

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

November 8, 2024

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

Land Board Members:

SUBJECT: Issuance of an 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.

In 2022, 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.

At its meeting on May 13, 2022, item J-3, the Board approved the Adopt-A-Harbor agreement with Ma'alaea Village Association, for landscape beautification purposes at Ma'alaea Small Boat Harbor, Ma'alaea, Wailuku, Island of Maui, Hawaii, Tax Map Key: (2) 3-8-014:027 (por.). That Agreement was for the period of June 2, 2022, to June 30, 2023, and has since expired. See **Exhibit A-1 & A-2**, of site location attached.

The Ma'alaea Village Association has performed the following under the Agreement:

- MVA excavated and removed the kiawe trees and brush between the Harbor storage lot fence and the sidewalk.

- MVA has planted bougainvillea, and a variety of native plants and plumeria trees between the harbor storage lot fence and the sidewalk. MVA also added cinder for enhanced appearance and to inhibit weed growth.
- MVA has verbal agreement with the neighboring Ma'alaea Mermaid AOAO for access to water, and volunteers will water the plants as needed. The plantings were chosen to be low-maintenance and require minimum watering or attention.
- The garden is now thriving and enjoyed by the community. See attachments **Exhibit B-1**, before photos and **Exhibit B-2** after photos.

The Ma'alaea Village Association would like to continue the Adopt-A-Harbor program and perform the following under the Agreement:

- MVA will 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 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.

The term of the continued Agreement will be one (1) year, beginning on the first day of the month, following approval by the Chair.

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 501(c)3 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 Issuance of an 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.

Respectfully Submitted,



MEGHAN L. STATTS, Administrator
Division of Boating & Ocean Recreation

APPROVED FOR SUBMITTAL:



DAWN N.S. CHANG, Chairperson
Board of Land and Natural Resources

Attachments:

- A-1 Site Location
- A-2 Site Location
- B-1 Site Before Beautification
- B-2 Site After Beautification

Exhibit A-1
Site Location
Ma'alaea Small Boat Harbor



Location of
Adopt-A-Harbor
Area

Exhibit A-2
Site Location
Ma'alaea Small Boat Harbor



Exhibit B-1
Site Location (Before Photos)
Ma'alaea Small Boat Harbor



Exhibit B-2
Site Location (After Photos)
Ma'alaea Small Boat Harbor



Exhibit B-2
Site Location (After Photos)
Ma'alaea Small Boat Harbor



Photos of volunteers and their families enjoying the garden. Provided by Ma'alaea Village Association with permission to use.