

BOARD PACKET–Legacy Land Conservation Commission Meeting 86, November 1, 2024

Item 1: PROGRAM UPDATES

ACTIVE GRANT AWARDS (n=9), LAND CONSERVATION FUND

LLCP	Name	Awardee	Partner	CE Holder	Notes
2017-03	Kepler Ke‘anae Lo‘i Conservation Easement	Hawaiian Islands Land Trust	na	HILT	Contract ends 20250512. Matching funds from USDA (NRCS-ACEP).
2019-04	Kāne‘ohe: Pali to Lo‘i	DLNR-Forestry and Wildlife	TPL	exempted	Negotiation/due diligence in progress.
2023-01	Pālāwai	Hookuaaina	TPL	Honolulu County + HILT	Funding encumbered in contract. Due diligence in progress.
2023-02	Kamealoha Kuleana Conservation Easement	Kīpuka Kuleana	TPL	Kaua‘i County + Kīpuka Kuleana	Funding encumbered in contract. Due diligence in progress.
2023-03	Makali‘i	Kauluakalana	TPL	Honolulu County + HILT	Funding encumbered in contract. Due diligence in progress.
2024-01	‘Anaeho‘omalu Kapalaoa	Nā ‘Ōiwi O Pu‘uanahulu	TPL	Hawai‘i County	Funding encumbered. Contracting in progress.
2024-02	Loko Ea Queen's Residence	Malama Loko Ea Foundation	TPL	Honolulu County	Funding encumbered. Contracting in progress.
2024-03	Nani Kai Hoku Farm	Moku O Keawe Land Conservancy (MOKLC)	na	MOKLC	Funding encumbered. Contracting in progress. Match TBD
2024-04	Ke Ola Project II	Pu‘uwai Ko Ola		TBD	Funding encumbered. Contracting in progress. Match TBD

LLCP	Name	Awardee	Partner	CE Holder	Notes
2019-05 2023-xx	Halulu Fishpond Access	The Waipā Foundation	TPL	Kaua'i County	COMPLETED
2022-01	Mahukona Navigation and Ecological Complex	Hawaiian Islands Land Trust	na	Hawai'i County	COMPLETED
2022-02	Pohakea Watershed Lands	DLNR-Forestry and Wildlife	TPL	exempted	COMPLETED
2022-03	Haneo'o Lands	Ke Ao Hali'i	na	Maui County + HILT	COMPLETED
2023-04	Makolelau 5th Parcel	DLNR-Forestry and Wildlife	The Nature Conservancy	exempted	COMPLETED

DLNR/BLNR = Department/Board of Land and Natural Resources
HILT = Hawaiian Islands Land Trust

na = not applicable
TBD = To Be Determined

TPL = The Trust for Public Land

LAND CONSERVATION FUND PROJECTIONS

FY2025 EXPENDITURES	\$9,031,791	APPROPRIATION
START OF FY2026	\$4,185,006	TOTAL UNENCUMBERED CASH
FY2026 REVENUE	\$5,121,226	
FY2026 AVAILABLE	\$9,306,232	
FY2026 APPROPRIATION?	\$9,031,791	EXPEND, WITH \$6.8 million available for land acquisition grants
START OF FY2027	\$ 274,441	
FY2027 REVENUE	\$5,121,226	
FY2027 APPROPRIATION?	\$9,031,791	
FY2027 AVAILABLE	\$5,395,667	WITH \$3.1 million available for land acquisition grants

OTHER MATTERS

2025 LEGISLATURE – ANNUAL REPORT AND PROPOSED LEGISLATION
 WAIKAPUNA WASTERWATER TREATMENT FACILITY
 WAIKAPUNA TELCOM LICENSE RENEWALS
 TURTLE BAY CONSTRUCTION

BOARD PACKET–Legacy Land Conservation Commission Meeting 86, November 1, 2024–Item 1: **PROGRAM UPDATES**

BOARD PACKET - LEGACY LAND CONSERVATION MEETING 86, NOVEMBER 1, 2024 - ITEM 2

PERMITTED INTERACTION GROUP DECISION MATRIX
 LEGACY LAND CONSERVATION COMMISSION
 FY2025 GRANT APPLICATIONS

FY2025 LAND CONSERVATION FUND - PERMITTED INTERACTION GROUPS
ITEM 2.1 NOVEMBER 1, 2024

ID	LOCATION	COMMISSIONERS					
		LEADER IN BOLD	2	3	4	ALTERNATE 1	ALTERNATE 2
1/H	South Hilo						
2/H	Ka'ū						
3/H	South Kona						
4/Ma	Hāna Makai						
5/Ma	Hāna Mauka						
6/Ma	Waikapu						
7/Mo	Kaunakakai						
8/O	Ko'olaupoko						
9/O	Ko'olauloa						

- H Island of Hawaii JS = John Sinton
- Ma Island of Maui BB = Beryl Blaich
- Mo Island of Molokai CL = Christiane Lucas
- O Island of Oahu KF = Kim Falinski
- KW = Kanoë Wilson
- AK = Alexandra Kelepolo
- ER = Elizabeth Robinson
- JP = Jay Penniman
- V = *Vacant*

Land Acquisition Priorities (Section 173A-2.6, Hawai'i Revised Statutes"
"Commission shall give the following lands priority in its recommendations . . ."

- (1) Lands having **exceptional value** due to the presence of:
 - (A) Unique **aesthetic** resources;
 - (B) Unique and valuable **cultural or archaeological** resources; or
 - (C) Habitats for threatened or endangered **species** of flora, fauna, or aquatic resources;
- (2) Lands that are in **imminent danger** of **development**;
- (3) Lands that are in **imminent danger** of being modified, changed, or used in a manner to **diminish its value**;
- (4) Lands providing **critical habitats** for threatened or endangered species that are in **imminent danger** of being harmed or negatively impacted;
- (5) Lands containing **cultural or archaeological** sites or resources that are in **danger** of theft or destruction; and
- (6) Lands that are **unique and productive agricultural lands**.

RANKING FORM FOR APPLICATIONS

Applicant – Application Title

(1) exemplary (2) above average (3) average (4) below average (5) lowest

A Commissioner can rank only one application at the "lowest" level (5).
Other rankings can be assigned to more than one application.

The Commission typically recommends approval of full funding for certain applications, in the order ranked by the Commission, as funds may be available.

The Commission may also recommend that a certain application not be approved for funding, or that the Board of Land and Natural Resources impose specific, special conditions on a grant award.

Land Acquisition Criteria (Section 13-140-39, Hawai'i Administrative Rules, "may consider")

- (1) Completeness of the acquisition application;
- (2) Acquisition of interests or rights in **land having value as a resource to the State** for the preservation of the following:
 - (A) Watershed protection;
 - (B) Coastal areas, beaches, and ocean access;
 - (C) Habitat protection;
 - (D) Cultural and historical sites;
 - (E) Recreational and public hunting areas;
 - (F) Parks;
 - (G) Natural areas;
 - (H) Agricultural production; and
 - (I) Open spaces and scenic resources;
- (3) Linkage of protected acreage of similar resources;
- (4) Opportunities for appropriate public access and enjoyment;
- (5) Presence of environmental hazards;
- (6) Feasibility of a project within the two-year acquisition timeframe;
- (7) Cost of acquisition;
- (8) Proportion of matching funds being leveraged;
- (9) Urgency of need to acquire;
- (10) Status and adequacy of management planning;
- (11) Community support for acquisition;
- (12) Completeness of acquisition funding;
- (13) Connection to regional planning and protection efforts; and
- (14) Capacity for long-term management.

**LEGACY LAND CONSERVATION COMMISSION RANKING SHEET
LAND ACQUISITION GRANT APPLICATIONS, FISCAL YEAR 2025**

Instructions:

- **Select one ranking choice for each application**
 - “(5) lowest” can be selected only once, if at all
 - don’t rank more than one application as “(5) lowest”
- **Write initials at top right and return to staff**

A. Application 1

___(1) exemplary ___(2) above average ___(3) average ___(4) below average

___(5) lowest

___ ABSTAIN

___ RECUSE

B. Application 2

___(1) exemplary ___(2) above average ___(3) average ___(4) below average

___(5) lowest

___ ABSTAIN

___ RECUSE

C. Application 3

___(1) exemplary ___(2) above average ___(3) average ___(4) below average

___(5) lowest

___ ABSTAIN

___ RECUSE

	A	B	C	D	E	F	G	H	I	J	K	L	M	N
1	Commissioner	1	2	3	4	5	6	7	8	9	TOTAL	VOTERS	AVG	RANK
2	Applications													
3	2A	1	1	1	1	1	1	1	1	V	8.00	8	1.00	1
4	2B	2	3	2	1	2	1	1	3	V	15.00	8	1.88	3
5	2C	1	1	1		1	1	1	2	V	8.00	7	1.14	2
6	2D	4	3	3	4	4	4	3	5	V	30.00	8	3.75	4
7	2E	5	5	5	5	5		4	4	V	33.00	7	4.71	5
8														
9													2.50	AVG-ALL
10													1.88	MEDIAN-ALL
11														
12	LEGACY LAND CONSERVATION COMMISSION TALLY SHEET, FISCAL YEAR 2025 LAND ACQUISITION GRANTS													
13														
14	CERTIFIED ON Month DD, 2025													
15	Commission:													
16	Staff:													

DRAFT

LEGACY LAND CONSERVATION COMMISSION MEETING 86

Item 3, Process for Recommending Grant Awards
to the Board of Land and Natural Resources
November 1, 2024

Sample Recommendation

The Legacy Land Conservation Commission ("Commission") recommends that the Board of Land and Natural Resources ("Board") approve 4 awards for grants from available funds in the Land Conservation Fund, for full funding of the 4 top-ranking Fiscal Year 2025 applications for land acquisition grants, in the order ranked by the Commission, as funds are available, provided that

In order to provide for greater flexibility in the awards program, the Commission also recommends that the Board:

- (1) Approve—as a contingency in the event that <LIST AWARDEES> declines its Fiscal Year 2025 ("FY2025") Legacy Land grant award, or is unable to accept or expend all or part of its awarded funds—awards of remaining, available funds in the FY2025 Land Conservation Fund, up to the amounts originally requested in the FY2025 applications, to APPLICANT as first alternate, for the acquisition of XX acres at District, Island, currently identified by Tax Map Key Number _____ <provided that APPLICANT submits amended application materials as requested by Legacy Land Conservation Program staff not later than Month DD, 2025>; then to APPLICANT as second alternate, for the acquisition of XX acres at District, Island
- (2) Authorize the Chairperson, if needed, to redirect up to \$_____ of remaining, available funds from a FY2025 Legacy grant award—that were declined, not accepted, or not used by <LIST AWARDEES>—to the FY2025 grant awarded to APPLICANT (as first alternate) for the acquisition of XX acres at District, Island, currently identified by Tax Map Key Number _____, so as to accomplish full funding for APPLICANT's approved application, as funds are available; then to the FY2025 grant awarded to APPLICANT (as second alternate)