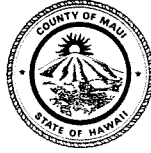


JOSIAH K. NISHITA  
County Clerk

MARGARET C. CLARK  
Deputy County Clerk



2019 NOV 26 PM 1:30

**OFFICE OF THE COUNTY CLERK**

COUNTY OF MAUI  
200 SOUTH HIGH STREET  
WAILUKU, MAUI, HAWAII 96793  
[www.mauicounty.gov/county/clerk](http://www.mauicounty.gov/county/clerk)

November 26, 2019

Honorable Shane M. Sinenci, Chair  
Environmental, Agricultural, and  
Cultural Preservation Committee  
Council of the County of Maui  
Wailuku, Hawaii 96793

Dear Chair Sinenci:

Transmitted herewith is a certified copy of Resolution No. 19-176, entitled "AUTHORIZING THE COUNCIL CHAIR TO PROVIDE COMMENTS ON A DRAFT ENVIRONMENTAL IMPACT STATEMENT FOR THE EAST MAUI WATER LEASE ", which was adopted by the Council of the County of Maui on October 18, 2019. Please be informed that the resolution was amended prior to adoption, and that County Communication No. 19-418 was filed.

Respectfully,

A handwritten signature in black ink that reads "Maggie C. Clark". The signature is written in a cursive, flowing style.

MAGGIE C. CLARK  
Deputy County Clerk

/lks

Enclosure

# Resolution

No. 19-176

## AUTHORIZING THE COUNCIL CHAIR TO TRANSMIT COMMENTS ON A DRAFT ENVIRONMENTAL IMPACT STATEMENT FOR THE EAST MAUI WATER LEASE

WHEREAS, the Office of Environmental Quality Control (“OEQC”) is charged with enforcing Chapter 343, Hawaii Revised Statutes, relating to Environmental Impact Statements; and

WHEREAS, the regulations for disposition of water rights by long-term leases, including the preparation of Environmental Impact Statements (“EIS”), ensure public accountability; and

WHEREAS, Alexander & Baldwin Inc. and East Maui Irrigation Company, Limited submitted a Draft EIS for the East Maui Water Lease, as referenced in “The Environmental Notice,” published by the OEQC on September 23, 2019; and

WHEREAS, Sections 11-200-3 and 11-200-15, Hawaii Administrative Rules, require public notice of the Draft EIS to allow the public to submit comments on the Draft EIS during the 45-day public comment period; and

WHEREAS, if granted, the proposed lease will likely have widespread impacts across Maui; and

WHEREAS, according to Section 11-200.1-25(a), Hawaii Administrative Rules, review of the Draft EIS serves to provide the public and other agencies an opportunity to discover the extent to which a proposing agency or applicant has examined environmental concerns and available alternatives; and

WHEREAS, the Council is encouraging the public to review the draft EIS and submit comments to the Board of Land and Natural Resources during the 45-day review period; and

**Resolution No. 19-176**

WHEREAS, to fulfill its duty to represent the people of the County of Maui, the Council would like to provide comments on the Draft EIS, reflecting or including questions, concerns, and affirmations of its constituents as expressed in public testimony; now therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That it authorizes the Council Chair to transmit comments discussed by the Council during its October 18, 2019 Council meeting, to Alexander & Baldwin, Inc.; East Maui Irrigation Company, Limited; Wilson Okamoto; the Board of Land and Natural Resources; the Department of Land and Natural Resources; and the Office of Environmental Quality Control on the Draft Environmental Impact Statement for the East Maui Water Lease; and
2. That certified copies of this resolution be transmitted to the Honorable Michael P. Victorino, Mayor, County of Maui.

**COUNCIL OF THE COUNTY OF MAUI**

**WAILUKU, HAWAII 96793**

**CERTIFICATION OF ADOPTION**

**It is HEREBY CERTIFIED that RESOLUTION NO. 19-176 was adopted by the Council of the County of Maui, State of Hawaii, on the 18th day of October, 2019, by the following vote:**

<b>MEMBERS</b>	<b>Kelly T. KING Chair</b>	<b>Keani N. W. RAWLINS-FERNANDEZ Vice-Chair</b>	<b>G. Riki HOKAMA</b>	<b>Natalie A. KAMA</b>	<b>Alice L. LEE</b>	<b>Michael J. MOLINA</b>	<b>Tamara A. M. PALTIN</b>	<b>Shane M. SINENCI</b>	<b>Yuki Lei K. SUGIMURA</b>
<b>ROLL CALL</b>	<b>Aye</b>	<b>Aye</b>	<b>No</b>	<b>Aye</b>	<b>No</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>No</b>

  
\_\_\_\_\_  
**COUNTY CLERK**