

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of Boating and Ocean Recreation
Honolulu, Hawaii 96819

May 13, 2022

Chairperson and Members
Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

Land Board Members:

SUBJECT: Approve the Adopt-A-Harbor Agreement with Ma'alaea Village Association, for Landscape Beautification Purposes at Ma'alaea Small Boat Harbor, Ma'alaea, Wailuku, Maui, Hawaii, Tax Map Key: (2) 3-8-014:027 (por)

The Adopt-A-Harbor program was established by the Department of Transportation, Harbors Division, and has since been implemented by the Division of Boating and Ocean Recreation (DOBOR) at Kahana Bay and Honokohau SBH. The program is designed to increase the awareness of the importance of Hawaii's harbors, while helping to keep the harbors' land and waterways clean and healthy. Volunteers are encouraged to "adopt" one, or a section of one of the 18 State of Hawaii recreational boat harbors on Oahu, Kauai, Maui, Molokai, Lanai and Hawaii Island.

Jurisdiction of the Ma'alaea Small Boat Harbor was transferred to DOBOR by Act 292, Session Laws of Hawaii, 1991, and was set aside to DOBOR by E.O. 4383.

Ma'alaea Village Association (MVA) approached DOBOR with the request to beautify the entrance to the harbor by removing kiawe trees and brush along DOBOR's fence line on Hauoli Street and replacing it with bougainvillea and native ground cover. Staff suggested entering into an Adopt-A-Harbor Agreement (Agreement) to accomplish this.

The term of the Agreement will be for a period of one year, beginning on the first day of the month, to be determined by the Chair.

The Ma'alaea Village Association will perform the following under the Agreement:

- MVA will hire a licensed and insured contractor to excavate and remove the kiawe trees and brush between the Harbor storage lot fence and the

sidewalk, taking care to avoid any damage to the fence. Additionally, the contractor will till the soil to prepare it for plantings. If so desired, HI-DLNR will be notified in advance if you wish to have your own employee(s) present when the work is performed.

- MVA will secure volunteers and/or paid landscape services to plant bougainvillea along the fence line and native Hawaiian ground cover such as ilima or akia. MVA anticipates adding cinder for enhanced appearance and to inhibit weed growth.
- MVA has verbal agreement with the neighboring Ma'alaea Mermaid AOA for access to water, and volunteers will water the plantings as needed until they are established. The plantings were chosen to be low-maintenance, and require minimum watering or attention once established.
- MVA will secure volunteers and/or paid landscape services to maintain the area as needed, including trimming the plantings, pulling weeds, and picking up litter. It is anticipated that maintenance will be required 2-4 times annually.
- MVA will install HDPE slats in the chain-link fence along Hauoli Street. Slats to be provided by DLNR, or by separate agreement with MVA.
- MVA will seek approval prior to any activities not listed above.
- MVA will continue to maintain the property until this agreement is cancelled, in writing, by either party with 30 days notice.
- MVA will maintain a General Liability insurance policy in the amount of \$1,000,000 naming the State of Hawaii as additional insured.
- All MVA activities will occur outside the Harbor lot fence line.

MVA was formed by a small group of committed Ma'alaea property owners after the demise of the Ma'alaea Community Association, which served the Ma'alaea community from 1988-2016. MVA received its federal 501C3 nonprofit corporation status in August, 2017. The purpose of MVA is to protect the unique community of Ma'alaea Village; improve communication between stakeholders; and educate the Ma'alaea/Maui communities and elected officials on the need to preserve our rural, ocean-oriented lifestyle.

RECOMMENDATION:

That the Board of Land and Natural Resources:

1. Approve the Adopt-A-Harbor Agreement with Ma'alaea Village Association, covering the subject area under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:
 - a. The standard terms and conditions of the most current Adopt-A-Harbor Agreement, as may be amended from time to time; and
 - b. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

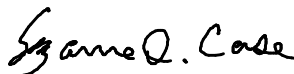
2. Authorize the Chairperson to renew the Adopt-A-Harbor Agreement for good reason.

Respectfully Submitted,



EDWARD R. UNDERWOOD, Administrator
Division of Boating & Ocean Recreation

APPROVED FOR SUBMITTAL:



SUZANNE D. CASE, Chairperson
Board of Land and Natural Resources

Attachments:

A-1, A-2 & A-3: Site Map

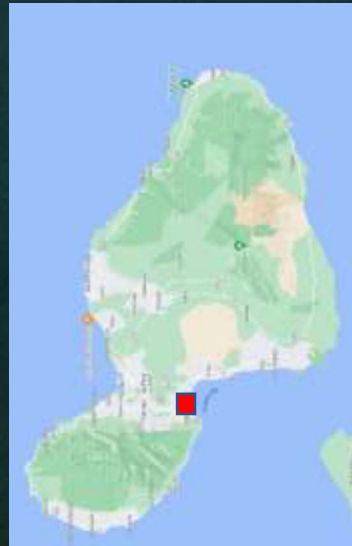


Exhibit A-1

Exhibit A-1

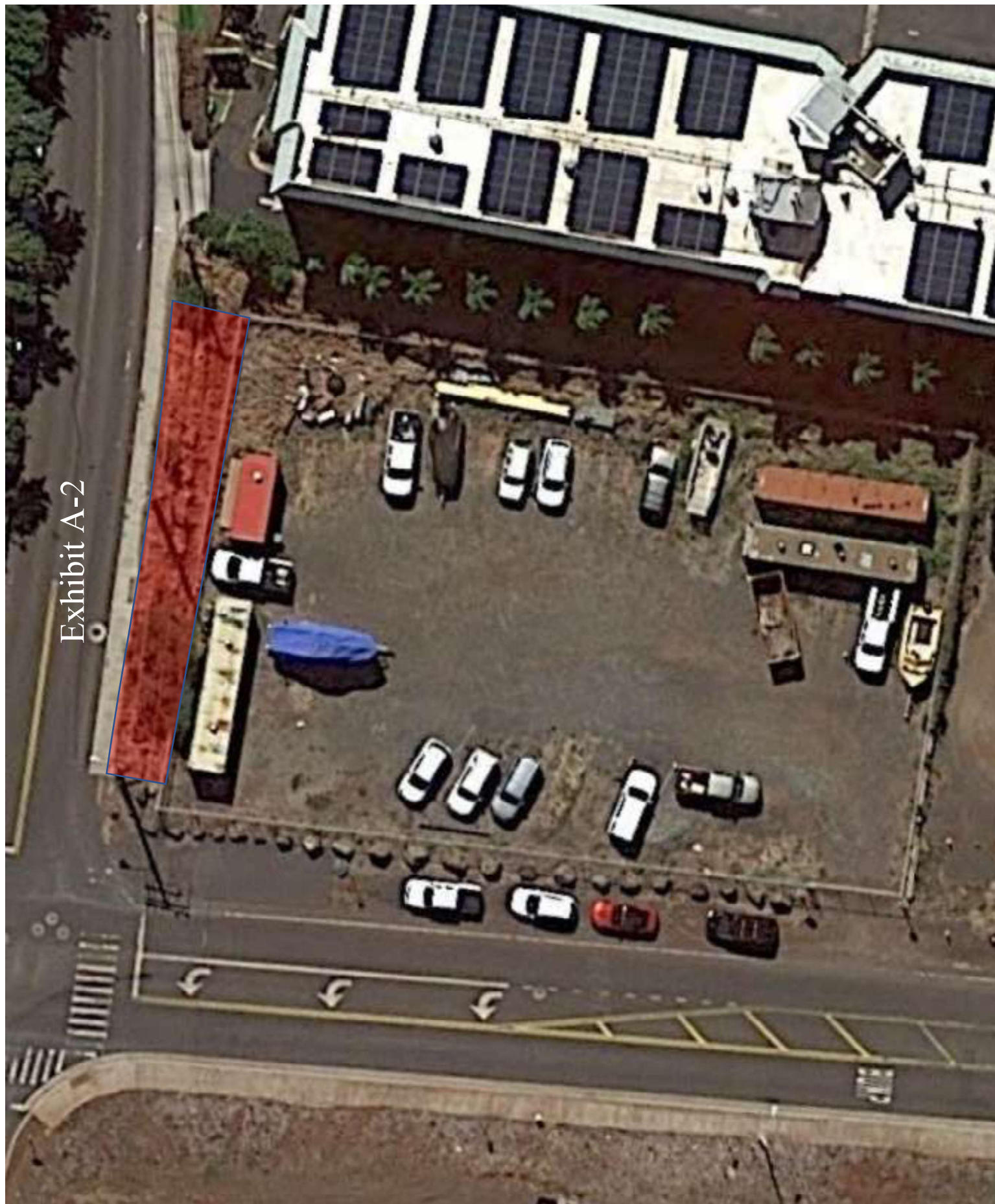


Exhibit A-2



Exhibit A-3

Exhibit A-3