



EAST MAUI IRRIGATION COMPANY, LIMITED P.O. BOX 791628, PAIA, MAUI, HAWAII 96779-1628

P.O. Box 3440, Honolulu, Hawaii 96801

September 9, 2019

Scott J. Glenn
Director
Office of Environmental Quality Control
Department of Health, State of Hawai'i
235 South Beretania Street, Room 702
Honolulu, Hawai'i 96813

Suzanne Case Chairperson Department of Land and Natural Resources State of Hawai'i 1151 Punchbowl Street Honolulu, Hawai'i 96813

Dear Mr. Glenn and Ms. Case:

With this letter Alexander & Baldwin Inc. (A&B) and East Maui Irrigation Company, Limited (EMI) hereby transmits this Draft Environmental Impact Statement (DEIS) for the *Proposed Lease (Water Lease) for the Nāhiku, Ke'anae, Honomanū, and Huelo License Areas*, situated at TMK Nos. (2) 1-2-004:005, 007 (por.), 1-1-002:002, 1-1-001:044, 1-1-001:050, 2-9-014:001, 005, 011, 012, 017 in the Makawao and Hāna Districts, on the island of Maui. The DEIS has been prepared pursuant to the Board of Land and Natural Resources' 2016 order to A&B and EMI to proceed with the preparation of an environmental impact statement.

Enclosed are a completed Applicant Publication Form, a searchable PDF of the DEIS (Volumes I, II, and III), and a searchable PDF of the distribution list (with a copy of the same sent via electronic mail to oegc@doh.hawaii.gov).

Pursuant to the requirements of Sections 11-200-3 and 11-200-15, Hawai'i Administrative Rules, we request that you publish notice of the DEIS in the next available periodic bulletin (The Environmental Notice), which we believe to be the September 23, 2019 issue. This will enable the public to submit comments to A&B's consultant, with copies to the DNLR, during the forty-five day public comment period.

If there are any questions, please contact our consultant, Mr. Earl Matsukawa at (808) 946-2277.

Sincerely,

Alexander & Baldwin, Inc.

East Maui Irrigation Co., Ltd.

Man Varyet

cc: WOC

Encls.:

(1) Completed OEQC Applicant Publication Form(2) Searchable PDF of the DEIS and distribution list

Supplemental EIS

Determination

Project Name:

APPLICANTPUBLICATION FORM

Proposed Lease (Water Lease) for the Nāhiku, Ke'anae, Honomanū, and Huelo License Areas

Project Short Name:	DEIS East Maui Water Lease
HRS §343-5 Trigger(s):	Use of State land
Island(s):	Maui
Judicial District(s):	Makawao and Hāna
TMK(s):	1-2-004:005, 007; 1-1-002:002; 1-1-001:44, 050; and, 2-9-014:001, 005, 011, 012, 017
Permit(s)/Approval(s):	Application for a long-term lease of State land in the Nāhiku, Ke'anae, Honomanū, and Huelo License Areas
Approving Agency:	Board of Land and Natural Resources
Contact Name, Email, Telephone, Address	Mr. Ian Hirokawa, <u>ian.c.hirokawa@hawaii.gov</u> , (808) 587-0400, 1151 Punchbowl St. Honolulu, HI 96813
Applicant:	Alexander & Baldwin Inc. (A&B)/East Maui Irrigation Company, Limited (EMI), collectively referred to as "A&B"
Contact Name, Email, Telephone, Address	A&B / EMI, <u>waterleaseeis@wilsonokamoto.com</u>
Consultant:	Wilson Okamoto Corporation
Contact Name, Email, Telephone, Address	Mr. Earl Matsukawa AICP, <u>waterleaseeis@wilsonokamoto.com</u> , (808) 946-2277, 1907, S. Beretania Street, Suite 400 Honolulu, HI 96826
Status (select one) DEA-AFNSI	Submittal Requirements Submit 1) the approving agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the DEA, and 4) a searchable PDF of the DEA; a 30-day comment period follows from the date of publication in the Notice.
FEA-FONSI	Submit 1) the approving agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEA, and 4) a searchable PDF of the FEA; no comment period follows from publication in the Notice.
FEA-EISPN	Submit 1) the approving agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEA, and 4) a searchable PDF of the FEA; a 30-day comment period follows from the date of publication in the Notice.
Act 172-12 EISPN ("Direct to EIS")	Submit 1) the approving agency notice of determination letter on agency letterhead and 2) this completed OEQC publication form as a Word file; no EA is required and a 30-day comment period follows from the date of publication in the Notice.
XDEIS	Submit 1) a transmittal letter to the OEQC and to the approving agency, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the DEIS, 4) a searchable PDF of the DEIS, and 5) a searchable PDF of the distribution list; a 45-day comment period follows from the date of publication in the Notice.
FEIS	Submit 1) a transmittal letter to the OEQC and to the approving agency, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEIS, 4) a searchable PDF of the FEIS, and 5) a searchable PDF of the distribution list; no comment period follows from publication in the Notice.
FEIS Acceptance Determination	The approving agency simultaneously transmits to both the OEQC and the applicant a letter of its determination of acceptance or nonacceptance (pursuant to Section 11-200-23, HAR) of the FEIS; no comment period ensues upon publication in the Notice.
FEIS Statutory Acceptance	The approving agency simultaneously transmits to both the OEQC and the applicant a notice that it did not make a timely determination on the acceptance or nonacceptance of the applicant's FEIS under Section 343-5(c), HRS, and therefore the applicant's FEIS is deemed accepted as a matter of law.

The approving agency simultaneously transmits its notice to both the applicant and the OEQC that it

has reviewed (pursuant to Section 11-200-27, HAR) the previously accepted FEIS and determines that

	a supplemental EIS is or is not required; no EA is required and no comment period ensues upon publication in the Notice.
Withdrawal	Identify the specific document(s) to withdraw and explain in the project summary section. Contact the OEQC if your action is not one of the above items.

Project Summary

Provide a description of the proposed action and purpose and need in 200 words or less.

The Proposed Action constitutes the issuance of a long-term (30-year) Water Lease from the BLNR that grants the lessee the "right, privilege, and authority to enter and go upon" the License Area for the "purpose of developing, diverting, transporting, and using government owned waters" through the existing EMI Aqueduct System which supplies water to domestic and agricultural water users. The Water Lease, which will be awarded by public auction, will enable the lessee to enter upon lands owned by the State of Hawai'i in order to maintain and repair existing access roads and trails used as part of the EMI Aqueduct System, and will allow for the continued operation of the EMI Aqueduct System to deliver water to the MDWS for domestic and agricultural water needs in Upcountry Maui, including the agricultural users at the KAP and the planned 262-acre KAP expansion, as well as for the Nāhiku community, which, through the MDWS, draws up 20,000 to 45,000 gallons per day (gpd), dependent on weather, directly from the EMI Aqueduct System. It will also allow the continued provision of water to approximately 30,000 acres of agricultural lands (formerly in sugarcane) in Central Maui.

VOL. 1

Proposed Lease (Water Lease) for the Nāhiku, Ke'anae, Honomanū, and Huelo License Areas

Draft Environmental Impact Statement



September 2019

Prepared For



Prepared By



Wilson Okamoto Corporation 1907 South Beretania Street, Suite 400 Honolulu, Hawaii 96826

Proposed Lease (Water Lease) for the Nāhiku, Ke'anae, Honomanū, and Huelo License Areas

Draft Environmental Impact Statement September 2019

Prepared For Alexander & Baldwin, Inc. East Maui Irrigation Company, Ltd.

Prepared By
Wilson Okamoto Corporation
1907 South Beretania Street, Suite 400
Honolulu, Hawaii 96826

This Draft Environmental Impact Statement and all ancillary documents were prepared under my direction or supervision, and the information submitted, to the best of my knowledge, fully addresses document content requirements set forth in Hawai'i Revised Statutes, Chapter 343 and Hawai'i Administrative Rules, § 11-200-17, as applicable.

arl Matsukawa, AICP

Vice President, Director-Planning Wilson Okamoto Corporation

September 11, 2019

Date



Content Checklist

Draft EIS Compliance	НА	R 11-20	00-17 Draft EIS Content Requirements
			aft EIS shall contain at a minimum the information
	Α		ed in this section (11-200-17)
Executive Summary	В	Summa	ary Sheet with the following
Executive Summary		1	Brief description of the Proposed Action
Executive Summary		2	Significant beneficial/adverse/cumulative/secondary impacts
Executive Summary		3	Proposed mitigation measures
Executive Summary		4	Alternatives considered
Executive Summary		5	Unresolved issues
Executive Summary		6	Compatibility with land use plans/policies; listing of permits/approvals
Table of Contents	С	Table o	of Contents
Section 1.1	D	Statem	ent of Purpose/Need for the Proposed Action
Chapter 2	_	-	Description with enough detail to evaluate mental impacts
Chapter 2, Figs.4-2 to 4, 4-21 to 26		1	Detailed map (USGS topo, Firm, or floodway boundary)
Section 1.2		2	Statement of objectives
Chapter 2		3	General description of action's characteristics:
Chapter 2		а	Technical
Section 4.7		b	Social
Chapter 4		С	Environmental
Section 2.1		4	Use of public funds or lands for the action
Section 2.1.5		5	Phasing and timing of the action
Chapter 4, Figs. 4-1 to 31		6	Summary technical data, diagrams etc. for evaluation of potential impacts
Section 1.3		7	Historic perspective
Chapter 3	F	Rigoro	us exploration and objective evaluation of alternatives
Section 3.3		1	No action
Section 3.2		2	Different nature with similar benefits and different environmental impacts
Section 3.2		3	Alternate designs or details
		4	Postponing the action
Section 3.1		5	Alternative locations
Section 3.4		6	Comparative evaluation of benefits, costs, risks of reasonable alternatives
Chapter 4	G	Existin	g environmental setting
Chapter 4		1	Local
Section 4.2.1 Streams & 4.4 Flora/Fauna		3	Rare or unique environmental resources
Section 4.18.4			Related projects in area contributing to possible cumulative effect

Section 2.1.3.1		5	Area's population/growth characteristics & assumptions
Section 4.7.2			used to justify the action
Section 4.17 (none)		6	Secondary population/growth characteristics
Chapter 5	Н	Relation and co	nship of Proposed Action to land use plans, policies ntrols
Chapter 5		1	For conflicts, extent to which conflict has been reconciled and reasons for proceeding
Section 5.8		2	List of necessary approvals and status of each
Chapter 4		Statem	ent of probable impacts
Chapter 4		1	Consideration of all phases
Section 4.17		2	Direct/indirect
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Section 4.17		4	Secondary impacts
Section 4.7.2		5	Estimated population impacts
Section 4.7.2		6	Effects of population change
Section 6.3		7	Direct or indirect sources of pollution
Chapter 7	J		onship between local short-term uses of environment aintenance/enhancement of long-term productivity
Chapter 7.1		1	Trade-offs/short-term & long-term gains/losses
Chapter 7.2		2	Extent to which Proposed Action forecloses future options
Chapter 7.3		3	Narrows range of beneficial uses
Chapter 7.5		4	Poses long-term risks to health and safety
Chapter 7.4		5	Environmentally significant consequences
Chapter 6	K	Irrever	sible/irretrievable commitments of resources
Section 6.4		1	Unavoidable impacts
Section 6.1		2	Use of non-renewable resources
Section 6.2		3	Curtails range of beneficial uses
Section 6.3		4	Possibility of environmental accidents resulting from any phase of Proposed Action
Sec.4.2.1,4.4,4.5,4.6		5	Loss/destruction of natural/cultural resources
Section 6.4	L	All prol avoide	pable adverse environmental effects that cannot be
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Sections 1.3.4, 2.1.3		2	Other governmental policies that offset adverse environmental effects
Chapter 3		3	Ability of reasonable alternatives to achieve countervailing benefits to avoid adverse effects
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Chapter 4		2	Timing of mitigations/commitments to assuring mitigation

Chapter 8	N	1	Summarize unresolved issues
Chapter 8		2	How they will be resolved prior to implementing action or overridding reasons for proceeding without resolution
Chapter 9	0	1	Consulted parties
Chapter 10		2	Disclosure of preparers
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A no no a se eller i I	2017	
Appendix L	Scoping Meeting For the Water Lease for the Nāhiku, Ke'anae, Hon Huelo License Areas EISPN Transcript of Proceedings Thursday, F 2017	
Appendix M	Scoping Meeting and EISPN Comments and Responses	

LIST OF ACRONYMS USED

The following is a list of acronyms and abbreviations used in this Environmental Impact Statement (EIS).

A&B Alexander and Baldwin, Inc.
AIS Archeological Inventory Survey

ALISH Agricultural Land of Importance to the State of Hawai'i

ASCE American Society of Civil Engineers

BFQ₅₀ A stream's median base flow

BLNR Board of Land and Natural Resources

BMP Best management practice
CDP Census-Designated Place
cfs Cubic feet per second
CIA Cultural Impact Assessment

COL Conclusions of Law from the CWRM D&O

CSH Cultural Surveys Hawaiii, Inc.

CWRM Commission on Water Resources Management

CWRM D&O The Commission on Water Resources Management Findings of Fact,

Conclusion of Law, and Decision and Order in Case CCH-MA13-01,

dated June 20,2018

CZM Coastal Zone Management

CZMP Coastal Zone Management Program

DAR Division of Aquatic Resources

DBEDT Department of Business, Economic Development and Tourism

DEIS Draft Environmental Impact Statement
DHHL Department of Hawaiian Home Lands

DLNR State of Hawai'i Department of Land and Natural Resources

DOE State of Hawai'i Department of Education
DOH State of Hawai'i Department of Health
EIS Environmental Impact Statement

EISPN Environmental Impact Statement Preparation Notice

EMI East Maui Irrigation Company, LLC EMWP East Maui Watershed Partnership EPA Environmental Protection Agency

F Fahrenheit

FEIS Final Environmental Impact Statement
FEMA Federal Emergency Management Agency

FIRM Flood Insurance Rate Maps

FOF Findings of Fact from the CWRM D&O

GET General Excise Tax

GHG Greenhouse Gas Emissions
GIS Geographic Information System

gpd Gallons per day

H₉₀ 64% of the median base flow, which generally represents the flow

necessary to restore 90% of the habitat in a stream

HAER Historic American Engineering Survey

HAR Hawai'i Administrative Rules

HC&S Hawaiian Commercial & Sugar Company

HDA Hawai'i Department of Agriculture HKLD Hana very stony silty clay loam

HRS Hawai'i Revised Statutes
HSA Historic Structure Assessment

HSHEP Hawaiian Stream Habitat Evaluation Procedure

HU Habitat Units HwC Honolua silty clay

IAL Important Agricultural Lands
IFS Instream Flow Standard

IFSAR Instream Flow Standard Assessment Reports

IIFS Interim Instream Flow Standards

IPCC Intergovernmental Panel on Climate Change

KAP Kula Agricultural Park kgal Thousand gallons

LCA Land Commission Award

LRFI Literature Review and Field Inspection

LSB Hawai'i Land Study Bureau

LUC State of Hawai'i Land Use Commission

m Meter

MBTA Migratory Bird Treaty Act MCC Maui Country Code

MDWS County of Maui Department of Water Supply

MECO Maui Electric Company mgd Million gallons per day MIP Maui Island Plan

mm Millimeter

MMMC Maui Memorial Medical Center MRC Marine Research Consultants, Inc.

MTF Maui Tomorrow Foundation

mW Megawatts

NAAQS National Ambient Air Quality Standards

NAR Natural Area Reserve

NHLC Native Hawaiian Legal Corporation NHO Native Hawaiian Organizations

NOAA National Oceanic and Atmospheric Administration

NRCS Natural Resources Conservation Service NRHP National Register of Historic Places

NSI No Significant Impacts

OEQC Office of Environmental Quality Control

OHA Office of Hawaiian Affairs

PA Proposed Action

PacIOOS Pacific Islands Ocean Observing System

PASH Public Access Shoreline Hawai'i
PUC Public Utilities Commission
Q90 Low flow/drought conditions
RGB Rural Growth Boundary
RSLC Rate of sea-level change

rSM Stony alluvial land SA Significantly Adverse

SB Significant Beneficial Impact

SBR Service Business/Single Family Residential

SE Sea Engineering, Inc.
SIA Social Impact Assessment

SHPD State Historic Preservation Division

SLC Sea-level change

Soil Survey Geographic Database SSURGO

Small Town Boundary under the Maui Island Plan STB Science, Technology, Engineering, and Mathematics STEM

SWCA Environmental Consultants SWCA

SWPP State Water Projects Plan

SY Sustainable Yield TMK Tax Map Key

UBC

Uniform Building Code Urban Growth Boundary under the Maui Island Plan UGB

University of Hawai'i Maui College UHMC U.S. Department of Agriculture USDA U.S. Fish and Wildlife Service USFWS United States Geological Survey USGS Wilson Okamoto Corporation WOC WTP Water Treatment Plant

WWRF Wastewater Reclamation Facility

SUMMARY

Project Name: Proposed Lease (Water Lease) for the Nāhiku, Ke'anae,

Honomanū, and Huelo License Areas

Proposing Entity: Alexander & Baldwin Inc. (A&B) / East Maui Irrigation

Company, Limited (EMI), collectively referred to as "A&B"

Approving Agency: Department of Land and Natural Resources

1151 Punchbowl St., Honolulu, HI 96813

Contact: Mr. Ian Hirokawa

Location: East Maui

Tax Map Keys: (2) 1-2-004:005, 007 (por.)

(2) 1-1-002:002(2) 1-1-001:044(2) 1-1-001:050;

(2) 2-9-014:001, 005, 011, 012, 017

Land Area: 33,000 acres (approximate)

Recorded Fee Owner: State of Hawai'i,

Department of Land and Natural Resources

Existing Use: Native forest, existing EMI Aqueduct System and

Infrastructure, otherwise generally undeveloped

State Land Use District: Conservation

Special Management Area: License Area is outside of SMA

County of Maui Zoning: Interim, License Area is completely within the State

Conservation District.

Maui Island Plan: The Maui Island Plan Directed Growth Maps show that there

are no Urban, Small Town or Rural Growth areas located

within the License Area.

Flood Zone Designation: Zones X and A

Proposed Action: Issuance of one long-term lease of State land from the Board

of Land and Natural Resources pursuant to Hawai'i Revised Statutes (HRS) Section 171-58(c) for the "right, privilege, and authority to enter and go upon" the State-owned Nāhiku, Ke'anae, Honomanū, and Huelo license areas "for the purpose of developing, diverting, transporting, and using government-owned waters" including the right to go upon those State lands to maintain and repair existing access roads and trails used in connection with the privately owned water

aqueduct system.

Impacts: Analysis of the following environmental resource criteria have

been addressed in the Draft EIS:

Physiography Hydrology Natural Hazards Natural Environment

Historic and Archaeological Resources Cultural Resources and Practices Socio Economic Characteristics Recreational Uses and Park Facilities

Visual Resources

Air Quality Noise

Hazardous Materials

Traffic

Public Services and Facilities Infrastructure and Utilities

Secondary and Cumulative Impacts

Determination: By order dated July 8, 2016, the BLNR instructed that "A&B

and EMI should proceed with the preparation of an environmental impact statement (EIS) in an expeditious

manner as possible."

The potential for significant environmental impacts requires the

preparation of an EIS.

Agencies Consulted

in EIS Process: See Chapter 9

Planning Consultant: Mr. Earl Matsukawa, AICP

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