

ASSOCIATION OF HAWAIIAN CIVIC CLUBS

A RESOLUTION

No. 2018 – 38

KA PAIPAI IKAIKA I NĀ ALAKA‘I O KA MOKU‘ĀINA ‘O HAWAI‘I E HŌ‘OIA I KA HO‘IHO‘I PIHA O NĀ KAHAWAI O MAUI HIKINA E LIKE ME KA MEA I PALAPALA ‘IA MA NĀ HANA A NĀ MOKU AUPUNI O KO‘OLAU HUI NO KA MĀLAMA MAU I NĀ ULULĀ‘AU MA KA LAWA O KA WAI

‘OIAI, nui ko Maui Hikina ‘āina kumu wai, ma kahi o 60,000 eka a ‘oi iki a‘e ‘o ka hapanui ia he mau ululā‘au ‘ōiwi, e pi‘i aku a ke ki‘eki‘ena 8,000 ma ka ihona o Haleakalā; a

‘OIAI, ‘o ka ua kūmakahiki he 300 ‘īniha a ‘oi a‘e o ka makahiki ma ka ‘āina kumu wai o Maui Hikina; a

‘OIAI, no 120 makahiki a ‘oi a‘e, ua ‘ae ‘ia ko Alexander & Baldwin (A&B) a me ko East Maui Irrigation (EMI), he hui a A&B, ho‘okahe i ka wai no ka ho‘oulu meakanu, no ka ho‘ohana kūloko, a me nā kumu hou aku lā mai Maui Hikina a i Kula a Maui Waena; a

‘OIAI, ua kūkulu ‘ia ka ‘ōnaehana ‘ā laina wai e EMI ma nā mahele, mai ka 1870 a i ka 1923; a

‘OIAI, ua ho‘opi‘i ‘o Nā Moku Aupuni O Ko‘olau Hui, he hui nō ia o nā mahi‘ai kalo, nā kānaka lawai‘a, nā kānaka hahai holoholona, a me nā loa Hawaii‘i, ma ka makahiki 2001, no ka ho‘iho‘i mai i ke kahewai no 24 a ‘oi a‘e ka a A&B e ho‘ohana ana ma ka mahikō i pāhewa nā meaola ma ke kahawai, ka mahi kalo ‘ana a kekahi mau hana ku‘una hou aku; a

‘OIAI, ma ka makahiki 2003, ua ‘āpono Ka Papa Alaka‘I o ka ‘Oihana Kumuwaiwai ‘Āina i ka ‘aelike ho‘ohana ‘āina no 30 makahiki hou makahiki; a

‘OIAI, ua ho‘opi‘i hou ‘o Nā Moku Aupuni O Ko‘olau Hui I ka ho‘oholo ‘ana e ka Papa Alaka‘I ‘Oihana Kumuwaiwai ‘Āina I ka hale ho‘okolokolo e ho‘okau ana I ke koina o ka noi‘I no ka ‘ike I ke pāhewa o ka ho‘okahe ‘ana I ka wai I nā pono siwila o nā Hawaii‘i. Ua ‘āpono ‘ia ke noi e ka Luna Kānawai ‘o Eden Hifo; a

‘OIAI, ma ke Kumukānāwai Hawaii‘i, mokuna 11, paukū 7, ‘ōlelo ‘ia he kuleana nō ko ka moku‘āina ‘o Hawaii‘i e mālama a e maka‘ala i nā hana o nā kumuwaiwai o nā ‘āina kumu wai no ko Hawaii‘I; a

‘OIAI, ma ke Kumukānāwai Hawaii‘i, mokuna 12, paukū 7, ‘ōlelo hou ‘ia ke kuleana nui a ka moku‘āina no ka mālama ‘ana i nā pono Hawaii‘i no ko Hawaii‘i, nā ‘ōiwi Hawaii‘I; a

‘OIAI, ma ka lā 20, Iune 2018, ua ho‘opuka ke Komikina Ho‘omalua Wai i kekahi mau kūlana kūmanawa no i ka pono e kahu i ka nā ululā‘au o Maui Hikina no ko lako mau ‘ana o ka wai e kō ai nā pono ho‘oilina: 1) Ka mālama i nā wai ma ke kino mua o lākou; 2) Ka wai no ka lehualehua keu ho‘I ho‘I no ka inu ‘ana; 3) Ke Kuleana ‘Ōiwi ma ka ‘ohi ‘ana; a me 4) Ka ho‘opa‘a ‘ia o ka wai no ka ‘Oihana ‘Āina Pulapula Hawai‘I; a

‘OIAI, ‘ike ‘o CWRM i ka waiwai o ka mālama ‘ana i ke kalo a me nā mahi‘ai ku‘una ‘ē a‘e o ia ‘āina a me ke ko‘iko‘i loa o nā kahawai i ia mau hana, a hō‘ike pū ‘ia ke ko‘iko‘i o ka mālama ‘ana i ia mau kahawai i ho‘opilikia ‘ia ma ‘ō aku o ka 100 makahiki aku nei, ‘o ia ho‘i ‘o Honopū, Huelo, Hanehoi, Pi‘ina‘au, Palauhulu, ‘Ōhi‘a, Waiokamilo, Kualani, Wailuanui a me Makapipi; a

‘OIAI, ua hāpai ‘o CWRM i nā kahawai ko‘iko‘i e mālama ai ma kona ‘ano mālama honua o nā ola ma ia mau kahawai ‘o ia ho‘i ‘o Honomanu, Waikamoi, Wailuaiki Hikina, Kopili‘ula, Punalau/Kolea, Waiohue, Wailuaiki Komohana, no laila ‘a‘ole pā aku i ia mau kahawai i ola hou nā i‘a a me nā holoholona; a

‘OIAI, ua palapala pū ‘o CWRM i ka ho‘opā ‘ole iki ‘ana i nā kahawai ‘o Waiohue a me Wailuaiki Komohana ma muli o ko lāua kūlana nui ma ke ‘ano he kahawai ko‘iko‘i; a

‘OIAI, i loko o kēia kekeka, ua paio nui ‘o Nā Moku Aupuni O Ko‘olau Hui me nā lālā o ke kaiaulu, he mea nui ka loli o ke ‘ano o mālama ‘ia ‘ana o ke kahe ‘ana o ka wai ma nā kahawai no mālama pono ‘ana i nā pono ‘ōiwi no ka ‘ohi ‘ana, ka nanea ‘ana, a me ka mahi ‘ana i ke kalo, ma ka ‘ike ‘ana i ko kākou pono siwila.

NO LAILA, E HO‘OHOLO ‘IA E KA ‘Ahahui Sīwila o Hawai‘i ma kēia, ‘aha 59 o kākou ma Kalapaki, Kaua‘i i ke kau ‘ana o Welehu ma ka malama ‘o ‘Olepau, ma ka lā 17 o Nowemapa 2018, ka paipai ikaiaka kēia i nā alaka‘i o Ka Moku‘āina ‘o Hawai‘I e hō‘oia i ka ho‘iho‘i piha i ka ho‘iho‘i o nā kahawai o Maui Hikina e like me ka mea i palapala ‘ia ai ma nā hana a Nā Moku Aupuni O Ko‘olau Hui no ka malama maui nā ululā‘au ma ka lawa o ka wai; a

NO LAILA, E HO‘OHOLO HOU ‘IA, e ho‘ouna ‘ia ana i kope o nei ‘ōlelo ho‘oholo i ka Papa Alaka‘i Kumuwaiwai ‘Aina, ka Pelekikena o ka ‘Aha Hui Sīwila ‘o Ke Aloha ‘Āina, Nā Moku Aupuni O Ko‘olau Hui, Summer Sylva of the Native Hawaiian Legal Corporation, me Ke Kia‘āina o Hawai‘i, ka Luna Ho‘omalua o ka ‘Aha Kenekoa Hawai‘i, Luna Ho‘omalua o ka Hale o Nā Luna Maka‘āinana o Hawai‘i, ka Luna Ho‘omalua o ke Kōmike Kuleana Hawai‘i o ka Hale Luna Maka‘āinana o Hawai‘I, ka Luna Ho‘omalua o Ka Papa Kahu Waiwai o ke Ke‘ena Kuleana Hawai‘i a me nā Meia o nā Kalana o Hawai‘i.



Ua hō'ōia 'ia e ka mea pūlima o lalo iho nei ka ho'āpono 'ia o ka 'ōlelo ho'oholo, i ke kau 'ana o Welehu ma ka malama 'o 'Olepau, ma ka lā 17 o Nowemapa 2018, ma ka 'Aha Kū Makahiki Kanalimakūmāiwa o ka 'Ahahui Sīwila Hawai'i ma Kalapaki, Kaua'i.

Handwritten signature of Annelle C. Amaral in black ink.

Annelle C. Amaral, President

ASSOCIATION OF HAWAIIAN CIVIC CLUBS

A RESOLUTION

No. 2018 – 38

STRONGLY CALLING FOR ALL HAWAI‘I STATE GOVERNMENT LEADERS TO ENSURE THE RESTORATION OF ALL EAST MAUI STREAMS AS NOTED IN THE WORKS OF NĀ MOKU AUPUNI O KO‘OLAU HUI TO BENEFIT THE LONG TERM STEWARDSHIP OF EAST MAUI FORESTS IN PROVIDING ENOUGH WATER TO MEET ITS PRIMARY TRUST RESPONSIBILITIES

WHEREAS, the East Maui watershed encompasses over 60,000 acres of predominately native forests, extending to 8,000 feet elevation on the slopes of Haleakalā; and

WHEREAS, annual rainfall exceeds over 300 inches a year in the eastern portion of the watershed; and

WHEREAS, for over 120 years, the State of Hawai‘i allowed Alexander & Baldwin (A&B) and East Maui Irrigation (EMI), a subsidiary of A&B, to divert water for agricultural, domestic and other purposes from East Maui reserves and communities, to Central and Upcountry Maui; and

WHEREAS, EMI constructed its diversion systems in phases, beginning in the 1870s and extended to the completion of the current system in 1923; and

WHEREAS, Nā Moku O Ko‘olau Hui, a group of taro farmers, fishermen, hunters, and traditional practitioners, filed a petition in 2001 to amend the flow standards of more than two dozen streams that A&B diverted for its sugar cane fields which negatively impacted stream life, taro farming, and other Native Hawaiian practices; and

WHEREAS, in 2003, the Board of Land and Natural Resources (BLNR) approved the A&B application for a 30-year lease; and

WHEREAS, Nā Moku O Aupuni Hui appealed the BLNR 2003 decision to the Circuit Court arguing that BLNR must complete an environmental assessment of the impacts of A&B stream diversions including impacts on traditional and customary Native Hawaiian rights, and this appeal was granted by Judge Eden Hifo; and

WHEREAS, the Constitution of the State of Hawai‘i, Article XI, Section 7, states: “The State has an obligation to protect, control and regulate the use of Hawai‘i’s water resources for the benefit of its people...”; and

WHEREAS, the Constitution of the State Hawai‘i, Article XII, Section 7, states: “The State reaffirms and shall protect all rights, customarily and traditionally exercised for subsistence, cultural and religious purposes and possessed by ahupua‘a tenants who are descendants of native Hawaiians who inhabited the Hawaiian islands prior to 1778...”; and

WHEREAS, on June 20, 2018, the Commission on Water Resources Management (CWRM) issued its East Maui interim instream flow standards stating the benefits of the long-term stewardship of East Maui forests provide enough water to meet the primary trust responsibilities: 1) maintenance of waters in their natural state; 2) domestic water uses of the general public particularly for drinking; 3) Native Hawaiian traditional and cultural gathering, including appurtenant rights; and 4) reservations of water for the Department of Hawaiian Home Lands; and

WHEREAS, CWRM recognizes taro and other traditional agriculture as an instream use and ultimately will return free-flowing water with no upstream diversion to all streams which have historically supported significant taro cultivation such streams that were diverted over a 100 years ago namely Honopū, Huelo, Hanehoi, Pi‘ina‘au, Palauhulu, ‘Ōhi‘a, Waiokamilo, Kualani, Wailuanui, and Makapipi; and

WHEREAS, CWRM’s decision identifies the following habitat streams (Honomanu, Waikamoi, East Wailuaiki, Kopili‘ula, Punalau/Kōlea, Waiohue, West Wailuaiki) that will have limited or no water diversions in order to foster improved habitat for native fish and other stream animals; and

WHEREAS, CWRM also notes that Waiohue and West Wailuaiki are to remain undiverted (total flow included) as habitat reference streams and important estuaries; and

WHEREAS, after decades of legal battles and advocacy work of Nā Moku Aupuni O Ko‘olau and supporting community members, change is on the horizon for the maintenance of instream flows critical to the protection of traditional and customary Hawaiian rights for gathering, recreation, and the cultivation of taro through the recognition of appurtenant rights (East Maui Decision, 21).

NOW, THEREFORE, BE IT RESOLVED, by the Association of Hawaiian Civic Clubs at its 59th Annual Convention in Kalapaki, Kaua‘i, in the Malama of Welehu and the rising of ‘Olepau, this 17th day of November 2018, strongly calling for all Hawai‘i State government leaders to ensure the restoration of all East Maui streams as noted in the works of Nā Moku O Aupuni O Ko‘olau Hui to benefit the long-term stewardship of East Maui forests in providing enough water to meet its primary trust responsibilities; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be transmitted to the Board of Land and Natural Resources, Pelekikena of ‘Ahahui Sīwila ‘o Ke Aloha ‘Āina, Nā Moku Aupuni O Ko‘olau, Summer Sylva of the Native Hawaiian Legal Corporation, as well as the Governor of the State of Hawai‘i, President of the State Senate, Speaker of the State House of Representatives, Chair of the State Senate Committee on Hawaiian Affairs, Chair of the State

House Committee on Ocean, Marine Resources & Hawaiian Affairs, Chair of the Board of Trustees of the Office of Hawaiian Affairs, and all County Mayors.



The undersigned hereby certifies that the foregoing Resolution was duly adopted in the malama of Welehu and the rising of 'Olepau on the 17th day of November 2018, at the 59th Annual Convention of the Association of Hawaiian Civic Clubs in Kalanaki, Kaua'i.

Annelle C. Amaral

Annelle C. Amaral, President