

GET Committee

From: Mike Moran <mmmmahalo2000@aol.com>
Sent: Sunday, May 19, 2019 11:24 AM
To: GET Committee; GET Committee
Subject: TESTIMONY FROM THE KIHEI COMMUNITY ASSOCIATION ON ITEM GET 26 FOR MON 5/20./19

Aloha Chair Molina and GET Committee members; Mike Moran for the Kihei Community Association (KCA) supporting GET- 26 the resolution to settle this matter, which should be approved.

Let's stop throwing good money after bad. Lets start spending money to protect our environment, protect our coral reef structure, protect our economy and protect our reputation.

We have a new Council under new leadership; a new mayor and we will soon have a new Corporation Counsel . Let's proceed forward with the new leadership and new technology and away from old thinking.

Do we wan't to "win" the suit before the Supreme Court, the nation and the world in the "biggest environmental case of this year," saying we believe it is fine to pollute the kai?

Let's settle this Maui issue on Maui, not in dysfunction Washington DC. Follow Maui law and bring proposed settlements to this new county council.

Mahalo,

Mike Moran

GET Committee

From: Rob Weltman <rweltman@twc.com>
Sent: Sunday, May 19, 2019 9:56 AM
To: GET Committee
Subject: Testimony regarding GET-26

Testimony regarding GET-26 - Settling the case of Hawaii Wildlife et al.
v. County of Maui, relating to the Clean Water Act

It is unfortunate that the County of Maui is entangled in litigation which the Council and Administration have inherited. Having lost in the US District Court of Hawaii and in the Ninth US Circuit Court of Appeals, previous administrations have pushed to have the Supreme Court rule that it is OK to dump processed wastewater in an injection well without a permit even if it results in pollutants reaching the ocean and damaging the coral reefs.

The current County Council and Administration share the concern of the Sierra Club that we must do whatever is necessary to protect our unique and fragile coastal environment. None of us want Maui to be known as the County that pushed the Supreme Court to allow polluters everywhere in the US to release contaminants into the ocean, as long as it is done indirectly. We would all prefer Maui to be known as a leader in protecting ocean water quality and the vibrant marine life that depends on it. None of us want to continue spending taxpayer money in court when that money could be used to solve the wastewater problems we are all aware of.

For all of these reasons, Sierra Club believes it is in the interest of the County, our marine environment, our tourism-based economy and our ocean-loving population to withdraw from the Supreme Court case and settle the litigation once and for all. There is a proposal on the table which will do just that, ensuring that financial resources are used to improve our ocean health and not to prolong the conflict.

Rob Weltman
Sierra Club Maui Group, Chairperson

GET Committee

From: rcm_54@everyactioncustom.com on behalf of Richard Monarch <rcm_54@everyactioncustom.com>
Sent: Sunday, May 19, 2019 3:11 AM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,
Richard Monarch
26 Warren St Hull, MA 02045-2318
rcm_54@yahoo.com

GET Committee

From: moku2121@everyactioncustom.com on behalf of Barbara Zawacki <moku2121@everyactioncustom.com>
Sent: Sunday, May 19, 2019 3:59 AM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,
Barbara Zawacki
2191 S Kihei Rd Kihei, HI 96753-8627
moku2121@gmail.com

GET Committee

From: Saraemberhawk@everyactioncustom.com on behalf of Ember Behrendt
<Saraemberhawk@everyactioncustom.com>
Sent: Sunday, May 19, 2019 4:22 AM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,
Ember Behrendt
367 Ho'Olawa Rd Haiku, HI 96708
Saraemberhawk@gmail.com

GET Committee

From: cocolafo@everyactioncustom.com on behalf of Olaf Behrendt
<cocolafo@everyactioncustom.com>
Sent: Sunday, May 19, 2019 4:26 AM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,
Olaf Behrendt
367 Ho'Olawa Rd Haiku, HI 96708
cocolafo@gmail.com

GET Committee

From: nomadathart@everyactioncustom.com on behalf of Denise Colgrove
<nomadathart@everyactioncustom.com>
Sent: Sunday, May 19, 2019 6:09 AM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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.

It is so important to 1, save ur coral reefes and thus the fish needed for food and biodiversity. And 2 to conserve the precious water that can be better used in irrigation and give th crops the i creased nigrogen content to facilitate growth and abundance.

Sincerely,
Denise Colgrove
12 Machida Ln Hilo, HI 96720-4938
nomadathart@yahoo.com

GET Committee

From: joe_simmons@everyactioncustom.com on behalf of Joe Simmons
<joe_simmons@everyactioncustom.com>
Sent: Sunday, May 19, 2019 8:17 AM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,
Joe Simmons
711 Upper Ulumalu Rd Haiku, HI 96708-5210 joe_simmons@yahoo.com

GET Committee

From: carlonmaui@everyactioncustom.com on behalf of Carl Martin
<carlonmaui@everyactioncustom.com>
Sent: Sunday, May 19, 2019 9:27 AM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,
Carl Martin
158 Honopou Rd Paia, HI 96779
carlonmaui@aahoo.com

GET Committee

From: annmariewalker26@everyactioncustom.com on behalf of ann marie walker
<annmariewalker26@everyactioncustom.com>
Sent: Sunday, May 19, 2019 10:50 AM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

Dear Mayor Victorino,

I've been teaching Special Education at King Kekaulike High School for over 20 years, and with regret, I'm not able to attend today's meeting. I support the Council 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.

Mahalo for your consideration of this serious matter.

Sincerely,
Ann Marie Walker
Special Education
Secondary Education Social Studies
Teacher at King Kekaulike High School
(808) 727-3625

Sincerely,
ann marie walker
2660 Iolani St Makawao, HI 96768-8733
annmariewalker26@yahoo.com

GET Committee

From: 123@everyactioncustom.com on behalf of R C <123@everyactioncustom.com>
Sent: Sunday, May 19, 2019 11:12 AM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,
R C
Hawaii Kaneohe, HI 96744
123@gmail.com

GET Committee

From: molanistar@everyactioncustom.com on behalf of Mr Greg Streamer
<molanistar@everyactioncustom.com>
Sent: Sunday, May 19, 2019 1:01 PM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case This Is Very Important To Our Future.!!

Dear Maui County GET Committee,

I support the Council 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. Please find it in your hearts to care for Hawaii's Oceans, Air And Lands For Our Children's Future.!!!

Sincerely,
Mr Greg Streamer
109 E Waipuilani Rd Kihei, HI 96753-8245 molanistar@gmail.com

GET Committee

From: JSUSIE23@everyactioncustom.com on behalf of DR SUSAN CASWELL <JSUSIE23@everyactioncustom.com>
Sent: Sunday, May 19, 2019 3:01 PM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,
DR SUSAN CASWELL
PO Box 347 Paauilo, HI 96776-0347
JSUSIE23@HAWAII.RR.COM

GET Committee

From: ulukitty@everyactioncustom.com on behalf of Joy Tamayose
<ulukitty@everyactioncustom.com>
Sent: Sunday, May 19, 2019 5:00 PM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,

Mahalo for ensuring that the County of Maui does not use funds to weaken the Clean Water Act but rather invests in ensuring that our wastewater facilities do not discharge pollutants into the ocean.

Sincerely,
Joy Tamayose
90 Maluna Pl Haiku, HI 96708-5233
ulukitty@aol.com

GET Committee

From: colorless.kaleidoscope@everyactioncustom.com on behalf of Aline Tran
<colorless.kaleidoscope@everyactioncustom.com>
Sent: Sunday, May 19, 2019 6:28 PM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,
Aline Tran
1001 Queen St Apt 2610 Honolulu, HI 96814-5232 colorless.kaleidoscope@gmail.com

GET Committee

From: suzanwood@everyactioncustom.com on behalf of Suzan Wood
<suzanwood@everyactioncustom.com>
Sent: Sunday, May 19, 2019 7:34 PM
To: GET Committee
Subject: This situation seems absurd. Spending millions of dollars fighting to keep polluting instead of fixing the problem. Please do the right thing.

Dear Maui County GET Committee,

I support the Council 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,
Suzan Wood
679 Kaapuni Pl Kihei, HI 96753-9222
suzanwood@shaw.ca

GET Committee

From: stevepaselk@everyactioncustom.com on behalf of Steve Paselk
<stevepaselk@everyactioncustom.com>
Sent: Sunday, May 19, 2019 10:10 PM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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.

Putting strained sewage water into the ocean for 40 years from the Lahaina, Kihei, and Kahului Wastewater Treatment Plants continues to be Crimes against Nature and is inexcusable. It has only occurred because of a lack of media attention public awareness and collective outrage, opposition from powerful high income interests, and officials who cover their eyes pretend and ignore the problem and don't have the courage to propose spending the money to deal with the issue. Please settle the case and begin the process to upgrade the entire treatment systems. My vision is to add tertiary treatment to all three systems and truly make the water safe for agriculture and to create forested greenbelts with hiking trails above Lahaina Kihei and surrounding Kahului possible utilizing carbon offset grants to help create them. You have the opportunity at this Council meeting to put your name down in favor of ending the madness and beginning the work to find positive solutions.-Steve Paselk

Sincerely,
Steve Paselk
19 Luna Ln Paia, HI 96779-8621
stevepaselk@gmail.com

GET Committee

From: hammerheadamy@everyactioncustom.com on behalf of Amy Stephens
<hammerheadamy@everyactioncustom.com>
Sent: Sunday, May 19, 2019 10:37 PM
To: GET Committee
Subject: Please settle the Lahaina Injections Wells case

Dear Maui County GET Committee,

I support the Council 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,
Amy Stephens
81 Loa Pl Lahaina, HI 96761-9181
hammerheadamy@hotmail.com

GET Committee

From: Stuart Coleman <scoleman@surfrider.org>
Sent: Sunday, May 19, 2019 7:11 PM
To: GET Committee
Cc: Kelly King; Mike J. Molina; Keani N. Rawlins
Subject: Testimony in Strong Support of Resolution 19-178, "Requiring Settlement..."
Attachments: SF-Maui-Inject.Wells.Reso-5-18-19.doc

May 18, 2019

In Support of Resolution No.19-178 "Requiring Settlement Offers in
Hawaii Wildlife Fund, Et Al. V. County of Maui"
May 20, 2019, 9:00am, GET Hearing, Council Chamber

Aloha, Chair Molina, Vice Chair Rawlins-Fernandez & Members of the GET Committee:

As the Hawaii Regional Manager of the Surfrider Foundation, I am writing in strong support of Resolution No. 19-178, which would require that "settlement offers in the case of Hawaii Wildlife Fund, Et Al. V. County of Maui, relating to the Clean Water Act, be transmitted to the Council for Approval or Disapproval." As a supporting party in this case, Surfrider is committed to clean water, and we have worked with Earth Justice and our partners for years to improve the quality of Maui's coastal waters by asking the Lahaina Wastewater Plant to stop injecting partially treated wastewater into its injection wells.

The motto of our coalition is "Don't Inject, Redirect." Scientists have shown that the injected wastewater has negative effects on the coral reef ecology at Kahekili Beach, and we believe the Wastewater Plant can redirect that water into other productive uses. We should be redirecting our reclaimed water into beneficial uses to meet arid West Maui's demand for fresh water for irrigation, not injecting it into wells that go straight out to the reef. This could be a valuable resource that would provide much needed water for golf courses, commercial landscaping, and agriculture. Thankfully, Maui County has an ordinance in place that says that if the county brings the water to a commercial customer, they have to use it.

Instead of working with our coalition to find solutions, the former Mayor chose to litigate, not mitigate. Maui County has already spent millions of dollars on mainland law firms to fight this case, and each appeal has cost the taxpayers more and more money. This case is hurting the local economy and damaging Maui County's image and reputation. Rather than promoting our county as a responsible steward of stunning natural treasures, we're being portrayed in national media as a polluter who doesn't care about our beautiful local reefs. This is embarrassing and could be avoided by redirecting the wastewater.

Now that this lawsuit is scheduled to go before the U. S. Supreme Court, Maui County's current stance is being supported by a rogue's gallery of corporate polluters like the American Petroleum Institute and the National Mining Association. They want to use this case to sabotage the Clean Water Act and justify environmental disasters like cyanide drainage from mines and leaking oil pipelines. We don't want to people to associate Maui County with these polluters; nor do we want to help their efforts to undermine the Clean Water Act on a national level.

For over a decade, the County's has fought to allow the Lahaina facility to keep polluting the Kahekili reef, and our coalition tried to work with the former Mayor to find practical alternatives. But now we have a new mayor and a new county council who can turn this around. Our county leadership can put an end this fight and start to build a solution instead. Mayor Victorino and the County Council have the opportunity to do the responsible thing for Maui County and protect our reputation and our reefs at the same time. We should use our time, energy and taxpayer dollars to fix the problem, not fight the solution.

The Surfrider Foundation's Maui Chapter and four other chapters across the Islands support this Resolution because it empowers the Maui County Council to help find practical applications for the reclaimed water. This will not only save the County money, but it will also help restore Maui's reputation as a popular destination where people treasure our coastal waters and pristine environment.

If we start planning now, Maui County can build out a long-term solution for our water system that will give us something to be proud of, instead of embarrassing stories in the news around the country. But if the County continues to push this case all the way to the Supreme Court in Washington, D.C., we will damage our reputation as a place where people work together in the spirit of aloha to find practical, mutually beneficial solutions. This bill will get us moving in the right direction, and we appreciate the leadership of the Maui County Council in working to resolve this issue together.

Aloha,

Stuart Coleman

Stuart H. Coleman, Hawaii Manager

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Stuart H. Coleman | Hawaiian Islands Manager | [Surfrider Foundation](#)
808-381-6220 | scoleman@surfrider.org



May 18, 2019

In Support of Resolution No.19-178 "Requiring Settlement Offers in
Hawaii Wildlife Fund, Et Al. V. County of Maui"
May 20, 2019, 9:00am, GET Hearing, Council Chamber

Aloha, Chair Molina, Vice Chair Rawlins-Fernandez & Members of the GET Committee:

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The motto of our coalition is "Don't Inject, Redirect." Scientists have shown that the injected wastewater has negative effects on the coral reef ecology at Kahekili Beach, and we believe the Wastewater Plant can redirect that water into other productive uses. We should be redirecting our reclaimed water into beneficial uses to meet arid West Maui's demand for fresh water for irrigation, not injecting it into wells that go straight out to the reef. This could be a valuable resource that would provide much needed water for golf courses, commercial landscaping, and agriculture. Thankfully, Maui County has an ordinance in place that says that if the county brings the water to a commercial customer, they have to use it.

Instead of working with our coalition to find solutions, the former Mayor chose to litigate, not mitigate. Maui County has already spent millions of dollars on mainland law firms to fight this case, and each appeal has cost the taxpayers more and more money. This case is hurting the local economy and damaging Maui County's image and reputation. Rather than promoting our county as a responsible steward of stunning natural treasures, we're being portrayed in national media as a polluter who doesn't care about our beautiful local reefs. This is embarrassing and could be avoided by redirecting the wastewater.

Now that this lawsuit is scheduled to go before the U. S. Supreme Court, Maui County's current stance is being supported by a rogue's gallery of corporate polluters like the American Petroleum Institute and the National Mining Association. They want to use this case to sabotage the Clean Water Act and justify environmental disasters like cyanide drainage from mines and leaking oil pipelines. We don't want to people to associate Maui County with these polluters; nor do we want to help their efforts to undermine the Clean Water Act on a national level.

For over a decade, the County's has fought to allow the Lahaina facility to keep polluting the Kahekili reef, and our coalition tried to work with the former Mayor to find practical alternatives. But now we have a new mayor and a new county council who can turn this around. Our county leadership can put an end this fight and start to build a solution instead. Mayor Victorino and the County Council have the opportunity to



do the responsible thing for Maui County and protect our reputation and our reefs at the same time. We should use our time, energy and taxpayer dollars to fix the problem, not fight the solution.

The Surfrider Foundation's Maui Chapter and four other chapters across the Islands support this Resolution because it empowers the Maui County Council to help find practical applications for the reclaimed water. This will not only save the County money, but it will also help restore Maui's reputation as a popular destination where people treasure our coastal waters and pristine environment.

If we start planning now, Maui County can build out a long-term solution for our water system that will give us something to be proud of, instead of embarrassing stories in the news around the country. But if the County continues to push this case all the way to the Supreme Court in Washington, D.C., we will damage our reputation as a place where people work together in the spirit of aloha to find practical, mutually beneficial solutions. This bill will get us moving in the right direction, and we appreciate the leadership of the Maui County Council in working to resolve this issue together.

Aloha,

Stuart Coleman

Stuart H. Coleman, Hawaii Manager