

AGRICULTURE, DIVERSIFICATION, ENVIRONMENT, AND PUBLIC TRANSPORTATION COMMITTEE

Council of the County of Maui

Master Agenda

(as of December 26, 2023)

website: www.mauicounty.us/ADEPT

VOTING MEMBERS

Gabe Johnson, Chair

**Shane M. Sinenci,
Vice-Chair**

Tom Cook

Alice L. Lee

**Keani N.W. Rawlins-
Fernandez**

Yuki Lei K. Sugimura

Nohelani U'u-Hodgins

NON-VOTING MEMBERS

Tasha Kama

Tamara Paltin

CONTACT INFORMATION

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COMMITTEE STAFF

Samantha Tanck, Megan Moniz, Clarita Balala

BOARD PACKETS

Board Packets, as defined in Section 92-7.5, HRS, will
be electronically posted as soon as practicable.

TESTIMONY

Submit written testimony via eComment. For more
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prior to the meeting date at (808) 270-7838 or
county.council@mauicounty.us.

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

ADEPT-1 MATTERS WITHIN THE COMMITTEE'S SUBJECT-MATTER JURISDICTION

DATE REFERRED REFERENCE

SUBJECT

Pursuant to Rule 7(B) of the Rules of the Council, the
Committee Chair may schedule a meeting on the
Committee's priorities and procedures and may arrange
for presentations or discussions on matters within the
Committee's subject-matter jurisdiction.

MORE →

DATE REFERRED REFERENCE
Sub-item (1)

SUBJECT
**OPERATIONAL AND BUDGETARY REVIEW OF THE
DEPARTMENT OF AGRICULTURE**

- (a) E-mail received from Kali Arce, Director of Agriculture, dated 03/23/2023, with a computer-generated presentation.

DATES MET: March 23, 2023

DATE REFERRED REFERENCE
Sub-item (2)

SUBJECT
**OPERATIONAL AND BUDGETARY REVIEW OF
WORKFORCE DEVELOPMENT AND ECONOMIC
DIVERSITY GRANTS ADMINISTERED BY THE
OFFICE OF ECONOMIC DEVELOPMENT**

- (a) Correspondence received from Luana Mahi, OED Director, dated 03/22/2023 with spreadsheet on FY23 OED grants relating to workforce development.

DATES MET: March 23, 2023

DATE REFERRED REFERENCE
Sub-item (3)

SUBJECT
**OPERATIONAL AND BUDGETARY REVIEW OF THE
ENVIRONMENTAL GRANTS ADMINISTERED BY THE
OFFICE OF THE MAYOR**

- (a) Received at 03/23/2023 ADEPT meeting:
 - (1) Ms. Maria Ornellas, Grants Management Operations Assistant, Office of the Mayor, with computer-generated presentation on FY23 Environmental Protection Grants.

DATES MET: March 23, 2023

DATE REFERRED REFERENCE
Sub-item (4)

SUBJECT
**OPERATIONAL AND BUDGETARY REVIEW OF THE
WATERSHED GRANTS ADMINISTERED BY THE
DEPARTMENT OF WATER SUPPLY**

- (a) Received at 03/23/2023 ADEPT meeting:

- (1) Eva Blumenstein, Planning Program Manager, Department of Water Supply, with a computer-generated presentation.

DATES MET: March 23, 2023

DATE REFERRED REFERENCE
Sub-item (5)

SUBJECT

OPERATIONAL AND BUDGETARY REVIEW OF THE ENVIRONMENTAL PROTECTION & SUSTAINABILITY DIVISION OF THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

- (a) E-mail from Robert Schmidt, Deputy Director of Environmental Management, dated 03/23/2023, with a computer-generated presentation.

DATES MET: March 23, 2023

DATE REFERRED REFERENCE
Sub-item (6)

SUBJECT

OPERATIONAL AND BUDGETARY REVIEW OF THE DEPARTMENT OF TRANSPORTATION

- (a) E-mail from Kauanoe Batangan, Deputy Director of Transportation dated 03/23/2023, with a computer-generated presentation.
- (b) E-mail from Marc Takamori, Director of Transportation, dated 09/06/2023, transmitting information updates on the status of grants.

DATES MET: March 23, 2023

DATE REFERRED REFERENCE
Sub-item (7)

SUBJECT

OCEAN HEALTH AND NEARSHORE WATER QUALITY

- (a) E-mail from Greg Masessa, Surfrider Foundation, dated 08/03/2023, with a computer-generated presentation.
- (b) E-mail from Kim Falinski, Hui O Ka Wai Ola, dated 08/02/2023, with a computer-generated presentation.
- (c) E-mail from Myron Honda, Department of Health, dated 08/03/2023, with a computer-generated presentation.

- (d) E-mail from Travis Liggett, President, Reef Power LLC, dated 08/03/2023, with a computer-generated presentation.

DATES MET: August 3, 2023

DATE REFERRED REFERENCE
Sub-item (8)

SUBJECT

FIRE AND THE HISTORY AND FUTURE OF LAND CARE IN HAWAII

- (a) E-mail from Dr. Clay Trauernicht, Extension Specialist in Ecosystems and Fire, Department of Natural Resources and Environmental Management, University of Hawai'i at Mānoa dated 09/13/2023, with a computer-generated presentation.
- (b) eComments Report, dated 09/14/2023, with two testimonies providing comments.

DATES MET: September 14, 2023

DATE REFERRED REFERENCE
Sub-item (9)

SUBJECT

RESILIENT LANDSCAPES AND SUSTAINABLE FUEL MANAGEMENT

- (a) Memo from Committee Chair dated 09/12/2023, with informational documents relating to Community Wildfire Protection Plan for West Maui.
- (b) Memo from Committee Chair dated 09/12/2023, with informational documents relating to Community Wildfire Protection Plan for Waihe'e.
- (c) Memo from Committee Chair dated 09/12/2023 with informational documents relating to Community Wildfire Protection Plan for Kahikinui.
- (d) Memo from Committee Chair dated 09/12/2023 with informational documents relating to Community Wildfire Protection Plan for Upcountry.

- (e) Memo from Committee Chair dated 09/12/2023 with informational documents relating to Community Wildfire Protection Plan for Moloka'i.
- (f) Memo from Committee Chair dated 09/12/2023 with informational documents relating to Community Wildfire Protection Plan for South Maui.
- (g) Email from Elizabeth Pickett, Co-Executive Director, Hawaii Wildfire Management Organization dated 09/13/2023, with a computer-generated presentation.
- (h) eComments Report, dated 09/14/2023, with one testimony providing comments.
- (i) E-mail from Michael Reyes, Senior Ecologist/Principal, Maui Environmental Consulting, LLC, dated 10/18/2023, transmitting a computer-generated presentation.
- (j) E-mail from Terese Masters, dated 10/18/2023, transmitting a computer-generated presentation.
- (k) E-mail from Travis Liggett, Executive Director, Ma'alaewa Wastewater Association, dated 10/18/2023, transmitting a computer-generated presentation.
- (l) E-mail from Ayron Strauch, Ph.D., Hydrologist, Stream Protection and Management Branch, Commission on Water Resource Management, dated 10/19/2023, with computer-generated presentation.
- (m) E-mail from Travis Liggett, Executive Director, Ma'alaewa Wastewater Association, dated 10/18/2023, with revised computer-generated presentation.

DATE REFERRED REFERENCE
Sub-item (10)

SUBJECT
POST-WILDFIRE ENVIRONMENTAL ISSUES

- (a) E-mail from Committee Chair, dated 10/02/2023, transmitting a computer-generated presentation from Dr. Kim Falinski, West Maui Ridge to Reef Partner and Coastal and Estuarine Scientist with The Nature Conservancy.
- (b) E-mail from Committee Chair, dated 10/02/2023, transmitting a computer-generated presentation from Rene Takesue, Research Geologist, United States Geological Survey Pacific Coastal and Marine Science Center.
- (c) E-mail from Committee Chair, dated 10/03/2023, transmitting a computer-generated presentation from Stephen Zahniser, Deputy Director, United States Geological Survey Pacific Island Water Science Center.
- (d) E-mail from Committee Chair, dated 10/03/2023, transmitting a computer-generated presentation from John Starmer, Chief Scientist, Maui Nui Marine Resource Council.
- (e) eComments Report, dated 10/03/2023, with three testimonies providing comments.
- (f) Letter to Mayor, dated 10/06/2023, requesting he explain the process for other government organizations and non-government organizations to collaborate with the Administration on the ecological response to the wildfires and to identify the amount of County, State, and Federal funding available for organizations providing an ecological response to the wildfires. ~~(Due by 10/20/2023)~~
- (1) Response from Motuki Drake, Office of Innovation and Sustainability, Office of the Mayor, dated 11/01/2023.

DATES MET: October 3, 2023

DATE REFERRED REFERENCE
Sub-item (11)

SUBJECT
POTENTIAL IMPACTS OF COCONUT RHINOCEROS BEETLES

- (a) E-mail from Teya Penniman, Acting Manager, UH-PCSU/Maui Invasive Species Committee, dated 12/13/2023, with computer-generated presentation.
- (b) E-mail from Teya Penniman, Acting Manager, UH-PCSU/Maui Invasive Species Committee, dated 12/14/2023, with revised computer-generated presentation.
- (c) Letter to Mayor, dated 12/15/2023, requesting they identify funding and potential budget amendments needed in Fiscal Year 2024 Budget to detect or address coconut rhinoceros beetles in Maui County and plans to address the presence and eradication of coconut rhinoceros beetles. (Due by 12/29/2023)

DATES MET: December 14, 2023

DATE REFERRED REFERENCE
Sub-item (12)

SUBJECT
BIOREMEDIATION FOR TOXIC DEBRIS AND ASH

DATE REFERRED REFERENCE
Sub-item (13)

SUBJECT
PREVENTION OF CONTAMINATED STORMWATER RUNOFF

DATE REFERRED REFERENCE
Sub-item (14)

SUBJECT
UPDATE OF CLIMATE ACTION AND RESILIENCY PLAN (CARP) AND CLIMATE CHANGE, RESILIENCY, AND SUSTAINABILITY (CCRS) CONTRACTS

ADEPT-5 BILL 81 (2022), ADOPTING A ZERO WASTE PLAN

DATE REFERRED REFERENCE
05/06/2022 BILL 81 (2022)

SUBJECT
“A BILL FOR AN ORDINANCE ESTABLISHING CHAPTER 20.45, MAUI COUNTY CODE, ADOPTING A ZERO WASTE PLAN,” introduced by Councilmember Yuki Lei K. Sugimura. (CC 23-8)

DATES MET: IT (2021-2023 term): November 14, 2022 (end of term discretionary referral)

**ADEPT-6 RESOLUTION 22-254, AUTHORIZING THE PURCHASE OF REAL
PROPERTY AT 1488 SOUTH KĪHEI ROAD (KĪHEI) DATE REFERRED**

	<u>REFERENCE</u>	<u>SUBJECT</u>
11/07/2022	RESO 22-254	Resolution 22-254, introduced by Councilmember Kelly Takaya King, entitled "AUTHORIZING THE PURCHASE OF THE REAL PROPERTY AT 1488 SOUTH KIHEI ROAD, KIHEI, MAUI, HAWAI'I." (CC 23-9)

DATES MET: AH (2021-2023 term): November 28, 2022 (end of term discretionary referral)

**ADEPT-7 BILL 17 (2022), RELATING TO PROHIBITING PRIVATE
RESTRICTIONS ON SMALL-SCALE AGRICULTURAL USES AND
THE KEEPING OF ANIMALS DATE REFERRED REFERENCE SUBJECT**

01/21/2022	BILL 17(2022)	"A BILL FOR AN ORDINANCE AMENDING CHAPTER 19.29, MAUI COUNTY CODE, TO PROHIBIT PRIVATE RESTRICTIONS ON SMALL-SCALE AGRICULTURAL USES AND THE KEEPING OF ANIMALS IN ANY RURAL DISTRICT," introduced by Council Chair upon the request of the Mayor. (CC 23-9)
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- (a) Letter from County Clerk, dated 01/21/2022, transmitting copy of a letter from the Planning Director, dated 01/04/2022, transmitting related documents on the proposed bill.

NOTE: "The purpose of Bill 17 (2022) is to amend Chapter 19.29, Maui County Code, to 1) implement the goals and policies of the County's general plan and community plans; 2) provide low density development which preserves the rural character of certain areas; 3) allow small-scale agricultural uses and the keeping of animals; and 4) serve as a transition between standard residential or other urban density development and agricultural lands, by prohibiting private restrictions on small-scale agricultural uses and the keeping of animals in any rural district.

DATES MET: APT (2021-2023 term): February 1, 2022 and December 7, 2022 (end-of-term discretionary referral)

**ADEPT-11 BILL 138 (2022), RELATING TO AMENDING TITLE 2, MAUI
COUNTY CODE, ESTABLISHING A TOURISM MANAGEMENT
COMMISSION DATE REFERRED REFERENCE SUBJECT**

09/20/2022	BILL 138 (2022)	"A BILL FOR AN ORDINANCE AMENDING TITLE 2, MAUI COUNTY CODE, ESTABLISHING A TOURISM MANAGEMENT COMMISSION," introduced by Council Vice-Chair Rawlins-Fernandez. (CC 23-9)
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- (a) Correspondence received in SUPPORT, OPPOSITION, or providing COMMENTS:

1. eComments Report, dated 11/30/2023, with four testimonies in support, opposition, and providing comments.
2. E-mail from Tricia Higa, dated 12/12/2023, providing comments.

DATES MET: GREAT (2021-2023 term): November 15, 2022 (end of term discretionary referral)
DATES MET: ADEPT (2023-2025): November 30, 2023

ADEPT-12 RESOLUTION 23-146, REQUESTING THE CONSERVATION PLANNING COMMITTEE TO REVIEW AND PROVIDE RECOMMENDATIONS ON THE ACQUISITION OR MANAGEMENT OF LAND FOR CONSERVATION PURPOSES

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
05/23/2023	RESO 23-146	<p>“REQUESTING THE CONSERVATION PLANNING COMMITTEE TO REVIEW AND PROVIDE RECOMMENDATIONS ON THE ACQUISITION OF LAND FOR CONSERVATION PURPOSES,” introduced by Councilmember Gabe Johnson.</p> <ol style="list-style-type: none"> (a) Amendment Summary Form from Committee Chair, dated 06/22/2023, proposing to amend the resolution to revise the title, to clarify that recommendations can also be on portions of the parcels listed in Exhibit “A”, to clarify that a recommended action may be to establish a public-private partnership, to remove tax map key (2)4-9-002:001 from Exhibit “A,” to correct the tax map keys for several parcels, to add in several parcels for consideration, and to number each parcel in Exhibit “A”. (b) Committee received on 06/22/2023, a computer-generated presentation from Save the Wetlands Hui. (c) Committee received on 06/22/2023, a computer-generated presentation from the Sierra Club Maui. (d) Committee received on 06/22/2023, a computer-generated presentation from Rooted Kekahi Me Ka Aina.

- (e) Committee received on 06/22/2023, a computer-generated presentation from Uluniu Beach Reserve Association.
- (f) Committee received on 06/22/2023, a computer-generated presentation from the Teran James Young Foundation.
- (g) Committee received on 06/22/2023, a website link from Pili Koko.
- (h) Email from Committee Chair, dated 06/22/2023, transmitting informational documents.
- (i) Correspondence received in SUPPORT, OPPOSITION, or providing COMMENTS:
 - 1. Email from Johann Peter Lall, dated 06/19/2023, in support.
 - 2. Written testimony from David Goode, Ledcor Maui, received at the committee meeting on 06/22/2023, providing comments in opposition.
 - 3. Written testimony from Marjorie Hunkins, 3 H & S LLC/Kihei Rent A Car Inc., received at the committee meeting on 06/22/2023, providing comments in opposition.
 - 4. Written testimony from Robin Kean, Maui Self Storage LLC, received at the committee meeting on 06/22/2023, providing comments in opposition.
 - 5. eComments Report, dated 06/22/2023, with 27 in support, opposition, or providing comments.
- (j) E-mail from Councilmember Paltin, dated 06/22/2023, providing a list of County-owned tax map keys.

- (k) Letter to the Office of the Mayor, dated 06/28/2023, requesting information on proposed acquisition or management of lands listed in Exhibit “A” of Resolution 23-146. (Due by 07/05/2023)
- (l) Letter to the various landowners listed in Exhibit “A” of Resolution 23-146, dated 06/28/2023, informing them of the next committee meeting on 07/06/2023.
- (m) E-mail from Councilmember Sugimura, dated 06/28/2023, transmitting an e-mail from Rooted Kekahi me ka ‘Āina.
- (n) E-mail from Committee Chair, dated 07/06/2023, transmitting a letter from Public Access Trails Hawai‘i (PATH).
- (o) E-mail from Committee Chair, dated 07/06/2023, transmitting a handout referencing landowner’s names and tax map key information.
- (p) E-mail from Committee Chair, dated 07/06/2023, transmitting a link to a map of parcels under consideration for inclusion in Resolution 23-146.
- (q) eComments Report, dated 07/06/2023, with 15 in support, opposition, or providing comments.

DATES MET: ADEPT (2023-2025): June 22, 2023

ADEPT-13 BILL 127 (2023), RELATING TO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII FOR THE LEASE OF THE MAUI BUS TRANSIT HUB PROPERTY

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
12/01/2023	BILL 127 (2023)	“A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII FOR THE LEASE OF THE MAUI BUS TRANSIT HUB PROPERTY,” introduced by Council Chair Lee upon the request of the Mayor.

- (a) Letter from County Clerk, dated 12/01/2023, transmitting a letter from the Director of Transportation, dated 11/17/2023, pertaining to Bill 127 (2023).
- (b) E-mail from Department of Transportation, dated 12/14/2023, with computer-generated presentation.

DATES MET: December 14, 2023

The following items have been reported out of Committee and the item numbers have been intentionally omitted: 2, 3, 4, 8, 9, and 10.

adept:0_adept:clb