

GET Committee

From: Sasha Ota <sasha_98@ymail.com>
Sent: Tuesday, September 03, 2019 1:30 AM
To: GET Committee
Subject: GET-26 - Hawai'i Wildlife v. County of Maui

Please disregard and delete the previous email I inadvertently sent to you. I wasn't finished writing it, and I'm afraid it was gibberish. Please *do* consider my comments below.

As a Maui resident, homeowner and taxpayer, I am respectfully asking that you *NOT* withdraw or settle the Maui injection well case. The case has significant implications for Maui County and the rest of the nation and should be decided by the U.S. Supreme Court to clarify the intent of the Clean Water Act.

It is clear that if the case is withdrawn, not only injection wells, but cesspools, septic systems and any other potential pollutant sources (possibly even from kalo lo'i) that could connect through groundwater to surface waters, would need a Clean Water Act NPDES permit, **or be in violation of the law and its very stringent fines and penalties.** This is an absurd and inappropriate interpretation of the Clean Water Act. Obtaining an NPDES permit, on top of the already required and enforced Safe Drinking Water Act UIC permit, would be a regulatory nightmare and likely impossible for EPA or DOH to issue in any sort of science-based manner since the NPDES permit standards were not designed for these types of sources.

Furthermore, even if an NPDES permit were to be issued for Maui's injection wells, it is unlikely that this will have any positive impact on our coral reef ecology, the purported reason for the lawsuit. What is certain though, is that if the case is withdrawn, Maui County taxpayers will be paying millions of dollars to attempt to comply with whatever the effluent requirements will be in a future NPDES permit for injection wells, and all other sources of potential discharges to surface water via groundwater.

Instead, Maui County can and should continue to review the science of the injection well outputs and their effect on the marine environment while working toward potentially more environmentally-friendly methods of wastewater disposal, or reuse. This can be done while pursuing the Supreme Court review and it is my understanding that the County is already doing so.

Finally, I am seeing many articles/advertisements in the media, especially social media, urging the public to demand **settlement of this case and withdrawal of the appeal.** It is so disheartening to read these manipulative pieces of misinformation that are incorrectly instilling fear that Hawaii's, and our entire nation's waterways and marine environments will be inundated with pollution because the appeal will cancel out the protections of the Clean Water Act.

This type of fear-mongering is dangerous and should not be catered to. I hope that you will not cave in to these disingenuous tactics but instead, continue the appeal of the lawsuit to the U.S. Supreme Court.

Thank you.

GET Committee

From: raphiell@everyactioncustom.com on behalf of Raphiell Nolin
<raphiell@everyactioncustom.com>
Sent: Tuesday, September 03, 2019 1:57 AM
To: GET Committee
Subject: Testimony in SUPPORT of resolution CC-19-178 re: settling the Lahaina Injection Wells lawsuit

Dear Maui County GET Committee,

My name is _____ and I am a resident of _____. I care about this issue because _____.

I am writing in support of Maui County settling the Lahaina Injection Well case (HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, RELATING TO THE CLEAN WATER ACT).

Both the Hawai'i district court and Ninth Circuit appeals court have already ruled that the County must get a permit under the Clean Water Act to continue discharging treated wastewater into the groundwater via the Lahaina injection wells. I ask the County to withdraw its appeal and work with state and community stakeholders to modernize the treatment facility and invest in water reuse solutions.

Settling the case would end a detrimental challenge against the Clean Water Act and allow the County to avoid further penalties as long as it diligently works toward solutions. The Department of Health has already made clear that private cesspools and septic tanks would not need to get NPDES permits, so there is no risk to individual homeowners.

However, if the County continues its appeal, it threatens to gut the federal Clean Water Act. If the County wins the case at the Supreme Court, polluters across the United States would be free to contaminate water bodies as long as they release their waste from a pipe just short of the waters' edge or into the ground. The Trump Administration and industrial polluters like pipeline companies, the oil and gas industry, manufacturers, coal-burning utilities, and mining associations are all hoping that you will continue the appeal. As elected officials, I hope you will do the right thing, not for the Trump Administration and industrial polluters, but for public trust waters and present and future generations in Maui and all of Hawai'i.

Maui County has a history of being leaders in environmental protection, and you can uphold this reputation and continue this legacy by withdrawing the appeal. Please help to uphold the Clean Water Act and protect Maui's reefs, which not only provide many economic benefits, but hold cultural and environmental significance for all of Hawai'i. I ask you to support the settlement of the Lahaina Injection Wells case and withdrawal of the appeal.

Sincerely,
Raphiell Nolin
PO Box 1216 Puunene, HI 96784-1216
raphiell@gmail.com

GET Committee

From: Kristin Stahl-Johnson <kristin.stahl.johnson@gmail.com>
Sent: Tuesday, September 03, 2019 2:55 AM
To: GET Committee
Subject: Hawaii Wildlife v. County, GET-26

Kristin Stahl-Johnson
Kula Kai
Kula, Hawaii 96790
kristin.stahl.johnson@gmail.com

September 3, 2019

The Governance, Ethics and Transparency Committee
Maui County Council
Wailuku, Hawaii

RE: Hawaii Wildlife v. County, GET-26

To begin, I find it an unconscionable breach of ethics that the acting chief of the County's Wastewater Reclamation Division, Scott Rollins, would write an opinion piece in the Maui News using his title to encourage the public to lobby his bosses to sway your decision-making in favor of his point of view on the subject of injection wells. When I was a government employee, I would have been fired immediately for using my position in a public forum to create pressure on my bosses in my favor. Mr. Rollins is entitled to express his opinion, but not while using the weight of his title to influence public opinion – especially using fear tactics and inaccurate information to conjure up imagined draconian outcomes. The letter begs the question: what is the relationship between this “acting” chief and the development and real estate interests in the County?

The water quality issues posed by the injection wells has long been documented due to Maui's geological makeup. Most recently, the even limited ocean water quality monitoring program within the vicinities of the West Maui wells has documented serious impairments to the health of the water, and by extension, the reefs and marine life in those regions. This problem has been swept under the rug for way too long. To make the erroneous claim that the Clean Water Act doesn't cover sewage inputs to groundwater that seeps into the ocean as reason not to address serious and chronic water quality issues on this island is an abhorrent argument that doesn't pass the “red face” test. But to use that claim to argue that protecting our water resources is too costly for development and real estate interests begs the question of who is guarding the public interest within the County's Department of Environmental Management.

Clean ocean waters are the heritage of all the Hawaiian Islands and a basic right of all the people of the state, all counties – not to mention the bread and butter of our over-grown tourist industry. I grew up swimming and snorkeling on Oahu and a bit on Maui so I have firsthand experience of what the “baseline” of clean ocean water in Hawaii looks like. Over my years of aquaculture research at Hawaii Institute of Marine Biology and Oceanic Institute I developed what could be called a “calibrated eye” – I could look at a sample of sea water and tell you accurately, by eye, the exact density of the microscopic organisms in that sample. I can tell you now, unequivocally, that at every beach where I have gone swimming on Maui over the last 3 and a half years, there are far too many “critters” in the water column due to nutrient overload. After a lifetime of gaining mana`o from the sea and 40 years as a marine scientist, I don't need a sampling kit and microscope to tell me that our coastal waters on Maui are under serious attack by every manner of pollution. It's time we take our heads out

of the sand and start doing everything we can to stop the assault on our reefs and nearshore waters from terrestrial pollutants of all kinds. That is if we value our marine heritage and its future.

The even bigger issue is how the County of Maui has been set up to carry the water of unconscious industrial development and real estate interests around our country to weaken the very foundation of the nation's Clean Water protections at the Supreme Court. The Clean Water Act has been a hallmark of rational environmental protection for over 40 years. It is heart-rending to watch Maui being used as a vehicle to undermine all the hard-fought vital gains for communities across the country during this narrow window of national disgrace and corruption engendered by the current federal administration.

For the sake of Maui, Hawai`i and the entire country, please withdraw the County of Maui's appeal of the Ninth Circuit Court's ruling to the U.S. Supreme Court on the issue of EPA's rulings on Lahaina injection wells and begin the process of cleaning up and healing our coastal waters while we still have time to reverse the destructive trends exacerbated by climate change.

Sincerely,

Kristin Stahl-Johnson

Sent from Mail for Windows 10

GET Committee

From: Paul Arrington <paul@iwua.org>
Sent: Tuesday, September 03, 2019 3:14 AM
To: GET Committee; Kelly King; Keani N. Rawlins; Tasha A. Kama; Riki Hokama; Alice L. Lee; Mike J. Molina; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura
Cc: Paul Arrington; Andre Monette; GET Committee
Subject: RE: County of Maui v. Hawaii Wildlife Fund (Appeal No. 18-260)
Attachments: 20190829 Comments to Maui County (IWUA).pdf

Members of the Governance, Ethics & Transparency Committee,

I have been advised that the attachment to my email did not come through. Trying this again.

Thank you, Paul

Paul L. Arrington
Idaho Water Users Association
(208) 344-6690 (office)
(208) 404-9436 (cell)
(208) 344-2744 (fax)

From: Paul Arrington
Sent: Thursday, August 29, 2019 2:18 PM
To: GET.committee@mauicounty.us; Kelly.King@mauicounty.us; Keani.Rawlins@mauicounty.us; Tasha.Kama@mauicounty.us; Riki.Hokama@mauicounty.us; Alice.Lee@mauicounty.us; Mike.Molina@mauicounty.us; Tamara.Paltin@mauicounty.us; Shane.Sinenci@mauicounty.us; Yukilei.Sugimura@mauicounty.us
Cc: Paul Arrington <Paul@iwua.org>; Andre Monette <Andre.Monette@bbklaw.com>
Subject: County of Maui v. Hawaii Wildlife Fund (Appeal No. 18-260)

Chair Molina & Members of the Governance, Ethics and Transparency Committee:

Please see the attached comment letter regarding the County of Maui appeal pending before the Supreme Court.

Thank you,

Paul L. Arrington
Executive Director & General Counsel
Idaho Water Users Association
1010 W. Jefferson, Ste. 101
Boise, ID 83702
(208) 344-6690 (office)
(208) 404-9436 (cell)
(208) 344-2744 (fax)



IDAHO
**WATER
USERS**
ASSOCIATION

1010 W. Jefferson, Ste. 101, Boise, ID 83702 | www.iwua.org
P: 208-344-6690 F: 208-344-2744 E: iwua@iwua.org

August 29, 2019

Sent via email to:

GET.committee@mauicounty.us
Kelly.King@mauicounty.us, Council Chair
Keani.Rawlins@mauicounty.us, Council Vice-Chair
Tasha.Kama@mauicounty.us, Presiding Officer Pro Tempore
Riki.Hokama@mauicounty.us, Councilmember
Alice.Lee@mauicounty.us, Councilmember
Mike.Molina@mauicounty.us, Councilmember
Tamara.Paltin@mauicounty.us, Councilmember
Shane.Sinenci@mauicounty.us, Councilmember
Yukilei.Sugimura@mauicounty.us, Councilmember

RE: *County of Maui v. Hawaii Wildlife Fund (Appeal No. 18-260)*

Chair Molina & Members of the Governance, Ethics and Transparency Committee:

On behalf of the members of the Idaho Water Users Association (IWUA), I write to urge you to continue your appeal before the United State Supreme Court in the matter of *County of Maui v. Hawaii Wildlife Fund* (Appeal No. 18-260). This appeal addresses and issue of upmost importance. IWUA has followed this case and participated as amicus before the 9th Circuit and Supreme Court in support of the County's appeals.

IWUA is a non-profit corporation representing approximately 300 canal companies, irrigation districts, ground water districts, municipal and public water suppliers, hydroelectric companies, aquaculture interests, agri-businesses, professional firms and individuals throughout Idaho. Our purpose is to promote, aid and assist in the development, control, conservation, preservation and utilization of Idaho's water resources.

IWUA is concerned about recent efforts to try to convince the County to dismiss its case. The 9th Circuit's decision severely infringes on the ability of state and local governments to manage water quality under the Clean Water Act (CWA). If allowed to stand, that decision will have significant negative impacts on the ability of IWUA members to continue to operate infrastructure that is critical to the public health, safety and economic vitality of the State of Idaho.

The CWA gives states (and local governments) the flexibility to engage in a variety of activities to promote and protect clean water outside of the NPDES program. Activities include those necessary "to protect the quality of groundwater and to prevent contamination of groundwater from nonpoint sources." The programs are robust and rely on the ability of state and

local governments to use their land use and police powers to impose requirements that are more appropriately implemented at the local level.

We are concern that, if the County withdraws it appeals, the 9th Circuit decision will remain in place and impose the technical aspects of the NPDES program on projects that have never been subject to the program before. This would limit the ability of state and local governments to maximize their resources and environmental efforts.

States and local governments take their water quality obligations very seriously. For example, Idaho's Department of Environmental Quality (IDEQ) has implemented an extensive drinking water program, <https://www.deq.idaho.gov/water-quality/drinking-water/>, and has adopted a ground water quality rule, <https://www.deq.idaho.gov/water-quality/ground-water/>. Idaho stakeholders work closely with state and local governments to address water quality.

We realize the County must do what is in its best interest. However, we respectfully implore the Council to stay the course and continue with the Supreme Court Appeal. Doing so, will protect the state and local government's roles in regulating water quality and to ensure consistent application of the CWA.

Sincerely,



Paul Arrington, Executive Director
Idaho Water Users Association

GET Committee

From: Arnie Koss <arniekoss@gmail.com>
Sent: Tuesday, September 03, 2019 6:36 AM
To: GET Committee
Subject: Withdraw Supreme Court Case

Aloha Maui County Council Members,

I am writing to urge you to withdraw the pending case involving injection wells and the Clean Water Act from the Supreme Court docket.

Sincerely,
Arnie Koss
104 Malapua Place
Kula, Hi 96790

--
Arnie Koss
arniekoss@gmail.com
808.280.1442

GET Committee

From: KATHLEEN SERA <KATHLEEN.SERA.225815791@p2a.co>
Sent: Tuesday, September 03, 2019 6:41 AM
To: GET Committee
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Maui County GET Committee,

Hi, my name is KATHLEEN SERA and I live in Lahaina, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Please do the right thing for our ocean, our ohana, and our future. This is our legacy for future generations, please help us to save our ocean reefs.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
KATHLEEN SERA
8 Fern Place
Lahaina, HI 96761

GET Committee

From: Anne Rillero <annerillero@gmail.com>
Sent: Tuesday, September 03, 2019 6:43 AM
To: GET Committee
Subject: Please withdraw case from Supreme Court

Dear Maui County Council Members,

I respectfully urge you to withdraw Maui County's pending case before the Supreme Court regarding injection wells and the interpretation of the Clean Water Act.

I believe that there is a collective understanding within our Maui community of the importance of clean ocean water in our coastal areas, and there is the political will to devote the necessary funding to create viable alternatives to injection wells. We urge you to devote our County's resources to these alternatives and solutions, rather than waste money on legal expenses.

Thank you,
Anne

GET Committee

From: aelee888@everyactioncustom.com on behalf of Audrey Lee <aelee888@everyactioncustom.com>
Sent: Tuesday, September 03, 2019 7:36 AM
To: GET Committee
Subject: Testimony in SUPPORT of resolution CC-19-178 re: settling the Lahaina Injection Wells lawsuit

Dear Maui County GET Committee,

I support settling the Lahaina Injection Wells case. Keep Maui's water clean!

Sincerely,
Audrey Lee
Honolulu, HI 96817
aelee888@gmail.com

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:41 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Jan Adam <Jan.Adam.39856216@p2a.co>
Sent: Friday, August 30, 2019 4:46 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Jan Adam and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Jan Adam
2365 Palolo Ave
Honolulu, HI 96816

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:42 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Georgie Song <Georgie.Song.82476436@p2a.co>
Sent: Friday, August 30, 2019 8:08 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Georgie Song and I live in Pepekeo, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Destroy natural land is destroying Earth, which sustains ALL LIFE on Earth, including humans.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Georgie Song
box 100
Pepeekeo, HI 96783

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:42 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Meredith Buck <Meredith.Buck.76953893@p2a.co>
Sent: Friday, August 30, 2019 8:15 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Meredith Buck and I live in Kailua-kona, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

E ʻoluʻolu Iʻkou, keep the waters clean for everyone. Our islands already have so much toxicity pouring into the ocean from sewage leaks, boating activity, industrial waste, animal pollution, gas and oil, and more. It is a simple solution to provide a healthy environment for all residents and visitors to Maui. A small sacrifice by businesses, which will adapt, will prove to be a huge benefit for everyone.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Meredith Buck
77-407 Pelenike Dr
Kailua-kona, HI 96740

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:43 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Lynne Coburn <Lynne.Coburn.224954761@p2a.co>
Sent: Friday, August 30, 2019 8:26 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Lynne Coburn and I live in Kailua, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Lynne Coburn
POBox 1835
Kailua, HI 96734

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:43 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Tyler S. <Tyler.S.224956912@p2a.co>
Sent: Friday, August 30, 2019 9:31 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Tyler S. and I live in Waihee-waiehu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Maui should definitely be on the right side of the environment and ocean stewardship! Instead, taking the opposite side is not only bad for Hawaii but winning at the Supreme Court could be harmful for the world by creating a dangerous precedent for other polluters! Not Pono to continue to litigate this case against the environment on behalf of Maui residents and our values. In fact, recent scientific studies have shown how unacceptably polluted Maui waters are, so now is definitely the right time to make progress!

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Tyler S.
Luahoana Place
Waihee-waiehu, HI 96793 .

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:43 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Deann colton <Deann.colton.224974200@p2a.co>
Sent: Saturday, August 31, 2019 3:24 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, I am Deann Colton, 565 Hoomaluhia pl, Kihei, Hawaii 96753. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Maupaws@gmail.com

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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Regards,
Deann colton
565 hoomaluhia pl
Kihei, HI 96753

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:43 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: anthony Goldston-Morris <anthony.GoldstonMorris.224990428@p2a.co>
Sent: Saturday, August 31, 2019 6:32 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is anthony Goldston-Morris and I live in Haleiwa, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
anthony Goldston-Morris
59-071 Hakuola rd Haleiwa
Haleiwa, HI 96712 .

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:44 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Alexa Deike <Alexa.Deike.81833476@p2a.co>
Sent: Saturday, August 31, 2019 7:18 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Alexa Deike and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Alexa Deike
2563 Peter St
Honolulu, HI 96816

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:44 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Debbie Walsh <Debbie.Walsh.16465530@p2a.co>
Sent: Saturday, August 31, 2019 7:25 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Debbie Walsh and I live in Keaau, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

the people count on you to malama our aina and ocean for living things to thrive

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Debbie Walsh
HC3 13108
Keaau, HI 96749 .

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:44 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Sol Duncan <Sol.Duncan.224996198@p2a.co>
Sent: Saturday, August 31, 2019 7:37 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Sol Duncan and I live in Pearl City, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Sol Duncan
1174 Waimano Home Rd
Pearl City, HI 96782

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:45 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Patti Elliott <Patti.Elliott.76948312@p2a.co>
Sent: Saturday, August 31, 2019 9:32 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Patti Elliott and I live in Haiku-pauwela, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Patti Elliott
160 Hohani Pl.
Haiku-pauwela, HI 96708

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:45 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Phaethon Keeney <Phaethon.Keeney.225006221@p2a.co>
Sent: Saturday, August 31, 2019 9:50 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Phaethon Keeney and I live in Honokaa, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Aloha Maui Councilmembers, we are all watching and feeling incredibly concerned about what is happening in Maui county to Clean Water protections across the State and Nation. Please, please, please do the right thing for our island ohana and protect the ocean, reefs, and our way of life. We do not want to be known as the big business polluters of the Pacific. Our home and hearts are in your hands, this is huge for every one of us. Please do not let water pollution be your legacy. Mahalo nui for standing with the people of Hawaii on this.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Phaethon Keeney
45-653 Lehua
Honokaa, HI 96727

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:46 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: misty earnest <misty.earnest.225014989@p2a.co>
Sent: Saturday, August 31, 2019 11:31 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is misty earnest and I live in Kihei, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

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We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
misty earnest
792 Kupulau Dr
Kihei, HI 96753

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:47 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Phoenix Taredi <Phoenix.Taredi.82871770@p2a.co>
Sent: Saturday, August 31, 2019 1:58 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Phoenix Taredi and I live in Paia, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

We deserve to know!

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Phoenix Taredi
79 Anohou St
Paia, HI 96779

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:49 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Robin Swanson <Robin.Swanson.55922926@p2a.co>
Sent: Saturday, August 31, 2019 6:24 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Robin Swanson and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Robin Swanson
748 Isenberg Street
Honolulu, HI 96826

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:49 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Kallie Barnes <Kallie.Barnes.225061626@p2a.co>
Sent: Saturday, August 31, 2019 9:23 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Kallie Barnes and I live in Volcano, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation. Enough time, money and energy has been spent avoiding the action that must be taken. Please do not continue down this path. The people will never forget.

Regards,
Kallie Barnes
PO BOX 267
Hawaii Volcanoes National Park, HI 96785

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:49 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Elizabeth OConnor <Elizabeth.OConnor.225094756@p2a.co>
Sent: Sunday, September 1, 2019 8:37 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Elizabeth OConnor and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

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We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Elizabeth OConnor
430 Keoniana St
Honolulu, HI 96815

GET Committee

From: Michael Spalding Realty, Inc. <spalding.realty@hawaiiantel.net>
Sent: Tuesday, September 03, 2019 7:52 AM
To: GET Committee
Cc: Michael Spalding
Subject: Hawaii Wildlife Fund, etal v. County of Maui, Civil 12-00198 SOM BMK, U.S. Supreme Court Docket 18-260 (GET-26)
Attachments: SSpalding R19090307510.pdf

See attached testimony for Michael S. Spalding re the subject GET-26.

293 Waiale Road
Wailuku, Maui, Hawaii 96793-2329
Ph. (808) 242-5788
Fax (808) 242-6912

Confidentiality Notice: The information contained in and transmitted with this communication is strictly confidential and is intended only for the intended recipient. If you are not the intended recipient, you are hereby notified that any use of the information contained in or transmitted with the communication or dissemination, distribution, or copying of this communication is strictly prohibited by law. If you have received this communication in error, please immediately return this communication to the sender and delete the original message and any copy of it in your possession.

Testimony by Michael S. Spalding, (808) 281-8143
September 3, 2019

Re: Hawaii Wildlife Funds, et al vs. County of Maui, Civil 12-00198 SOM
BMK, U.S. Supreme Court Docket 18-260 (GET-26)

Dear Committee Chairman Molina and Members of the Committee:

I urge you to not withdraw the challenge to the EPA's jurisdiction in regulating our injection wells, cesspools and septic systems.

Allow the lawsuit to proceed and if we win, fund practical and efficient solutions to the problem, working with the State Department of Health.

Trying to comply with the EPA in getting NPDS permits for these systems will be difficult, if not impossible, and very costly. Less expensive and efficient solutions that will have a better outcome for the environment are available working with the State.

Please Kokua Maui and allow the lawsuit to proceed at the Supreme Court, and support Home rule.

Mahalo,

Mike Spalding

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:54 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Allison Saunders <Allison.Saunders.102830619@p2a.co>
Sent: Sunday, September 1, 2019 9:49 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Allison Saunders and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Allison Saunders
1642 Laukahi St
Honolulu, HI 96821

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:55 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Denise Antolini <Denise.Antolini.225104385@p2a.co>
Sent: Sunday, September 1, 2019 10:39 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Denise Antolini and I live in Haleiwa, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Dear Maui County Council Members, Friends,
I appreciate your serious reconsideration of this case. My view, based on 30 years of experience with the Clean Water Act, primarily in Hawaii, is that the majority who will likely write the opinion for the US Supreme Court will take the opportunity to regress the Clean Water Act and definitely not do any favors for Maui or Hawaii. A sensible settlement will help us "Keep Hawai'i Hawai'i," allow the islands to make decisions for ourselves, and aim for cleaner ocean water that helps everyone. A SCOTUS opinion that reverses the 9th Circuit will be a giant step backwards, not just for Hawaii but nationally. The risks of an adverse US Supreme Court decision are huge and then "the Maui case" would forever sit in the law books, be exploited by those forces who would be eager to undermine the Clean Water Act, and stain the reputation of our islands for sustainability. Please kokua. Mahalo nui loa, Denise Antolini

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Denise Antolini
59-463 Alapio Rd
Haleiwa, HI 96712

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:55 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: denise Colgrove <denise.Colgrove.39639415@p2a.co>
Sent: Sunday, September 1, 2019 11:10 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is denise Colgrove and I live in Hilo, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Protect bears ears national monument.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
denise Colgrove
12 Machida Ln
Hilo, HI 96720 .

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:55 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Follow Up Flag: Follow up
Flag Status: Completed

From: Janet Taylor <Janet.Taylor.40027160@p2a.co>
Sent: Sunday, September 1, 2019 12:32 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Janet Taylor and I live in Pāhoa, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Please keep the water clean for future generations!

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Janet Taylor
12-111 Kipuka St. Pahoā, HI
Pāhoa, HI 96778

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:55 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Rosemary Griffith <Rosemary.Griffith.7026951@p2a.co>
Sent: Sunday, September 1, 2019 12:34 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Rosemary Griffith and I live in Kailua, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

I am shocked to hear this practice still continues. This is one clear way that we can fight for the health of our reefs and ocean. DO THE RIGHT THING!!!

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Rosemary Griffith
1132 Ilikala Pl
Kailua, HI 96734

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:56 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Rosita Aranita <Rosita.Aranita.8550183@p2a.co>
Sent: Sunday, September 1, 2019 2:43 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Rosita Aranita and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

We need water to maintain our health. Keep our water clean and unpolluted by chemicals such as pfas

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Rosita Aranita
1735 Ala Aolani St
Honolulu, HI 96819

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:56 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Jody Smith <Jody.Smith.225221178@p2a.co>
Sent: Sunday, September 1, 2019 3:25 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Jody Smith and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Aloha! I love clean oceans, don't you? Do the right thing and drop this antiquated and ineffective waster water treatment system and invest in technology that works! Hawai'i deserves the best and Maui should lead the way.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Jody Smith
500 Lunalilo Home Rd
Honolulu, HI 96825

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:57 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Mark Enomoto <Mark.Enomoto.45449491@p2a.co>
Sent: Sunday, September 1, 2019 6:38 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Mark Enomoto and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Maui County stop being "pilau" and lazy. Thinking that out of sight and out of mind is putting it on our children and future generations to deal with our generation's lazy and frankly pilau ways of living is shameful. We need to clean up our act from mauka to makai and face that fact that our resources are not endless. That poop and waste do not just disappear when you bury them or pump them into the ground or offshore. Shame. If the excuse is, "Oh it will cost too much money" even more shame to put a price tag on the planet that our children and their children will inherit from us. Stop the lazy and pilau practice and start doing the right thing for Maui, for Hawai'i, for the country and for the island planet called Earth that we all inhabit.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Mark Enomoto
1717 Uhi PL
Honolulu, HI 96821

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:58 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Mindy Morizumi <Mindy.Morizumi.75628732@p2a.co>
Sent: Sunday, September 1, 2019 9:49 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Mindy Morizumi and I live in Lahaina, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Mindy Morizumi
1625 Aa Street
Lahaina, HI 96761

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:58 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Ann Walker <Ann.Walker.225571567@p2a.co>
Sent: Monday, September 2, 2019 7:12 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Ann Walker and I live in Makawao, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

This is completely unacceptable

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Ann Walker
2660 Iolani St
Makawao, HI 96768

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 7:59 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Susan DeLoria <Susan.DeLoria.225584239@p2a.co>
Sent: Monday, September 2, 2019 10:15 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Susan DeLoria and I live in Lahaina, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Susan DeLoria
620 Kai Hele Ku St.
Lahaina, HI 96761

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 8:00 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: MARY KADOOKA <MARY.KADOOKA.109397083@p2a.co>
Sent: Monday, September 2, 2019 2:46 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is MARY KADOOKA and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
MARY KADOOKA
Mary Kadooka, 2752H Pali Hwy,
Honolulu, HI 96817 .

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 8:00 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Camille Chong <Camille.Chong.9393196@p2a.co>
Sent: Monday, September 2, 2019 5:23 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Camille Chong and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Camille Chong
1617 Young Street, A101
Honolulu, HI 96826

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 8:02 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Kamalani Uehara <Kamalani.Uehara.225630732@p2a.co>
Sent: Monday, September 2, 2019 9:13 PM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Kamalani Uehara and I live in Kahului, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

I hope my kids get to go diving with me and see the reef alive and well in the future.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Kamalani Uehara
60 Kunihi Lane, Unit 337
Kahului, HI 96732

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 8:03 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: KATHLEEN SERA <KATHLEEN.SERA.225815791@p2a.co>
Sent: Tuesday, September 3, 2019 6:41 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is KATHLEEN SERA and I live in Lahaina, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Please do the right thing for our ocean, our ohana, and our future. This is our legacy for future generations, please help us to save our ocean reefs.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
KATHLEEN SERA
8 Fern Place
Lahaina, HI 96761

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 8:05 AM
To: GET Committee
Subject: FW: The Supreme Court case

-----Original Message-----

From: MJ Duberstein <iliwai34@hawaii.rr.com>
Sent: Tuesday, September 3, 2019 7:25 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: The Supreme Court case

Aloha Ms Lee

I strongly urge you to do all you can to bring about a settlement of this case/situation. Today may be the most important and difficult vote of any of this and/or the previous Councils on which you've served.

Yes, I understand it to be a complicated—not simple—decision to bring about a settlement. Nevertheless, I hope you also realize the dangers to not only the Clean Water Act, but also how the Trump Administration and its anti-environment “friends” might seize upon a “win” by the County to push ahead with risking all the gains of the past half century.

Do the right “thing”!

Mahalo.

Malama pono.

Malama aina.

Auwe.

MJ Duberstein

Kihei

Sent from my iPhone

GET Committee

From: Jason Kagimoto <jkagimoto@kauai.gov>
Sent: Tuesday, September 03, 2019 8:10 AM
To: GET Committee
Subject: Hawaii Wildlife Fund et al. v. County of Maui, GET-26
Attachments: 20190829 County of Kauai DPW Letter of Support for U.S. Supreme Court Docket No. 18-260.pdf

Committee Chair Mike Molina and Members of the Governance, Ethics, and Transparency Committee,

The County of Kaua'i, Department of Public Works is providing the attached letter of support to the County of Maui in its case pending before the Supreme Court of the United States to obtain clarification as to whether the Clean Water Act (CWA) requires a permit when pollutants originate from a point source but are conveyed to navigable waters by a nonpoint source, such as groundwater.

Thank you for your consideration.

Mahalo.

Jason Kagimoto, P.E.
Wastewater Management Division
County of Kaua'i, Department of Public Works
4444 Rice Street, Suite 275
Līhu'e, Kaua'i, Hawai'i 96766
(808) 241-4083
jkagimoto@kauai.gov



**DEPARTMENT OF PUBLIC WORKS
THE COUNTY OF KAUAI**

**DEREK S. K. KAWAKAMI, MAYOR
MICHAEL A. DAHLIG, MANAGING DIRECTOR**

**LYLE TABATA
DEPUTY COUNTY ENGINEER**

August 29, 2019

GET Chair Mike Molina
200 S. High Street
Wailuku, HI 96793

**SUBJECT: COUNTY OF MAUI, HAWAII v. HAWAII WILDLIFE FUND, et al.,
U.S. SUPREME COURT DOCKET NO. 18-260**

The Honorable Councilmember Molina:

The County of Kaua'i, Department of Public Works conveys its continuing support of the County of Maui in its case pending before the Supreme Court of the United States to obtain clarification as to whether the Clean Water Act (CWA) requires a permit when pollutants originate from a point source but are conveyed to navigable waters by a nonpoint source, such as groundwater.

In particular, the County of Kaua'i, Department of Public Works urges the County of Maui to maintain this case as the County of Kaua'i shares the County of Maui's interest in obtaining clarification regarding the ruling of the United States Court of Appeals for the Ninth Circuit concluding that point source pollution also includes pollutants that reach navigable waters by nonpoint sources so long as the pollutants can be "traced" in more than "de minimis" amounts back to a point source.

After the Ninth Circuit court issued its decision, the Environmental Protection Agency (EPA) published an "Interpretive Statement on Application of the Clean Water Act National Pollutant Discharge Elimination System Program (NPDES) to Releases of Pollutants From a Point Source to Groundwater." The Interpretive Statement, released with the intent to advise the public on how EPA interprets the relevant provisions of the CWA, explained that all releases to groundwater are excluded from the scope of the NPDES Program, even where pollutants are conveyed to jurisdictional surface water via groundwater. This directly opposes what the Ninth Circuit court determined. The EPA also identified that "there is sufficient legal authority to address releases of pollutants to groundwater that subsequently reach jurisdictional surface water at both the state and federal level without expanding the CWA's regulatory reach beyond what Congress envisioned."

If the holding of the United States Court of Appeals for the Ninth Circuit is upheld the result could require state and local governments across the country to rework their requirements for the permitting of discharge systems that heretofore have not been regulated as point sources. This could include UIC wells, cesspools, septic systems, drainage basins and surface aquifer treatment (SAT) basins. Additionally, if the CWA is

www.kauai.gov

4444 Rice Street Suite 275 • Lihu'e, Hawai'i 96766 • (808) 241-4992 (b) • (808) 241-6604 (f)
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read to control the permitting of pollutants originating from a point source but conveyed to navigable waters by a nonpoint source, this would likely necessitate further litigation to establish a quantifiable standard regarding the tracing of pollutants back to the point source. This will be a significant burden to the Counties and their rate payers and private businesses and residents. It would be a nearly impossible burden for many private businesses and residents to obtain and maintain an NPDES permit because they have a cesspool or septic system near the ocean.

Given that the Ninth Circuit court and the EPA do not agree on whether the CWA and thus, the NPDES permit apply in this case, it seems prudent for the County of Maui to have its case heard by the Supreme Court so that the necessary clarification can be provided.

The potential ramifications of withdrawing the case could lead to more lawsuits and undue expenses and penalties because of the uncertainty surrounding the permit requirements and standards for UIC wells and other discharge systems.

In conclusion, although a ruling from the Supreme Court could determine that nonpoint sources, such as UIC wells and other discharge systems, must be permitted under the CWA, it is in the interest of the people of Hawai'i and the governments of its counties to have clarity as to the permitting requirements for their vital sanitary infrastructure.

If you have any questions please contact me at (808) 241-4083 or jkagimoto@kauai.gov.

Very truly yours,

Jason Kagimoto Digitally signed by Jason Kagimoto
Date: 2019.08.29 14:54:41 -10'00'

JASON KAGIMOTO, Chief
Wastewater Management Division

CONCUR:

Lyle Tabata Digitally signed by Lyle Tabata
Date: 2019.08.29 16:21:25 -10'00'

LYLE TABATA, Deputy County Engineer
Department of Public Works

cc: Mayor Michael Victorino
Council Chair Kelly King
Council Vice-Chair Keani Rawlins
Presiding Officer Pro Tempore Tasha Kama
Councilmember Riki Hokama
Councilmember Alice Lee
Councilmember Mike Molina
Councilmember Tamara Paltin
Councilmember Shane Sinenci
Councilmember Yukilei Sugimura

GET Committee

From: roseroo14@everyactioncustom.com on behalf of Rosemary Robinson <roseroo14@everyactioncustom.com>
Sent: Tuesday, September 03, 2019 8:47 AM
To: GET Committee
Subject: Testimony in SUPPORT of resolution CC-19-178 re: settling the Lahaina Injection Wells lawsuit

Dear Maui County GET Committee,

My name is Rosemary Robinson and I am a resident of Haiku. I care about this issue because we need to protect our water and keep it clean. If you continue with this case, you will weaken the clean water act for the whole country.

I am writing in support of Maui County settling the Lahaina Injection Well case (HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, RELATING TO THE CLEAN WATER ACT).

Both the Hawai'i district court and Ninth Circuit appeals court have already ruled that the County must get a permit under the Clean Water Act to continue discharging treated wastewater into the groundwater via the Lahaina injection wells. I ask the County to withdraw its appeal and work with state and community stakeholders to modernize the treatment facility and invest in water reuse solutions.

Settling the case would end a detrimental challenge against the Clean Water Act and allow the County to avoid further penalties as long as it diligently works toward solutions. The Department of Health has already made clear that private cesspools and septic tanks would not need to get NPDES permits, so there is no risk to individual homeowners.

However, if the County continues its appeal, it threatens to gut the federal Clean Water Act. If the County wins the case at the Supreme Court, polluters across the United States would be free to contaminate water bodies as long as they release their waste from a pipe just short of the waters' edge or into the ground. The Trump Administration and industrial polluters like pipeline companies, the oil and gas industry, manufacturers, coal-burning utilities, and mining associations are all hoping that you will continue the appeal. As elected officials, I hope you will do the right thing, not for the Trump Administration and industrial polluters, but for public trust waters and present and future generations in Maui and all of Hawai'i.

Maui County has a history of being leaders in environmental protection, and you can uphold this reputation and continue this legacy by withdrawing the appeal. Please help to uphold the Clean Water Act and protect Maui's reefs, which not only provide many economic benefits, but hold cultural and environmental significance for all of Hawai'i. I ask you to support the settlement of the Lahaina Injection Wells case and withdrawal of the appeal.

Sincerely,
Rosemary Robinson
Haiku, HI 96708
roseroo14@gmail.com

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:21 AM
To: GET Committee
Subject: FW: The Supreme Court Case

With Aloha,

Office of Council Chair Kelly T. King
South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

-----Original Message-----

From: MJ Duberstein <iliwai34@hawaii.rr.com>
Sent: Tuesday, September 3, 2019 7:52 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: The Supreme Court Case

Aloha Kelly

Who knew when you joined the Council that September 3, 2019 might be the most important day of your service to us—and the nation.

I know you're gonna to do all you can to bring about a settlement.

We just can't face the risks to the Clean Water Act, and to the environmental gains of the past half century if the Trump-driven Justices actually hear the case.

Mahalo.

Malama pono.

Malama aina.

Auwe

Michael (Duberstein)

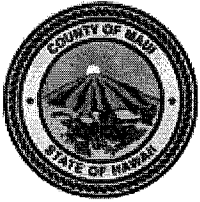
Kihei

Sent from my iPhone

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:22 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: KATHLEEN SERA <KATHLEEN.SERA.225815791@p2a.co>
Sent: Tuesday, September 3, 2019 6:41 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is KATHLEEN SERA and I live in Lahaina, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Please do the right thing for our ocean, our ohana, and our future. This is our legacy for future generations, please help us to save our ocean reefs.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

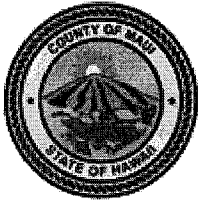
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
KATHLEEN SERA
8 Fern Place
Lahaina, HI 96761

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:29 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Kamalani Uehara <Kamalani.Uehara.225630732@p2a.co>
Sent: Monday, September 2, 2019 9:13 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Kamalani Uehara and I live in Kahului, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

I hope my kids get to go diving with me and see the reef alive and well in the future.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States.

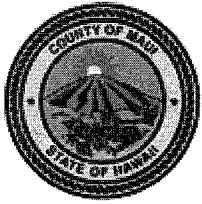
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Kamalani Uehara
60 Kunihi Lane, Unit 337
Kahului, HI 96732

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:32 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Camille Chong <Camille.Chong.9393196@p2a.co>
Sent: Monday, September 2, 2019 5:23 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Camille Chong and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States.

Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Camille Chong
1617 Young Street, A101
Honolulu, HI 96826

GET Committee

From: denright@everyactioncustom.com on behalf of Danielle Enright
<denright@everyactioncustom.com>
Sent: Tuesday, September 03, 2019 9:32 AM
To: GET Committee
Subject: Testimony in SUPPORT of resolution CC-19-178 re: settling the Lahaina Injection Wells lawsuit

Dear Maui County GET Committee,

My name is _____ and I am a resident of _____. I care about this issue because _____.

I am writing in support of Maui County settling the Lahaina Injection Well case (HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, RELATING TO THE CLEAN WATER ACT).

Both the Hawai'i district court and Ninth Circuit appeals court have already ruled that the County must get a permit under the Clean Water Act to continue discharging treated wastewater into the groundwater via the Lahaina injection wells. I ask the County to withdraw its appeal and work with state and community stakeholders to modernize the treatment facility and invest in water reuse solutions.

Settling the case would end a detrimental challenge against the Clean Water Act and allow the County to avoid further penalties as long as it diligently works toward solutions. The Department of Health has already made clear that private cesspools and septic tanks would not need to get NPDES permits, so there is no risk to individual homeowners.

However, if the County continues its appeal, it threatens to gut the federal Clean Water Act. If the County wins the case at the Supreme Court, polluters across the United States would be free to contaminate water bodies as long as they release their waste from a pipe just short of the waters' edge or into the ground. The Trump Administration and industrial polluters like pipeline companies, the oil and gas industry, manufacturers, coal-burning utilities, and mining associations are all hoping that you will continue the appeal. As elected officials, I hope you will do the right thing, not for the Trump Administration and industrial polluters, but for public trust waters and present and future generations in Maui and all of Hawai'i.

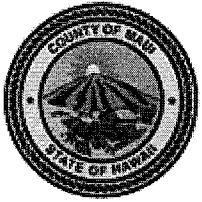
Maui County has a history of being leaders in environmental protection, and you can uphold this reputation and continue this legacy by withdrawing the appeal. Please help to uphold the Clean Water Act and protect Maui's reefs, which not only provide many economic benefits, but hold cultural and environmental significance for all of Hawai'i. I ask you to support the settlement of the Lahaina Injection Wells case and withdrawal of the appeal.

Sincerely,
Danielle Enright
137 Apo Pl Paia, HI 96779
denright@hawaii.edu

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:45 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: MARY KADOOKA <MARY.KADOOKA.109397083@p2a.co>
Sent: Monday, September 2, 2019 2:46 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is MARY KADOOKA and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States.

Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai‘i, and the entire nation.

Regards,

MARY KADOOKA

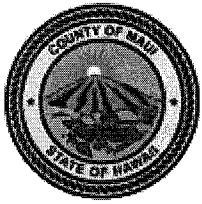
Mary Kadooka, 2752H Pali Hwy,

Honolulu, HI 96817

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:47 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Susan DeLoria <Susan.DeLoria.225584239@p2a.co>
Sent: Monday, September 2, 2019 10:15 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Susan DeLoria and I live in Lahaina, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States.

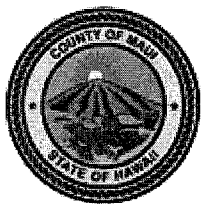
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Susan DeLoria
620 Kai Hele Ku St.
Lahaina, HI 96761

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:50 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Ann Walker <Ann.Walker.225571567@p2a.co>
Sent: Monday, September 2, 2019 7:12 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Ann Walker and I live in Makawao, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

This is completely unacceptable

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

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We need your help before Maui County goes down in history as the champion for water pollution in the United States.

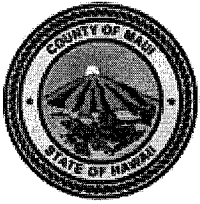
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Ann Walker
2660 Iolani St
Makawao, HI 96768

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:51 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Mindy Morizumi <Mindy.Morizumi.75628732@p2a.co>
Sent: Sunday, September 1, 2019 9:49 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Mindy Morizumi and I live in Lahaina, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

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We need your help before Maui County goes down in history as the champion for water pollution in the United States.

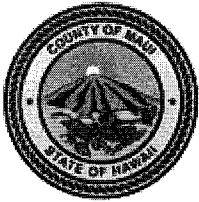
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai‘i, and the entire nation.

Regards,
Mindy Morizumi
1625 Aa Street
Lahaina, HI 96761

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:51 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Mark Enomoto <Mark.Enomoto.45449491@p2a.co>
Sent: Sunday, September 1, 2019 6:38 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Mark Enomoto and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Maui County stop being "pilau" and lazy. Thinking that out of sight and out of mind is putting it on our children and future generations to deal with our generation's lazy and frankly pilau ways of living is shameful. We need to clean up our act from mauka to makai and face that fact that our resources are not endless. That poop and waste do not just disappear when you bury them or pump them into the ground or offshore. Shame. If the excuse is, "Oh it will cost too much money" even more shame to put a price tag on the planet that our children and their children will inherit from us. Stop the lazy and pilau practice and start doing the right thing for Maui, for Hawai'i, for the country and for the island planet called Earth that we all inhabit.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

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Regards,
Mark Enomoto
1717 Uhi PL
Honolulu, HI 96821

Testimony Submitted to the Maui County Council Governance, Ethics, and Transparency
Committee

Hearing: Tuesday, September 3, 2019 9:00 am
Council Chamber

Hawaii Wildlife Fund, et.al. v County of Maui, Civil 12-00198 SOM BMK, U.S.
Supreme Court Docket 18-260 (GET-26)

Chair Molina, Vice Chair Rawlins-Fernandez, and Members of the Committee,

Aloha. The Conservation Council for Hawai'i ("CCH") urges the timely settlement of Hawai'i Wildlife Fund v. County of Maui, and the withdrawal of the County's appeal of the Ninth Circuit decision in the case as presented to the U.S. Supreme Court. CCH is very concerned that a U.S. Supreme Court ruling in favor of the County's appeal may carry potentially devastating consequences for Hawai'i's beaches, nearshore ecosystems, and native species, as well as to the health of rivers, lakes, and oceans throughout the United States. Accordingly, rather than pursuing an appeal, CCH believes that the County's resources would be much more wisely invested in mitigating the water pollution issues underlying Hawai'i Wildlife Fund, and promoting the restoration and resilience of Maui's native species and nearshore ecosystems.

CCH is a local, nearly 70-year-old conservation organization dedicated to protecting native Hawaiian plants, animals, and ecosystems for future generations. Our 5,000 members reside on all main Hawaiian Islands, on the continent, and in countries throughout the world. Since 1971, CCH has also the Hawai'i state affiliate of the National Wildlife Federation (NWF). With more than 6 million members and supporters, NWF is one of the largest and most trusted conservation organization in the United States, which works with 51 other state and territory affiliates across the political spectrum, to ensure that the country's wildlife thrive.

CCH is greatly concerned that the Maui County appeal of Hawai'i Wildlife Fund may result in a Supreme Court ruling that severely restricts the protections of the Clean Water Act ("CWA"), with devastating and potentially irreparable consequences for our native species and ecosystems. In Hawai'i Wildlife Fund, the Ninth Circuit Court of Appeals affirmed that the CWA requires the Lahaina Wastewater Reclamation Facility ("LWRF") to obtain a National Pollutant Discharge Elimination System ("NPDES") permit for its injection well system's discharge of up to **5 million gallons of nutrient-heavy wastewater every day** into the reefs and nearshore waters of Kahekili. A Supreme Court ruling in favor of the County would establish a nationwide precedent that wastewater injected into the ground – even if it irrefutably and almost immediately discharges into the ocean or other navigable surface waters, as with LWRF – would no longer be subject to the protections of the NPDES process. Such a ruling would open the door for the unregulated disposal of wastewater via large-scale injection wells throughout Hawai'i, which in turn may impair our reef ecosystems with algal blooms and other ecological impacts associated with elevated nutrient and chemical levels. Moreover, such a ruling may allow industrial producers of wastewater throughout the United States to do the

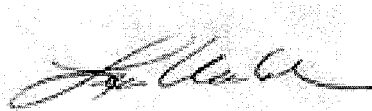
same – with long-term and widespread economic, environmental, and even climate-associated impacts that may also carry serious ramifications for our islands’ environment, economy, culture, and people.

The injection well discharges of the LWRF have been of concern for decades. In the current era of climate change, the need to address such concerns, particularly as they relate to the health of our coral reef and nearshore ecosystems, is greater now than ever before – for our native species as well as for all who call these islands home.

Accordingly, CCH urges the County to reconsider and withdraw its appeal of Hawai'i Wildlife Fund, resolve the concerns underlying the case through settlement discussions or other appropriate means, and refocus its efforts towards realizing a critically needed, 21st century approach to wastewater management and climate change resilience.

Thank you for the opportunity to comment.

Sincerely,

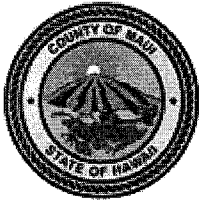
A handwritten signature in black ink, appearing to read 'Les Welsh', is positioned above the typed name.

Les Welsh, Interim Executive Director

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:55 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Jody Smith <Jody.Smith.225221178@p2a.co>
Sent: Sunday, September 1, 2019 3:25 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Jody Smith and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Aloha! I love clean oceans, don't you? Do the right thing and drop this antiquated and ineffective waster water treatment system and invest in technology that works! Hawai'i deserves the best and Maui should lead the way.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

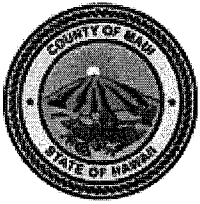
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Jody Smith
500 Lunalilo Home Rd
Honolulu, HI 96825

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:55 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Rosita Aranita <Rosita.Aranita.8550183@p2a.co>
Sent: Sunday, September 1, 2019 2:43 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Rosita Aranita and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

We need water to maintain our health. Keep our water clean and unpolluted by chemicals such as pfas

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States.

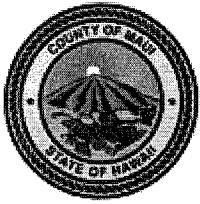
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai‘i, and the entire nation.

Regards,
Rosita Aranita
1735 Ala Aolani St
Honolulu, HI 96819

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:56 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Rosemary Griffith <Rosemary.Griffith.7026951@p2a.co>
Sent: Sunday, September 1, 2019 12:34 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Rosemary Griffith and I live in Kailua, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

I am shocked to hear this practice still continues. This is one clear way that we can fight for the health of our reefs and ocean. DO THE RIGHT THING!!!

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

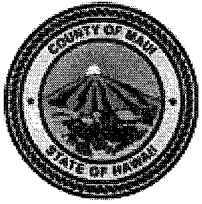
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Rosemary Griffith
1132 Ilikala Pl
Kailua, HI 96734

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:56 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Janet Taylor <Janet.Taylor.40027160@p2a.co>
Sent: Sunday, September 1, 2019 12:32 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Janet Taylor and I live in Pāhoā, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Please keep the water clean for future generations!

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States.

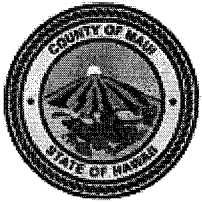
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai‘i, and the entire nation.

Regards,
Janet Taylor
12-111 Kipuka St. Paho, HI
Pāhoa, HI 96778

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:56 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: denise Colgrove <denise.Colgrove.39639415@p2a.co>
Sent: Sunday, September 1, 2019 11:10 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is denise Colgrove and I live in Hilo, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Protect bears ears national monument.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States.

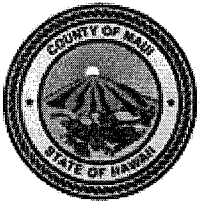
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai‘i, and the entire nation.

Regards,
denise Colgrove
12 Machida Ln
Hilo, HI 96720

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:57 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Denise Antolini <Denise.Antolini.225104385@p2a.co>
Sent: Sunday, September 1, 2019 10:39 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Denise Antolini and I live in Haleiwa, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Dear Maui County Council Members, Friends,

I appreciate your serious reconsideration of this case. My view, based on 30 years of experience with the Clean Water Act, primarily in Hawaii, is that the majority who will likely write the opinion for the US Supreme Court will take the opportunity to regress the Clean Water Act and definitely not do any favors for Maui or Hawaii. A sensible settlement will help us "Keep Hawai'i Hawai'i," allow the islands to make decisions for ourselves, and aim for cleaner ocean water that helps everyone. A SCOTUS opinion that reverses the 9th Circuit will be a giant step backwards, not just for Hawaii but nationally. The risks of an adverse US Supreme Court decision are huge and then "the Maui case" would forever sit in the law books, be exploited by those forces who would be eager to undermine the Clean Water Act, and stain the reputation of our islands for sustainability. Please kokua. Mahalo nui loa, Denise Antolini

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

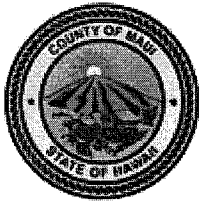
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Denise Antolini
59-463 Alapio Rd
Haleiwa, HI 96712

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:57 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Allison Saunders <Allison.Saunders.102830619@p2a.co>
Sent: Sunday, September 1, 2019 9:49 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Allison Saunders and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

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We need your help before Maui County goes down in history as the champion for water pollution in the United States.

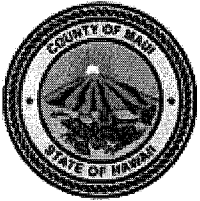
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Allison Saunders
1642 Laukahi St
Honolulu, HI 96821

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:58 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Elizabeth OConnor <Elizabeth.OConnor.225094756@p2a.co>
Sent: Sunday, September 1, 2019 8:37 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Elizabeth OConnor and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

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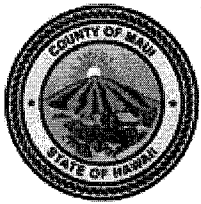
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Elizabeth OConnor
430 Keoniana St
Honolulu, HI 96815

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:59 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Kallie Barnes <Kallie.Barnes.225061626@p2a.co>
Sent: Saturday, August 31, 2019 9:23 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Kallie Barnes and I live in Volcano, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not

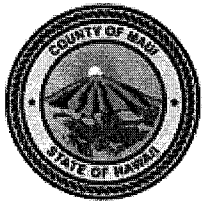
destroying—the legal protections of clean water for Maui, Hawai‘i, and the entire nation. Enough time, money and energy has been spent avoiding the action that must be taken. Please do not continue down this path. The people will never forget.

Regards,
Kallie Barnes
PO BOX 267
Hawaii Volcanoes National Park, HI 96785

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 9:59 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Robin Swanson <Robin.Swanson.55922926@p2a.co>
Sent: Saturday, August 31, 2019 6:24 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Robin Swanson and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

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We need your help before Maui County goes down in history as the champion for water pollution in the United States.

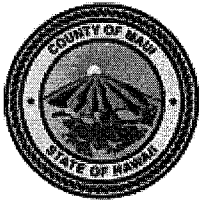
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai‘i, and the entire nation.

Regards,
Robin Swanson
748 Isenberg Street
Honolulu, HI 96826

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:00 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Phoenix Taredi <Phoenix.Taredi.82871770@p2a.co>
Sent: Saturday, August 31, 2019 1:58 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Phoenix Taredi and I live in Paia, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

We deserve to know!

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States.

Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai‘i, and the entire nation.

Regards,
Phoenix Taredi
79 Anohou St
Paia, HI 96779

GET Committee

From: County Clerk
Sent: Tuesday, September 03, 2019 10:13 AM
To: GET Committee
Subject: FW: Revised TESTIMONY by Christopher P. Fishkin for GET Tues 9/04/2019 9 a.m.

From: fryrchriss@aol.com <fryrchriss@aol.com>
Sent: Tuesday, September 03, 2019 12:34 AM
To: County Clerk <County.Clerk@mauicounty.us>
Subject: re: Revised TESTIMONY by Christopher P. Fishkin for GET Tues 9/04/2019 9 a.m.

Support for The Council to Settle the Injection Well Case

So the Mayor proposes a settlement, in a public interest case, of which no one knows the terms because they can only be revealed in Executive Session. It affects the public and while there is this hearing, there can be no public discourse on those terms, as they are not in the communicated resolution. Is that government transparency Chair or what? No wonder Earth Justice doesn't trust the Mayor, and why residents don't trust the government.

Let's not fool ourselves. The Department of the Corporation Counsel, not the Mayor, is in charge of this case and these proceedings. This Corporation Counsel has tried to insert language in the prior injection well settlement resolution which has NO precedent, violates the Hawaii Rules of Professional Conduct about the attorney client relationship, and which language sought to deceptively wrest control from both the Mayor and this Council in these settlement proceedings. This Corporation Counsel has lied to this body; a proven fact during Ms. Lutey's confirmation hearings about environmental law in a case involving an unfulfilled SMA permit by a developer and their associates. The Attorneys of this Corporation Counsel drafted deceptive language to amend Title 18 the Subdivision Ordinance to enrich commercial developers and private interests at the expense of County taxpayers which the Council is now trying to repeal. They have been caught making false representations about judicial records. This Corporation Counsel and a deputy have even lied to the Mayor about litigation, which false representations are documented. The documentation is all of public record.

This Council, with the exception of four of its members, and perhaps, with the exception of Council Member Hokama, (who may not be intimidated by Corp Counsel), is under the control of Moana Lutey and her deputies who have no real interest in settling this case unless it's a clear win for them. Ms. Lutey is a litigator who, in her own words during confirmation, said that she does not like to settle cases. She will drag the entire county down to her level in an attempt to win, regardless of the cost to the County. Without the terms being public, the Mayor's real intentions are highly questionable.

Ms. Lutey and her previous department director Wong have proven this through numerous cases they refused to settle only to lose, or settle later, at a far greater cost to the County. In a recent case before Judge Cahill, i.e. Kaanapali Ocean Resort Villas, Judge Cahill stated that Corp Counsel created a fictitious obligation against taxpayers with whom they were in litigation. Judge Cahill said that The Department of Corporation Counsel, and not the county's Real Property Assessment Division, "orchestrated the county's official decision to issue amended assessments which the court ruled were unlawful. Judge Cahill said that Corp Counsel, abused it(s) taxation power to create a weapon

Corp Counsel has been using this case now, as a weapon, against the Clean Water Act, and for others interests. In the tax case, they may have severely damaged the County's bond and credit rating of this county. Words which were spoken by Deputy Corp Counsel Brian Bilberry himself. Now Corp Counsel is about to damage Maui County's standing in the world and turn Maui, which should be viewed as the vanguard of protecting the Clean Water Act, into a pariah on the world stage.

You appreciate tourism, Mr. Molina, as an economic engine for Maui. Well watch the news coverage unfold after Donald Trump uses Maui County to advance his agenda to gut the Clean Water Act. You know that our Hawaii Supreme

Court has an amazing record of protecting the environment and environmental law, and the rights of its citizens to protect those rights. That protection is written into the State Constitution itself.

Mayor Victorino, as evidenced by the scientific community, is simply wrong on the facts. Despite all his talk, he seems to lack all courage to stand up for what is right. Is this a real proposal or just hedging as usual so he can protect his self-image. That's what narcissists in politics do. This Mayor has a track record of not keeping his word.

So, is this Council going to create a legacy for Maui which ruins our standing in the world based upon this Mayor's lack of leadership, who allows Corp Counsel to spin science to support their false claims which will only, once again, harm the County? Or, is this Council going to take the reins, be the responsible branch of government, during this critical time and protect the A'ina, and Maui County's reputation and standing in the world. The Mayor is not going to get away with a proposal that fails if it is b.s., so it's up to you Council members to protect this County from Corp Counsel, from outside influences and even, possibly, from this Mayor.

GET Committee

From: County Clerk
Sent: Tuesday, September 03, 2019 10:13 AM
To: GET Committee
Subject: FW: Please settle the Lahaina Injections Wells case

-----Original Message-----

From: ngronski@everyactioncustom.com <ngronski@everyactioncustom.com>
Sent: Monday, September 02, 2019 9:34 AM
To: County Clerk <County.Clerk@mauicounty.us>
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County Clerk Maui County Council,

I support the County seeking to settle the Lahaina Injection Well case (HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, RELATING TO THE CLEAN WATER ACT) as per CC 19-225,

The County of Maui should not be spending money attempting to gut the Clean Water Act. Instead, the money should be spent ensuring no pollutants reach the ocean from our wastewater facilities.

Sincerely,
Natasha Gronski
PO Box 792151 Paia, HI 96779-2151
ngronski@gmail.com

GET Committee

From: County Clerk
Sent: Tuesday, September 03, 2019 10:13 AM
To: GET Committee
Subject: FW: Please settle the Lahaina Injections Wells case

-----Original Message-----

From: desertdave108@everyactioncustom.com <desertdave108@everyactioncustom.com>
Sent: Monday, September 02, 2019 9:31 AM
To: County Clerk <County.Clerk@mauicounty.us>
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County Clerk Maui County Council,

I support the County seeking to settle the Lahaina Injection Well case (HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, RELATING TO THE CLEAN WATER ACT) as per CC 19-225,

The County of Maui should not be spending money attempting to gut the Clean Water Act. Instead, the money should be spent ensuring no pollutants reach the ocean from our wastewater facilities.

Sincerely,
David Marlin
PO Box 791966 Paia, HI 96779-1966
desertdave108@hotmail.com

GET Committee

From: County Clerk
Sent: Tuesday, September 03, 2019 10:13 AM
To: GET Committee
Subject: FW: Be pono & settle the Lahaina Injections Wells case

-----Original Message-----

From: samagnotto@everyactioncustom.com <samagnotto@everyactioncustom.com>
Sent: Monday, September 02, 2019 9:31 AM
To: County Clerk <County.Clerk@mauicounty.us>
Subject: Be pono & settle the Lahaina Injections Wells case

Dear Maui County Clerk Maui County Council,

As a Registered Nurse, surfer, and waterman, I strongly support the County seeking to settle the Lahaina Injection well case

The County of Maui should not be spending money attempting to gut the Clean Water Act. Instead, the money should be spent ensuring no pollutants reach the ocean from our wastewater facilities.

Sam Magnotto, RN BSN
Paia

Sincerely,
Sam Magnotto
10 Palekana St Paia, HI 96779-9634
samagnotto@yahoo.com

GET Committee

From: County Clerk
Sent: Tuesday, September 03, 2019 10:13 AM
To: GET Committee
Subject: FW: Testimony for Tuesday 9/04/2019 Government Transparency, Ethics Committee hearing

From: fryrchriss@aol.com <fryrchriss@aol.com>
Sent: Monday, September 02, 2019 12:56 AM
To: County Clerk <County.Clerk@mauicounty.us>
Subject: re: Testimony for Tuesday 9/04/2019 Government Transparency, Ethics Committee hearing

Support for The Council to Settle the Injection Well Case

Let's not fool ourselves. The Department of the Corporation Counsel, not the Mayor, is in charge of this case and these proceedings. This Corporation Counsel has tried to insert language in the prior injection well settlement resolution which has NO precedent, violates the Hawaii Rules of Professional Conduct about the attorney client relationship, and which language sought to deceptively wrest control from both the Mayor and this Council in these settlement proceedings. This Corporation Counsel has lied to this body; a proven fact during Ms. Lutey's confirmation hearings about environmental law in a case involving an unfulfilled SMA permit by a developer and their associates. This Corporation Counsel has attempted to prevent at least three documented settlement proposals, by residents, from being heard before this body. They have been caught making false representations about judicial records. This Corporation Counsel and a deputy have even lied to the Mayor about litigation, which false representations have been documented as well. Would the Mayor like to appear before this Council and dispute this? He won't, because he can't. It's well documented.

This Council, with the exception of four of its members, and also, perhaps, with the exception of Council Member Hokama, who may not be intimidated by Corp Counsel, is under the control of Moana Lutey and her deputies who have no interest in settling this case. Ms. Lutey is a litigator who, in her own words during confirmation, said that she does not like to settle cases. She will drag the entire county down to her level in an attempt to win, regardless of the cost to the County.

She and her previous department director Wong have proven this through numerous cases they refused to settle only to lose, or settle later, at a far greater cost to the County. In a recent case before Judge Cahill, i.e. Kaanapali Ocean Resort Villas, Judge Cahill stated that they created a fictitious obligation against taxpayers with whom they were in litigation. Judge Cahill said that The Department of Corporation Counsel, not the county's Real Property Assessment Division, "orchestrated the county's official decision to issue the amended assessments," The county, abused it(s) taxation power to create a weapon" said Judge Cahill.

They are trying to use this case now, as a weapon, against the Clean Water Act, as "the County", and for others interests. In the tax case, before Judge Cahill, they may have severely damaged the County's bond and credit rating of this county. Words which were spoken by Deputy Corp Counsel Brian Bilberry himself. Now Corp Counsel is about to damage Maui County's standing in the world and turn Maui, which should be viewed at the forefront of protecting the Clean Water Act, on Maui, into a pariah on the world stage.

You appreciate tourism, Mr. Molina, as an economic engine for Maui. Well watch the news coverage unfold after Donald Trump uses Maui County to, yes, gut the Clean Water Act. You know that our Hawaii Supreme Court has an amazing record of protecting the environment and environmental law, and the rights of its citizens to protect those rights. That protection is written into the State Constitution itself.

Mayor Victorino is simply wrong on the facts. Despite all his talk, he seems to lack all courage to stand up for what is right. Further this Mayor has a record of not keeping his word. Is this Council going to create a legacy for Maui which ruins our standing in the world based upon this Mayor's lack of leadership, who allows Corp Counsel to spin science to

support their, once again, false claims which will only harm the County? Or, is this Council going to take the reins, be the responsible branch of government, during this critical time in history, and protect the A'ina, and Maui County's reputation and standing in the world. Which will it be?

GET Committee

From: County Clerk
Sent: Tuesday, September 03, 2019 10:14 AM
To: GET Committee
Subject: FW: Testimony in SUPPORT of resolution CC-19-178 re: Settling the Lahaina Injection Wells lawsuit hearing on September 3, 2019
Attachments: Testimony for LWRP MJ.docx

From: Meagan Jones <meaganj@hawaii.edu>
Sent: Friday, August 30, 2019 5:06 PM
To: County Clerk <County.Clerk@mauicounty.us>
Subject: Testimony in SUPPORT of resolution CC-19-178 re: Settling the Lahaina Injection Wells lawsuit hearing on September 3, 2019

Please deliver this to all of the County Council members before the hearings on Tuesday.

Mahalo,

Meagan

Meagan Jones Gray, PhD
University of Hawaii Maui College
Instructor, Sustainable Science Management
319 Ka'ahumanu Ave., Kahului, HI 96732
(808) 984-3709
meaganj@hawaii.edu

Meagan Jones, PhD
38 Pea Place
Kula, HI 96790
meaganj@hawaii.edu

Testimony in SUPPORT of resolution CC-19-178 re: Settling the Lahaina Injection Wells lawsuit hearing on September 3, 2019

Dear County Council members,

I am writing in support of Maui County settling the Lahaina injection well case. My plan was to attend in person to testify in support of resolution CC-19-178 but I am teaching a class that morning at UH Maui College and am unable to testify in person.

I am

My name is Donna Brown and I am a resident of Lahaina. I have been a UH research diver for almost 30 years and have worked on numerous studies at Kahekili Beach including my own masters research. I have done hundreds of dives there and seen the reef decline first hand. There is no doubt that the nutrients From the Lahaina Wastewater Reclamation Facility (LWRF) are reaching the nearshore waters of Ka'anapali Beach and are damaging the reef. There are reports from UH and USGS, I would be happy to share with you if you haven't seen them. This area was one of the most beautiful reefs on Maui and now much of it is dead and overgrown with turf algae. The Kahekili Herbivore Fisheries Management Area (KHFMA) was designated to address the overgrowth of algae but the truth is that herbivores alone cannot keep up. We must stop adding extra nutrients to the reef.

These same nutrients that harm the reef would be beneficial to the land. After sugar and pineapple left West Maui, the lands have become dry and prone to fires and erosion that also harms our reefs. Instead of spending millions of our taxpayer dollars to fight this case, do the right thing and pump the water up the mountain, put in lateral lines and re-plant native Hawaiian forest plants or use for agriculture. We have all heard that it would be too expensive to pump the water up-hill but there are solutions to finding the money. It is time to think outside the box. Maui should be an example to the rest of the world in a good way. With our economy based on tourism and visitors expectancy of a clean environment, we cannot afford to continue to pollute our nearshore waters and kill our reefs.

If you would like to learn more, I would be happy to share research papers and/or take any of you out to show you the areas where nutrient laden groundwater is killing the reef. Please feel free to contact me.

Aloha, Donna Brown

GET Committee

From: County Clerk
Sent: Tuesday, September 03, 2019 10:15 AM
To: GET Committee
Subject: FW: CC-19-224 AND CC-19-225 - Hawaii Wildlife v. County of Maui
Attachments: Maui_Office_Letter-Testimony CC.docx

From: Eassie Miller <EassieMiller@KennedyJenks.com>
Sent: Friday, August 30, 2019 12:33 PM
To: County Clerk <County.Clerk@mauicounty.us>
Cc: Michael.Victorino@co.maui.hi.us; Maui_County Council_mailbox <county.council@mauicounty.us>; Kelly King <Kelly.King@mauicounty.us>; Keani N. Rawlins <Keani.Rawlins@mauicounty.us>; Tasha A. Kama <Tasha.Kama@mauicounty.us>; Alice L. Lee <Alice.Lee@mauicounty.us>; Riki Hokama <Riki.Hokama@mauicounty.us>; Mike J. Molina <Mike.Molina@mauicounty.us>; Tamara A. Paltin <Tamara.Paltin@mauicounty.us>; Shane M. Sinenci <Shane.Sinenci@mauicounty.us>; Yukilei Sugimura <Yukilei.Sugimura@mauicounty.us>
Subject: CC-19-224 AND CC-19-225 - Hawaii Wildlife v. County of Maui

To whom it may concern:

Please find attached Testimony for CC-19-224 AND CC-19-225 - Hawaii Wildlife v. County of Maui.



Mahalo!

Benjamin Rasa P.E. | Operations Manager
707 Richards Street, Suite 528
Honolulu, HI 96817
P: 808.218.6030 | Direct: 808.218.6042

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4 September 2019

To: County.clerk@mauicounty.us

Subject: CC-19-224 AND CC-19-225 - Hawai'i Wildlife v. County of Maui

To Whom it May Concern:

The County of Maui and its employees are Keiki O Ka Aina of Maui and serve as the key stewards in protecting our island environment. The Department of Environmental Management is to be commended for their leadership, vision and actions to broaden the County's water reuse efforts throughout Maui County. Through the continued vision and collaboration with the Maui County Council and the Maui community our award-winning water recycling program can further flourish while, preserving our precious potable water resource for its highest use.

The ongoing appeal of the lawsuit that the County of Maui is undertaking is for the **greater good of our Maui and must not be settled**, as being pursued by some community members and environmental groups. The ramifications of settling this lawsuit are too great and will have a devastating impact to our Maui community and the State of Hawai'i economy and available limited Capital Improvement Projects (CIP) funding resources. If settled, the County will be required to invest millions of their funding resources to comply with the currently undefined National Pollutant Discharge Elimination System (NPDES) Permit effluent requirements that are yet to be created by the Department of Health. The result of having an NPDES permit for the injection wells is expected to have minimal if any at all positive impact on the nearshore waters. These monies could be better spent expanding the County's recycle water program and armoring their installed wastewater conveyance infrastructure that convey wastewater to the WWRF and mitigate more impactful issues like raw wastewater spills.

Research and scientific studies should serve as the basis in determining the appropriate action, if any, in investigating and assessing the impacts from secondary effluent discharge into injection wells. Results derived from these research studies would better define how we expend our funding resources to protect our island environment for generations to come. We should be listening and understanding the message conveyed by our scientific community leaders to guide us in making appropriate decisions that will impact our community for generations to come. Recognized Hawai'i born and based scientists have investigated the fate of injection well and sewer outfall discharges into our groundwater and oceans and its impact on Hawai'i's environment. Their findings, as shared with the Maui County Council and other municipal agencies, **does not support** the settlement of the lawsuit. Scientific data shows no negative impact on our nearshore waters and groundwater caused by injection well discharge. These individuals are true Keiki O Ka Aina and have great love for Hawai'i and our pristine environment. They have nothing to gain professionally or personally from taking the position they have shared with you. They used their expertise, experience, and professional knowledge to openly evaluate the issue at hand. If we can't trust our Hawai'i based experts, then who do we trust?

The Clean Water Act (CWA) has guided the Country in protecting its precious water resources from 1972 through 2019. In addition to the CWA, the US Environmental Protection Agency (USEPA) and State regulatory agencies across the country have implemented the Underground Injection Control

County.clerk@mauicounty.us
CC-19-224 AND CC-19-225 - Hawai'i Wildlife v. County of Maui
30 August 2019

Page 2

(UIC) program to protect our potable water aquifers. The UIC program regulates the use of injection wells for the disposal of secondary treated wastewater effluent and other industrial discharges. One of the key factors of this UIC program is the prohibition of discharge into a potable water aquifer.

The County of Maui (COM) **has not violated the CWA** with the use of injection wells for disposal of Lahaina WWRF effluent. The pending US Supreme Court hearing should not conclude in settlement. Instead, the US Supreme Court hearing should proceed, so that its decision can protect the COM and State of Hawai'i and correct with precedence the incorrect claims by USEPA, that the COM has been in violation of the CWA with use of the effluent injection wells. The confidence of the US Supreme Court ending with this decision is based on scientific data that has been collected over the past 20 years across Hawai'i. Settlement of the lawsuit and perceived violation of the CWA will have a catastrophic and negative impact not just for Lahaina WWRF, but across Hawai'i and across the Country as all other facilities with injection wells will be exposed to the settlement precedence if the COM hearing is withdrawn. The concern of industrial facilities further contaminating our groundwater supplies can be managed through the UIC program both at the State and USEPA. We cannot let this incorrectly perceived concern direct how we manage our island environment. This issue is not a Red or Blue issue as some have stated. We are focused on our island State and do not see politics playing into the decision.

The COM has complied with all regulatory requirements through the UIC program. The COM has renewed their UIC permits as required every five (5) years without concern from the State of Hawai'i Department of Health (DOH) or USEPA that the COM was violating the Clean Water Act. The USEPA has been well informed of COM's use of injection wells from the 1970's. As a matter of fact, in the 1990's, the USEPA interceded in the process of reissuing UIC permits for the Lahaina WWRF by requiring a Federal UIC permit as a way to tighten the effluent quality discharged through the injection wells. Public meetings were held by USEPA during this process, and the collaboration resulted in Lahaina WWRF being the first WWRF to be issued a Federal UIC permit in addition to a State DOH UIC permit. The USEPA Federal UIC permit included Nitrogen limits that the Lahaina WWRF was required to meet and has met since the issuance of that permit. This USEPA Federal UIC permit was the first and only permit issued in Hawai'i. The regulatory mechanism to manage and permit injection wells instituted by the regulatory agencies across the country is this US EPA UIC Permit program. Regulatory mechanisms to manage and control the use of injection wells are already in place through the State and US EPA UIC program is not a CWA issue. The US EPA UIC program is the regulatory mechanism that regulatory agencies utilize to define effluent requirements for injection wells.

The use of injection wells for secondary effluent disposal throughout the State of Hawai'i has been an ongoing practice from the early 1970's. Coastal development condominium projects in unsewered areas (no municipal wastewater system) of Hawai'i use injection wells for the disposal of their wastewater facility effluent. On Maui a good example of this ongoing practice is the Ma'alaea community where each condominium and commercial development has at least two (2) injection wells for disposal of its treated wastewater. These injection wells have been permitted and regulated by the State DOH. On a grander scale, municipal wastewater treatment plants and resorts on Kaua'i, Maui,

Moloka'i, O'ahu, and Hawai'i island rely on injection wells for the disposal of secondary treated effluent and the proposed settlement agreement will have potential major implications to these wastewater facilities with no expected benefit. For Maui, the conscious decision was made when the COM wastewater facilities were designed and constructed using Clean Water Act grant funding to utilize injection wells for treatment plant effluent disposal, instead of deep ocean outfalls. The COM has led the State of Hawai'i in recognizing the value of its precious water resource and has implemented a comprehensive recycle water program using the high quality recycle water for the irrigation of open space, parks, commercial landscaping, and resort properties. The continued use of injection wells for effluent disposal is integral to the system and required to provide an alternative effluent disposal method during heavy rain events or malfunction of an operations process unit. Other types of infrastructure such as cesspools, septic tanks, or reuse systems in coastal areas will be exposed to lawsuits as a result of lawsuit settlement. Interesting enough this potential settlement would also implicate Traditional and Cultural practices as the waters discharge for Lo'i patches will probably require an NPDES permit triggering the requirement to treat before discharging to a stream, river or waterway. The outcome and resulting effects of this ruling will be far reaching. The focus to enhance our nearshore waters should be placed on challenges that are beneficial to the community, for example, implementing stormwater best management practices and the expansion of R-1 quality recycled water programs across our state. The benefits of these focuses will have positive far reaching benefits which will be compromised and negatively impacted by a settlement.

We offer the following key points for the County Council to consider during your decision-making.

- USEPA and DOH have a regulatory and enforcement mechanism in place to permit and regulate injection well discharges. Another regulatory permit does not provide any benefit but create more bureaucracy for all parties.
- COM is **Proactive** in managing and expanding their Recycle Water Program. The progress of the program is limited by funding provided and available customers.
- COM has met and continue to meet its effluent quality total nitrogen limit of 10 mg/L for effluent discharged into the Lahaina WWRF injection wells. It should be noted that this total nitrogen limit is typical for ocean and bay dischargers.
- USEPA has indicated that all effluent discharges to groundwater that will ultimately reach a surface water could be subject to the NPDES permit program. One can expect that all discharges to an injection well, cesspool or storm dry wells will reach surface waters in Hawai'i. This action will bring no value to the Citizens of Maui.
- The implication of this case should it be settled will be far reaching and require capital dollar investments that will provide no environment or other benefit to the Maui County citizens.
- Lastly, the issue in front of Maui County is not a Red or Blue issue. The issue is how can we expand the County's water reuse program to better utilize this valuable water resource.

County.clerk@mauicounty.us

CC-19-224 AND CC-19-225 - Hawai'i Wildlife v. County of Maui

30 August 2019

Page 4

Please feel free to contact us with any questions or clarification of our statements.

Mahalo,

Kennedy/Jenks Consultants, Inc.



Benjamin Rasa
Operations Manager



Eassie Miller
Client Director

GET Committee

From: Kara Bernarda <Kara.Bernarda.226078465@p2a.co>
Sent: Tuesday, September 03, 2019 10:20 AM
To: GET Committee
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Maui County GET Committee,

Hi, my name is Kara Bernarda and I live in Kilauea, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Kara Bernarda
PO Box 797
Kilauea, HI 96754

GET Committee

From: Alice L. Lee
Sent: Tuesday, September 03, 2019 10:20 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

From: Kara Bernarda <Kara.Bernarda.226078465@p2a.co>
Sent: Tuesday, September 3, 2019 10:20 AM
To: Alice L. Lee <Alice.Lee@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Councilmember Alice Lee,

Hi, my name is Kara Bernarda and I live in Kilauea, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

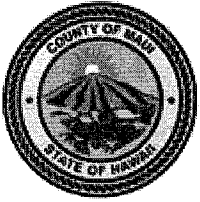
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Kara Bernarda
PO Box 797
Kilauea, HI 96754.

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:32 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Kara Bernarda <Kara.Bernarda.226078465@p2a.co>
Sent: Tuesday, September 3, 2019 10:20 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Kara Bernarda and I live in Kilauea, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

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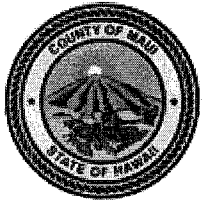
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Kara Bernarda
PO Box 797
Kilauea, HI 96754

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:35 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: misty earnest <misty.earnest.225014989@p2a.co>
Sent: Saturday, August 31, 2019 11:31 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is misty earnest and I live in Kihei, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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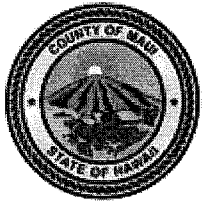
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Regards,
misty earnest
792 Kupulau Dr
Kihei, HI 96753

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:37 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Phaethon Keeney <Phaethon.Keeney.225006221@p2a.co>
Sent: Saturday, August 31, 2019 9:50 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Phaethon Keeney and I live in Honokaa, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Aloha Maui Councilmembers, we are all watching and feeling incredibly concerned about what is happening in Maui county to Clean Water protections across the State and Nation. Please, please, please do the right thing for our island ohana and protect the ocean, reefs, and our way of life. We do not want to be known as the big business polluters of the Pacific. Our home and hearts are in your hands, this is huge for every one of us. Please do not let water pollution be your legacy. Mahalo nui for standing with the people of Hawaii on this.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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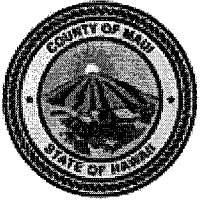
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Regards,
Phaethon Keeney
45-653 Lehua
Honokaa, HI 96727

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:37 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
maucounty.us

From: Patti Elliott <Patti.Elliott.76948312@p2a.co>
Sent: Saturday, August 31, 2019 9:32 AM
To: Kelly King <Kelly.King@maucounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Patti Elliott and I live in Haiku-pauwela, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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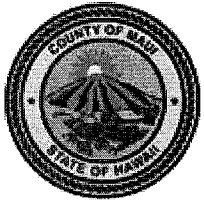
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Patti Elliott
160 Hohani Pl.
Haiku-pauwela, HI 96708

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:39 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Sol Duncan <Sol.Duncan.224996198@p2a.co>
Sent: Saturday, August 31, 2019 7:37 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Sol Duncan and I live in Pearl City, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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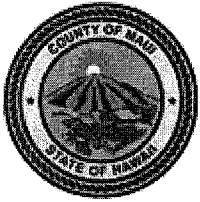
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Sol Duncan
1174 Waimano Home Rd
Pearl City, HI 96782

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:40 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Debbie Walsh <Debbie.Walsh.16465530@p2a.co>
Sent: Saturday, August 31, 2019 7:25 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Debbie Walsh and I live in Keaau, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

the people count on you to malama our aina and ocean for living things to thrive

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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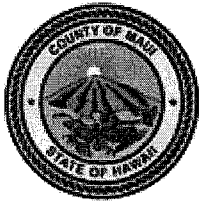
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Regards,
Debbie Walsh
HC3 13108
Keaau, HI 96749

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:40 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Alexa Deike <Alexa.Deike.81833476@p2a.co>
Sent: Saturday, August 31, 2019 7:18 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Alexa Deike and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Alexa Deike
2563 Peter St
Honolulu, HI 96816

GET Committee

From: kiraenge@everyactioncustom.com on behalf of Kira Enge
<kiraenge@everyactioncustom.com>
Sent: Tuesday, September 03, 2019 10:40 AM
To: GET Committee
Subject: Testimony in SUPPORT of resolution CC-19-178 re: settling the Lahaina Injection Wells lawsuit

Dear Maui County GET Committee,

My name is _kira ____ and I am a resident of ____maui __. I care about this issue because we all need clean water and a healthy planet !!!! 🌍🌍 _____.

I am writing in support of Maui County settling the Lahaina Injection Well case (HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, RELATING TO THE CLEAN WATER ACT).

Both the Hawai'i district court and Ninth Circuit appeals court have already ruled that the County must get a permit under the Clean Water Act to continue discharging treated wastewater into the groundwater via the Lahaina injection wells. I ask the County to withdraw its appeal and work with state and community stakeholders to modernize the treatment facility and invest in water reuse solutions.

Settling the case would end a detrimental challenge against the Clean Water Act and allow the County to avoid further penalties as long as it diligently works toward solutions. The Department of Health has already made clear that private cesspools and septic tanks would not need to get NPDES permits, so there is no risk to individual homeowners.

However, if the County continues its appeal, it threatens to gut the federal Clean Water Act. If the County wins the case at the Supreme Court, polluters across the United States would be free to contaminate water bodies as long as they release their waste from a pipe just short of the waters' edge or into the ground. The Trump Administration and industrial polluters like pipeline companies, the oil and gas industry, manufacturers, coal-burning utilities, and mining associations are all hoping that you will continue the appeal. As elected officials, I hope you will do the right thing, not for the Trump Administration and industrial polluters, but for public trust waters and present and future generations in Maui and all of Hawai'i.

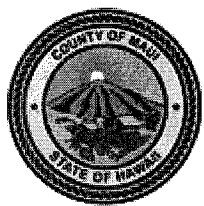
Maui County has a history of being leaders in environmental protection, and you can uphold this reputation and continue this legacy by withdrawing the appeal. Please help to uphold the Clean Water Act and protect Maui's reefs, which not only provide many economic benefits, but hold cultural and environmental significance for all of Hawai'i. I ask you to support the settlement of the Lahaina Injection Wells case and withdrawal of the appeal.

Sincerely,
Kira Enge
601 Hoolawa Rd Haiku, HI 96708-5746
kiraenge@gmail.com

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:40 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: anthony Goldston-Morris <anthony.GoldstonMorris.224990428@p2a.co>
Sent: Saturday, August 31, 2019 6:32 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is anthony Goldston-Morris and I live in Haleiwa, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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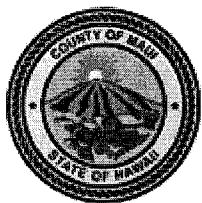
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
anthony Goldston-Morris
59-071 Hakuola rd Haleiwa
Haleiwa, HI 96712

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:40 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Deann colton <Deann.colton.224974200@p2a.co>
Sent: Saturday, August 31, 2019 3:24 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, I am Deann Colton, 565 Hoomaluhia pl, Kihei, Hawaii 96753. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Maupaws@gmail.com

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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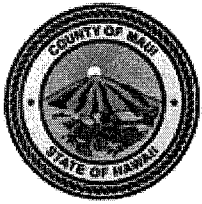
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Regards,
Deann colton
565 hoomaluhia pl
Kihei, HI 96753

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:41 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Tyler S. <Tyler.S.224956912@p2a.co>
Sent: Friday, August 30, 2019 9:31 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Tyler S. and I live in Waihee-waiehu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Maui should definitely be on the right side of the environment and ocean stewardship! Instead, taking the opposite side is not only bad for Hawaii but winning at the Supreme Court could be harmful for the world by creating a dangerous precedent for other polluters! Not Pono to continue to litigate this case against the environment on behalf of Maui residents and our values. In fact, recent scientific studies have shown how unacceptably polluted Maui waters are, so now is definitely the right time to make progress!

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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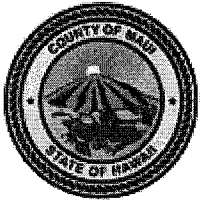
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Regards,
Tyler S.
Luahoana Place
Waihee-waiehu, HI 96793

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:41 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Lynne Coburn <Lynne.Coburn.224954761@p2a.co>
Sent: Friday, August 30, 2019 8:26 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Lynne Coburn and I live in Kailua, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States.

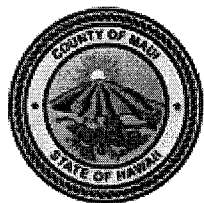
Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Lynne Coburn
POBox 1835
Kailua, HI 96734

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:41 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Meredith Buck <Meredith.Buck.76953893@p2a.co>
Sent: Friday, August 30, 2019 8:15 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Meredith Buck and I live in Kailua-kona, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

E ?olu?olu l?kou, keep the waters clean for everyone. Our islands already have so much toxicity pouring into the ocean from sewage leaks, boating activity, industrial waste, animal pollution, gas and oil, and more. It is a simple solution to provide a healthy environment for all residents and visitors to Maui. A small sacrifice by businesses, which will adapt, will prove to be a huge benefit for everyone.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling

the nation's bedrock clean water law.

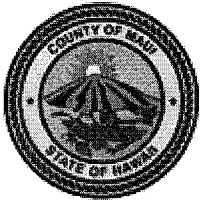
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Meredith Buck
77-407 Pelenike Dr
Kailua-kona, HI 96740

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:41 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Georgie Song <Georgie.Song.82476436@p2a.co>
Sent: Friday, August 30, 2019 8:08 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Georgie Song and I live in Pepeekeo, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Destroy natural land is destroying Earth, which sustains ALL LIFE on Earth, including humans.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States.

Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Georgie Song
box 100
Pepeekeo, HI 96783

GET Committee

From: Barbara Barry <begoniabarry@gmail.com>
Sent: Tuesday, September 03, 2019 1:36 PM
To: GET Committee
Subject: Lahaina Injection Well Lawsuit

Aloha Chair Molino and Committee Members,

As I sat in the Council Chambers this morning, I marveled at all the people who had come out to testify in favor of settling this lawsuit and getting to work to fix the problem.

I'm sorry to see it's gotten to this, being pushed on for Administration after Administration.

Today you have the chance to stop the madness and expensive costs to the taxpayers for the hired California counsel. To date the County has spent 3,500,000 on this outside California law firm instead of fixing the problem. This doesn't include the countless hours of County Council time or the EPA fees.

Can you even imagine how far that would have gone to do the infrastructure needed to transport the treated sewage water to golf courses, hotels, certain agricultural crops?

What is the cost of the fines from the EPA and how much has the County taxpayer paid for this? How much is due?

Can you really justify making the mistake of allowing the Supreme Court to "clarify" what is pono for Hawai'i oceans and coral reefs, not to mention the rest of the continent?

Please settle this today and stop the foolish notion about the septic tanks.

You heard from Representative McKelvy today that this is NOT about Septic tanks. I'm so tired of hearing that. It's as if that's the only opposition to settling this today.

Please stop working for the California law firms who has vested interest to keep this going. It's a gravy train for them. Do what is right for our oceans, reefs, host culture, kelki and all who come to visit this Beautiful Island Of Maui. Please settle it now.

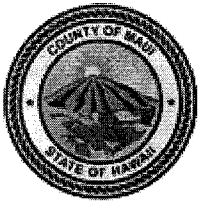
Mahalo,

Ms. Barbara Barry

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 1:27 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Gail Jackson <Gail.Jackson.83637706@p2a.co>
Sent: Thursday, August 29, 2019 9:49 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

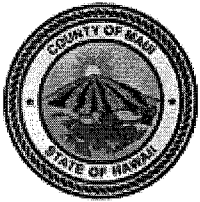
Regards,

Gail Jackson
68-1907 Lina Poepoe St
Waikoloa Village, HI 96738

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 1:27 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Karen Petras <Karen.Petras.224767480@p2a.co>
Sent: Thursday, August 29, 2019 9:53 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Karen Petras and I live in Kailua, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

PLEASE help protect what makes Hawaii special. It's bad enough we have that moron in the White House rolling back environmental protections left and right, we don't need our local lawmakers doing his dirty work for him. TAKE A STAND FOR CLEAN WATER!

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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Regards,
Karen Petras
1368 Kukana Way
Kailua, HI 96734

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 1:27 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Kristin Sherwood <Kristin.Sherwood.61564594@p2a.co>
Sent: Friday, August 30, 2019 12:17 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Kristin Sherwood and I live in Kula, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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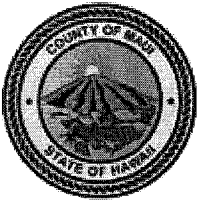
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Kristin Sherwood
122 Mauna Place
Kula, HI 96790

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 1:27 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King
South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Kristin Sherwood <Kristin.Sherwood.61564594@p2a.co>
Sent: Friday, August 30, 2019 12:17 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Kristin Sherwood and I live in Kula, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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Regards,
Kristin Sherwood
122 Mauna Place
Kula, HI 96790

GET Committee

From: dhagan111@everyactioncustom.com on behalf of Douglas Hagan <dhagan111@everyactioncustom.com>
Sent: Tuesday, September 03, 2019 1:26 PM
To: GET Committee
Subject: Testimony in SUPPORT of resolution CC-19-178 re: settling the Lahaina Injection Wells lawsuit

Dear Maui County GET Committee,

My name is Doug Hagan and I am a resident of Paia, HI. I care about this issue because I want to have a health reef and ocean.

I attended the first 2 hours of the GET meeting but needed to leave to finish my work day.

I am writing in support of Maui County settling the Lahaina Injection Well case (HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, RELATING TO THE CLEAN WATER ACT).

Both the Hawai'i district court and Ninth Circuit appeals court have already ruled that the County must get a permit under the Clean Water Act to continue discharging treated wastewater into the groundwater via the Lahaina injection wells. I ask the County to withdraw its appeal and work with state and community stakeholders to modernize the treatment facility and invest in water reuse solutions.

Settling the case would end a detrimental challenge against the Clean Water Act and allow the County to avoid further penalties as long as it diligently works toward solutions. The Department of Health has already made clear that private cesspools and septic tanks would not need to get NPDES permits, so there is no risk to individual homeowners.

However, if the County continues its appeal, it threatens to gut the federal Clean Water Act. If the County wins the case at the Supreme Court, polluters across the United States would be free to contaminate water bodies as long as they release their waste from a pipe just short of the waters' edge or into the ground. The Trump Administration and industrial polluters like pipeline companies, the oil and gas industry, manufacturers, coal-burning utilities, and mining associations are all hoping that you will continue the appeal. As elected officials, I hope you will do the right thing, not for the Trump Administration and industrial polluters, but for public trust waters and present and future generations in Maui and all of Hawai'i.

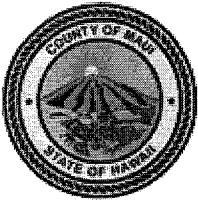
Maui County has a history of being leaders in environmental protection, and you can uphold this reputation and continue this legacy by withdrawing the appeal. Please help to uphold the Clean Water Act and protect Maui's reefs, which not only provide many economic benefits, but hold cultural and environmental significance for all of Hawai'i. I ask you to support the settlement of the Lahaina Injection Wells case and withdrawal of the appeal.

Sincerely,
Douglas Hagan
22 Hoku Pl Paia, HI 96779-8122
dhagan111@gmail.com

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 1:26 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Danny Lum <Danny.Lum.83755822@p2a.co>
Sent: Friday, August 30, 2019 2:42 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Danny Lum and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

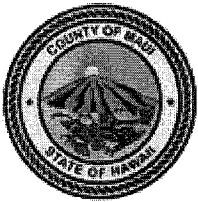
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Danny Lum
217 Kaia St
Honolulu, HI 96813

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 1:26 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Phyllis Durante <Phyllis.Durante.224781268@p2a.co>
Sent: Friday, August 30, 2019 3:09 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Phyllis Durante and I live in Mililani, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

I do not want humans to continue to pollute our water sources whether it is the rivers, lakes or ocean. The water that we have in our Planet is precious and is the only source of water that exists as it has in the past and in our future.

How we treat this precious resources impacts our future.

As Stewards of the Planet, we alone are responsible for all living things and we control the future.

When we contaminate our water, we affect all living creatures in the ocean as wellness all living things.

This pollution affects so much more than just worrying about swimming in polluted water!

It affects all life now and in the future.

Please stop!

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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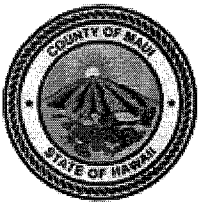
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Regards,
Phyllis Durante
94-135 Puanane Loop
Mililani, HI 96789

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 1:26 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: L C <L.C.224819176@p2a.co>
Sent: Friday, August 30, 2019 4:57 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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Regards,

LC
Kailua Kona
Kailua-kona, HI 96740

GET Committee

From: Sue Perley <Sue.Perley.42447199@p2a.co>
Sent: Tuesday, September 03, 2019 11:59 AM
To: GET Committee
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Maui County GET Committee,

Hi, my name is Sue Perley and I live in Kihei, HI. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Aloha,

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help to prevent Maui County from being the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Mahalo!

Regards,
Sue Perley
969 Kupulau Dr
Kihei, HI 96753

GET Committee

From: barry.r.menne <barry.r.menne@gmail.com>
Sent: Tuesday, September 03, 2019 11:44 AM
To: GET Committee
Subject: Testimony for Maui Council meeting on injection wells

Sent from my T-Mobile 4G LTE Device

I am Barry Menne, from Baltimore, Md. My wife Mary and I are here in Maui (and Kauai) for a 2 week vacation.

We learned about this hearing yesterday, and decided to attend the hearing this morning. After spending two hours listening to testimony, I decided that I would like to testify from the perspective of a visitor / tourist to your beautiful island. When I learned that I would be number 84 in line, I decided to submit my testimony in writing, and go out and do the snorkeling that I was planning for this day of our vacation.

On our 2002 visit here, the coral reefs that we visited looked healthy. Our experience in 2017 was entirely different. One significant example was the Black Rock area. In 2002, it was beautifully alive. In 2017 it was brown. So we have first-hand experience of changes here. We will visit it again later this week to see the current condition.

We have listened to today's testimony with great interest. I would like to refute some arguments that I consider misleading.

1. Just because environmental groups have gotten involved is no more problematic than the involvement of polluting businesses that are aligning with Maui for the Supreme court case. (For instance, what does a coal company have to do with Maui?)
2. Just because there may be additional causes of problems like reef die-off doesn't mean that the injection wells are not a problem that needs a solution. Hawaii took a nice "baby step" transitioning to reef-safer sunscreens. Based on our observations, more is needed.
3. Just because someone is concerned that there may be other repercussions -- to septic systems, affordable housing, etc, that concern is not a sufficient reason to fight what the courts said you must do. "Maybe, maybe, maybe" it's not a valid argument.

In conclusion:

Does Maui, which receives so much of its revenue from tourists like us, want to be associated with setting a possible precedent that says "Pump all your waste it in to a well, then don't care what happens to it".

We don't want to continue to see reef decline on our visits to Maui. Nor tumors on turtles like we saw yesterday at Ho'okipa beach.

You should care about the future of your children and the environment you leave for them.

Respectfully,

Barry and Mary Menne

Barry.r.menne@gmail.com

443-929-5725

Sent from my T-Mobile 4G LTE Device

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 10:43 AM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
maucounty.us

From: Jan Adam <Jan.Adam.39856216@p2a.co>
Sent: Friday, August 30, 2019 4:46 PM
To: Kelly King <Kelly.King@maucounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Jan Adam and I live in Honolulu, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

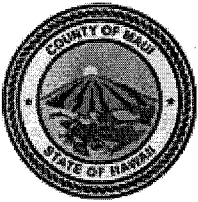
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Jan Adam
2365 Palolo Ave
Honolulu, HI 96816

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 3:34 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Lucia You <Lucia.You.8647564@p2a.co>
Sent: Friday, August 30, 2019 12:17 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Lucia You and I live in Kailua, Oahu. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

The environment is the economy. If we ruin the the ocean and the aina, there will be nothing to draw visitors to Hawaii. Not to mention, it is our responsibility to preserve the health of our biosphere.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

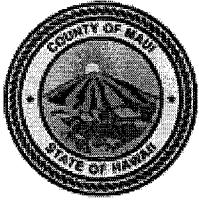
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Lucia You
989 Kina St
Kailua, HI 96734

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 3:34 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Susan McAtee <Susan.McAtee.97968515@p2a.co>
Sent: Friday, August 30, 2019 12:37 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Susan McAtee and I live in Kahului, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

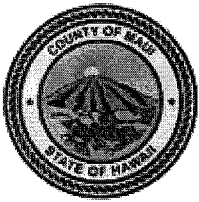
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Susan McAtee
P O Box 330097
Kahului, HI 96733

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 3:32 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
maucounty.us

From: Christopher Rathbun <Christopher.Rathbun.144018679@p2a.co>
Sent: Friday, August 30, 2019 1:13 PM
To: Kelly King <Kelly.King@maucounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Christopher Rathbun and I live in Honokaa, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Christopher Rathbun
P O Box 2018
Honokaa, HI 96727

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 3:29 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: michael guzalak <michael.guzalak.224924304@p2a.co>
Sent: Friday, August 30, 2019 2:34 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Michael and I live in Kula. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Come on folks and do the right thing by modernizing the sewage treatment plnt and NOT polluting our native waters. I have heard many locals call Kaanapali "Poo Beach". I think it is absurd that we are making the most popular beaches for tourists nasty.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by

dismantling the nation's bedrock clean water law.

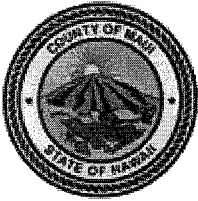
We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
michael guzalak
4092 Lower Kula Rd
Kula, HI 96790

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 3:28 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Linda Maloney-Tarvers <Linda.MaloneyTarvers.107531832@p2a.co>
Sent: Friday, August 30, 2019 2:53 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Linda Maloney-Tarvers and I live in Kapolei, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

The National Monuments and Parks were designated for use and enjoyment by the people of the US...we do not release them for exploration and destruction by corporations.

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

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We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,

Linda Maloney-Tarvers

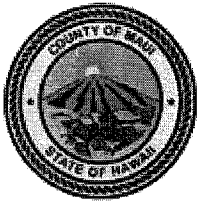
92-6035 Puapake St, cottage, Kapolei, HI

Kapolei, HI 96707

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 3:26 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Christopher Nakahashi <Christopher.Nakahashi.224932936@p2a.co>
Sent: Friday, August 30, 2019 3:50 PM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Christopher Nakahashi and I live in Haiku-pauwela, Hawaii. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help before Maui County goes down in history as the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Regards,
Christopher Nakahashi
2610 Haupoa Pl
Haiku-pauwela, HI 96708

GET Committee

From: seraphdalerta@everyactioncustom.com on behalf of Seraph DAlerta
<seraphdalerta@everyactioncustom.com>
Sent: Tuesday, September 03, 2019 3:22 PM
To: GET Committee
Subject: Testimony in SUPPORT of resolution CC-19-178 re: settling the Lahaina Injection Wells lawsuit

Dear Maui County GET Committee,

Aloha humans

I'm a volunteer with Hui O Ka Wai Ola performing water quality tests which are submitted to the DOH. Our 2 years of collecting data have shown that nitrates & nutrients are at levels exponentially beyond DOH requirements for healthy ocean water.

The effects of this decline in Coral is already being felt:

During volunteer sessions collecting water at the shoreline, we have often encountered regular tourists who've been coming here for decades & have observed the severe decline of living coral & fish variety & population.

If the tourist population knew the truth about the amount of living coral left surrounding MAUI, they would all decide to stay somewhere else where there IS living coral, ie Cuba, Indonesia, Bahamas & Mexico

On Xmas eve last year, I had the privilege of being able to save a turtle from drowning in front of 5 palms restaurant @ keawakapu beach along a highly touristed coral reef. The reason for the plight of this turtle is that a large chunk of CORAL had died a few years ago and a large mass was atop a small section that had eroded away causing the remaining coral ball to land on a green sea turtle resting in one of their "SAFE" hidy~holes.

I've spent 1,000's of hours snorkeling & freediving from la perouse bay to honolua bay & the beaches around Hāna, it's obvious to see that there is a coral crisis because in all these places it's easier to find dead coral than it is to find healthy thriving coral. While some people are here to split hairs about what is to blame, there is enough evidence through the testing program of hui o ka wai ola & DOH & the accusing parties in this lawsuit to show that the way MAUI county processes feces is insufficient & in need of an alternative solution than what is currently practiced.

Please settle this lawsuit so that we do not run the risk of repealing epa legislation that defends life giving water.

Population of Maui

144,444

Tourist population of Maui

2.1 million visitors spent \$3.5 billion from January to October in 2015 as reported in Maui Now

The county of Maui can afford to fix this problem.

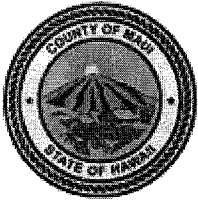
The people of Maui can't afford it.

Sincerely,
Seraph DAlerta
3435 Hookipa Pl Kihei, HI 96753-9219
seraphdalerta@gmail.com

GET Committee

From: Kelly King
Sent: Tuesday, September 03, 2019 3:18 PM
To: GET Committee
Subject: FW: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

With Aloha,



Office of Council Chair Kelly T. King

South Maui Residency
Office: 808.270.7108
200 South High Street, 7th Fl
Wailuku HI 96793
mauicounty.us

From: Sue Perley <Sue.Perley.42447199@p2a.co>
Sent: Tuesday, September 3, 2019 11:59 AM
To: Kelly King <Kelly.King@mauicounty.us>
Subject: RE: 9/3/19 GET meeting; GET-26: It's time to make the pono choice and withdraw the attack against th

Dear Council Chair Kelly T. King,

Hi, my name is Sue Perley and I live in Kihei, HI. I am submitting this testimony for the September 3, 2019 committee meeting on item GET-26 (settlement in Hawai'i Wildlife Fund, et al., v. County of Maui).

Aloha,

As a resident of Hawai'i, I urge you to withdraw the appeal to the Supreme Court, focus on solutions for wastewater pollution, and stop the damage to priceless ocean and reef resources. The county should invest in Maui's future by building the necessary infrastructure to reuse the Lahaina facility's treated wastewater for irrigation, which is a true "win-win" solution. In contrast, destroying the law to advance the county's "right to pollute" the ocean is a "lose-lose" for both the county and the people.

We need Maui County's elected representatives to show leadership and turn this situation around. It's time to stop the reckless attack on the law and focus on building a responsible wastewater system of the future at the Lahaina facility.

We don't want Maui to do the dirty work with the Trump administration for our nation's worst polluters by dismantling the nation's bedrock clean water law.

We need your help to prevent Maui County from being the champion for water pollution in the United States. Please, create a lasting, positive legacy by focusing on the solutions for this pollution problem and upholding—not destroying—the legal protections of clean water for Maui, Hawai'i, and the entire nation.

Mahalo!

Regards,
Sue Perley
969 Kupulau Dr
Kihei, HI 96753

GET Committee

From: Rylee Kahuhu Kahookelē <Rylee.KahuhuKahookele@imua.ksbe.edu>
Sent: Tuesday, September 03, 2019 2:33 PM
To: Tasha A. Kama; GET Committee
Subject: Request for written testimony

To: The Honorable Michael Molina, Chair
The Honorable Keani Rawlins-Fernandez, Vice Chair
Honorable Members of the Council

Fr: Rylee Kahuhu Kaho'okele, Kamehameha Schools Student and East Maui Teen Representative
Date: August 29, 2019

Re: Strong Support of the County Council taking the matter of the injection wells to the Supreme Court Meeting: Tuesday, September 3, 2019 at 9:00 a.m. at Council Chamber, Kalana O Maui Building, 200 South High Street-8th floor

I support the county in their search for clarity from the Supreme Court, but the County does need to make some slight adjustments. The wastewater, given that it's going all over the place, is allowing leeway for other polluters on Maui. We need to utilize the wastewater put 100% of it into use instead of wasting it and allowing it to pollute.

It has been clarified that the Council is simply seeking clarification as they are abiding by the laws they always have, the council is not breaking the Clean Water Act. The Council is not intentionally allowing pollution, and even if they were they wouldn't hide it from the public, given that they are public representatives.

"The majority of the liquid is pressed from the solid waste and re-injected back into the ground" Cited from:
<https://www.fractracker.org › categories › by-content › class-ii-injection-wells>

Instead of simply dumping the water we need to further extend its uses. One example disposal method is to use the water as fertilizer, but I found one method could be effective: Anything that does not require more than 95% pure water should be recycled. We should also stop over irrigating, diverting water is different from completely redirecting the flow path of all clean water on the island.

As soon as possible, the changes should be made. We need to take action before it is too late.

Thank you for the opportunity to testify.

Mahalo,

Rylee Kahuhu Kaho'okele
East Maui Resident

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GET Committee

From: Kalena Carpenter <Kalena.Carpenter@imua.ksbe.edu>
Sent: Tuesday, September 03, 2019 2:27 PM
To: GET Committee; Tasha A. Kama
Subject: <no subject>

To: The Honorable Michael J. Molina, Chair
The Honorable Keani Rawlins-Fernandez, Vice Chair
Honorable Members of the G.E.T committee
Fr: Kalena Carpenter, Kamehameha Schools Maui High School
Date: August 29, 2019
Re: STRONG SUPPORT for the Cancellation GET-26, Maui County Legislative Package (proposal #1)
Meeting: September 3rd, 2019 at 9:00 am at Council Chambers, Kalana O Maui Building, 200 S High Street – 8th floor

I am in support for the Maui County Council settling the Lahaina Injection Well case.

The County of Maui should not spend money attempting to gut the Clean Water Act. Instead, the money should be spent ensuring no pollutants reach the ocean from our wastewater facilities. I strongly support the Maui County abiding by the Federal Safe Drinking Water Act. And after 40 years, I feel we need a desperate change. Our ocean is very polluted already, and all we are doing is adding to it. So we need to do something before the effects on our ocean is permanent.

According to the Maui County Director of Environmental Management “The Lahaina Facility produces the highest quality recycled water in the state of Hawaii, and if the recycled water were cleaned twice, it could become drinking water.” And from (<https://mauisierraclub.org/lahaina-injection-wells/>) It states that there has been 3-5 million gallons of partially treated sewage water the Maui County had been pumping through the injection wells at the Lahaina Wastewater Reclamation Facility. The County has been doing this every single day for over 30 years. And that just puts into perspective how much water is being wasted

Another problem we have is in regards to our coral. According to (<https://mauisierraclub.org/lahaina-injection-wells/>) “The polluted groundwater then flows into the ocean near Kahekili Beach. The water quality and coral reef health has been degraded greatly from being exposed to this much pollution for so long—the coral cover of the reefs at Kahekili, one of the most popular snorkeling spots on Maui, has decreased by over 40%.” So this problem does not only affect the kai, it also affects the coral, and all living things in our oceans.

And finally, the Maui County Director of Environmental Management also shared that there is a potential lawsuit for Maui County and its property owners. These potential lawsuit can result \$100M+ being used to comply with the act, tens of thousands of dollars of cesspool/septic tank replacements for property owners, and potential fines and violations of permits. Maui county got sued from injection wells, and the people that sued them are now trying to extend injection wells, cesspools, septic tanks, R-1 irrigation, and detention basins into the clean water act.

I believe that it's too much of a bother to take this all the way to the Supreme Court, and instead, the people who made the mess should be the ones to have a say in the solution. Thank you for the opportunity to testify.

Mahalo,
Kalena Carpenter
Kahului, Maui

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GET Committee

From: Kayla Frias <Kayla.Frias@imua.ksbe.edu>
Sent: Tuesday, September 03, 2019 2:24 PM
To: GET Committee; Tasha A. Kama
Cc: Kayla Frias
Subject: STRONG SUPPORT for Clean Water Act, Maui County Legislative Package (proposal #1)

To: The Honorable Michael J. Molina, Chair
The Honorable Keani N.W Rawlins-Fernandez, Vice Chair
Honorable Members: Riki Hokama, Tasha Kama, Kelly T. King, Alice L. Lee, Tamara Paltin, Shane M. Sinenci, & Yuki Lei K. Sugimiura
Fr: Kayla Frias, Waikapu Resident & Kamehameha Schools Maui Student
Date: August 29th, 2019
Re: STRONG SUPPORT for Clean Water Act, Maui County Legislative Package (proposal #1)

Meeting: Tuesday, September 3rd, 2019 at Council Chambers, Kalana O Maui Building, 200 S High Street – 8th floor

I strongly support the County hoping to settle the Lahaina Injection Well case relating to "The Clean Water Act." The Maui County shouldn't be spending millions of dollars on this case to change the clean water act. Instead, I believe that the money should be spent on our coral reefs so that treated waste water could still flow in our oceans, but with the money that they are willing to spend on this case, it could be used to find a way to take care of our ocean and its reefs, while the waste water is still going into the ocean. Therefore, both people have a happy ending.

I strongly support the Clean Water Act ruling that the County cannot freely pollute the ocean from injection wells only if they are destroying our reefs. If there is evidence that there is nothing from the treated waste water affecting our reefs (since the last algae bloom was in the 1990's), then I believe there is no problem with having the treated waste water entering our ocean.

I believe that the case should be settled right here in Maui because if we take this case to The Supreme Court, its not like they know whats going on here if they don't come here for themselves (which they probably wont). This is our 'āina and our kai, and its us who should be the ones to solve the issues of our home.

Sincerely,

Kayla Frias, Waikapu Resident, Kamehameha Maui Schools Student

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GET Committee

From: mauijules@everyactioncustom.com on behalf of Jules Harris
<mauijules@everyactioncustom.com>
Sent: Tuesday, September 03, 2019 2:23 PM
To: GET Committee
Subject: Testimony in SUPPORT of resolution CC-19-178 re: settling the Lahaina Injection Wells lawsuit

Dear Maui County GET Committee,

My name is _____ and I am a resident of _____. I care about this issue because _____.

I am writing in support of Maui County settling the Lahaina Injection Well case (HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, RELATING TO THE CLEAN WATER ACT).

Both the Hawai'i district court and Ninth Circuit appeals court have already ruled that the County must get a permit under the Clean Water Act to continue discharging treated wastewater into the groundwater via the Lahaina injection wells. I ask the County to withdraw its appeal and work with state and community stakeholders to modernize the treatment facility and invest in water reuse solutions.

Settling the case would end a detrimental challenge against the Clean Water Act and allow the County to avoid further penalties as long as it diligently works toward solutions. The Department of Health has already made clear that private cesspools and septic tanks would not need to get NPDES permits, so there is no risk to individual homeowners.

However, if the County continues its appeal, it threatens to gut the federal Clean Water Act. If the County wins the case at the Supreme Court, polluters across the United States would be free to contaminate water bodies as long as they release their waste from a pipe just short of the waters' edge or into the ground. The Trump Administration and industrial polluters like pipeline companies, the oil and gas industry, manufacturers, coal-burning utilities, and mining associations are all hoping that you will continue the appeal. As elected officials, I hope you will do the right thing, not for the Trump Administration and industrial polluters, but for public trust waters and present and future generations in Maui and all of Hawai'i.

Maui County has a history of being leaders in environmental protection, and you can uphold this reputation and continue this legacy by withdrawing the appeal. Please help to uphold the Clean Water Act and protect Maui's reefs, which not only provide many economic benefits, but hold cultural and environmental significance for all of Hawai'i. I ask you to support the settlement of the Lahaina Injection Wells case and withdrawal of the appeal.

Sincerely,
Jules Harris
Haiku, HI 96708
mauijules@gmail.com

GET Committee

From: Tyler Sado <Tyler.Sado@imua.ksbe.edu>
Sent: Tuesday, September 03, 2019 2:16 PM
To: Tasha A. Kama; GET Committee
Cc: Brooke Holderbaum
Subject: Request for written testimony

To: The Honorable Michael J. Molina, Chair
The Honorable Keani N.W. Rawlins-Fernandez, Vice Chair
Honorable Members of the Council
Fr: Tyler K. Sado, Kamehameha Schools Maui High School Student
Date: 9/3/19

: STRONG SUPPORT for <GET-26>, Maui County Legislative Package (proposal #1)

Meeting: Tuesday, September 3rd, 2019 at 9:00 am at Council Chambers, Kalana O Maui Building, 200 S High Street – 8th floor

I support the County seeking to settle the Lahaina Injection Well case (HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, RELATING TO THE CLEAN WATER ACT).

The County of Maui should focus its efforts on ensuring no pollutants reach the ocean from our wastewater facilities.

I strongly support GET-26 and Maui County's adoption of proposal # 1, A RESOLUTION ENTITLED "REQUIRING SETTLEMENT OFFERS IN HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI" into the Maui County Legislative Package. This resolution would provide the means for Maui County to settle the issue without the ruling of the Supreme Court.

The involvement of the Supreme Court may provide clarification for the County concerning the inclusions of the Clean Water Act. However, their ruling on the issues offers the potential for more than just clarification; it may prompt more lawsuits, additional fines and prolong the County finding a viable solution for Maui taxpayers and our unique environment.

Maui County needs to put an end to this litigation. This issue has dragged on long enough and has used too much of our taxpayer money. Maui County needs to step up to their responsibility to be stewards of the 'āina and utilize alternate methods for the disposal of treated wastewater. Some of these methods could include using the wastewater to fight fires, make it 100% drinkable and safe, or for the irrigation of golf courses and other recreational uses.

I believe maintaining open communication with the community and key stakeholders along with a willingness to compromise and work together is vital.

Thank you for your consideration of this testimony in favor of GET-26.

Mahalo,

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GET Committee

From: Kiara Santos <kiara.santos94@gmail.com>
Sent: Tuesday, September 03, 2019 2:06 PM
To: GET Committee
Cc: Mike J. Molina
Subject: GET-26 Testimony

Aloha Council Members of Maui County,

I am writing this letter to add my voice and support to the ongoing requests that the Maui County representatives withdraw their petition to push the local issue of water contamination at Kahekili beach from the Lahaina injection well to the Supreme Court. Instead, I ask that Maui County does the right thing: drop this lawsuit and settle matters locally with the best interest of the environment, local residents and tourists in mind.

The negative impacts that the contaminants from the injection well have made on Kahekili beach is already a clear warning sign of what will continue to happen to our local marine ecosystems if we do not take responsibility for ensuring the protection of our lasting clean water in and around Hawai'i.

This issue seems to have brought light to an underlying issue of waste water treatment that needs to be better addressed at several waste water sites around Maui additionally, and I hope that the county will have the courage and good-will to face these issues for the well-being of our global home, planet Earth, as well as the future generations and Keiki that currently coexist with us decision-makers.

In the end the decision is in your hands, and I hope that you will each recognize your kuleana to put the Earth and our children first above all other interests and see the clearest, most respectable solution for all.

Thank you for time in reading this message.

Sincerely,
Kiara Santos

*BA, Naropa University
Early Childhood Education
p: 917-873-1371*

GET Committee

From: Kosianjra Kosi <Kosianjra.Kosi@imua.ksbe.edu>
Sent: Tuesday, September 03, 2019 2:07 PM
To: GET Committee; Tasha A. Kama
Subject: Request for written testimony

: The Honorable Michael J. Molina, Chair
e Honorable Keani N.W. Rawlins-Fernandez, Vice Chair
onorable Members of the Governance, Ethics, and Transparency committee

Fr: Kosianjra Kosi, Kamehameha Schools Maui

Date: August 29, 2019

: STRONG SUPPORT for <GET-26>, Maui County Legislative Package (proposal #1)

Meeting: Tuesday, September 3rd, 2019 at 9:00 am at Council Chambers, Kalana O Maui Building, 200 S High Street – 8th floor

My name is Kosianjra Kosi and I am a resident of Haiku. I am standing behind this issue because not only does it affect our oceans, it possibly affects our future but also the future of those who come after us. The injection wells have been proven from many cases to negatively affect not only our oceans but our groundwater. I strongly support Maui County seeking to settle the Lahaina Injection Well case (HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, RELATING TO THE CLEAN WATER ACT).

One of the more recognized instances of the negative impacts of the treated wastewater to our oceans is the Kahekili reefs. In an article titled "U.S. SUPREME COURT AGREES TO HEAR HAWAII CLEAN WATER ACT CASE," by earth justice, it states that "Though treated, the sewage still contains a variety of contaminants, including excess nutrients that have been linked to algae blooms and are shown to damage coral reefs" The treated wastewater has been flowing with the groundwater via the injection wells owned by Lahaina Wastewater Reclamation Facility. This wastewater along with groundwater flows near the Kahekili reefs and the "extra nutrients" mentioned in the article includes nitrogen, nitrogen causes algae blooms that degrade our reefs. Not only is it currently affecting the reefs it is also could affect the hawksbill sea turtle since the Kahekili reefs is an important foraging spot.

The county of Maui should resort to other ways to dispose of the treated wastewater that is not being sold to use for other purposes such as golf courses, hotels, etc. Some other ways to dispose of this treated wastewater in resourceful ways is to use it to restore dried outlands, save it to use for fires, and use it for agricultural needs.

I propose that Maui county supports wastewater reclamation facilities financially in taking that extra step to making this treated water suitable to drink. Not only would this be a way to help save our oceans and more but it will be a smart investment, unlike some other funded projects that may have had to cost or will cost millions and have had no utter importance.

According to <http://www.lahainanews.com/page/content.detail/id/565988/Urge-the-county-to-drop-its-injection-well-case.html?nav=9> the courts have affirmed that Maui county has violated the clean water act for 30 years and states in the article that "Soon this case will be in front of the U.S. Supreme Court and has the potential to strip vital protections from hundreds of streams, rivers, lakes and coastal waters by gutting the Clean Water Act."

Also not only does this affect us, our oceans, our sea life and our future on Maui. In the United States, this impacts the same things as us but in a much larger quantity. If the clean water act is taken away it gives wastewater

treatment facilities, chemical plants, concentrated animal feeding operations, mines, and oil and gas waste-treatment facilities the free pass to contaminate the water with the pollution they produce. As long as it is doing it through a pipe in the ground and getting into our nation's oceans via groundwater

I would like to thank you, Maui County Council for considering this matter. Thank you for the opportunity to testify.

Mahalo,

Kosianjra Kosi
Ha'iku, Maui

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GET Committee

From: Dawn Hegger <alaulapua@me.com>
Sent: Tuesday, September 03, 2019 2:23 PM
To: GET Committee
Subject: Testimony for GET 26
Attachments: GET - 26 Testimony.pdf

~ Mahalo Dawn

Dawn Hegger-Nordblom
alaulapua@me.com
808-282-2141

"There are no more committed people on the planet than surfers. We all fall down a lot. We turn around, paddle back out, and do it over and over again. Unlike anything else in life, the stoke of surfing is so high that failure quickly fades from memory," from the stand up paddle shop.

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September 3, 2019

Maui County Council
Governance, Ethics, and Transparency Committee

Chair Mr. Michael J. Molina,

Regarding: GET – 26
Hawaii Wildlife Fund, et AL. V. County of Maui, Civil 12-00198 SOM BMK,
U.S. Supreme Court Docket 18-260

Dear Honorable Molina and the Governance, Ethics, and Transparency Committee,

I apologize for the late testimony regarding GET – 26. I urge the Governance, Ethics, and Transparency Committee to not bring this case before the US Supreme Court.

I have worked for the State Department of Land and Natural Resources – Office of Conservation, the City and County of Honolulu – Honolulu Authority for Rapid Transportation, and the State Department of Defense, Hawaii Army National Guard. I have had the following roles as a planner, project manager and as the National Environmental Policy Act coordinator.

I've had to authorize permits, enforce permits, coordinate paperwork, and uphold Programmatic Agreements that comply with the Clean Water Act, among other County, State, and Federal laws. I also have conducted enforcement, written violation cases, and fined violator(s).

The Clean Water Act should not be weakened as it was established to protect our oceans, lakes, and rivers from pollution dumped into the ground. The basic protection that we deserve and expect would be negatively impacted. The decision made regarding GET - 26 will have far reaching implications to both land and water, close to Maui, and where the US has jurisdiction.

As a resident living on the West Side, I do not want to see the Clean Water Act degraded. I would like to see the nearshore and offshore waters protected to the full extent possible. I would like to see endangered species protected. I would like to see surfers, divers, fisherman, boaters, SUP have access to clean water. Thank you for your time and consideration.

Dawn Hegger-Nordblom
PO Box 1175
Lahaina, Hawaii 96767

GET Committee

From: Juan Rivera <Juan.Rivera@co.maui.hi.us>
Sent: Tuesday, September 03, 2019 2:01 PM
To: GET Committee
Subject: GET-26 Testimony
Attachments: GET-26.pdf

Aloha members of the council.

Please see my testimony on the subject issue. (attached)

Mahalo

Juan A. Rivera

Juan A. Rivera, P.E.
Design and Construction Section
County of Maui, Dept of Environmental Mgt
Wastewater Reclamation Division
2200 Main Street, Suite 610
Wailuku, Maui, HI 96793
Office: (808) 270-7268
Mobile/FaceTime: (808) 757-4281

- \$28.7M Capital
 - \$1.15M/yr. O&M
- Central Maui Recycled Water Study (2015)
 - \$91.4M Capital
 - \$5.4M/yr. O&M
 - \$20,300 per household.
- Lahaina WWRF Direct Potable Reuse (2018)
 - No existing regulatory framework
 - \$189M-\$201M Capital
 - \$4.5M-\$5.6M/yr. O&M
- CW Land Treatment Study (2018)
 - \$177M Capital
 - \$10/yr. O&M
- CW Satellite Recycled Water Facilities (2018)
 - \$129.9M Capital
 - \$2.25M/yr. O&M
 - Flows exceed demand

Be aware that none of the above alternatives completely eliminate the wells, as they are needed for emergencies.

I am afraid the County is falling into the trap of hysteria and it is not rationally considering all the ramifications and unintended consequences of this decision. Getting rid of the wells will probably come at a higher environmental cost than the status quo. This should not be allowed to happen. It is not fear-mongering, it is stating cold facts that challenge the plaintiff's views; a misinformed view that seek to take action for the sake of taking action, damned be the costs and the environmental impact of their so-called "solution".

I urge the County to allow the appeal to continue to the Supreme Court. We must include all factors in the analysis as we seek an efficient way to save the ocean, and the land, which has to be balanced with the impacts we are causing by the very remedial actions we choose to implement.

Mahalo

Juan A. Rivera
PE License HI-11715

GETTING RID OF THE INJECTION WELLS IS A BAD IDEA

Juan A. Rivera, P.E.

Design and Construction Supervisor, County of Maui, Wastewater Reclamation Division

September 3, 2019

Injection wells have been used on Maui since the 1970s as the preferred alternative for treated effluent disposal. They are cost effective as they flow by gravity without the need of pumping systems and are relatively easy to maintain. Since their construction, sewage treatment processes have significantly improved, making nitrogen removal more efficient, and the effluent is cleaner than ever. The County injection wells are regulated by IUC laws under the Safe Drinking Water Act, a standard that the County takes seriously and is vigilant about.

The County of Maui has been proactive over the last few years, researching alternatives to injection wells as nitrogen removal technology improves. The Lahaina WWRF is undergoing a \$50 million overhaul to maintain reliability, and improve efficiency by going from manual process control to state-of-the-art computerized process controls, using real-time monitoring of ammonia and dissolved oxygen levels. This project will be completed in early 2020, turning the Lahaina WWRF into the crown-jewel of the County wastewater system. However, we are currently at the point in the boundary of technology where further nitrogen removal comes at a very high cost, not only financial, but with environmental costs of their own.

The focus of this lawsuit has never been to encourage water reuse; it is specifically about exacting a benefit for the marine environment at the reefs. But fundamental questions remain overlooked: Does eliminating the injection wells accomplish this benefit? What is the trade-off between the benefit to the reef and the rest of the environment? We cannot ignore these questions as they have a profound effect on how best to attack this problem and avoid unintended consequences.

Consider this: The Lahaina injection wells are fed by gravity. No pumping required. Thus the environmental impact of this action - in terms of CO₂ emissions - is zero. Now consider the opposite: The wells are gone and all the effluent must be pumped uphill to the 300' elevation and 700' elevation reservoirs; this requires two 125HP pumps running continuously.

In terms of numbers: 125 HP is 93.2 kW, a kW/hr. costs \$0.33, and producing 1 kW/hr. of electricity on Maui generates about 1 pound of carbon dioxide (based EPA and MECO figures). This translates into \$540,000 annually to operate these two pumps, with an associated CO₂ footprint of over 800 tons! This is for only two pumps at a single site! This will still need major infrastructure with associated process pumping, additional UV disinfection (high energy) and ancillary systems. The carbon footprint of closing the wells is decidedly much higher than using the wells.

In terms of financial costs, the County has in possession the following studies, with their summarized costs, as follows:

- W-K WWRF R-1 Recycled Water Study (2015)

GET Committee

From: LoriAnn Tsuhako <LoriAnn.Tsuhako@co.maui.hi.us>
Sent: Tuesday, September 03, 2019 3:35 PM
To: GET Committee
Subject: Testimony on GET-26
Attachments: Testimony of Lori Tsuhako.pdf

Chairman Molina and members,

Unfortunately I am unable to be present to offer my testimony on the above item for today's meeting. I am instead submitting written testimony. Thank you very much for your consideration.

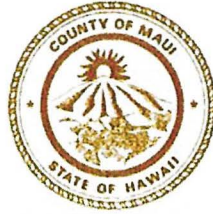
Sincerely,

Lori Tsuhako, LSW, ACSW
Director
Dept. of Housing and Human Concerns
2200 Main Street, #546
Wailuku, HI 96793
Phone: (808) 270-7478

MICHAEL P. VICTORINO
Mayor

LORI TSUHAKO
Director

LINDA R. MUNSELL
Deputy Director



DEPARTMENT OF HOUSING
& HUMAN CONCERNS
COUNTY OF MAUI
2200 MAIN STREET, SUITE 546
WAILUKU, MAUI, HAWAII 96793
PHONE: (808) 270-7805

September 3, 2019

The Honorable Michael J. Molina, Chair
and Members of the Government, Ethics, and Transparency Committee
Maui County Council

**RE: HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, CIVIL 12-00198 SOM BMK,
U.S. SUPREME COURT DOCKET 18-260 (GET-26)**

Dear Chair Molina and Committee Members:

I am Lori Tshako, Director of the County's Department of Housing and Human Concerns. Unfortunately, I was unable to be present to testify before your committee in person so am submitting written testimony.

I am neither an engineer nor a scientist, but instead a professional social worker leading a department deeply invested in the provision of affordable housing for our community.

The Department of Housing and Human Concerns (DHHC) is doing our best to help facilitate the development of housing for our residents. As all of you are aware, we are already facing substantial obstacles such as land and infrastructure cost that erode affordability of housing. Our major concern about this case is the impact a settlement and the prevailing Ninth Circuit ruling will have on housing projects. The collaborations between the County and affordable housing developers will be delayed/impacted if there is uncertainty as to whether the National Pollutant Discharge Elimination System (NPDES) permitting is required.

Essentially affordable housing in non-sewered areas of Maui County may come to a screeching halt. Housing projects currently in planning stages will be further delayed because they will need to be reviewed by the DOH. In general, allowing the Ninth Circuit's ruling to stand will add cost to all housing projects, especially those at affordable and workforce levels.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink that reads "Lori Tshako".

LORI TSUHAKO, LSW, ACSW
Director of Housing & Human Concerns

TO SUPPORT AND EMPOWER OUR COMMUNITY TO REACH ITS FULLEST
POTENTIAL FOR PERSONAL WELL-BEING AND SELF-RELIANCE