

MOANA M. LUTEY
County Clerk



RICHELLE M. THOMSON
Deputy County Clerk

OFFICE OF THE COUNTY CLERK

COUNTY OF MAUI
200 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov/county/clerk

November 20, 2023

RECEIVED
2023 NOV 20 PM 3:29
OFFICE OF THE
COUNTY COUNCIL

Honorable Tom Cook, Chair
Water and Infrastructure Committee
Council of the County of Maui
Wailuku, Hawaii 96793

Dear Chair Cook:

Respectfully transmitted is a copy of Bill No. 120 (2023), entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII, DEPARTMENT OF LAND AND NATURAL RESOURCES, REGARDING THE ISSUANCE OF A MANAGEMENT RIGHT-OF-ENTRY FOR THE LAHAINA WILDFIRE FINAL DISPOSITION PROJECT" that was referred to your Committee by the Council of the County of Maui at its meeting of November 20, 2023.

Also transmitted for your convenience is a copy of a communication received from the Director of Environmental Management.

Respectfully,


MOANA M. LUTEY
County Clerk

/jym

Enclosure

cc: Director of Council Services

RICHARD T. BISSEN, JR.
Mayor

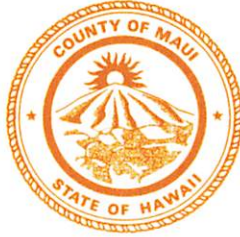
SHAYNE R. AGAWA, P.E.
Director

ROBERT SCHMIDT
Deputy Director

MICHAEL KEHANO, P.E.
Solid Waste Division

ERIC A. NAKAGAWA, P.E.
Wastewater Reclamation Division

Environmental Protection &
Sustainability Division



**COUNTY OF MAUI
DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT**
2145 KAOHU STREET, SUITE 102
WAILUKU, MAUI, HAWAII 96793

RECEIVED
2023 NOV 13 AM 10:18

OFFICE OF THE
COUNTY CLERK

November 13, 2023

Honorable Richard T. Bissen, Jr.
Mayor, County of Maui
200 S. High Street
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL

A handwritten signature in blue ink, appearing to read "Richard T. Bissen, Jr.", is written over a horizontal line. Below the line, the word "Mayor" is printed in blue. To the right of the signature, the date "11-13-23" is handwritten in blue ink, and the word "Date" is printed in blue below it.

For transmittal to:

Honorable Alice L. Lee, Chair
and Members of the Maui County Council
200 S. High Street
Wailuku, Hawaii 96793

Dear Chair Lee and Members

**SUBJECT: PROPOSED BILL FOR AN ORDINANCE AUTHORIZING THE
MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN
INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF
HAWAII, DEPARTMENT OF LAND AND NATURAL RESOURCES
("DLNR"), REGARDING THE ISSUANCE OF A MANAGEMENT
RIGHT-OF-ENTRY ("ROE") FOR THE LAHAINA WILDFIRE
FINAL DISPOSITION PROJECT**

I am transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII, DEPARTMENT OF LAND AND NATURAL RESOURCES, REGARDING THE ISSUANCE OF A MANAGEMENT RIGHT-OF-ENTRY FOR THE LAHAINA WILDFIRE FINAL DISPOSITION PROJECT."

The purpose of the proposed bill is to authorize the Mayor to enter into an intergovernmental agreement with DLNR for a ROE to a parcel situated in Olowalu to be used for the Lahaina Wildfire Final Disposition project.

On Friday, October 27, 2023, the Board of Land and Natural Resources ("BLNR") approved the issuance of an Immediate ROE Permit to the County of Maui for wildfire debris landfill and ancillary purposes.

The County of Maui was granted a ROE permit to utilize parcels identified as Tax Map Key (2) 4-8-003:007 and (2) 4-8-003:008 (por.) consisting of 52 acres and 0.7 acre, respectively. This ROE shall be effective upon the County's execution of the BLNR approved immediate management ROE permit and shall expire in one year or upon execution of the set-aside of government lands by Governor's Executive Order for the Proposed Lahaina Wildfire Final Disposition Project site, whichever occurs first. The BLNR Chairperson is authorized to continue the ROE for additional one-year periods for good cause shown.

Thank you for your consideration of this matter and should you have any questions or concerns, please do not hesitate to contact me at ext. 8230.

Respectfully,

A handwritten signature in black ink, appearing to read "Shayne R. Agawa". The signature is fluid and cursive, with the first name "Shayne" being the most prominent.

SHAYNE R. AGAWA, P.E.
Director of Environmental Management

Attachments