
SENATE CONCURRENT RESOLUTION

URGING THE OFFICE OF PLANNING AND SUSTAINABLE DEVELOPMENT TO CONSULT WITH THE KAHANA BAY STEERING COMMITTEE, COUNTY OF MAUI, DEPARTMENT OF LAND AND NATURAL RESOURCES, AND UNITED STATES ARMY CORPS OF ENGINEERS REGARDING A PATH FORWARD FOR THE PROPOSED KAHANA BAY EROSION MITIGATION PROJECT.

1 WHEREAS, at the urging of the County of Maui Department of
2 Planning, the owners of units in the nine condominium projects,
3 through their owners' associations, and one residential kuleana
4 parcel on Kahana Bay, are members of, and have provided funding
5 for, the Kahana Bay Steering Committee to develop and implement
6 the Kahana Bay Erosion Mitigation Project, which is a proposed
7 regional project to restore the eroded beaches on Kahana Bay;
8 and
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10 WHEREAS, in 2018, the Kahana Bay Steering Committee
11 retained Oceanit to assist in the engineering, planning,
12 permitting, and implementation of the Kahana Bay Erosion
13 Mitigation Project; and
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15 WHEREAS, by 2019, Oceanit had engaged in extensive
16 community and agency consultation, prepared an environmental
17 impact statement preparation notice, and held scoping meetings;
18 and
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20 WHEREAS, Oceanit published the Kahana Bay Erosion
21 Mitigation Project Second Draft Environmental Impact Statement
22 on November 8, 2021; and
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24 WHEREAS, unfortunately, the Kahana Bay Erosion Mitigation
25 Project has been stalled, and no final environmental impact
26 statement has been prepared; and
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28 WHEREAS, the Kahana Bay Steering Committee proposed to fund
29 the Kahana Bay Erosion Mitigation Project, at an estimated cost



1 of \$26 million to \$40 million, through community facilities
2 district financing pursuant to Chapter 3.75, Maui County Code,
3 which would require public ownership of the rock groins
4 necessary to hold the replenished sand in place; and
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6 WHEREAS, the County of Maui has indicated that it is
7 unwilling to assume the liability risks of owning the groins and
8 has not promulgated rules to implement the community facilities
9 district financing program; and
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11 WHEREAS, the Board of Land and Natural Resources has urged
12 condominium associations along Kahana Bay to develop a
13 collective solution to protect public resources; and
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15 WHEREAS, the United States Army Corps of Engineers might be
16 willing to assume control of the Kahana Bay Erosion Mitigation
17 Project if requested to do so by the State, the County of Maui,
18 or an agency of the State or the County of Maui; now, therefore,
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20 BE IT RESOLVED by the Senate of the Thirty-third
21 Legislature of the State of Hawaii, Regular Session of 2025, the
22 House of Representatives concurring, that the Office of Planning
23 and Sustainable Development is urged to consult with the Kahana
24 Bay Steering Committee, County of Maui, Department of Land and
25 Natural Resources, and United States Army Corps of Engineers
26 regarding a path forward for the proposed Kahana Bay Erosion
27 Mitigation Project; and
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29 BE IT FURTHER RESOLVED that the aforementioned parties are
30 urged to consider:
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32 (1) Whether the United States Army Corps of Engineers
33 would undertake an evaluation of the Kahana Bay
34 Erosion Mitigation Project under Section 103 of the
35 River and Harbor Act of 1962;
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37 (2) The path forward, timeline, and roles of the Kahana
38 Bay Steering Committee, County of Maui, Office of
39 Planning and Sustainable Development, and Department
40 of Land of Natural Resources if the United States Army
41 Corps of Engineers, following the requested



1 evaluation, assumes control of the Kahana Bay Erosion
2 Mitigation Project; and

3
4 (3) Financing options for the Kahana Bay Erosion
5 Mitigation Project, both with and without United
6 States Army Corps of Engineers' participation; and
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8 BE IT FURTHER RESOLVED that the Office of Planning and
9 Sustainable Development is urged to submit to the Legislature,
10 no later than December 31, 2025, a report on the progress in
11 moving the Kahana Bay Erosion Mitigation Project forward; and
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13 BE IT FURTHER RESOLVED that certified copies of this
14 Concurrent Resolution be transmitted to the Chief of Engineers
15 and Commanding General of the United States Army Corps of
16 Engineers, Chairperson of the Board of Land and Natural
17 Resources, Director of the Office of Planning and Sustainable
18 Development, Mayor of the County of Maui, Planning Director of
19 the County of Maui, and Chair of the Kahana Bay Steering
20 Committee.

