral	^{ll} on
he	as been reviewed by the State Department of Land and Natural Resources Historic Preservation Divisi	ion (SHPD or through an OEQC	lon
Er	Environmental Review, Special Management Area Permit, etc.), check "yes" and attach any relevant doc	ocumentation from SHDP. If the affected	
ini	arcel(s) has not undergone SHDP review, attach a photograph of the affected area, a schematic diagra afrastructure for the alteration), and a short description of the prior use(s) of the land on which the altera	am (showing the location, access road and	d
	*Please note: You are strongly advised to contact the SHPD to obtain a pre-review of your project		nro.
	review and if during the course of either review or the permit itself it is determined that you need SI	HPD's concurrence, your application or pe	· μ. υ ermit
	may be held in abeyance or denied until issues with HP are resolved. To contact SHPD, please ca	all (808) 692-8015.	
	I have consulted the SHPD regarding potential impacts of stream channel alteration activities on documentation from the SHPD.	n historic sites. I have attached applicable	•
	□ I have not consulted with the SHPD regarding potential impacts of stream channel alteration actions.	initios on historia sitas	
35	5. Chapter 343, Hawaii Revised Statutes, Hawaii Environmental Policy Act:	IVITIES OF FIISTOFIC SILES.	
•	An Environmental Assessment was completed, and		
	An Environmental Impact Statement was required and has been accepted (attach letter of accept Publication date in The Environmental Notice:	otance).	
	A Finding of No Significant Impact has been determined (attach letter).		
	Publication date in The Environmental Notice:		
	This project proposes: Use of state or county lands, or use of state or county funds A wastewater treat	·	
	☐ Waste-to-energy fa		
	☐ Use within a shoreline setback area ☐ Landfill	zonity	
	 ☐ Use within a national or Hawaii registered historic site ☐ Oil refinery ☐ Use within the Waikiki Special District ☐ Power-generating f 	foolits.	
	☐ The construction, expansion or modification of helicopter facility ☐ None of the above	11 items	
01	THER REGULATORY REQUIREMENTS		
If th	the proposed stream channel alteration is subject to the following permits or approvals, indicate by che	ecking the appropriate box below and subj	mit
eith	her the approval letter from the appropriate agency or attach a copy of the application form. If the prop the following permits or approvals, indicate by checking the "N/A" (Not Applicable) field.	posed stream channel alteration is <u>not</u> sub	bject
i.	The following permits of approvais, indicate by checking the TWA (Not Applicable) hold.	Attached N/A	
36.	. U.S. Army Corps of Engineers (Harbors and Rivers Act, Section 404, Clean Water Act)		
	. State Department of Health, Clean Water Branch (Section 401, Clean Water Act, Water Quality Co		
20	Best Management Practices Plan)		
36.	 Right-of-Entry or Right-of-Way Permit if the proposed stream channel alteration includes State lan (Chapter 171, Hawaii Revised Statutes) 	nds.	
39.	. Hawaii Environmental Policy Act (Chapter 343, Hawaii Revised Statutes; Title 11, Chapter 200, Ha	lawaii 🗆 🛛	
	Administrative Rules)		
	Soil and Water Conservation District		
	County Crading Permit		
	County Discretionary Permit(s)		
-	County Discretionary Permit(s) JLTURAL IMPACTS		
culti	icles IX and XII of the State Constitution, other state laws, and the courts of the State, require governm tural beliefs, practices, and resources of Native Hawaiians and other ethnic groups. If there is not eno	nent agencies to promote and preserve ough space available, please make a note	in
the	field (e.g., "See attached") and attach all information with this application as requested.		
44.	Please provide the identity and scope of cultural, historical, and natural resources in which tra	aditional and customary native Hawaii	an
Def	rights are exercised in the area. fer to the following:		
		- FW-1 and Wailyanyi Island of	
	unter of Mari Planning Department Kalo Kanu O Kalaina. A Cultural Landscape Study o	If K A'9nga and warmanin recen	
IVIC	ounty of Maui Planning Department, Kalo Kanu O Ka'aina: A Cultural Landscape Study o aui, July 1995	of Re affac and wantanui, Island of	
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	aui, July 1995	or Re and and wantanin, Island of	
	aui, July 1995	Tree and and wantanti, Island of	
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	aui, July 1995	realize and wantantin, Island of	

	 Identify the extent to which those resources, including traditional and customary Native Hawaiian rights, will be affected or impaired the proposed action.
l	The property of the property o
ı	The proposed action will have a positive impact on stream resources due to the total restoration of flows in affected streams. This turn will have a positive effect on traditional and customary Native Hawaiian rights, including but not limited to kalo cultivation in areas downstream of the diversions.
l	areas downstream of the diversions.
l	
l	
ı	
É	46. What feasible action, if any, could be taken by the Commission on Water Resource Management in regards to your application to
	protection registration registr
	The Commission's expedited approval of this application will advance the project's work schedule.
	× ·

PROJECT DESCRIPTION
Please complete the following sections by providing detailed information on the project components identified below. If there is not enough space available, please make a note in the field (e.g., "See attached") and attach all information with this application as requested.
47. Describe the overall project scope and objectives.
See attached.
48. Describe existing stream channel dimensions and median streamflow conditions at the site of the proposed stream diversion works.
48. Describe existing stream channel dimensions and median streamflow conditions at the site of the proposed stream diversion works. Not applicable as no stream diversion works are proposed.
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Not applicable as no stream diversion works are proposed.
Not applicable as no stream diversion works are proposed.

49 Identify and describe the project components author to be
49. Identify and describe the project components outlined below A. Materials
Principally concrete/grout and stream rocks
B. Quantities
To be determined based on work plans for each diversion. See attached.
position and the second and the seco
C. Excavation
None anticipated.
Trone anticipated,
D. Fill
To be determined based on work plans for each diversion. See attached.
of work plants for each diversion. See attached.
E. Disposal
With the exception of stream rocks and boulders, materials removed from diversion structures will be transported off-site for proper
disposal.
F. Construction methods
Work will be done primarily by hand. Heavy equipment may be utilized only when absolutely necessary in the interests of safety
and practicality. See attached.
C. Tamanama & 1994 -
G. Temporary facilities
None anticipated except as necessary to divert stream flows around work areas (e.g., using sand bags, pipes).
H. Expected period of time required for construction
Estimated three to six months, dependent upon weather conditions.
I. Liability during construction
None anticipated.
· · · · · · · · · · · · · · · · · · ·

50. Describe the project's consistency with o	county zoning and development plans	THE RESERVE OF THE PARTY OF THE
Not applicable. No new uses are proposed		
Proposed	•	
PA LI AV.		
51. Identify potential a Iternatives (sources of	water) to the project and describe the relative of	costs and benefits of each alternative.
Not applicable. Project is intended to resto	ore stream flow.	
SUBMITTALS		A THE STREET STREET
Please submit the following plans, maps, or draw	vings in legible form, preferably on 8.5" by 11" shee	ts.
52. Location Map: Provide a location map of the		
53. Plans / Elevations / Sections: Provide a p	lan view of the proposed stream diversion works st	ructure in relation to the stream channel and
	s of the diversion structure in relation to the stream	channel should also be provided if available.
SIGNATURES		
Signing below indicates that the signatories under	erstand and swear that the information provided is a	accurate and true to the best of their knowledge
Further, the signatories understand that if the pe	rmit requested is granted by the Commission on Wa	ater Resource Management (Commission), the
permit shall be subject to the following conditions	S:	and the second s
The proposed work is to be completed with the proposed work is to be completed with the proposed work in the	thin two (2) years from the date of permit approval.	
The permittee shall notify the Commission The permittee shall submit a set of as but	n, by letter, of the actual dates of project initiation ar	nd completion.
The permit may be revoked if work is not.	It plans and photographs to the Commission upon o started within six (6) months after the date of appro	completion of the project.
(6) months.	otation within six (o) months after the date of appro	val of it work is suspended of abandoned for six
If the commencement or completion date	is not met, the Commission may revoke the permit	after giving the permittee notice of the proposed
action and an opportunity to be heard.		
54. APPLICANT		
Print Name:	Signature:	Date:
Mark Vaught	Man Vanget	7/20/18
55. CONSULTANT	grace very vi	1/2/1
Print Name:	A	
Fint Name:	Signature:	Date:
NA		
56. CONTRACTOR		
Print Name:	Signature:	Date:
	oignature.	Date.
NA		
57. LANDOWNER (If multiple landowners, skip	Section 53, then complete and attach Form SCAP	-LND with appropriate lando wher signatures)
Print Name:		
	Signature:	Date:
	Signature:	Date:

Attachment to Stream Diversion Works Permit Application East Maui Irrigation Company, LLC

Boxes 10 through 13: This application is for abandonment of multiple (11) existing

diversions on multiple streams. See attached spreadsheet for details

relating to individual diversions.

Boxes 14 through 31: Not applicable to abandonments.

Box 32: Five diversions covered by this application are located outside the

Conservation District, while the remaining six are within, or potentially within, the Conservation District. For those located within the Conservation District, no CDUP is required because the planned activities are either exempt from permitting or require only a Site Plan

Approval. An application for a Site Plan Approval has been submitted

to OCCL.

Box 33: Ten of the diversions covered by this application are located outside

the SMA, therefore no SMA Permit is required for these diversions. For the one diversion that is located within the SMA, the County of Maui Department of Planning has confirmed that no SMA Permit is

required. Relevant correspondence is attached.

Box 34: Some diversions covered by this application are considered historic

structures because they are more than 50 years old, but none are listed on either the State or National Register of Historic Places. While no formal consultation with SHPD has been initiated for this project, consultation with SHPD has been completed for similar projects in the past. Relevant documentation is attached. Based on mitigation suggested for similar projects conducted previously, we anticipate

SHPD recommendations for mitigation, if any, will be limited to

scaled photographs of each diversion.

Boxes 35 and 39: While portions of the proposed project will occur on state lands and/or

within a state conservation district, the water diversions are existing uses and the proposed removal/abandonment of existing diversions is

an exempt class of action under HAR Section 200-8(a)(8).

Box 36: The proposed project is exempt from permitting under Section 404 of

the Clean Water Act pursuant to Section 404(f)(1)(c) of the Act. For each project otherwise potentially subject to Section 404 permitting requirements, concurrence with this exemption has been obtained from

the U.S. Army Corps of Engineers as is attached.

Box 37: A Section 401 Water Quality Certification is not required for the

proposed project because EMI is not an applicant for a federal license or permit to conduct these activities. Appropriate Best Management

Practices will be implemented during the work.

Attachment to Stream Diversion Works Permit Application East Maui Irrigation Company, LLC

Box 38: No Right-of-Entry or Right-of-Way Permit is required for this project

because all of the diversions on state land are existing diversions and EMI already has permission to access state land for the purpose of

operating and maintaining these diversions.

Box 52: Not applicable, as no new stream diversion works are proposed.



STATE OF HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES COMMISSION ON WATER RESOURCE MANAGEMENT

MULTIPLE LANDOWNERS/LOCATIONS FORM

THE OWNER OF TAXABLE PARTY.	A		No. of Concession, Name of Street, or other Designation, Name of Stree
	Official	11	0-1
FOR	Omiciai	use	Univ.

Instructions: Please print in ink or type and send completed form attached to stream channel alteration or stream diversion works permit application to the Commission on Water Resource Management, P.O. Box 621, Honolulu, Hawaii 96809. The Commission may not accept incomplete applications without the required landowner signatures. For assistance, contact the Stream Protection and Management Branch at 587-0234. For further information and updates to this application form, visit http://dlnr.hawaii.gov/cwrm.

A. LANDOWNER INFORMATION				a castions below for each individual
For proposed stream channel alterations and stream landowner. Form LND-APP provides space for in those, landowners affected by the proposed stream.	formation on five (5)	landowners. Complete as mai	omplete th	is necessary to identify all, and only
1. LANDOWNER'S NAME/COMPANY		Landowner's Contact Person		Landowner's Phone
East Maui Irrigation Company, LLC		Mark Vaught		(808) 579-9516
Landowner's Mailing Address		Tax Map Key Parcel(s)		2-9-03:042
PO Box 791628	1	(2) 2-9-04:038, 2-9-04:039	9, 2-9-09	:019, 2-9-14:009, 2-9-06:033,
Paia, Hawaii		Landowner's E-mail Address		
96779		mvaught@abhi.com		
Print Name:	Signature:	1	Date:	
Mark Vaught	laur	Vayer		20/18
2. LANDOWNER'S NAME/COMPANY		Landowner's Contact Person		Landowner's Phone
State of Hawaii		Suzanne Case, BLNR Cha	air	(808) 587-0404
Landowner's Mailing Address		Tax Map Key Parcel(s)	000 00	014 001
State of Hawaii Department of Land and Na		(2) 1-1-002:002, , 2-9-06:		-014:001
Kalanimoku Building 1151 Punchbowl Stre	et	Landowner's E-mail Address		
Honolulu, Hawaji 96813		dlnr@hawaii.gov	Date:	
Print Name:	Signature:		Date:	
Suzanne Case	Guel	·le		JUL 26 1/18
3. LANDOWNER'S NAME/COMPANY	7	Landowner's Contact Person		Landowner's Phone
Landowner's Mailing Address		Tax Map Key Parcel(s)		
		Landowner's E-mail Address		
Print Name:	Signature:		Date:	
				Landaumaria Phone
4. LANDOWNER'S NAME/COMPANY		Landowner's Contact Person	1	Landowner's Phone
Landowner's Mailing Address		Tax Map Key Parcel(s)		
		Landowner's E-mail Address	3	
Print Name:	Signature:		Date:	
5. LANDOWNER'S NAME/COMPANY		Landowner's Contact Person	1	Landowner's Phone
Landowner's Mailing Address		Tax Map Key Parcel(s)		
		Landowner's E-mail Address	3	
Print Name:	Signature:		Date:	
Print Name:	Signature:		Date:	

ALAN M. ARAKAWA Mayor

WILLIAM R. SPENCE Director

MICHELE CHOUTEAU MCLEAN Deputy Director



COUNTY OF MAUL DEPARTMENT OF PLANNING

November 27, 2017

Mr. Rick W. Volner, Jr., Vice President Alexander & Baldwin, LLC Series T P.O. Box 791628 Paia, Hawaii 96779

Dear Mr. Volner:

SUBJECT:

SPECIAL MANAGEMENT AREA (SMA) ASSESSMENT FOR ABANDOMENT OF STREAM DIVERSIONS AT THREE LOCATIONS, HUELO, ISLAND OF MAUI. TMK: (2) 2-9-006:002, (2) 2-9-006:004, AND (2) 2-9-003:042

(SMX 2017/0338) (SM5 2017/0224)

In response to your application received on October 17, 2017, and in accordance with the SMA Rules for the Maui Planning Commission (Commission), Sections 12-202-12, a determination has been made relative to the above project that:

- 1. The project is not a development, pursuant to Section 205-A-22 and may be issued a SMA Exemption;
- 2. The project has a valuation not in excess of \$500,000.00: (Valuation: \$16,060.00)
- 3. The proposed scope of work consists solely abandoning stream diversion facilities at Haiku Ditch "Pancho" intake at East Hanehoi Stream (East Maui Irrigation (EMI) Diversion Number H-3) by sealing the intake grates with rocks and concrete and removing the sluice gate from the diversion; and Haiku Ditch "School" intake at West Hanehoi Stream (also known as Huelo Stream or Puolua Stream, EMI Diversion Number H-4) by sealing the ditch intake opening with rocks and concrete and removing the sluice gate from the diversion; and Haiku Ditch intake at Honopou stream EMI Diversion Number H-8), by sealing intake grates with rocks and concrete, seal openings below the grate on the downstream side with rocks and concrete, and extending an existing wingwall on the west end of the diversion to just beyond the downstream edge;
- 4. The proposed action is in Flood Zone X and will not have an adverse impact on a flood zone or streamway.
- 5. The project has no significant adverse environmental or ecological effects. provided Best Management Practices (BMPs) are implemented;

Mr. Rick W. Volner, Jr. November 27, 2017 Page 2

> The project is consistent with the objectives, policies, and Special 6. Management Area guidelines set forth in the Hawaii Revised Statutes (HRS), Chapter 205-A, and is consistent with the County General Plan and Zoning.

In consideration of the above determination, you are hereby granted a SMA Exemption (SM5 2017/0224).

Furthermore, in accordance with the Shoreline Rules for the Maui Planning Commission, Sections 12-203-3, 12-203-6, 12-203-10, 12-203-11, and 12-203-12, a determination has been made relative to the above-referenced project that:

The site is not a shoreline property and is not subject to the Maui Planning 1. Commission Shoreline Rules:

Accordingly, no Shoreline Setback Approval is required.

Moreover, the Department finds that the proposed action does not trigger compliance with environmental review, Hawaii Revised Statutes Chapter 343.

In summary, the Department grants a SMA Exemption (SM5 2017/0224) for the work described in your SMA Assessment Application (SMX 2017/0338). No Shoreline Setback Approval or environmental review are required. PLEASE NOTE THAT OTHER PERMITS OR APPROVALS MAY BE REQUIRED.

Thank you for your cooperation. If additional clarification is required, please contact Staff Planner Keith Scott by email at keith.scott@mauicounty.gov or by phone at (808) 463-3867.

Sincerely.

CLAYTON I. YOSHIDA, AICP Planning Program Administrator

Mrs Dar, for

for

WILLIAM SPENCE Planning Director

XC:

John S. Rapacz, Planning Program Administrator (PDF)

Keith C. Scott, Staff Planner (PDF)

Rick Volner (PDF) CZM File (SMX) Project File General File

K:\WP_DOCS\PLANNING\SM5\2017\0224_EastMauilrrigation_StreamDiversion\SM5StreamDiversionAbandonment.doc WRS:CIY:KCS:lk

TELEPHONE: (808) 579-9516 FACSIMILE: (808) 579-9517

EAST MAUI IRRIGATION COMPANY, LLC P.O. BOX 791628, PAIA, MAUI, HAWAH 96779

October 11, 2017

Mr. William Spence, Director County of Maui Department of Planning 200 South High Street Wailuku, HI 96793

Subject:

Special Management Area (SMA) Assessment Application for Stream Diversion Abandonment Work: Honopou and Hanehoi/Puolua Streams TMK Numbers (2) 2-9-003:042, (2) 2-9-006:002 and (2) 2-9-006:004

Dear Mr. Spence:

East Maui Irrigation Company, LLC (EMI) operates an extensive system of stream diversions and ditches in East Maui in order to bring irrigation water to agricultural operations and other water users in Central Maui. EMI, through its parent company Alexander & Baldwin, Inc. (A&B) announced on April 20, 2016 its decision to fully and permanently restore flow in priority taro streams in East Maui, and to continue to participate in the current East Maui interim instream flow standard (IIFS) proceedings to address appropriate restoration of other streams. Among the streams to be permanently restored are Honopou and Hanehoi (Puolua) Streams.

As part of its stream flow restoration effort, EMI proposes to abandon the following water diversions located on the Haiku ditch within the Special Management Area (SMA):

Diversion Description	EMI Diversion Number	TMK Number
Haiku Ditch "Pancho" intake at East Hanehoi Stream	H-3	(2) 2-9-006:002
Haiku Ditch "School" intake at West Hanehoi Stream (also known as Huelo Stream or Puolua Stream)	H-4	(2) 2-9-006:004
Haiku Ditch intake at Honopou Stream	H-8	(2) 2-9-003:042

At the East Hanehoi diversion (H-3), EMI proposes to seal the intake grates with rocks and concrete and remove an existing sluice gate from the diversion.

At the Puolua diversion (H-4), EMI proposes to seal the ditch intake opening with rocks and concrete and remove an existing sluice gate from the diversion.

SMA Assessment Application Honopou and Hanchot Puolua Stream Diversions October 11, 2017; Page 2 of 2

At the Honopou Stream diversion (H-8). EMI proposes to seal the intake grate with rocks and concrete, seal openings below the grate on the downstream side with rocks and concrete, and extend an existing wing wall on the west end of the diversion to just beyond the downstream edge (the latter two actions are required on this diversion in order to prevent water which passes over the sealed grate from entering the ditch at other points).

All work will be conducted within the existing footprints of the diversions, and most of the work will occur on or within the ditch itself.

The Haiku Ditch will remain in service providing irrigation water to agricultural operations from other stream diversions along the ditch. Since the diversion structures are integral to the ditch itself, it is not possible to completely remove the diversions without compromising the integrity and continuity of the ditch. The proposed work is necessary to allow the ditch to continue to operate without withdrawing any water at these three diversions. EMI believes that the proposed work can be properly characterized as operation, maintenance, repair, or interior alteration of an existing structure and is therefore not a "development" under Section 205A-22, Hawaii Revised Statutes (HRS). Further, the proposed work, in combination with similar work to be conducted at other diversions outside the SMA, will completely and permanently restore flow in these streams and will therefore provide a significant environmental and ecological benefit to the SMA. As such, EMI believes that an SMA Permit is not required for this project and requests your concurrence with this determination.

In the event that the County determines that the proposed action is considered a development, EMI believes that it is eligible for an SMA Minor Permit because it has a valuation well below \$500,000, will provide a significant environmental and ecological benefit, and is fully consistent with the objectives, policies, and SMA guidelines set forth in Chapter 205A, HRS, and with the countywide policy plan, applicable island plan, zoning and subdivision codes, and other applicable ordinances. In that case, we request that you issue a SMA Minor Permit so that the work can proceed.

Thank you for your attention to this request. If you have any questions, please feel free to contact Mark Vaught at (808) 579-9516.

Sincerely,

Rick W. Volner, Jr.

Vice-President, Alexander & Baldwin, LLC Series T

(Sole Member and Manager, East Maui Irrigation Company, LLC)

LINDA LINGLE GOVERNOR OF HAWAI





STATE OF HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES

STATE HISTORIC PRESERVATION DIVISION 601 KAMOKILA BOULEVARD, ROOM 555 KAPOLEI, HAWAII 96707 LAURA H. THIELEN
(TAMPIESON
BOARD OF LAND AND INTURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

RUSSELL Y. TSUJI

KEN C. KAWAHARA DEPUTY DERICTOR - WATER

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HISTORIC PRESENCEMENT
LANDOLAWE ISLANDE US SINCE COMMISSION
LAND
STAFF PURES

December 15, 2008

Mr. Sean O'Keefe Director, Environmental Affairs Alexander and Baldwin, Inc. PO Box 266 Pu'unene, Hawai'i 96784 LOG NO: 2008.4842 DOC NO: 0812PC04 Archaeology

Dear Mr. O'Keefe:

SUBJECT:

Request for Information Regarding Mandatory Interim In-Stream Flow Standard Modifications for Historic Era East Maui Irrigation Ditches -- Wailoa, Haiku and New Hamakua Ditches at Honopou and Hanehoi Streams;

Wailoa, Haiku and New Hamakua Ditches at Honopou and Hanehoi Streams; Lowrie Ditch at Hanapou, Hanehoi and Huelo (Puolua) Streams; and Hauolo Tunnel at Lalahai, Lalapipi, Ka'auau and Hauoli Wahine Streams,

Makawao and Ko'olau Districts, Island of Maui

TMK: (2) 2-2-008:007; (2) 2-9-014:001; (2) 2-9-009:019; (2) 2-9-006:001

Thank you for the opportunity to comment on proposed interim in-stream flow standard (IIFS) modifications for the above historic period irrigation ditches. We understand that the modifications to specified portions of the ditches have been mandated by the State of Hawai'i Commission on Water Resource Management (CWRM). The purpose of the modifications is to ensure that certain minimum stream flows are maintained at all times at various points within the above named streams, as well as to consider the upstream migration of native aquatic species across the diversions. We further understand that because the proposed work is considered repair of existing infrastructure which will cost far below the replacement cost of the entire ditch system, a permit is not required and the Department of Land and Natural Resources (DLNR) Office of Conservation and Coastal Land (OCCL) has determined that it is exempt from environmental review under Hawai'i Administrative Rules §11-200-8(a) (1) due to negligible or no expansion or change in use beyond what the ditches are already used for and has authorized it, provided you consult with this office regarding the historic importance of the ditches themselves.

Proposed changes to the New Hamakua Ditch at Honopou Stream include sealing the inlet opening in an existing divider wall by bolting a steel plate over it. The height of the divider wall will be raised by 6" at its lowest point with a 1 to 2 foot wide notch cut into the dam and a steel control gate installed. All work will be done by hand during periods of low or no flow with no mechanized equipment used in the stream.

Proposed changes to the New Hamakua Ditch at Hanehoi Stream include cutting a 1 to 2 foot notch into the existing dam and installing a metal control gate. Work here will also include repairing an existing 6 foot berm adjacent to the intake gate by encasing a steel rail in concrete. All work will be done by hand during periods of low or no flow with non-mechanized equipment used in the stream.

Sean M. O'Keefe Page 2

Proposed changes to Wailoa Ditch at Honopou and Hanehoi Streams include the installation of prefabricated "low flow channels" which will be bolted into place on top of existing diversion gates. All work will be done by hand during periods of low or no flow with non-mechanized equipment used in the streams.

Proposed changes to the Hauolo Tunnel in four tributaries of the Palauhulu Stream (Lalahai, Lalapipi, Ka'auau and Hauoli Wahine Streams), all of which are located in the Conservation District, involves placing rocks into the open ditches which lead into the tunnel so that water flow will back up and overflow the existing diversions.

Although modification to the Lowrie and Haiku Ditches where they cross Honopou and Hanehoi Streams also appears necessary, there is no description of the proposed alterations at these locations included in your correspondence.

Several of the East Maui Irrigation ditches, such as the Lowrie Ditch (ca. 1900) are included on the State Inventory of Historic Places under Site Number #50-50-06-1508, with the New Hamakua Ditch (ca. 1904), Wailoa Ditch (ca. 1923) and Hauolo Tunnel old enough to also be included. Therefore, we believe that the best way to mitigate the structural changes necessary to meet the State Commission on Water Resource Management's (CWRM) Interim In-Stream Flow Standards (IIFS) mandate is to for your agency to take or arrange for the taking of scaled before and after photographs of the areas to be affected by the proposed modifications. The photographs may either be black and white prints or digital files on CD which are clearly labeled with the subject, date and cardinal direction of the image.

Please forward the photos to the attention of Dr. Astrid Liverman, SHPD Architecture Branch Chief at the above address.

Aloha,

Nancy McMahon, Deputy SHPO/State Archaeologist

State Historic Preservation Division

Cancy a. M. Mahon

c: Jeff Hunt, Director, Dept. of Planning, 250 S. High Street, Wailuku, Hawai'i 96793 Maui CRC, Dept. of Planning, 250 S. High Street, Wailuku, Hawai'i 96793



DEPARTMENT OF THE ARMY

HONOLULU DISTRICT, U.S. ARMY CORPS OF ENGINEERS FORT SHAFTER, HAWAII 96858-5440

January 26, 2018

SUBJECT: Determination of No Permit Required, Abandonment of Water Diversions in Seven East Maui Streams, Island of Maui, Hawaii, Department of the Army File No. POH-2017-00230

Sean M. O'Keefe East Maui Irrigation Co., LLC PO Box 266 Puunene, HI 96784

Dear Mr. O'Keefe:

The Honolulu District, U.S. Army Corps of Engineers (Corps), Regulatory Branch has received your request for a determination whether a Department of the Army (DA) permit is required for the proposed Abandonment of Water Diversions in Seven East Maui Streams located on the Island of Maui, Hawaii. Your request has been assigned Department of the Army (DA) file number POH-2017-00230. Please reference this number in all future correspondence with our office relating to this action.

We have reviewed your submittal pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344; "Section 404") and Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403; "Section 10"). Section 404 requires DA authorization for the discharge (placement) of dredged and/or fill material into waters of the U.S., including wetlands. Section 10 requires DA authorization for the placement of structures in, under or over navigable waters of the U.S. and/or other work affecting the course, location, condition or navigable capacity of such waters. To determine if a DA permit is required for a proposed action, the Corps must first determine whether the proposed project is located within the Corps' geographic jurisdiction (i.e., whether the activity is located within a water of the U.S.). If the activity is within a water of the U.S., the Corps must then determine whether the proposed activity is a regulated activity under Section 10 and/or Section 404, or if the activity is exempt under Section 404(f) and is not recaptured. The determination provided in this letter pertains only to whether your proposed project is an activity we regulate; it does not address geographic jurisdiction.

While we have not made a determination of the jurisdictional status of the aquatic resource(s) affected, based on the information you provided, we have determined that your proposed project is an activity that is exempted under Section 404(f) of the Clean Water Act and therefore, a DA permit is not required. This determination of no permit required addresses only the proposed work activities described in your submitted

documentation and does not convey our determination of the jurisdictional status of the East Maui streams. Should you require a geographic jurisdictional determination (JD) for this project, you must complete and return a JD Request Form, which can be requested from our office.

While a DA permit is not required for your proposed project, you are responsible for obtaining all other applicable Federal, state, or local authorizations required by law. Be advised, a DA permit may be required if you alter the method, scope, or location of your proposed work. You should contact our office if you are considering modifying your project.

Thank you for your cooperation with the Honolulu District Regulatory Program. Should you have any questions related to this determination, please contact me at 808-835-4307 or via e-mail at Rebecca.m.frager@usace.army.mil. You are encouraged to provide comments on your experience with the Honolulu District Regulatory Office by accessing our web-based customer survey form at http://corpsmapu.usace.army.mil/cm apex/f?p=regulatory survey. For additional information about our Regulatory Program, please visit our web site at http://www.poh.usace.army.mil/Missions/Regulatory.aspx.

Sincerely.

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Becca Frager Regulatory Specialist



October 6, 2017

Ms. Shelly Lynch Chief, Regulatory Branch, CEPOH-EC-R Department of the Army U.S. Army Engineer District, Honolulu Building 230 Ft. Shafter, HI 96858-5440

Subject: Abandonment of Water Diversions in Seven East Maui Streams

Dear Ms. Lynch:

As has previously been discussed with Ms. Joy Animizu of your staff, East Maui Irrigation Company, LLC (EMI), a subsidiary of Alexander & Baldwin, LLC (A&B), has committed to permanently restoring flow in seven streams in East Maui that have historically been diverted for the irrigation of sugarcane (Honopou, Hanehoi/Puolua, Pi'ina'au, Palauhulu, Waiokamilo, and East and West Wailuanui Streams). A Stream Diversion Works Permit Application for abandonment of the diversions (copy attached) was submitted to the State of Hawaii Commission on Water Resource Management (CWRM) in 2016, and flow has been substantially restored in each of the streams primarily through operation of the diversions, while flow in Waiokamilo Stream was permanently restored in 2007. In order to make the flow restorations in the remaining streams permanent, EMI needs to make alterations to 41 diversions located in or near these six streams. Because the majority of the major diversion structures are integral to the associated irrigation ditches, and because these ditches will remain in operation for the foreseeable future transporting irrigation water from other East Maui streams, in most cases the diversions cannot be completely removed without compromising the integrity of the ditch.

A&B has preliminarily determined that the proposed work is exempt from the Section 404 permitting program under Clean Water Act Section 404(f)(1)(c), which provides that "the discharge of dredged or fill material for the purpose of construction or maintenance of farm or stock ponds or irrigation ditches, or the maintenance of drainage ditches... is not prohibited by or otherwise subject to regulation" under Section 404. Clarification is provided at 33 CFR Section 323.4(a)(3) that "discharges associated with siphons, sumps, pumps, headgates, wingwalls, weirs, diversion structures, and such other facilities as are appurtenant and functionally related to irrigation ditches are included in this exemption". Exceptions to this exemption relate only to the discharge of toxic pollutants (not relevant to this project), and to activities whose purpose is to convert an area of waters of the United States to a use to which it was not previously subject. Pursuant to 33 CFR Section 320.1(a)(6), A&B requests your concurrence with our determination that a Clean Water Act Section 404 Permit is not required for the planned work described herein.

U.S. Army Engineer District, Honolulu Abandonment of Water Diversions in Seven East Maui Streams October 6, 2017; Page 2 of 2

Each of the subject diversion intakes is "appurtenant to and functionally related to" one of four existing irrigation ditches (i.e., the Koolau/Wailoa, New Hamakua, Lowrie, and Haiku Ditches) which historically provided water to the former Hawaiian Commercial and Sugar Company (HC&S) plantation and to other Maui farming operations. All of these ditches are intended to remain in operation to provide irrigation water for ongoing agricultural operations on the former HC&S lands and elsewhere. The proposed work is solely intended to allow these ditches to continue to transport water from other existing stream diversions in East Maui without diverting any water from the subject streams and their tributaries. The work will not result in the conversion of any area of waters of the United States to a use to which it was not previously subject, since its objective is to restore flow these streams.

HC&S has obtained several previous determinations from your office that similar projects involving alterations to irrigation diversions in both East Maui and West Maui Streams did not require permits from the Corps of Engineers in order to proceed. The most relevant of these, issued on March 27, 2009 (POH-2008-284), related to the alteration of seven diversion structures for the purpose of meeting Interim Instream Flow Standards established by CWRM; each of these seven structures is among those now proposed for further alteration.

Details of each of the planned diversion alterations are provided in the enclosed attachments. A&B requests that you kindly provide formal written concurrence with our determination for each of the 41 subject diversions so that we may proceed with these permanent flow restorations. We thank you for your assistance, and look forward to your response. Should you require any additional information regarding this matter, please feel free to contact me at (808) 877-2959.

Sincerely,

Sean M. O'Kee

Director, Environmental Affairs

Alexander & Baldwin, LLC

Enclosures

cc: Rick Volner, Jr., A&B Nelson Chun, A&B Meredith Ching, A&B M. Vaught, EMI

Additional Attachments - Description of Work

Stream Flow Restoration in Honopou Stream Summary of Relevant Information

1. Parties involved in the work:

Organization: East Maui Irrigation Company, LLC

Contact: Sean O'Keefe

Address: P.O. Box 266, Puunene, HI 96784

Telephone: (808) 877-2959

- Project name or title: Stream Flow Restoration at Wailoa, New Hamakua, Lowrie, and Haiku Ditch Diversions on Honopou Stream
- 3. Name of water body: Honopou Stream
- 4. <u>Project street address:</u> Not applicable
- 5. Location of project: Haiku (Hamakualoa moku), Maui County, Hawaii
- Other location descriptions: See attached Table of Honopou Stream Diversions for latitude and longitude, elevation, and Tax Map Key Number of each individual diversion.
- 7. <u>Directions to the site:</u> Please contact East Maui Irrigation Company for directions.
- 8. Nature of activity: See Description of Work on attached Table of Honopou Stream Diversions. Except as otherwise noted, all work will be done by hand and no mechanized equipment will be used in the stream. Work will be conducted during low stream flows in order to minimize the potential for any short-term water quality impacts.
- Project purpose: The purpose of the project is to permanently restore flow in Honopou Stream.
- Reason for discharge of dredged and/or fill material: Seal openings in existing diversion structures and/or allow stream to pass over irrigation ditch; see attached Table of Honopou Stream Diversions.
- 11. Types of material being discharged and the amount in cubic yards: See attached Table of Honopou Stream Diversions. In addition to any materials used to permanently alter the configuration of the diversions, sandbags and/or pipes may be temporarily placed in the stream as necessary to divert stream flow around work areas; any such materials will be removed from the stream upon completion of the work. Alternatively, where feasible, stream rocks may be re-positioned in the stream for this purpose.

Stream Flow Restoration in Honopou Stream Summary of Relevant Information (continued)

- 12. Surface areas of wetlands or other areas filled: None this work is intended to restore flow in the stream and will not result in filling of any wetlands
- 13. Attachments:

Honopou Hydrologic/Watershed Unit Maps
USGS Haiku Quadrangle Map, Site Locations – Honopou Stream Diversions
Table of Honopou Stream Diversions
Site Photographs, Honopou Stream Diversions
Conceptual Sketches, Honopou Stream Diversions

			Tal	le of Honones Ct.	
Diversion	EMI Map#	Latitude Longitude	TMK No. (owner)	6. Diversion Description of Structure Type	Description of Work and Amount/Type of Fill Material
Honopou long strainer at Lowrie Ditch	L-15	20° 54' 32.71" N 156° 14' 47.26" W 615 feet	2-9-4:039 (EMI)	Unlined channel	This diversion is installed on a small ephemeral tributary of Honopou Stream and consists of an unlined channel within the stream bed which cuts across the stream bed and intercepts flow. In order to prevent flow from being intercepted of the ditch, a concrete headwall with wingwalls will be constructed at the edge of the ditch, a concrete headwall with wingwalls will be constructed at the edge inches in diameter, will be installed through which the stream can pass over the ditch. The pipe will extend under an existing access road located below (makai of) the ditch, and will discharge into the stream bed downstream of the road. This will require partial excavation of the road to lay the pipe, followed by backfilling and compaction. Any excess soil from the excavation will be applied to the surrounding road and compacted. See Photo 1 and Figures 1 through 3, attached. Note that only a portion of the overpass would be installed within the existing stream bed on the upstream side of the ditch, while the majority of the structure will span the ditch and the access road. It is estimated that less than one cubic yard of concrete will be needed to construct the intake on the upstream side of the ditch. This work may require the use of a small excavator, which
Honopou siphon at Lowrie Ditch (Honopou siphon intake at Lowrie Ditch)	L-16	20° 54' 33.97" N 156° 14' 55.28" W 638 feet	2-9-4:038 (EMI)	Unlined channel	This diversion consists of an unlined channel within the stream bed which cuts across the stream bed and intercepts flow. In order to prevent flow from being intercepted by the ditch, a "stream overpass" must be constructed over the ditch that will allow water to flow over the channel and continue downstream. See Photo 3 and Figure 4, attached. The design of the "stream overpass" for this location has not yet been finalized, but it is anticipated to be constructed of concrete and similar in configuration to that shown in Photo 2, attached. Note that only a small portion of the overpass will be installed within the stream bed on either side of the ditch, while the majority of the structure will span the ditch.
Honopou at Haiku Ditch (Honopou intake at Waiku Ditch)	H-8	20° 54' 53.41" N 156° 14' 47.53" W 399 feet	2-9-3:042 (EMI)	Concrete masonry (with grate)	In order to prevent flow into the ditch via this diversion, the grate in the top of the diversion must be sealed. This will be accomplished by filling the grate openings with concrete/grout (an existing plate bolted in place on this diversion was installed to provide a low-flow channel over the diversion and will be removed). Additionally, openings below the grate on the downstream side will be filled with stream rocks and concrete. Finally, to prevent water from overflowing into the ditch during high flows, an existing wingwall on the west end of the diversion will be extended to just beyond the downstream edge of the ditch using concrete and stream rocks. The amount of fill material (including
20 00					concrete grout and rocks already in the stream) is anticipated to be on the order of five to ten cubic yards in volume. See Photo 4 and Figure 5, attached.

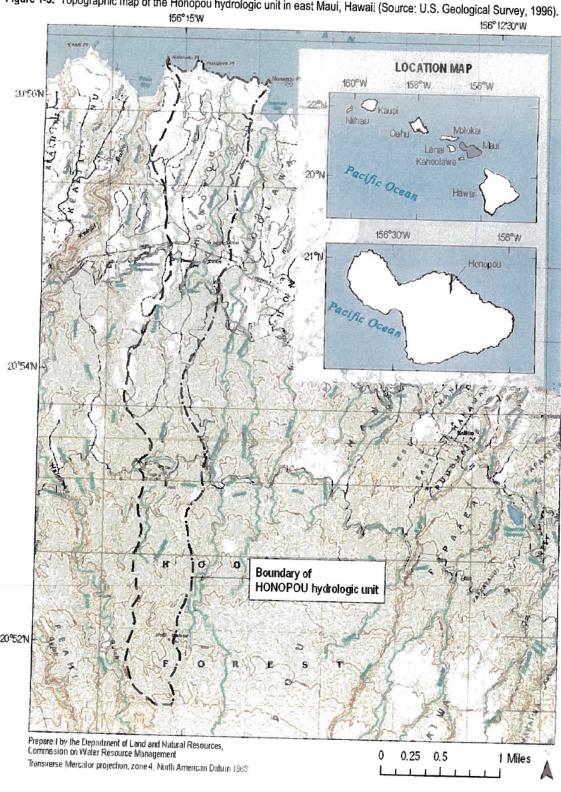


Figure 1-3. Topographic map of the Honopou hydrologic unit in east Maui, Hawaii (Source: U.S. Geological Survey, 1996).



<u>Photographs – Alterations to Honopou Stream Diversions</u>

(Photos 1 through 4)

Site Photographs - Honopou Stream Diversions

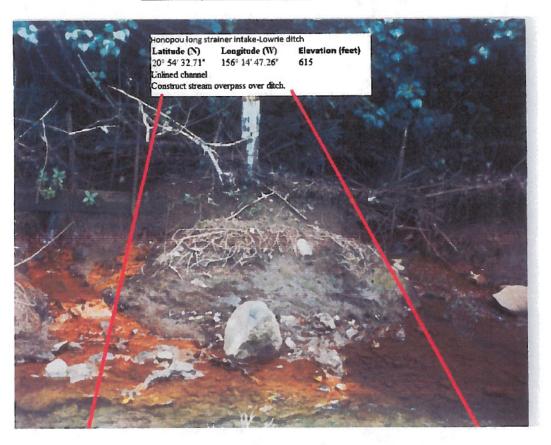


Photo 1 (above): Honopou long strainer at Lowrie Ditch (L-15)

Photo 2 (below): Typical "stream overpass" intended to prevent the ditch from intercepting a stream



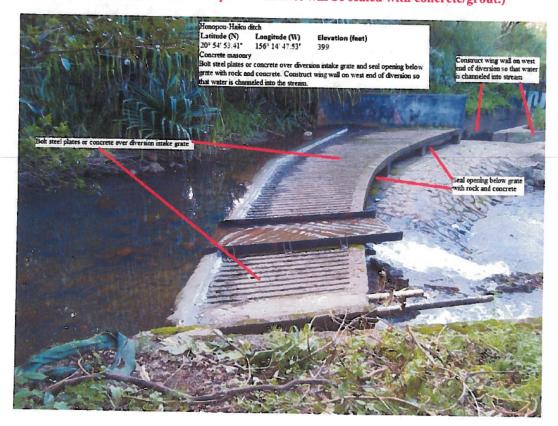
Site Photographs - Honopou Stream Diversions



Photo 3 (above): Honopou siphon at Lowrie Ditch (L-16)

Photo 4 (below): Honopou at Haiku Ditch (H-8)

(Note: Disregard references to bolted steel plates. Intakes will be sealed with concrete/grout.)



<u>Conceptual Sketches – Alterations to Honopou Stream Diversions</u>

(Figures 1 through 5)

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14

Honopou long strainer-Lowrie Ditch

Latitude (N)	Longitude (W)	Elevation (feet)
20° 54' 32.71"	1500 9 40 45 550	615

Diversion Structure Type - Unlined channel

General Description of Work – Construct stream overpass over ditch.

Honopou long strainer at Lowrie Ditch

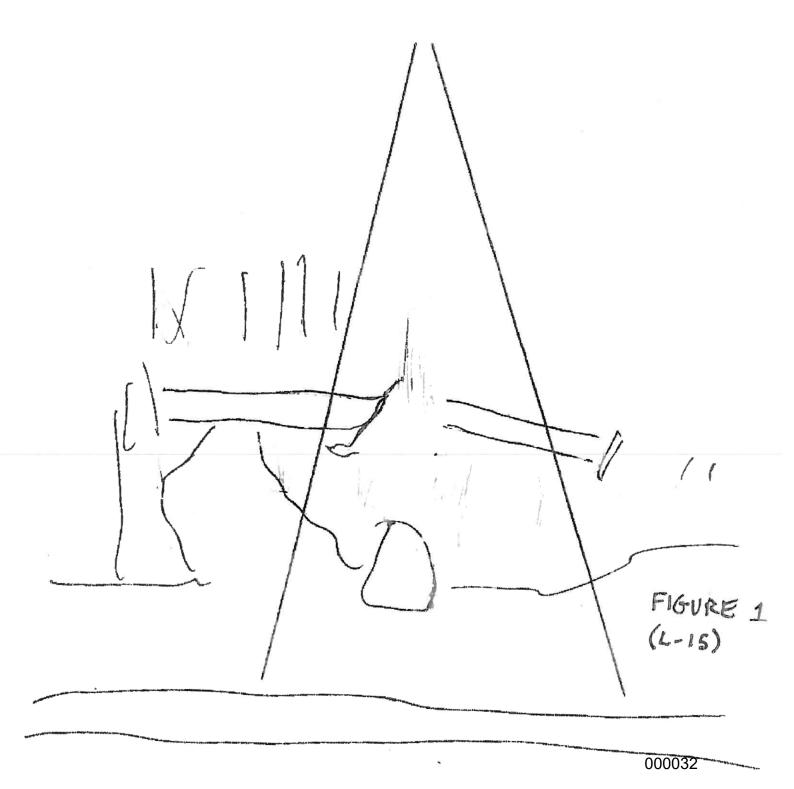


FIGURE 2 Hono pou Stream (L-15) Th. Wtary From Honopov long strainer at Lowrie Ditch PROPOSED CONCRETE INTAKE AT EDGE OF DITCH PIPE OVER LOURIE DITCH DITOH DITCH BANK ACCESS RUAD

HIMOPOU STREAM TRIBUTARY FIGURE 3 FLOW (L-15) Overhead PROPOSED View CONCRETE LOWRIE DITCH I PROPOSED PIPE DITCH BANY ACCESS BURIED PIPE ROAD SECTION RUAD EMBAWIMENT Honopor long strainer at Lowrie Ditch STREAM.

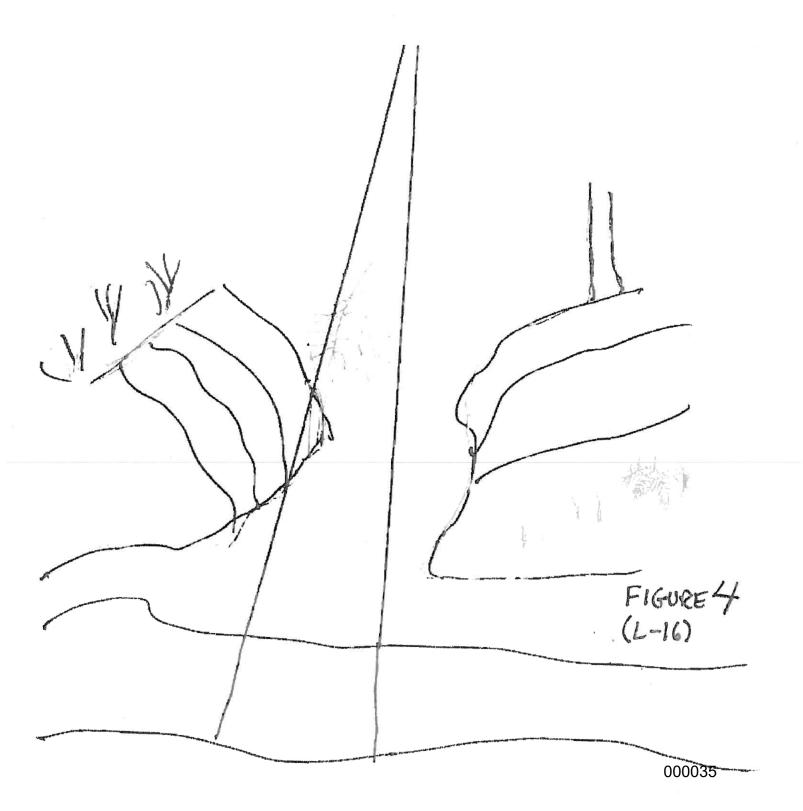
Honopou Siphon at Lowine Ditch

Honopou siphon- Lowrie Ditch

Latitude (N)	Longitude (W)	Elevation (feet)
20° 54' 33.97"	156° 14' 55.28"	638

Diversion Structure Type – Unlined channel

General Description of Work – Construct stream overpass over ditch.



Honopou at Haik Ditch

Honopou-Haiku Ditch

Latitude (N)	Longitude (W)	Elevation (feet)
20° 54' 53.41"	156° 14' 47.53"	399

Diversion Structure Type - Concrete masonry

General Description of Work – Bolt steel plates or concrete over diversion intake grate and seal opening below grate with rock and concrete. Construct wing wall on west end of diversion so that water is channeled into stream.

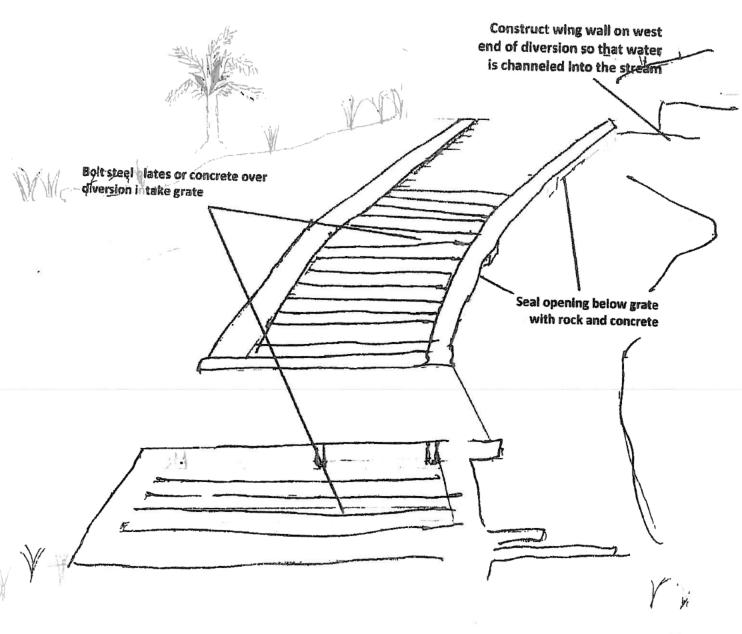


FIGURE 5 (H-8)000036

<u>Stream Flow Restoration in Hanchoi (Puolua) Stream</u> <u>Summary of Relevant Information</u>

1. Parties involved in the work:

Organization: East Maui Irrigation Company, LLC

Contact: Sean O'Keefe

Address: P.O. Box 266, Puunene, HI 96784

Telephone: (808) 877-2959

- Project name or title: Stream Flow Restoration at Wailoa, New Hamakua, Lowrie, and Haiku Ditch Diversions on Hanehoi Stream
- 3. Name of water body: Hanehoi Stream (including tributary Puolua (Huelo) Stream)
- 4. <u>Project street address:</u> Not applicable
- 5. Location of project: Haiku (Hamakualoa moku), Maui County, Hawaii
- Other location descriptions: See attached Table of Hanehoi (Puolua) Stream
 Diversions for latitude and longitude, elevation, and Tax Map Key Number of each
 individual diversion.
- 7. <u>Directions to the site:</u> Please contact East Maui Irrigation Company for directions.
- 8. Nature of activity: See Description of Work on attached Table of Hanehoi (Puolua) Stream Diversions. Except as otherwise noted, all work will be done by hand and no mechanized equipment will be used in the stream. Work will be conducted during low stream flows in order to minimize the potential for any short-term water quality impacts.
- Project purpose: The purpose of the project is to permanently restore flow in Hanehoi (Puolua) Stream.
- Reason for discharge of dredged and/or fill material: Seal openings in existing diversion structures and/or allow stream to pass over irrigation ditch; see attached Table of Hanehoi (Puolua) Stream Diversions.
- 11. Types of material being discharged and the amount in cubic yards: See attached Table of Hanehoi (Puolua) Stream Diversions. In addition to any materials used to permanently alter the configuration of the diversions, sandbags and/or pipes may be temporarily placed in the stream as necessary to divert stream flow around work areas; any such materials will be removed from the stream upon completion of the work. Alternatively, where feasible, stream rocks may be re-positioned in the stream for this purpose.

Stream Flow Restoration in Hanehoi (Puolua) Stream Summary of Relevant Information (continued)

- 12. Surface areas of wetlands or other areas filled: None this work is intended to restore flow in the stream and will not result in filling of any wetlands
- 13. Attachments:

Hanehoi Hydrologic/Watershed Unit Maps
USGS Haiku Quadrangle Map, Site Locations – Hanehoi (Puolua) Stream
Diversions
Table of Hanehoi (Puolua) Stream Diversions
Site Photographs, Hanehoi (Puolua) Stream Diversions
Conceptual Sketches, Hanehoi (Puolua) Stream Diversions

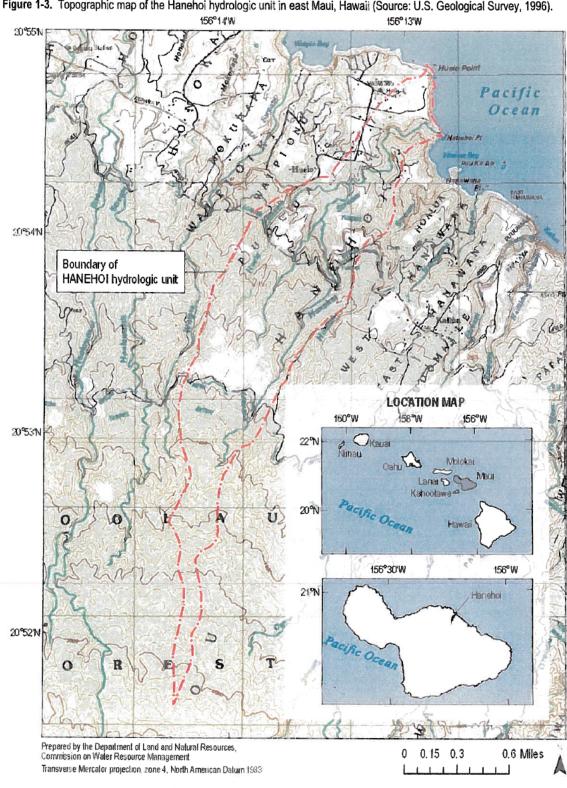
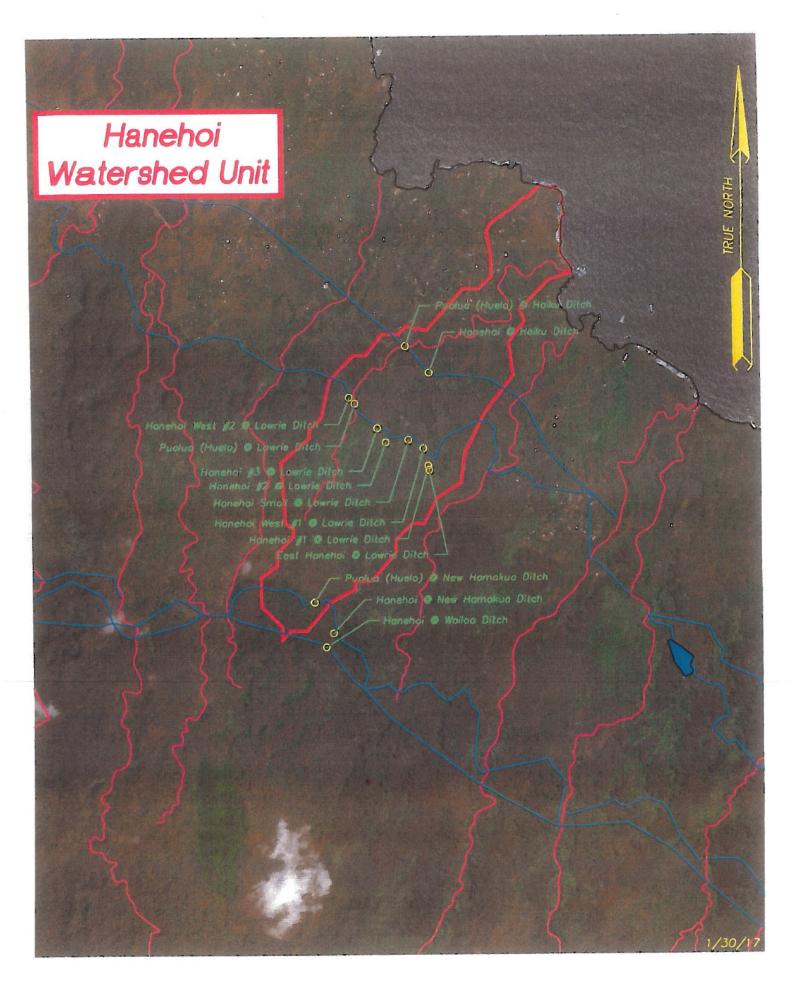


Figure 1-3. Topographic map of the Hanehoi hydrologic unit in east Maui, Hawaii (Source: U.S. Geological Survey, 1996).



Diversion Diversion East Hanehoi at Lowrie Ditch (Hanehoi intake at Lowrie Ditch) Hanehoi small at Lowrie Ditch (Hanehoi intake at Lowrie Ditch) Hanehoi intake at Lowrie Ditch) (Hanehoi intake at Lowrie Ditch) West Hanehoi intake (West Hanehoi intake (Puolua) at New Hamakua Ditch Hamakua Ditch Hamakua Ditch)	EMI Latitude TMK No. Diversion Description of Wo Map # Longitude (owner) Structure Type Elevation
--	---

		Ta	ble of Haneh	oi (Puolus) Stress	Table of Hanehoi (Pholina) Stream Divorcione (co. 2.
Diversion	EMI	Latitude	TMK No.	Diversion	Diversions (continued)
	Map #	Longitude Elevation	(owner)	Structure Type	Description of Work and Amount/Type of Fill Material
Puolua (Huelo) at	L-7a	20° 53' 58 4" N	20.5.022		
Lowrie Ditch		156° 13' 45 6" W	Z-9-0:055	Unlined channel	This diversion consists of an unlined channel intercenting the stream In and at the
		638 feet	(EMI)		prevent flow from being intercepted by the ditch, two ontions are being
(Hanehoi (Puolua)		1201 000			considered. Under the preferred option, a concrete headwall with wingwalls will
Roseapple intake at					be constructed at the edge of the ditch where it intercents the stream and a
Lowrie Ditch)					concrete pipe, approximately 24 inches in diameter, will be installed through
					which the stream can pass over the ditch. The pipe will extend under an existing
					access road located below (makai of) the ditch, and will discharge into the stream
					bed downstream of the road. This will require partial excavation of the road to
					lay the pipe, followed by backfilling and compaction. Any excess soil from the
					excavation will be applied to the surrounding road and compacted. Under the
					second alternative, a pipe and headwalls will be laid in the ditch itself where it
					intercepts the stream and a concrete "stream overbass" similar in configuration to
					that shown in Photo 13 will be constructed over the disch to allow water to flow
					over the ditch and continue downstream. In this case, the existing access and
					below (makai of) the ditch would need to be narrially excavated to allow the
					stream to flow over the road after it passes over the ditch
					be added to the road where the stream will flow over it to a man at the stream will
					prevent it from washing out. See Photo 10 and Element to the road and
					Note that only a nortion of the oxigmess would be attached.
					Stream hed on the metreem side of the dist.
					will snan the disch and the access and the disch while the majority of the structure
					vard of concrete will be needed to concrete will be needed to
					the disch under either either the intake on the upstream side of
					the direct under either option, while an additional less than one cubic yard of rip
					tap (comprised of concrete and stream rocks) will be used to armor the access
					work in what will become part of the stream bed under the second option. This
*					work may require the use of a small excavator, which would operate from the
					stream bank. Once the work is completed, and existing 8-inch PVC pipe
Hanehoi West #2 at	L-7b	+-	2-9-6:033	Unlined channel	currently installed as a temporary bypass will be removed and disposed off-site.
Lowrie Ditch		>			Hanehoi Stream In order to previous flows.
West Honehoi inteles of		638 feet	2-9-6:028		"stream overpass" must be constructed over the dirch that will all
I owrie Ditch)			(State of		flow over the channel and continue downstream See Dhote 11 and Elizabeth
COWING DIMIN		-	Hawaii)		attached. The design of the "stream overnass" for this location has not test been
					finalized, but it is anticipated to be constructed of concrete and similar in
					configuration to that shown in Photo 6, attached. Note that only a small portion
					of the overpass will be installed within the stream bed on either side of the ditch,
					wille the majority of the structure will span the ditch. Additional details can be
					provided once the design has been finalized.

Photographs - Alterations to Hanehoi (Puolua) Stream Diversions

(Photos 5 through 11)

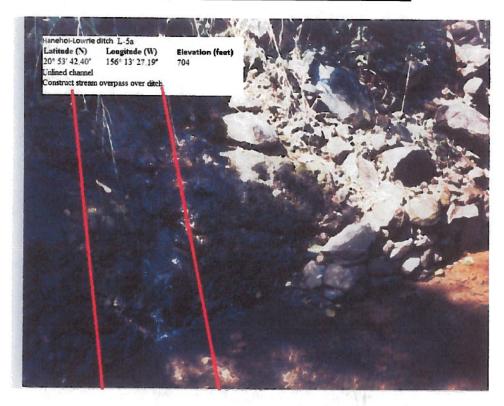


Photo 5 (above): East Hanehoi at Lowrie Ditch (L-5a)
Photo 6 (below): Typical "stream overpass" intended to prevent the ditch from intercepting a stream



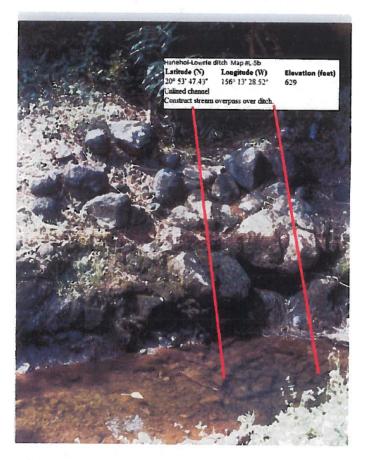


Photo 7 (above): Hanehoi West #1 at Lowrie Ditch (L-5b) Photo 8 (below): Hanehoi small intake at Lowrie Ditch (L-5c)

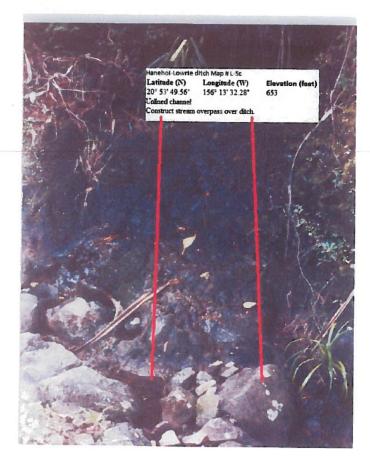




Photo 9 (above): Puoloa (Huelo) at New Hamakua Ditch (NH-17a) Photo 10 (below): Puoloa (Huelo) at Lowrie Ditch (Hanehoi Roseapple) (L-7a)



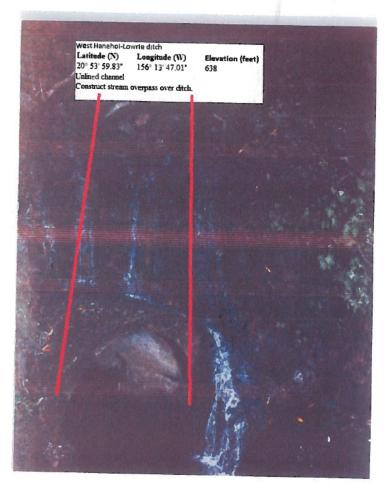


Photo 11 (above): Hanehoi West #2 at Lowrie Ditch (L-7b)

Conceptual Sketches - Alterations to Hanehoi (Puolua) Stream Diversions

(Figures 6 through 15)

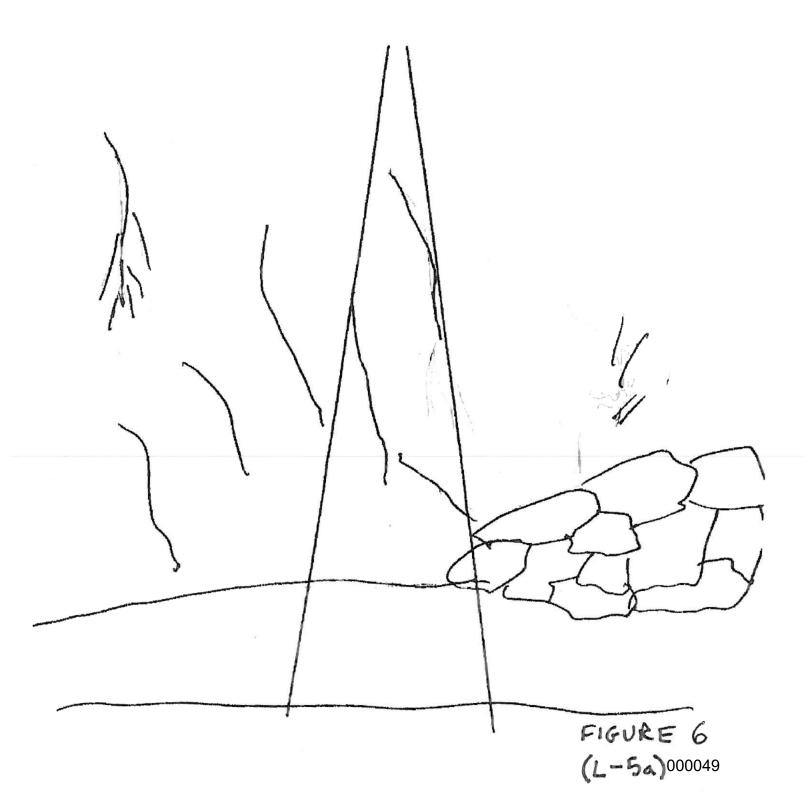
East Hanehoi at Lowrie Ditch

Hanehoi (Puolua)- Lowrie Ditch

	Brande (AA)	Elevation (feet)
20° 53' 42.40"	156° 13' 27.19"	704

Diversion Structure Type - Unlined channel

General Description of Work - Construct stream overpass over ditch.



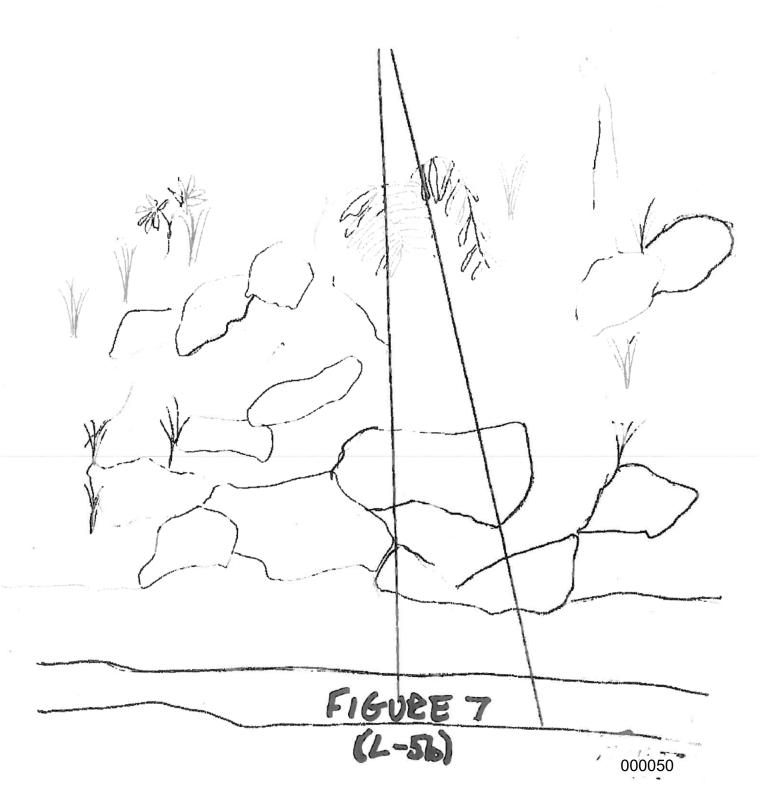
Hancho: West #1 at Luvie Ditch

Hanehoi – Lowrie Ditch

Latitude (N)	Longitude (W)	Elevation (feet)	
20° 53' 47.43"	156° 13' 28.52"	629	

Diversion Structure Type - Unlined channel

General Description of Work - Construct stream overpass over ditch.



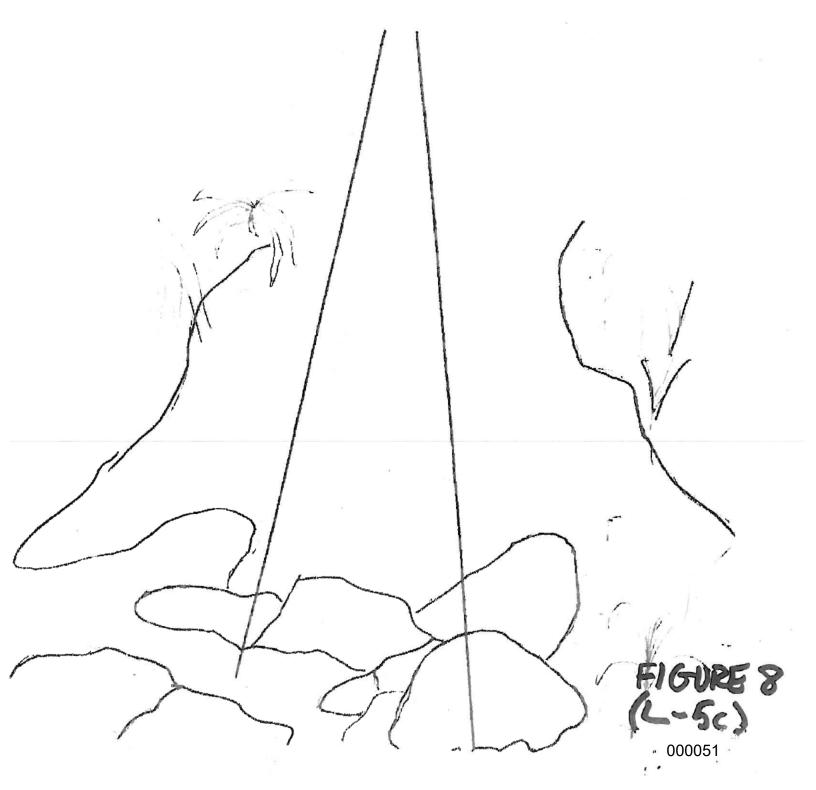
Hanehoi- Lowrie Ditch

1		Longitude (W)	Elevation (feet)	Ì
-	20° 53' 49.56"	156° 13' 32.28"	653	
1	Divorcion Com	_		

Diversion Structure Type — Unlined channel

General Description of Work - Construct stream overpass over ditch.

Hanehoi Small intake at Lowise Ditch



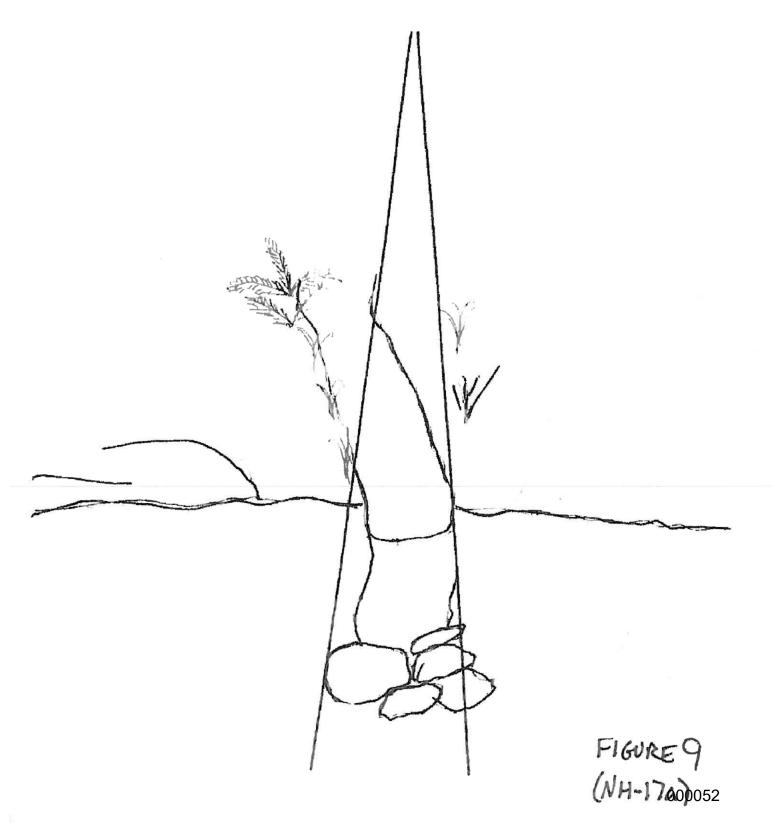
West Hanehol intake (Puolua)-New Hamakua Ditch

Latitude (N)	Longitude (W)	Elevation (feet)
20° 53' 11.50"	156° 13' 57.15"	1,187

Diversion Structure Type - Unlined channel

General Description of Work - Construct stream overpass over ditch.

Puolva (Huelo) at New-Hamakin Ditch



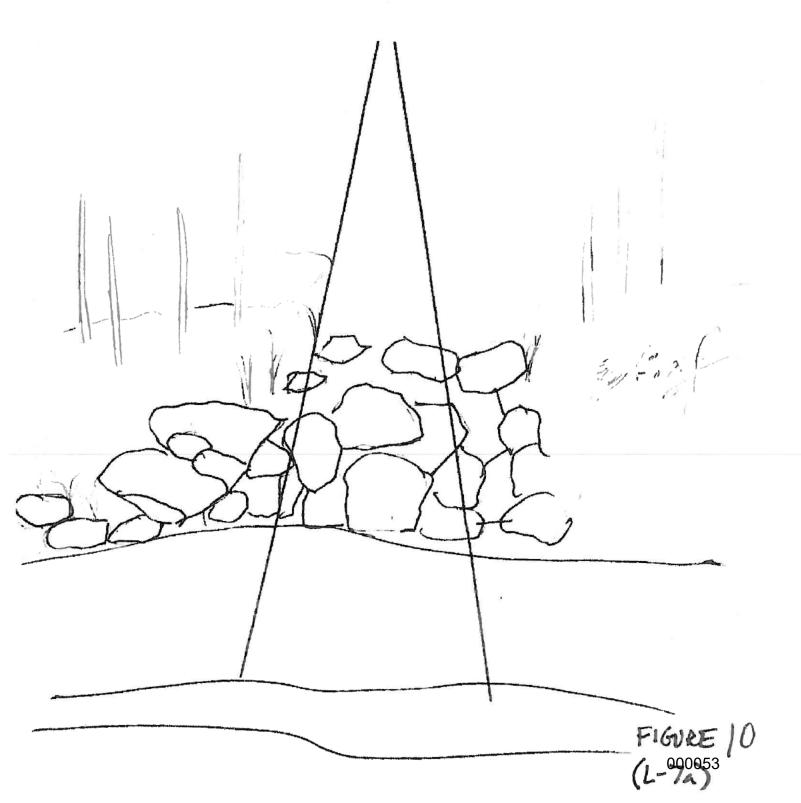
Puolva (Huelo) at Lowrie Ditch (Hanelo: Ruseapple)

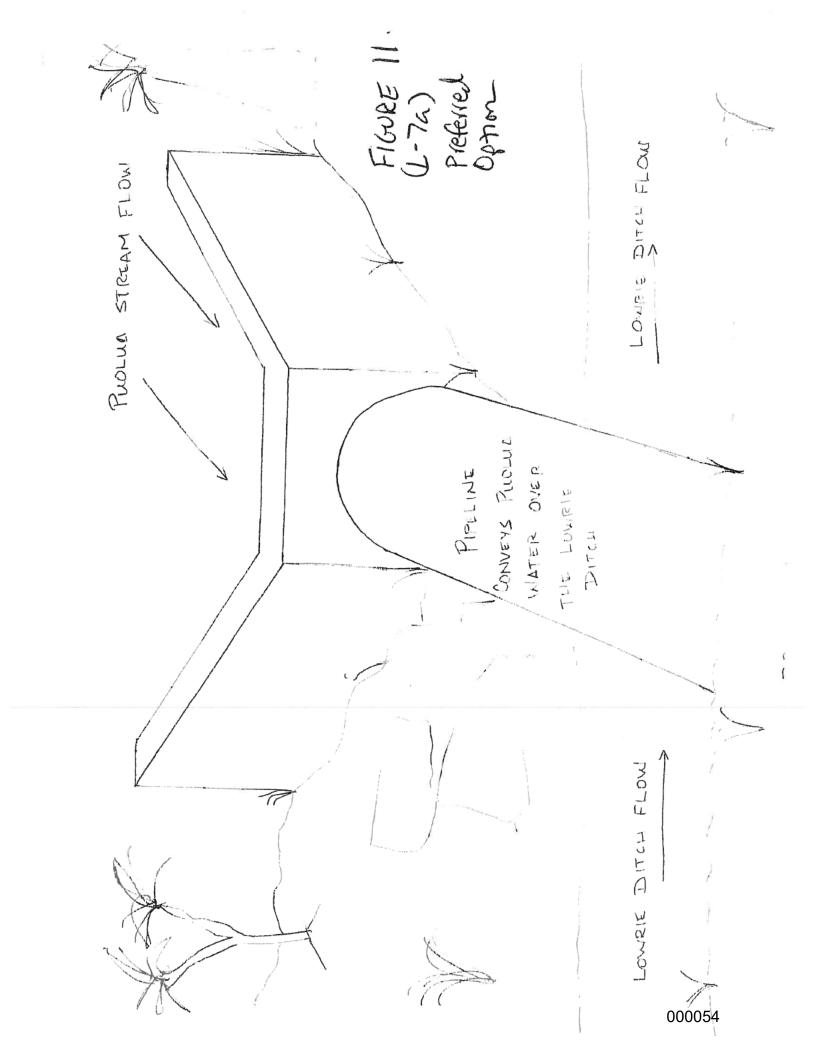
Hanehoi Roseapple (Puolua)-Lowrie Ditch

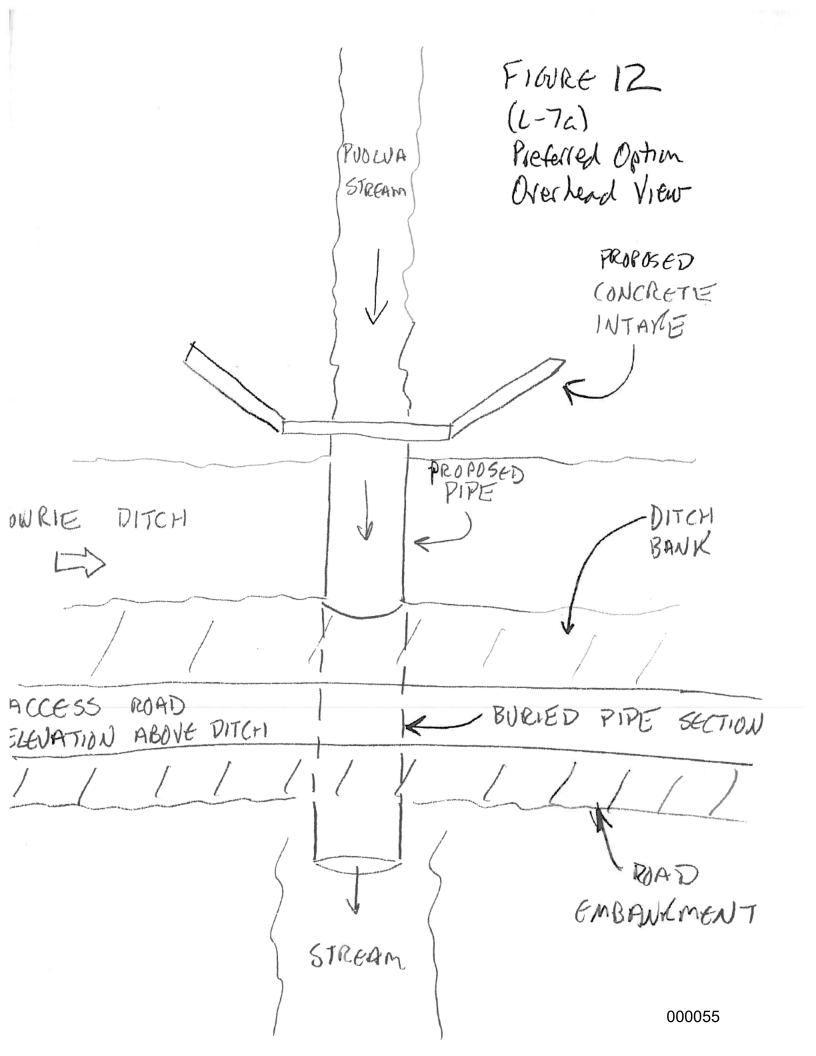
Latitude (N)	Longitude (W)	Elevation (feet)
20° 53' 58.40"	156° 13' 45.60"	638

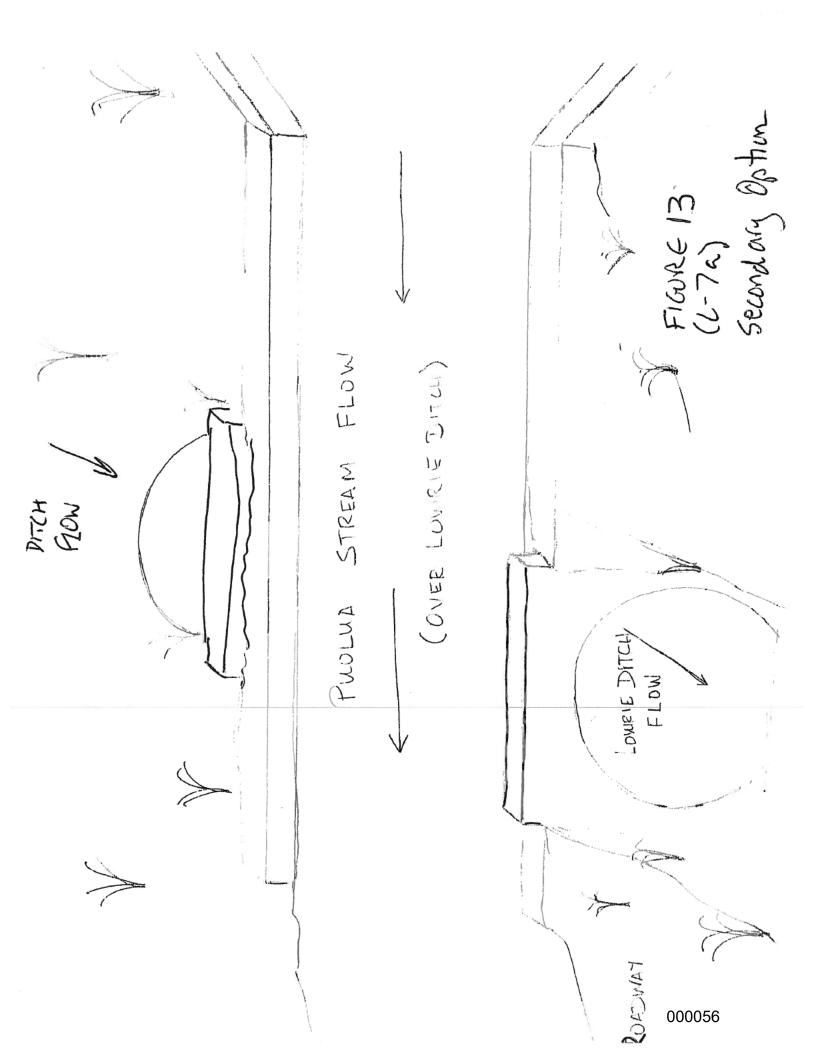
Diversion Structure Type - Unlined channel

General Description of Work – Install pipe or box culvert with wing walls through which ditch can pass beneath stream or construct stream overpass over ditch.









FLOURE 14. (L-72) PUOLUA Secondary Option Overhead View STREAM PROPOSED CONCRETE DITCH OVERPASS LOWRIE PROPOSED APE DITCH WIHEADWALLS IN. DITCH BELOW OVERPASS CONCRETE & (NEW STREAM BED) PARTIALLY EXCAVATED ACCESS ROAD TO ALLOW ISTREAM FLOW OVER ROAD STREAM 000057

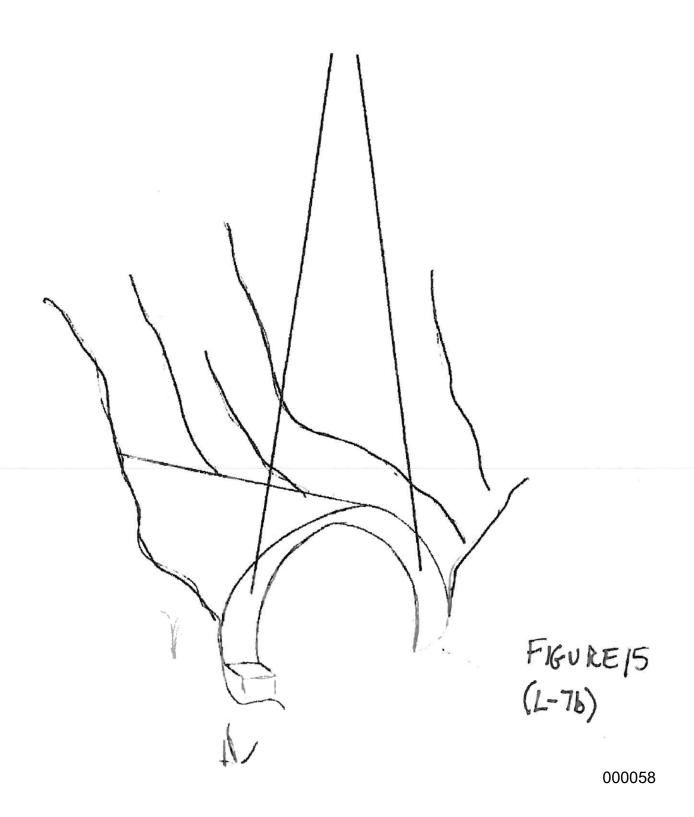
Haneher West #Z at Low/ie Ditch

West Hanehoi- Lowrle Ditch

Latitude (N)		Elevation (feet)
20° 53' 59.83"	156° 13' 47.01"	638
Diversion Struct	ro T	038

Diversion Structure Type – Unlined channel

General Description of Work - Construct stream overpass over ditch.



<u>Stream Flow Restoration in Pi'ina'au (Palauhulu) Stream</u> <u>Summary of Relevant Information</u>

1. Parties involved in the work:

Organization: East Maui Irrigation Company, LLC

Contact: Sean O'Keefe

Address: P.O. Box 266, Puunene, HI 96784

Telephone: (808) 877-2959

2. <u>Project name or title:</u> Stream Flow Restoration at Koolau Ditch Diversions on Pi'ina'au (Palauhulu) Stream

- 3. Name of water body: Pi'ina'au Stream, Palauhulu Stream (and tributaries)
- 4. Project street address: Not applicable
- 5. Location of project: Keanae/Nahiku (Koolau moku), Maui County, Hawaii
- 6. Other location descriptions: See attached Table of Pi'ina'au (Palauhulu) Stream Diversions for latitude and longitude, elevation, and Tax Map Key Number of each individual diversion.
- 7. <u>Directions to the site:</u> Please contact East Maui Irrigation Company for directions.
- 8. Nature of activity: See Description of Work on attached Table of Pi'ina'au (Palauhulu) Stream Diversions. Except as otherwise noted in the table, all work will be done by hand and no mechanized equipment will be used in the stream. Work will be conducted during low stream flows in order to minimize the potential for any short-term water quality impacts.
- 9. <u>Project purpose:</u> The purpose of the project is to permanently restore flow in Pi'ina'au Stream, Palauhulu Stream (which joins with Pi'ina'au Stream just above Keanae), and their tributaries.
- 10. Reason for discharge of dredged and/or fill material: Seal openings in existing diversion structures and/or allow stream to pass over irrigation ditch; see attached Table of Pi'ina'au (Palauhulu) Stream Diversions. The majority of work proposed to be conducted on these diversions is not anticipated to result in a discharge of dredged and/or fill material.
- 11. Types of material being discharged and the amount in cubic yards: See attached Table of Pi'ina'au (Palauhulu) Stream Diversions. In addition to any materials used to permanently alter the configuration of the diversions, sandbags and/or pipes may be temporarily placed in the stream as necessary to divert stream flow around work

Stream Flow Restoration in Pi'ina'au (Palauhulu) Stream Summary of Relevant Information (continued)

areas; any such materials will be removed from the stream upon completion of the work. Alternatively, where feasible, stream rocks may be re-positioned in the stream for this purpose.

12. Surface areas of wetlands or other areas filled: None – this work is intended to restore flow in the stream and will not result in filling of any wetlands

13. Attachments:

Pi'ina'au Hyrdologic/Watershed Unit Maps
USGS Nahiku Quadrangle Map, Site Locations – Pi'ina'au (Palauhulu) Stream
Diversions

Table of Pi'ina'au (Palauhulu) Stream Diversions Site Photographs, Pi'ina'au (Palauhulu) Stream Diversions Conceptual Sketches, Pi'ina'au (Palauhulu) Stream Diversions

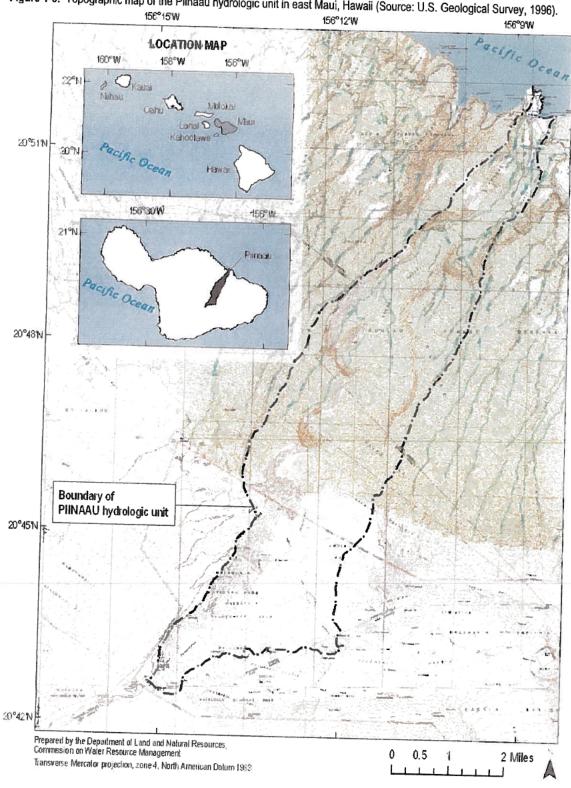


Figure 1-3. Topographic map of the Piinaau hydrologic unit in east Maui, Hawaii (Source: U.S. Geological Survey, 1996).



			Table of Pi'	ina'au (Palauhulu	Table of Pi'ina'au (Palauhulu) Stream Diversions
Diversion	EMI Map #	Latitude Longitude Elevation	TMK No. (owner)	Diversion Structure Type	Description of Work and Amount/Type of Fill Material
Hauolo small diversions (one of four) at Hauolo Ditch (Hauolowahine small intake)	K-30b	20° 48' 59.58" N 156° 10' 13.85" W 1,964 feet	1-1-2:002 (State of Hawaii)	Stone and concrete dam	A concrete and stone dam/ditch routes a tributary into the Hauolo Ditch. The diversion dam will be removed from the stream and deposited in an upland area. Removal of the dam will not require any discharge of fill material and Section 404 therefore does not apply. See Photo 12 and Figure 16.
Hauolowahine runoff pad at Koolau Ditch (Hauolowahine small intake runoff by gate)	K-30d	20° 49' 41.6" N 156° 10' 15.6" W 1,213 feet	1-1-2:002 (State of Hawaii)	Concrete masonry	This diversion routes runoff/tributary flows directly into the Koolau Ditch. In order to prevent flow from being intercepted by the ditch, a "stream overpass" must be constructed over the ditch that will allow water to flow over the channel and continue downstream. See Photo 13 and Figure 17, attached. The design of the "stream overpass" for this location has not yet been finalized, but it is anticipated to be constructed of concrete and similar in configuration to that shown in Photo 14, attached. Note that only a small portion of the overpass will be installed within the stream bed on either side of the ditch, while the majority of the structure will span the ditch. Additional details can be provided once the design has been finalized.

Photographs - Alterations to Pi'ina'au (Palauhulu) Stream Diversions

(Photos 12 through 14)

<u> Site Photographs – Pi'ina'au (Palauhulu) Stream Diversions</u>

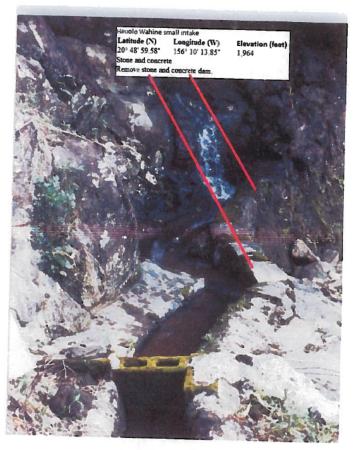
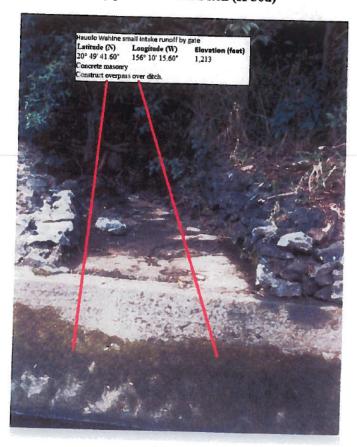


Photo 12 (above): Hauolo small diversion (one of four) at Hauolo Ditch (K-30b) Photo 13 (below): Hauolowahine runoff by pad at Koolau Ditch (K-30d)



Site Photographs - Pi'ina'au (Palauhulu) Stream Diversions



Photo 14 (above): Typical "stream overpass" intended to prevent the ditch from intercepting a stream

Conceptual Sketches - Alterations to Pi'ina'au (Palauhulu) Stream Diversions

(Figures 16 through 17)

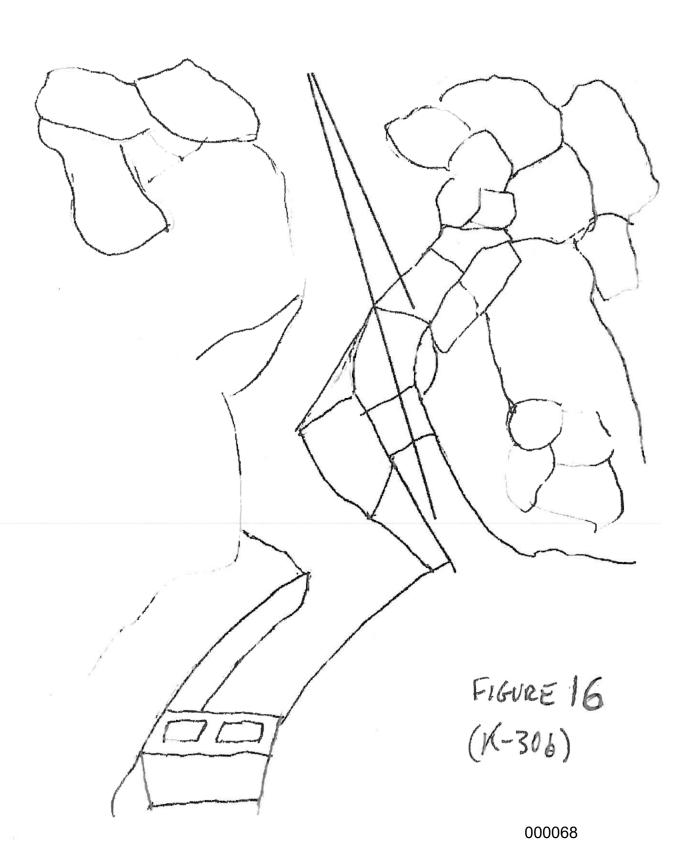
.ar

Hauolo Wahine small intake- Ko'olau Ditch

Latitude (N)	Longitude (W)	Elevation (feet)
20° 48' 59.58"	156° 10' 13.85"	1,964

Diversion Structure Type - Pipe

General Description of Work - Remove stone and concrete dam.

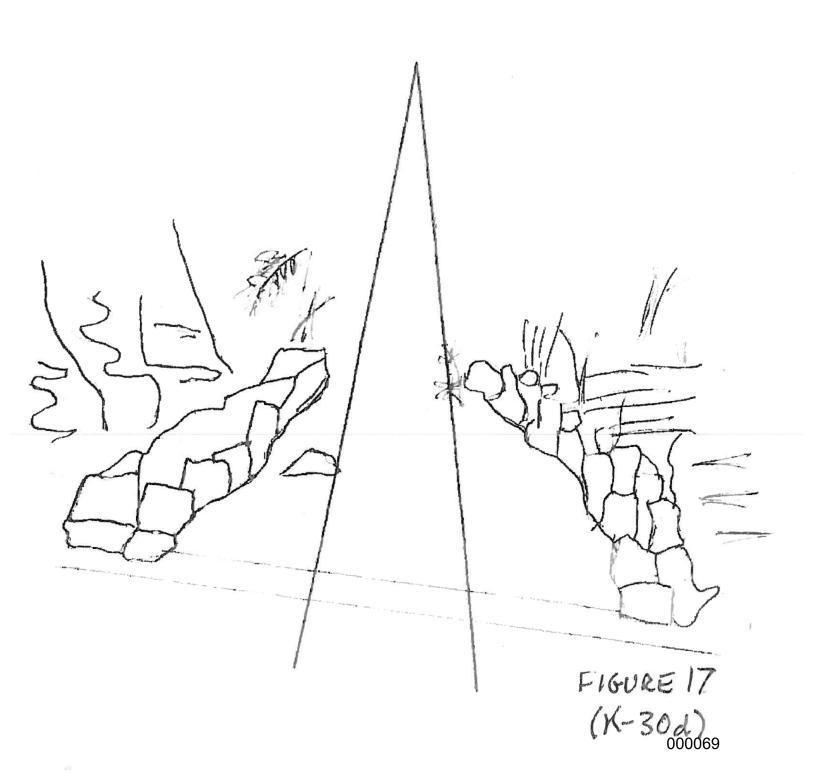


Hauolo Wahine small intake runoff by gate- Ko'olau Ditch

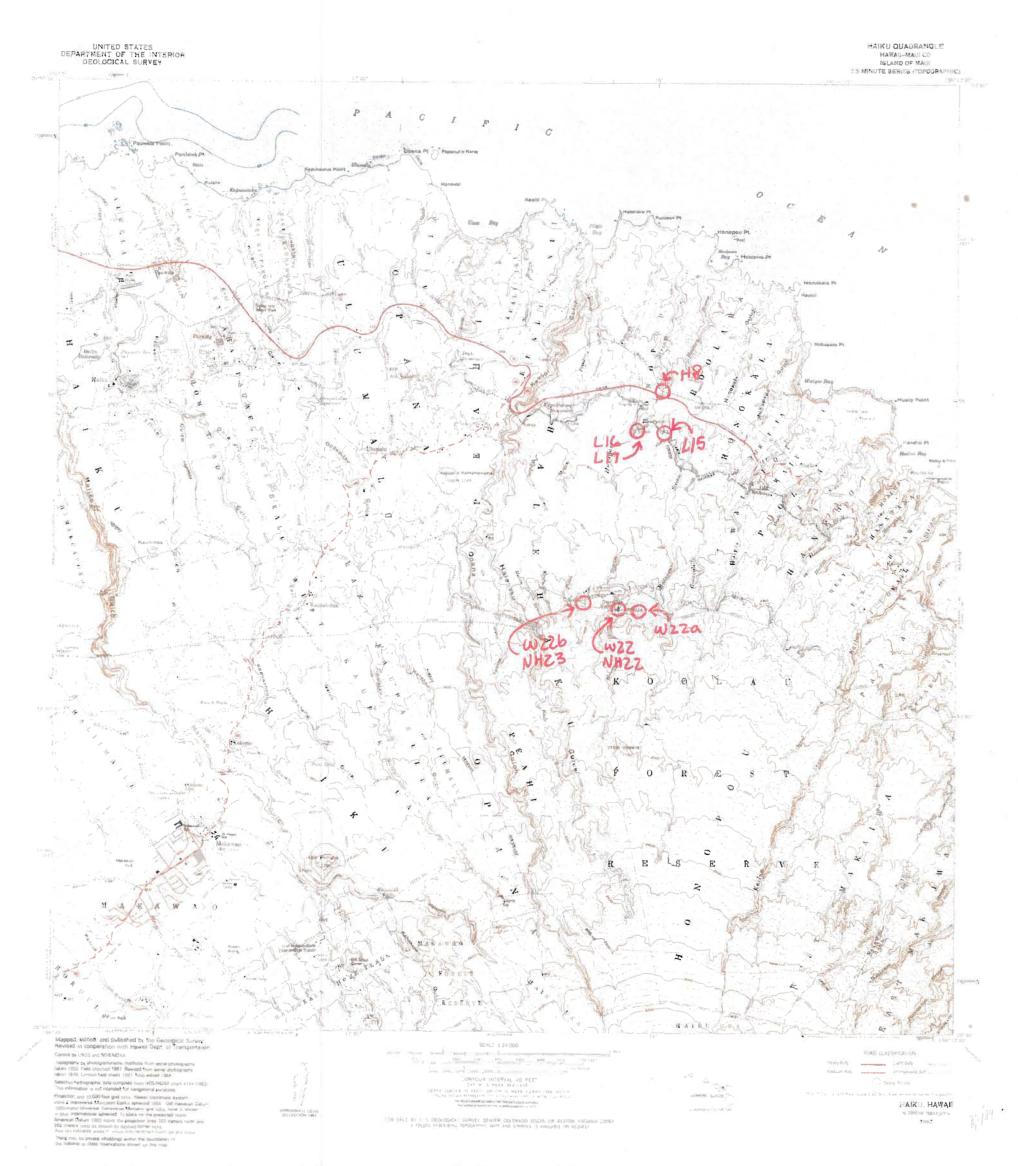
ı	T		a) Pere- un olan Di	Į
	Latitude (N)	Longitude (W)	Elevation (feet)	ĺ
I	200 401 41 COR		ricastioti (lest)	ĺ
l	20 49 41.00"	156° 10' 15.60"	1,213	
ı	Diversia- Co.		1,010	

Diversion Structure Type – Concrete masonry

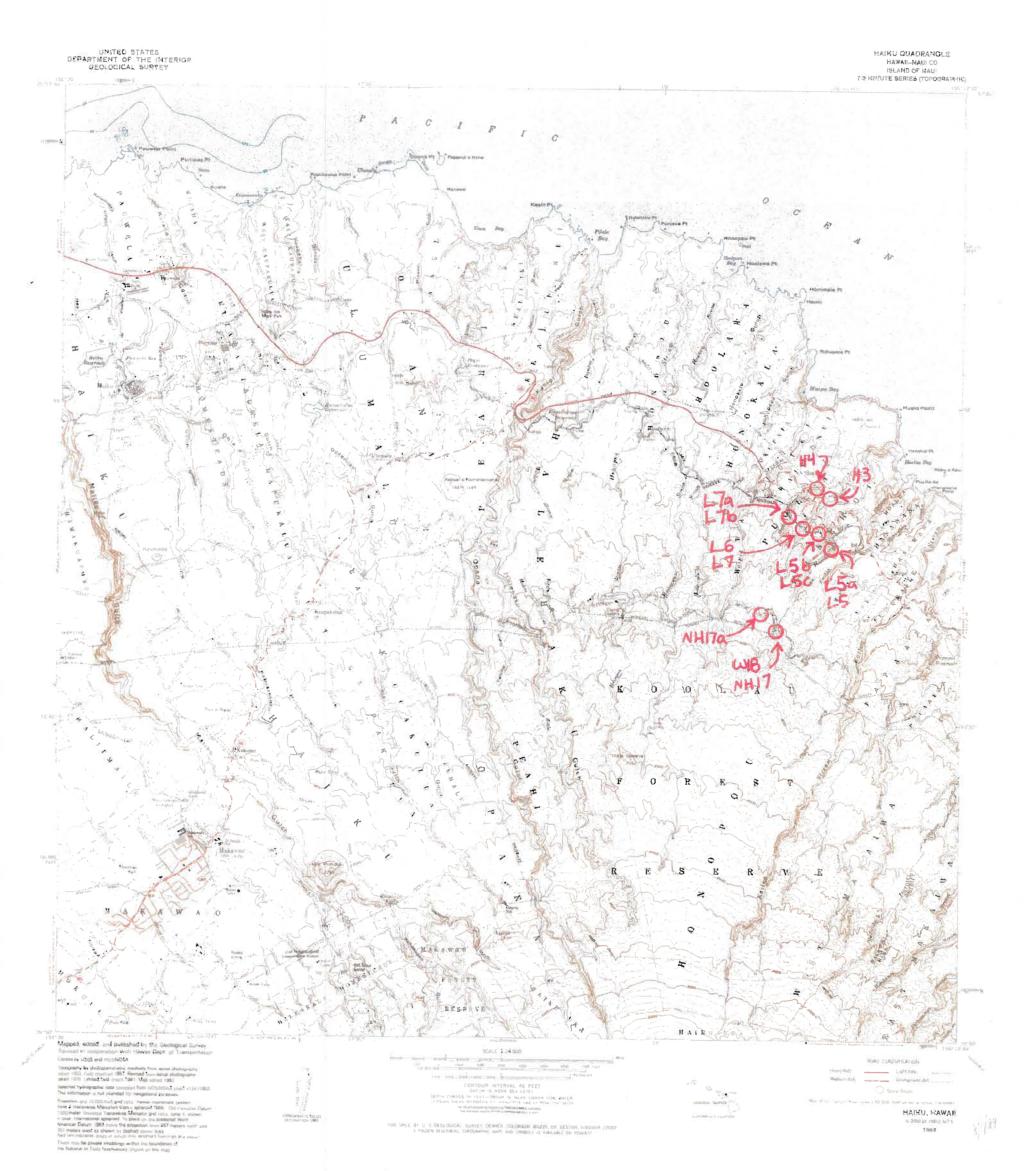
General Description of Work – Construct overpass over ditch.



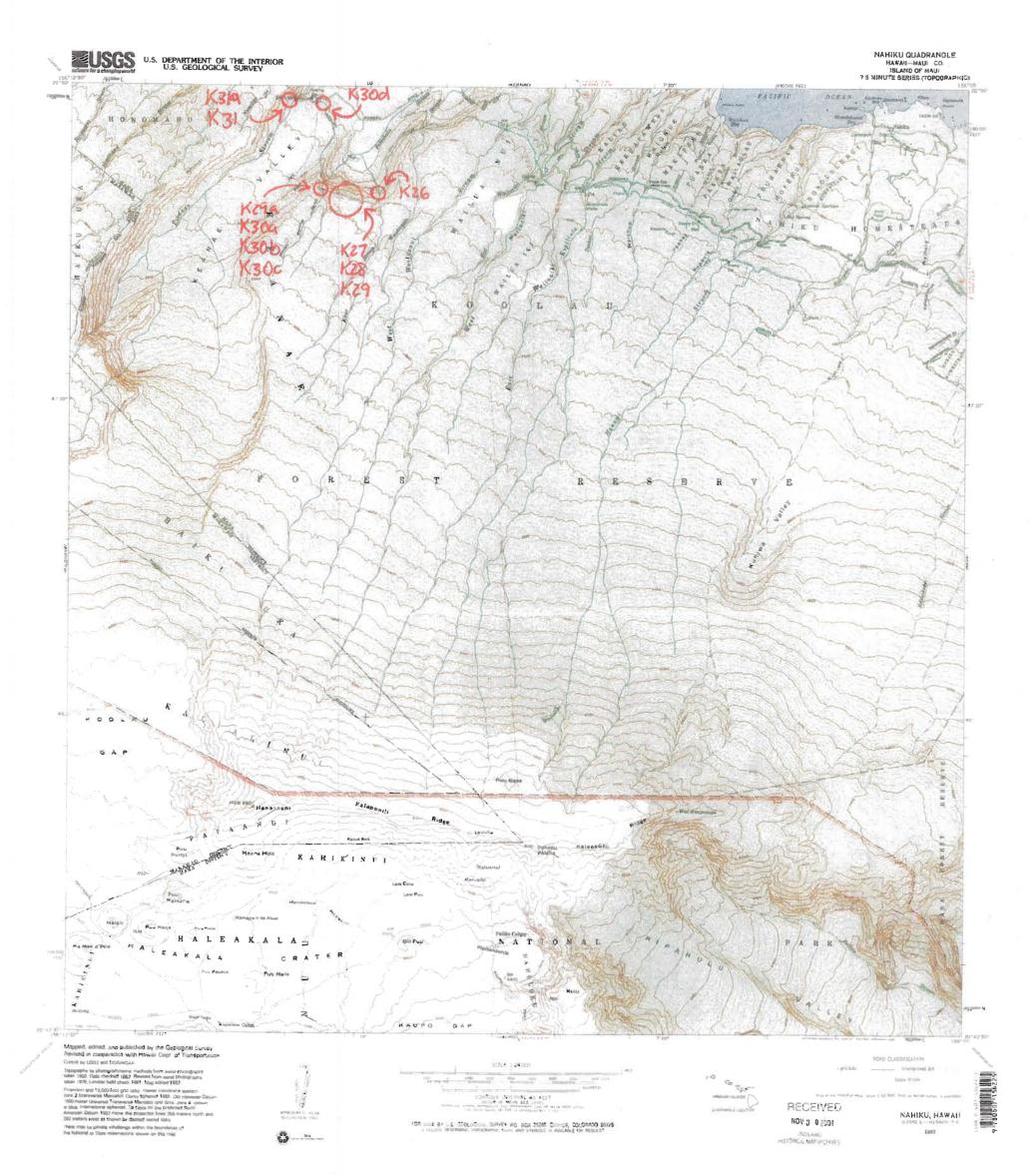
			Bassikia Bassilata	a. A. quanda Paratural			EINI INI	EIVIT I dro otream DIVersions	snoi						
Hydrologic			rossipie Kegulato	rossible Regulatory Approvals Required						Approximate	Location and Ele	Approximate Location and Elevation of Diversion		Dimension	
Unit	Stream	Army Corps	DLNR-OCCL	SMA	CWRM category	DIVERSIONS BY DITCH	EMI Map#)	Latitude (N)	Longitude (W)			Structure Type	General Description of Work
		confirmed exempt under	100		o constitution of the cons		200	raice	Owner			Elevation (feet)	Ditch		
Honopou		detailed design not	Not in Conservation		Extensive Work (ditch		1-15		_						
(6034)	Honopou	provided	District	Not in SMA	overpass)	Honopou long strainer at Lowrie Ditch	266.6	2-9-004-039	FA.	200 54: 32 71"	196 14 14 1951		VE6 11		
		confirmed exempt under		H-C		- 1				20 04 02.11	130 14 47.20	010	un car	Y ES Unlined channel	Construct stream overpass over ditch.
Honopou		detailed design not	Not in Conservation		Extensive Work (ditch							_	_		
(6034)	Honopou	provided	District	Not in SMA	overnass)	Honorous sinks and successful Direct	DI-10							in the second	
				The state of the s	Overpass	Honopou siphon at Lowrie Ditch	257.6	2-9-004:038	EMI	20° 54' 33.97"	156° 14' 55,28"	638	YES Un	YES Unlined channel	Construct stream overpass over ditch.
					Group Permit -			-							
Honopou		confirmed exempt under	Not in Conservation	SMA exemption	Extensive Work		r S								
(6034)	Honopou	CWA 404(9(1)(c)	District	confirmed	(extend wingwall)	Honopou at Haiku Ditch	189.6	2-9-003:042	E S	200 541 53 41"	1560 141 47 531	100	VEC C		Concrete over diversion intake grate and seal opening below grate with rock and concrete;
		confirmed exempt under											1 10	TO CONCION MUSICALINATION OF THE PARTY OF TH	Aicaid wall wall
Hanehoi		detailed design not			Extensive Work (ditch			-		-					
(6037)	Hanehoi	provided	Site Plan - P Subzone	Not in SMA	overpass)	West Hanehoi Intaka (Puoliva)	MIN-T/A	3 0 0 1 4 0 0 1		200 531 11 501				-	
		confirmed exempt under						-	20000	00.11.00	100 10 07.10	1,107	res un	Ununed channel	Construct stream overpass over ditch.
Hanehoi		CANY MOMENTALLY			Group Permit -					_					
(6037)	Hanehoi	300 užican naugan	Cita plan B Cubana		Extensive Work (ditch		L-5a	2-9-014:009	EMI						
		Di Cannan	augzgne N - fight and	MAIS UN JOHN	overpass)	East Hanehoi at Lowrie Ditch	minor	2-9-009:019		20° 53' 42.40"	156° 13' 27.19"	704	YES Uni	Unlined channel	Construct stream overpass over dirch
Hanehoi		detailed design not	Possible Site Plan - R		Group Permit -										
(\$037)	Hanehoi	provided	Subzone/AG	Not in SMA	Chienase)		L-50	2-9-014:009	EM						
		confirmed exempt under		Constitution of the Consti	(ceplass)	Hanenor wast at et towne Ditch	minor	2-9-009:019	EME	20° 53' 47.43"	156° 13' 28.52"	629	YES Unl	YES Unlined channel	Construct stream overpass over ditch.
		CWA 404(f)(1)(c);			Group Permit -									_	
(CO27)		detailed design not	Possible Site Plan - R	The state of the s	Extensive Work (ditch		L-5c	2-9-014:009	EMI						
(1000)	manenoi	provided	Subzone/AG	Not in SMA	overpass)	Hanehol small at Lowrle Ditch	minor	2-9-009:019	EM	20° 53' 49 56"	156° (17' 77' 78')	653	VEC II		
_		Wolv everyth hat man			Group Barrait						100 10 02.20	900	TES CIT	TES CHIMEN CHAMME	Construct stream overpass over ditch.
		need to resubmit for			Extensive Work (ditch									_	Original: Install pipe or box culvert with wing walls through which ditch can pass beneath
Hanehoi		Corps review once final	Not in Conservation		overpass or box		.7.						_	ю	stream or construct stream overpass over ditch.
(6037)	Puolua	design is developed	District	Not in SMA	culvert)	Puolua (Huelo) at Lowrie Ditch (Harehol Roseannie)	minor	2-4-006-023	2	200 621 60 401	102 37 151 0231	3			Current plan is to lay pipe into ditch with headwalls at tunnel upstream and downstream, backfill
		confirmed exempt under								20 00 00.40	100.00	000	I Co Uni	I E3 Unimed channel of	ditch over pipe to make level with stream bed.
Hanehoi		detailed design ant	Not in Conservation		Extensive Work (disch										
(6037)	Puolua		District	Net in CMA	CALCUSINE BAOLY (MICH		£-7b	2-9-006:033	EMI	_					
		d exempt under	And the state of	Mary our sons	Overpassi	Himehot West #2 at Lowrie Ditch (West Hanehol)	minor	2-9-006:028	State of HI	20° 53' 59.83"	156° 13' 47.01"	638	YES Unl	YES Unlined channel (Construct stream overpass over ditch.
		CWA 404(f){1)(c);		The state of the s	Group Permit -									_ i	
Pi'ina'au		detailed design not			Extensive Work (ditch		Kand		Chata of H						
(6053)	Přína'au		Site Plan - R Subzone	Not in SMA	overpass	Haupiowahine runoff pad at Kopiau Ditch	minor	1-1-002-002	(EB)	200 40' 41 60"	1660 101 16 601	3	j		
9713474					Group Permit -						100 10 10.00	1,610	I Eo Con	Concrete masonry	Construct overpass over ditch.
(COES)	On law law	ot under	!		Extensive Work	Haudio small diversions at Haudio Ditch (Haudiowahine small	K-30b		State of HI				Stor	Stone and	Persona dam
(coop)	Laidailaid	Canada an additivited	one Plan - P Subsone	Not in SMA	(remove dam)	intake)	minor	1-1-002:002	(FR)	20° 48' 59.58"	156° 10' 13.85"	1,964	NO conc	am	Also plan to block small disch downstream of dam
															ac plan to crook strict drown drown and drawn of daily



SITE LOCATIONS-HONOPOU STREAM DIVERSIONS



SITE LOCATIONS- HANEHOI (PUOLUA) STREAM DIVERSIONS



SITE LOCATIONS - PI'INA'AV (PALAUHULU) STREAM DIVERSIONS