

APR 13 2018

0122

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

DATE: FRIDAY, FEBRUARY 23, 2018  
TIME: 9:30 A.M.  
PLACE: KALANIMOKU BUILDING  
LAND BOARD CONFERENCE ROOM 132  
1151 PUNCHBOWL STREET  
HONOLULU, HAWAI'I 96813

**MEMBERS**

Suzanne Case  
Stanley Roehrig  
Keone Downing  
Jimmy Gomes-Absent

Chris Yuen  
Tommy Oi  
Sam Gon

**STAFF**

Curt Cottrell/Parks  
Carty Chang/Engineering  
Robert Farrell/DOCARE  
Andrew Choy/Hunters Ed.

Tiger Mills/OCCL  
Rob Smith/DOT-Air  
Linda Chow/AG  
Brian Kaneaka/F1

**OTHERS**

Valerie Munson/E1  
DeGray Vanderbilt/E1  
Charmaine Woodward/E1  
Hitoshi Hida/E1  
Anwei Skinsnes Law/E1  
Henry Law/E1  
Don Watson/B1  
Maxwell Cooper/B1  
Brad Beck/B1  
Lee Steinmetz/D2

Lopaka Hoopii/E1  
Henry Lau/E1  
Kehau Lum/E1  
Piolani Motta/E1  
Gwen Rivera/E1  
Munekyo Hiraga  
Ceilia Chang/B1  
Bob Masuda/B1  
Lyle Tabata/D2  
Maxx Phillips/F1

Chair Case called the meeting to order at 9:35 a.m. and read the standard contest case hearing statement.

*Item K-1 will be withdrawn from today's agenda.*

**ITEM A-1** Approval of October 27, 2017 meeting minutes.

**ITEM A-2** Approval of January 12, 2018 meeting minutes.

Board Discussion

*The Members have submitted their comments prior to the meeting.*

Public Testimony-None

Motion

**Approved as submitted (Oi, Gon) Unanimous.**

**ITEM E-1** Request Approval of Final Environmental Assessment (FEA) and Authorization for the Chairperson to Issue a Finding of No Significant Impact (FONSI), Proposed Kalaupapa Memorial, Kalaupapa National Historical Park, Kalawao, Moloka'i, Tax Map Key: (2) 6-1-001: 002 (por.).

Curt Cottrell, State Parks, this is a unique project. The implications and opportunity to honor the current and historic segment of our population who have suffered and endured is the true intent of this action. He thanked Holly McEldowney for the tremendous job putting together the submittal, and Linda Chow from the Attorney General's office for helping with this disposition. He provided a history of the memorial project at Kalaupapa.

Public Testimony

*Valerie Munson*, Ka Ohana O Kalaupapa, has been writing about the people of Kalaupapa. Provided the background of how the Ohana started. The idea was to establish a memorial so that all their names were remembered. The Ohana has worked on providing a more accurate and inclusive history of Kalaupapa to send to schools. The Kalaupapa Names Project contains more than 7,400 people who were sent to Kalaupapa, we estimate there will be 7,600 to 8,000 names when the list is completed. The data base now includes information regarding admissions, marriage, death, birth, cemetery records, photographs, newspaper articles. We have been able to help decedents with information about their ancestors who were at Kalaupapa and helped them visit and walk in the footsteps of their ancestors. We have developed a Kalaupapa Outreach program to help tell teachers and children about this story. Our hope is that we can expedite the building of the memorial while we still have the last four survivors with us.

*Lopaka Hoopii*, in addition to my Kupuna who are with me today, read a written testimony that was submitted from three residents of the last 12 from Kalaupapa. Clarence "Boogie" Kahilhiwa, President, Pauline Chow, Vice President and Gloria Marks, Director of Ka'Ohana O Kalaupapa. Hoopii said he has eight ancestors and Kupuna who are buried there now. His father is one of the few remaining that was born in Kalaupapa and he is 89-years old. Thanked the Board for their support.

*DeGray Vanderbilt*, provided his written testimony and history with the Kalaupapa residents. He is supportive of the Land Board approving the final Environmental Assessment and authorizing

the Chair to issue a Finding of No Significant Impact. He provided a conceptual rendering of the memorial design. And encouraged everyone to get on board to build this memorial.

*Piolani Motta*, 89-years young, read her written testimony. The original founders and surviving Hansens Disease patients are willing to do whatever needs to be done to have the memorial built. She is a direct descendent of six family members buried somewhere in Kalawao and Kalaupapa, because there is no record of where they are buried or when they died, this monument would be her only contact with her ohana, just like countless others in her situation. Her stand and commitment is to see that the 8,000-plus residents are never forgotten. They need to be heard and they must know that someone cared.

*Charmaine Woodward and son Joshua Woodward*, Member of the Board for Ka Ohana O Kalaupapa. Wanted to iterate the urgency of building this memorial. We are working to passing of the torch of the stories while our patients/Kupuna are still here. She asked for kokua as much as possible.

*Anwei Skinsnes Law, International Coordinator, IDEA*, provided her written testimony and involvement with the people of Kalaupapa and Kalawao. I have seen two constants: 1) a strong determination on the part of those individuals sent to Kalaupapa that this history and the people who lived it are remembered: 2) an expectation of justice. Petitions and letters express the belief that right would prevail in a situation that was so filled with deep personal pain, separation, and hardship. The Kalaupapa Memorial is one of the most important interpretive tools we have to tell the history of the people of Kalaupapa. The memorial enables us to tell an inclusive history of Kalaupapa. We hope that the process will be expedited so we can ensure that the final residents of Kalaupapa will be able to personally witness all the names come back to life.

*Henry Law*, Historical Architect, read his written testimony. Kalaupapa is a National Historical Park. The historic period of Kalaupapa has always included the time frame when the permanent residents were living there. We are not just talking about a memorial, but a place to have the names for all those who died there without a grave markers, a place where they can all be together.

*Kehaulani Lum*, she is a descendent of four out of six taken from Hawai'i island. I am a mother and cannot imagine my daughter being diagnosed by a school nurse and within 24-hours taken to a boat launch, getting on a boat to O'ahu and leaving her with strangers and expecting to see her again. I cannot imagine that. DLNR is not the place that created this darkness but it is a place where the light will be returned because you hold that kuleana now. Please know how sincerely we want to work together, we are grateful for you. We need to lift the stigma and bring the light in.

*Gwen Rivera of Munekyo Hiraga* assisted the Ohana with the Environmental Assessment and are here on an as needed basis to answer any questions on the document.

*Hitoshi Hida*, Group 70. There are four basic ideas in the concept. One is the two circles, one representing the 8,000 patients who were taken away from their families and had to live with sorrow, resentment, and emptiness (mauka circle). The other circle represents the families who had to give up their family members, could have been a child, wife, father, or grandmother (makai

circle). The second idea is moving the two circles together. This is important the memorial, is to celebrate the coming together of the ones separated from the families and the ones left behind. It brings the two together. The center part, the merging of the two circles represents the reconnection of the family. The third idea is the placement of the wall. This will be around the mauka circle. That is where the 8,000 names will be placed it also represents the cliff that surrounds Kalaupapa. The fourth idea is a representation of the Hawaiian tradition, 90% of the 8,000 patients were Hawaiians. It is the concept of three belly-buttons (pikos). The concept itself is called "Pikokolu". According to Hawaiian tradition, there are three "pikos" the human being has. The head, the belly-button, and the genitals. The head is called "piko po'o", that represents memory of the past, history, and ancestors (mauka circle). The second piko is the belly-button is called "piko na'au", the center of human existence, it connects the past and the future. The third piko is your sexual organs it is called "piko wai'olu", represents children, decedents, hope, future, eternity (makai circle). We access the two circles at the center part, its pointing to the ocean towards the future, towards eternity and the other side (mauka circle) represents embracing the 8,000 patients. This design has a very strong connection to Hawaiian culture. Lastly, we placed a shading device where the two circles meet. That is where the visitors can sit and enjoy the experience of the 8,000 souls and to celebrate the final coming together.

Yuen thanked him and Rivera for their efforts and time on this. It is tremendous and he feels all the Board members feel the same way. We have these laws that require Environmental Assessment for projects on State lands. They are important to protect bad projects from happening. For a community group like this it can be a tremendous undertaking and very daunting to have an EA prepared and does require professional help to do it. We are very appreciative that the various professionals put their efforts into this and the work that has been done to put this together.

Roehrig commented that he practiced law and represented many Hawaiian families on along the Kohala coast and other areas involving developers. Some of the most painful experiences our clients had just hit home for him today that family members disappeared. A lot of the family members did not know that their brothers and sister went to Kalaupapa. Some families thought they went on sailing or whaling ships or elsewhere. But many families did not know where their family members went. When you are going to have a Quiet Title action against big business you have to have your genealogy and it has to be accurate. The plantations have their own genealogy, they try to claim 100% of the title because of missing family members when they really may only have 60%. So, our clients went for years searching for their family members and they would find partial records at Kalaupapa that indicated the names of the relatives. Many did not have probates. They were few and far between at Kalaupapa. Whatever estate they had in land, was never accounted for, the families had to approximate and it was a very painful process. He thanked them for what they did.

Chair Case thanked everyone for coming. It is a big honor for us to participate in this and I had also thought that Member Yuen's comment about these laws that protect us from bad projects and they are challenging for good projects. We appreciate you working through this and I do not think anyone can avoid being deeply touched by this whole story. I loved the presentation of the concept of the design when you hear the amount that goes into it, is very touching. I also want to say when you come to a Land Board meeting you never know what you are going to sit through and so many

times it is tedious but sometimes it is oh! Luck of the draw today! I got to hear these amazing stories. Everybody shares that.

Member Gon said as maybe the only Board Member who was here for prior decisions and steps along the way. I am so glad to see it come to this point, I am excited to see this moving forward. I really want to express my mahalo to everyone who came in to testify and offer information. When you mention Hawi who would have thought someone from Hawi show up in Kalaupapa, having hiked through Punalu'u to Honokane to? Down to the coast and seeing the beauty of that place and then comparing it to Kalaupapa which has its own beauty and history that homaikaii and the whole separation from their families. It is something we should never forget and this kind of memorial is vitally important for that. I want to see it happen for those folks who are still there and provide the living connection between the past, present and the future. Mahalo to you all.

Yuen had a technical point, for Cottrell regarding a clause in the recommendation regarding a Supplemental Environmental Assessment would be required if the final Memorial plans exceed the general layout, location or size of the conceptual plan analyzed in the Final EA. I am sure this was meant to be a fairly broad directive, but knowing there could alterations in the plans, I am wondering we could say if required by Statute or Administrative Rule? There is a general Administrative Rule when you need a supplemental EIS. There is an analysis you would have to go through if something changes. I am concerned that this language, somebody someday may feel it makes it more restrictive than the general rule of doing a supplemental EIS. Do you have any issues if we changed this? Cottrell replied, not at all.

Gon said he would adjust to say with the condition that a supplemental EA shall be prepared if the statute requires it. AG Chow, commented that it is a sensitive environment because it is a historic site. The size and design make a difference from a historic preservation perspective and there have been concerns from National Parks Service. We can say supplemental EA may be required. You have to take into consideration the statute in the rules and case law for supplemental EA's. The Members agree.

***Amendment:***

***Recommendation #1, revise the word "shall" with "may" in the sentence regarding the Supplemental EA.***

**Motion**

**Approve as amended (Gon, Roehrig) unanimous.**

*10:35 am: Break*

*10:45 am: Reconvene*

**ITEM B-1** Designate a portion comprising approximately 40.0 acres of Public Hunting Area, Unit D, Hilo Restricted Watershed, Tax Map Key no.: 3-2-6-018:004, as a Public Shooting Range, Pursuant to Section 183D-28, Hawaii Revised Statutes, and 13-121-6, Hawaii Administrative Rules.

Approve Declaration of Exemption from Chapter 343, Hawaii Revised Statutes, pursuant to Chapter 11-200-8(1), Hawaii Administrative Rules, Environmental Assessment Requirement for the designation.

Robert Farrell, DOCARE, presented a PowerPoint slide show of the proposed area for the Public Shooting Range at Mile Marker 16. Gave a brief historical context of about the target practice. There is no Public Shooting Range on the Big Island.

Andrew Choy, Hunters Safety Program, added that the Department has been involved in Shooting Range Development efforts for a large number of years on Kauai and the Big Island. Here is a great opportunity to really put something on the ground that will designate and serve the public needs.

#### Board Discussion

Chair Case thanked DOCARE and DOFAW's efforts in bringing this forward and making this happen. She had an opportunity to see the visual and this a priority for the Department and this Administration. I agree this is something that we really need on the Big Island, and it is very important for safety and people's skills to become good hunters. We really appreciate your working on this.

Roehrig added that he had several calls from hunters group of support and they were all appreciative. Farrell said they have been reaching out to the community. Case said we have received a lot of testimony in support of this effort.

Yuen said he want to make sure that we have considered the safety aspects and had a few questions. In the direction the people are shooting are there physical barriers that block errantshots? Farrell responded yes, there are rocks structures where most of the targets are and in addition we have established a 1-mile zone behind that to ensure that if there are any ricochet or shot over the target. Moving forward, we want to put a kiosk there with literature so people are aware of the boundaries.

Yuen asked about the trail to the west on the map? Farrell said they will be putting signage in those areas of ingress and putting a kiosk with information in the actual area. We can better manage the area.

Yuen asked about range protocol. Farrell responded that we have that expertise on staff. Yuen asked how to do you keep people from getting shot when they are putting up their targets. Farrell said normally you would have a Range Master who would manage that. A Range Master would call the firing line to stop and then they can go and check their targets. There are informal range rules that many are familiar with and adhere to. Calling the line "cold", basically this is where you make an announcement to everyone that you want to go check your target and everyone unloads their weapons and make sure they are safe, put them down on the table and move forward as a group to check their targets.

Oi noted that he goes to Lana'i twice a year and there is a firing range there that have four different areas you can shoot from and it is an informal protocol, we watch and wait till everyone is done and then we all go down to check our targets. Case said it is a matter of self-governance.

Yuen asked about the noise, how close is the nearest residence? Farrell said the nearest structure is 7-miles away and not occupied.

#### Public Testimony

*Don Watson*, representing OnTarget, Inc., stated that he is a Range Master, Competition shooter, hunter, qualified instructor for rifle, pistol, and shot-gun. We appreciate Mr. Farrell coming forward with this. We would like to participate in managing the site. There are at least four of us who have gone to range development school. He gave many reasons why the shooting range was needed. In managing, reclamation is important as well. We are here in support.

Gon asked if he could explain how reclamation works and what it entails. Watson replied that it is a responsibility. Using a berm to catch it and we have someone come in and recycle it.

Case asked Farrell and Choy if the 40-acres is the whole thing? Farrell said yes. Case noted that it is broken down on the map to the shooting area verses the backdrop area, but I do not see that in the submittal. Do you have the acreage of that smaller parcel? That is an important piece of the equation, you are not establishing a large facility here. You already have a small impacted area here in a really important forest. I want to make sure our decision here is that the direct impact is contained to that smaller area.

Choy responded, that the 40-acres includes the 3.65-acres of the actual shooting area. Case asked can we say in the submittal that the 3.5 acres is the impacted area? Choy agreed.

Yuen commented that we can say the 3.65 acres is the shooting range and the remainder is a safety zone. Case noted that she did not want in anyway say that we are going to tear up 40-acres of the forest. Yuen asked are the people who use the shooting range need to have a hunting license? Farrell replied yes. We are supporting the Hunter Safety Program. Yuen asked about those who do not have one? Farrell said, in order to buy a gun, you have to have a hunter safety license.

Roehrig, said a lot of people in Hawaii County have firearms in their homes that they have acquired over many years and they are not actively hunters. Are we going to allow people who have acquired guns legally are they going to be allowed to use this area or do they have to get a hunting license? Local people may want to keep up their marksmanship.

Case noted that this is to support the Hunter Safety Program. Farrell said he they could accommodate those type of people by having a Range Master in place.

*Cecilia Chang*, testifying in her personal capacity. I am a beginner, I have never shot without a professional. I love the idea of having a public shooting range where you would have experts in range management.

*Maxwell Cooper*, retired, past President of Hawaii Rifle Association, NAR Senior Training Counselor, and a Chief Range Safety Officer. In support.

*Bob Masuda*, Deputy Director, in support of this measure. He is a qualified Range Master.

*Brad Beck*, retired law enforcement still serving in a reserve capacity. My background is primarily in tactical side of things, also in the firearms training side of things. I have numerous NAR certifications, I am an Adjunct Instructor for a couple of major firearms manufacturers. He is a Range Safety Officer for the agency in the State, the US Army, and the US Marine Corp. There a lot of challenges with the hunting program and I am here to support that. Safety protocols are a priority. He thanked the Board for supporting the Kalaupapa group as he has friends and family there.

***Amendment:***

***Of the 40-acres, 3.65-acres is the active range and the remainder is a safety zone.***

**Motion**

**Approve as amended (Roehrig, Gon) unanimous.**

*11:35 am: Break*

*11:40 am: Reconvene*

**ITEM D-2** Grant of Term, Non-Exclusive Easement to the County of Kaua‘i, Department of Public Works (COK DPW), for its Lihue Town Core Mobility and Revitalization Project [FAP No. TGR-0700(073)], Kalapaki, Lihue, Kaua‘i, Tax Map Keys: (4) 3-6-002:021 & 022.

Issuance of an Immediate Management and Construction Right-of-Entry to COK DPW for Proposed Lihue Town Core Mobility and Revitalization Project, Kalapaki, Lihue, Kaua‘i, Tax Map Key: (4) 3-6-002:021 & 022.

Russell Tsuji, Land Division, Lyle Tabata from the County of Kaua‘i, Public Works, and Lee Steinmetz here to answer any questions.

**Board Discussion**

Member Oi said when this came up a month ago, I asked to have this deferred. I knew that there was a petition by the residents to stop the bike route from going through Molokoa. My major concern is there was nothing on the submittal at that time resolving the problem with the residents.

Tabata replied that prior to last month’s meeting we have resolved the issue, who heard the community and that part of the project has been removed. The focus of this portion of the project is between Wilcox Elementary School and the County Park. It is primarily a connection from our Lihue Civic Center, the seat of County Government and our War Memorial Convention Hall. This will provide multi-use pedestrian and bike access to connect those two major County facilities.



Oi said when this project first came before us, the path was going in front of the tennis courts and coming out to an intersection. Has that changed?

Steinmetz, replied that the alignment has changed and he brought updated drawings to leave with the Board. We moved the alignment away from the tennis courts and the intersection. This project has several different pieces. We are working with the school and the public to make sure it meets everyone's needs.

Oi responded he is satisfied.

Roehrig asked how they got the TIGER Grant? Tabata said when we were notified about the opportunity for the grant we were told to apply. Steinmetz, said just for context, there was 500 million dollars nationwide available. One of our Consultants for the County who is based in Washington D.C. and helped us reach out to US Department of Transportation to make sure our proposal was in alignment with what they were looking for. We reached out to the community to build support, our Congressional Representatives in D.C., Governor, DOT, DOE, and DOH to make sure they would support this project. We tried not only to line up a quality application but also to have political support to get it over the top.

Case asked for a definition of what a "shared use path" is. Steinmetz, replied it is used for bicycles and pedestrians, to be able to share the same space.

Public Testimony-None

### **Motion**

**Approved as submitted (Oi, Gon) unanimous.**

**ITEM D-9** Second Amendment of Prior Board Action of October 11, 2013, Item D-3; as amended by January 24, 2014, Item D-7; *Consent to Merger of Oceanic Institute into Hawai'i Pacific University; Mutual Termination of General Lease No. 3709; Oceanic Institute, Lessee; Issuance of Direct Lease to Hawai'i Pacific University for Scientific Research and Public Exhibiting Facilities of Marine Life together with Pipeline and Encroachment Easements; Waimanalo, Ko'olaupoko, O'ahu; TMK (1) 4-1-014:004 & 011. And*

The Amendment is to seek Board's Consent to an Agreement and Mortgage and a Covenant of Use to Encumber the Requested Lease with a Mortgage, Covenant to a Non-Discrimination Clause and Revision of Lease Conditions.

Russell Tsuji, Land Division, presented the staff submittal.

Board Discussion-None

Public Testimony-None

**Motion**

**Approved as submitted (Roehrig, Oi) unanimous.**

**ITEM D-1** Authorize the Issuance of a Perpetual Non-Exclusive Easement to the County of Kaua'i, Board of Water Supply for Water Pipeline, and Access Purposes; Issuance of Immediate Construction Right-of-Entry Permit, Hanapepe, Waimea, Kaua'i, Tax Map Key: (4) 1-9-007: Portions of 007.

Russell Tsuji, Land Division, a Consultant from the County of Kaua'i is present to answer any questions the Board may have.

**Board Discussion**

Yuen noted that in the updated County General Plan there is some suggestion of expanding the urban area of Ele'ele, is this related to that?

Joni Tanimoto, Akinaka and Associates, this project is not directly related to that, but I does allow the County Department of Water to move water between the two systems. It will give them more flexibility and enable to develop greater areas of their land. They would have to do additional studies to make sure there is adequate water.

**Public Testimony-None**

**Motion**

**Approved as submitted (Oi, Gon) unanimous.**

**ITEM L-1** Application for a DLNR Dam Safety Permit No. 80 – Elima Reservoir (KA-0105) Dam Improvement, Kalaheo, Kaua'i, Hawai'i Tax Map Key No.: (4) 2-007-020.

Carty Chang, Engineering Division, gave a brief history of the dam. The Applicant and the Owner are present to answer any operational questions.

**Board Discussion**

Member Gon asked what type of zoning is it on. Chang replied, it is on agriculture land.

**Public Testimony-None**

**Motion**

**Approved as submitted (Oi, Gon) unanimous.**

**ITEM F-1** Request for Approval to Enter into a Grant-In-Aid Contract Agreement (\$45,000 State Operating Budget) between The Board of Land and Natural Resources (BLNR) And Malama Pupukeya-Waimea (MPW) for a project titled "Reducing Land-Based Sediment to The Pupukeya MLCD".

Brian Kaneaka, Division of Aquatic Resources, summarized the goal to reduce sediment to the coral reef habitat, caused by erosion. Installing native plants and public outreach. Maxx Philipps from Malama Pupukeya-Waimea to answer any questions.

#### Board Discussion

Case asked where are you targeting the sediment reduction activity and what are the sediment sources. Philipps replied, from Waimea to Shark's cove, this is Phase-4 of our restoration project. We will be working from the end of Shark's Cove to Ke Iki Beach. The sediment comes from the increase foot traffic from tourism in the area. Case asked if there is less mud in the water? Philipps said, yes, significant difference.

Downing asked what do you do with \$45,000.00? Philipps said, most of it goes to buy the native plants, most of it is grown in Waimea Valley. Downing noted that four phases cost \$30,000 to \$70,000, how much more? Case conveyed that Philipps has not priced it out yet. Downing said he was trying to estimate, if it is good, she needs to find money. Downing said he would try to help her find money.

Yuen agreed it is a great project and he has no issues, asked about the "sedimentation snakes". Philipps clarified that they are BMP's that are used along the bottom of our plants, we measure how much sediment happens. Yuen asked who had jurisdiction between the highway and the ocean. Philipps said City and County Parks up to a certain point. Yuen asked if they had the appropriate agreement and permits? Philipps said, yes. Yuen asked, how do they keep the plants alive? Philipps replied, they have an agreement with the City and County Parks, we hook into their waterline, drip irrigation. Yuen asked what types of plants are they using? Philipps listed the Aki Aki, Ilima, Nopaka, Pohinahina, Mao, & Ohelokai.

#### Motion

**Approved as submitted (Oi, Gon) unanimous.**

**ITEM M-1** Issuance of a Revocable Permit for a Hospitality Lounge, Ko Olina Club Lounge LLC, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-003: 050 (Portion).

#### Board Discussion

Oi noted that at the last meeting, we approved a space for the Four Season's on Lana'i, is Ko Olina doing a similar thing and are they all in one place? Smith said they are not. Oi noted that there seems like to be more lounges for the hotels and if this is a trend, can it go to lease-auction to promote competition? Smith said, normally they do not do that in the main terminals.

**ITEM M-2** Issuance of a Revocable Permit for Aircraft Parking, N1227R L.L.C., Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-76: Portion of 22.

**ITEM M-3** Issuance of a Revocable Permit, Richard W. Rogers, Kawaihapai Airfield, Waialua, Hawai'i, Tax Map Key: (1) 6-08-14:001 (Portion), and (1) 6-8-014:018 (Portion).

**ITEM M-4** Issuance of a Revocable Permit to Aunty's Leis & Little Things Inc. for Space to Offer for Sale of Leis, Flowers, Souvenirs, and Travel Necessities, Moloka'i Airport, Tax Map Key: (2) 5-2-0: Portion of 8.

Public Testimony-None

**Motion**

**Approved as submitted (Gon, Roehrig) unanimous.**

**ITEM K-2** Appointment and Selection of a Hearing Officer to Conduct All Hearings for Contested Case (CC) KA-17-01 Regarding Conservation District Enforcement (ENF) KA-15-34 for Alleged Unauthorized Land Uses by Val Sanjara located at Wainiha, Hanalei, Kaua'i, on Tax Map Key: (4) 5-8-005:026.

Tiger Mills, Office of Conservation, and Coastal Lands, presented the submittal.

Board Discussion- None

Public Testimony- None

**Motion**

**Approved as submitted (Gon, Oi) unanimous.**

**ITEM D-3** Request to Extinguish a Twenty (20) Foot Wide Ditch Right-of-Way Easement Reserved to the State of Hawaii under Land Patent Grant No. 12,829, Traversing Private Property Owned by Michael Clark, and Denise Adesso at Wailua House lots, Wailua, Kaua'i, Tax Map Key: (4) 4-1-013: Portions of 046.

**ITEM D-4** Issuance of a Revocable Permit to Pacific Waste, Inc. for Baseyard and Storage Purposes Pending Public Auction, and Issuance of Immediate Management Right-of-Entry to Pacific Waste, Inc., Waiakea, South Hilo, Hawai'i, Tax Map Key: (3) 2-2-032: portion of 085.

**Board Discussion**

Yuen commented, that he does not want to see it on the RP list for the upcoming year, it should be auctioned. Downing said it was a lease for 55-years, how come we know it is coming up and we do not do anything? Moore replied, Land Agent Heit said the Lessee was not very communitive and they could have had a 10-year extension but they did not let him know what they wanted to do. They got to the end of the lease and said they would be leaving in couple of months.

**ITEM D-5** Issuance of Right-of-Entry Permit to Maui Interscholastic League, for Event Operations Purposes Related to the 2018 Maui Interscholastic League Surf Contest, at Hamoa, Hana, Maui, Tax Map Key (2) 1-4-007: Portion of 009.

Board Discussion

Oi asked if they were part of the DOE or could qualify for a Gratis. Moore said, no. Yuen asked if they were a 501(c)? Case said no.

**ITEM D-6** Issuance of Right-of-Entry Permit to Terri A. Williams for Environmental Survey and Studies Purposes at Kahakuloa, Wailuku, Maui, Tax Map Key: (2) 3-1-003:005 (portion).

**ITEM D-7** Set Aside to County of Maui for Public Park Purposes, Waiohuli – Keokea Beach Homesteads, Maui, Tax Map Keys: (2) 3-9-007:004 & Portion of 005.

**ITEM D-8** Issuance of Right-of-Entry Permit to Hawaii Explosives and Pyrotechnics, Inc. for Aerial Fireworks Display on March 28, 2018 at the beach fronting Kahala Hotel, Waialae, Honolulu, O‘ahu, Tax Map Key: (1) 3-5-023:041.

**ITEM D-10** Grant of Perpetual, Non-Exclusive Easement to Hawaiian Electric Company, Inc. and Hawaiian Telcom, Inc. for Utility Purposes; Cancellation of Revocable Permit No. S-7601 at Waialea, Ko‘olaupua, O‘ahu; Tax Map Key: (1) 5-8-001:054 portion.

Kevin Moore presented the rest of the Land Divisions submittals and provided answers to questions.

Public Testimony- None

Motion

**Approved as submitted (Oi, Roehrig) unanimous.**

**Motion to Adjoin (Gon, Oi) Unanimous.**

There being no further business, Chairperson Suzanne Case adjourned the meeting at 12:20 pm. Recording(s) of the meeting and all written testimonies submitted at the meeting are filed in the Chairperson’s Office and available for review. Certain Items on the agenda were taken out of sequence to accommodate applicants or interest parties present.

Respectfully submitted,



Darlene S. Ferreira  
Land Board Secretary

Approved for submittal:



Suzanne D. Case  
Chairperson  
Department of Land & Natural Resources