

**AGENDA  
FOR THE MEETING OF THE  
BOARD OF LAND AND NATURAL RESOURCES**

DATE: FRIDAY, JULY 28, 2017  
**TIME: 9:30 A.M.**  
PLACE: KALANIMOKU BUILDING  
LAND BOARD CONFERENCE ROOM 132  
1151 PUNCHBOWL STREET  
HONOLULU, HAWAI'I 96813

In some of the matters before the Board, a person may wish to request a contested case hearing. If such a request is made before the board's decision, then the board will consider the request first – before considering the merits of the item before it. A person who wants a contested case may also wait until the Board decides the issue, then request the contested case after the decision. It is up to you. Any request must be made orally by the end of the meeting and followed up in writing within ten days. If no request for contested case is made, the Board will make a decision. The Department will treat the decision as final and proceed accordingly.

**A. MINUTES**

1. Request approval of Meeting Minutes from March 24, 2017.

**C. DIVISION OF FORESTRY AND WILDLIFE**

1. Request for Approval of Safe Harbor Agreement and Incidental Take License for Kamehameha Schools Keauhou and Kīlauea Forest Lands, Hawai'i Island, Hawai'i; Tax Map Key nos. (3) 9-9-001:004, (3) 9-9-001:007 por., (3) 9-9-001:024 por., (3) 9-9-001:034 por., (3) 9-9-001:017, (3) 9-9-001:018, (3) 9-9-001:019, (3) 9-9-001:020, (3) 9-9-001:021, (3) 9-9-001:027, and (3) 9-9-001:035.
2. Approve grants from available funds in the Land Conservation Fund, as requested in applications to the Legacy Land Conservation Program, for:
  - A. The Trust for Public Land and Ala Kahakai Trail Association, \$2,000,000 for the acquisition of 2,209.307 acres at Kāhilipali nui and Kāhilipali'iki, Ka'ū, Island of Hawai'i (Waikapuna) Tax Map Key no.: (3) 9-5-007:016; and
  - B. Hawaiian Islands Land Trust, \$210,000 for the acquisition of a Conservation easement over 6.12 acres at Ke'anae, Hana, Island of Maui (Kepler Ke'anae lo'i easement) Tax Map Key no.: (2) 1-1-003:041.

## D. LAND DIVISION

1. Grant of Perpetual, Non-Exclusive Easement to the County of Kaua‘i, Department of Water, Over Lands Encumbered Under Governor’s Executive Order No. 4448 to the Department of Accounting and General Services; Issuance of Immediate Management and Construction Right-of-Entry for Access and Water Pipeline Purposes, Kalapakī, Līhu‘e, Kaua‘i, Tax Map Key: (4) 3-6-005:001.
2. Reconsideration of Rent under General Lease No. S-5523 to Volcano Art Center, Lessee, for Education, Artistic, and Community Related Activities Purposes located at Ola‘a, Puna, South Hilo, Hawai‘i, Tax Map Key: (3) 1-9-005:009.
3. Amend Prior Board Action of June 25, 1999, Item D-6, *Set Aside of Government Land for the Issuance of an Executive Order to the Department of Transportation, Airports Division, Island of Lāna‘i, Tax Map Key: (2) 4-9-002: Portion 01.*

The purpose of the amendment is to: (i) update the tax map parcel numbers for the Lāna‘i Airport to Tax Map Keys: (2) 4-9-002:041, 055, 056 and 059 (“Lāna‘i Airport Parcels”), (ii) request the cancellation of three existing Executive Orders previously setting aside lands for Lāna‘i Airport (Executive Order Nos. 1248, 1279 and 2211), (iii) authorize the set-aside of all of the Lāna‘i Airport Parcels to the Department of Transportation–Airports Division (“DOT-Airports”) via a new Executive Order, and (iv) authorize the issuance of management right-of-entry permit to DOT-Airports for a portion of Lāna‘i Airport pending the issuance of a new Executive Order.

4. Authorize the Chairperson to Extend the Cure Period of the Notice of Default for Failure to Keep Rental Payment Current and Entering an Installment Payment Plan for General Lease No. S-5564, Island Demo, Inc., Lessee, Moanalua, Honolulu, O‘ahu, Tax Map Key: (1) 1-1-064:007.
5. Amend Grant of Non-Exclusive Easement No. S-5986 for Seawall and Steps Purposes by Increasing Easement Area; R&I Hawaii Inc., Grantee; Kāhala, Honolulu, O‘ahu; Tax Map Key: (1) 3-5-001: seaward of 004.
6. Authorize the Chairperson to Extend the Cure Period of the Notice of Default for Failure to Keep Rental Payment Current and Entering an Installment Payment Plan for General Lease No. S-4095 and Revocable Permit No. 7517, Olomana Golf Links, Inc., Lessee/Permittee, Waimānalo, Ko‘olapuoko, O‘ahu, Tax Map Key: (1) 4-1-013:010 and 012.
7. Amend Prior Board Action of July 15, 2003, Agenda Item D-12; *Grant of 55-year Term, Non-Exclusive Easement to Cho Gilger for Seawall Purposes; Haleaha, Koolauloa, O‘ahu, Tax Map Key: (1) 5-3-006: seaward of 021.*

The Amendment is to Change the Applicant from Cho Gilger to Phillip T. Spencer and Lisa T. Spencer, Co-Trustees of Phillip T. Spencer Revocable Trust dated September 3, 2009 and Lisa T. Spencer Revocable Trust dated September 3, 2009.

8. Set Aside to Department of Accounting and General Services for Cemetery Purposes, Wai‘anae-Kai, Wai‘anae, O‘ahu, Tax Map Key: (1) 8-5-001:002 and (1) 8-5-013:012.
9. Amend Prior Board Action of October 26, 2007, Item D-8, as amended *Quitclaim of State’s Interests, if any, in the Proposed Kuakini Street Extension Road and Adjacent Lands to the City and County of Honolulu and Hawaii Health Systems Corporation; Acceptance of Quitclaim Deed from the City and County of Honolulu, and Set Aside to Hawaii Public Housing Authority for Stonewall Encroachment, Kapalama, Honolulu, O‘ahu; TMK (1) 1-6-9:1 and Proposed Kuakini Street Extension Road*

The Amendments include (1) Stipulating to Restrictive Covenants for At-Grade Parking and No Improvements Except Security Fencing for the Parcel to be Conveyed to Hawaii Health Systems Corporation, (2) Issuance of an Immediate Right-of-Entry Permit to Hawaii Health Systems Corporation, (3) Rescinding the Approvals Regarding Any Quitclaims Deed To and From the City and County of Honolulu over Portions of Road, and (4) Rescinding the Approval for Setting Aside to Hawaii Public Housing Authority.

10. Consent to Assignment of Fifty Percent (50%) Interest in Ficker & Hunt, a Hawaii Partnership, also known as Ficker & Hunt Partnership, Lessee under General Lease No. S-4649, from Albert Ficker, Assignor, to Chester Hunt, Assignee; Acknowledgment that Lessee under General Lease No. S-4649 Will Thereby Become Chester Hunt, as Tenant in Severalty; Kekaha, Waimea, Kaua‘i, Tax Map Key: (4) 1-3-008:003.

## **F. DIVISION OF AQUATIC RESOURCES**

1. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Research Permit to Dr. Carl Meyer, Hawai‘i Institute of Marine Biology, University of Hawai‘i, for Access to State Waters to Conduct Research Activities in Quantifying the Movements and the Ecology of Top Predators.
2. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Research Permit to Dr. Bruce Mundy, NOAA, Pacific Islands Fishery Science Center, for Access to State Waters to Conduct Research Activities to Characterize Hawaiian Jack Species.
3. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Native Hawaiian Practices Permit to Mr. Nainoa Thompson, Polynesian Voyaging Society, for Access to State Waters to Conduct Sails for Navigators Using Non-Instrumental Navigation Activities.

## **J . DIVISION OF BOATING & OCEAN RECREATION**

1. **Intentionally Left Blank**
2. Request for Consent to Sublease Harbor Lease No. H-83-2, Kona Marine Holdings, LLC., A Delaware Limited Liability Company, Lessee, to The Charter Desk, LLC. A Hawaii Limited Liability Company, Honokohau Small Boat Harbor, Kailua-Kona, Hawai‘i, Tax Map Key No.: (3) 7-4-008:040 (Portion).

## **L. ENGINEERING DIVISION**

1. Appointment of Castle Adolpho to Serve as a Director of the Moloka‘i-Lana‘i Soil and Water Conservation District
2. Appointment of Doug Beaton to Serve as a Director of the Hāmākua Soil and Water Conservation District.
3. Delegation of Authority to the Chairperson to: (1) Procure, Award and Enter Into Professional Service Consultant Contracts for Capital Improvement Program Projects as Listed in Exhibit 1 or Projects Funded with Operating Funds Appropriated by the Legislature; (2) Declare a Construction Project Exempt from the Preparation of an Environmental Assessment or Approve an Environmental Assessment and Issue a Finding of No Significant Impact, if Appropriate; (3) Approve, Procure and Enter Construction Contracts for Capital Improvement Program Projects as Listed in Exhibit 1 or Projects Funded with Operating Funds Appropriated by the Legislature.
4. Appointment of Tyler Jones and Nathan Miranda to Serve as a Directors of the Windward O‘ahu Soil and Water Conservation District
5. Appointment of John McHugh to Serve as a Director of the West O‘ahu Soil and Water Conservation District

## **M. OTHERS**

1. Consent to Sublease of State Lease No. DOT-A-91-0021, ALPS Aircraft Leasing LLC to Hawaii Pacific Aviation Inc., Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-72: 51.
2. Consent to Sublease of State Lease No. DOT-A-91-0021, ALPS Aircraft Leasing LLC to Hawaii Industrial Structures, Inc., Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-72: 51.
3. Issuance of a Revocable Permit for a T-Hangar for Storage and Maintenance of Aircraft, James Sundin, Kahului Airport, Tax Map Key: (2) 3-8-01: Portion of 19.

4. Issuance of a Revocable Permit for Aircraft Parking, K & S Helicopters, Inc., Hilo International Airport, Tax Map Key: (3) 2-1-12: Portion of 90.
5. Approval to Execute a Memorandum of Agreement with The Arc In Hawaii, a Hawai'i a Nonprofit Corporation, for the use of a portion (25-parking stalls) of the State of Hawai'i Department of Defense paved parking lot located at the intersection of Diamond Head Road and 22<sup>nd</sup> Avenue, Honolulu, O'ahu, Tax Map Key: (1) 3-3-042:041.
6. Issuance of Revocable Permit to Pacific Shipyards International, LLC ("PSI") for Approximately 1,715 sq. ft. of General Office Space plus Tandem Parking for Four Vehicles at the Pier 23 Honolulu Harbor Area, the Address is 711 Nimitz Highway, Honolulu, Hawai'i 96813 and further identified as Tax Map Key: (1) 1-02-025:009.

Board may go into Executive Session pursuant to Section 92-5(a) (4), Hawai'i Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

TO BE PLACED ON THE MOVE UP AGENDA, PLEASE SIGN IN BY 8:45 A.M. THE DAY OF THE MEETING.

Public Testimony:

The Sunshine Law gives the public the opportunity to submit testimony but it is your responsibility to submit written testimony in a timely manner. To give Board members sufficient time to consider written testimony, please submit the testimony no later than 24 hours prior to the board meeting.

Any late written testimony will be retained as a part of the record, but we cannot assure that Board members will receive it with sufficient time for review prior to decision-making.

**Meeting materials are available for public review in advance of the meeting; contact staff. If you require special assistance or auxiliary aids or services to participate in the public hearing process (i.e. sign language interpreter, wheel chair accessibility, or parking designated for the disabled) please contact staff at least 72 hours prior to the meeting so arrangements can be made: 587-0404.**