



**DEPARTMENT OF THE ARMY**  
**U.S. ARMY CORPS OF ENGINEERS, HONOLULU DISTRICT**  
**FORT SHAFTER, HAWAII 96858-5440**

REPLY TO  
ATTENTION OF:

January 15, 2010

Regulatory Branch

File No. POH-2006-00531

Mr. Benjamin Brown  
8056 Molt Road  
Billings, MT 59106

Mr. Robert McDaniel III  
Maui Medical Plaza at Kanahā, LLC  
350 Hukiliki Street, Suite D  
Kahului, HI 96732

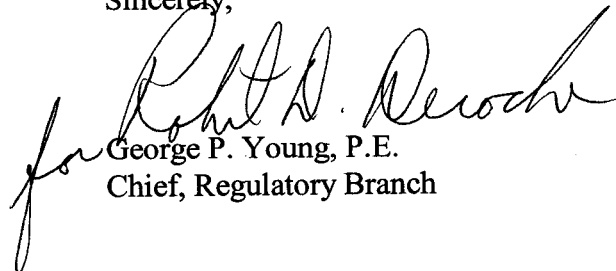
Dear Mr. Brown and Mr. McDaniel:

We have reviewed the revised mitigation plan entitled, *Maui Medical Plaza at Kanahā Alternate Wetland Mitigation Plan*, dated November 23, 2009, proposed to compensate for the proposed loss of 0.95 acres of wetland associated with the development of a medical center. We have determined that the proposed mitigation plan will adequately compensate for wetland impacts as required under the Mitigation Rule 33 CFR Parts 325 and 332.

Please note that the Corps will not be able to issue a final permit decision until we receive an amended letter from the Hawaii State Historic Preservation Department for the revised mitigation site. We also must receive Section 401 Water Quality Certification and a Coastal Zone Management Determination from the State of Hawaii. Other federal, state, and local laws may apply.

If you have any questions, please contact Ms. Amy Klein at (808) 438-7023 or via email at [Amy.S.Klein@usace.army.mil](mailto:Amy.S.Klein@usace.army.mil).

Sincerely,

  
George P. Young, P.E.  
Chief, Regulatory Branch

e-Copy Furnished:  
Ms. Penny Levin