

State of Hawaii
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of State Parks
Honolulu, Hawaii
May 11, 2018

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

Hawaii Island

Request for a Right of Entry to the Korean War Veterans Group, Big Island Chapter, for the Construction of a Korean War Memorial on Piopio Street in Hilo, Hawaii, Near the Vietnam Memorial Which Currently Exists Within the Wailoa River State Recreation Area in Hilo, Hawaii, Tax Map Key: (3) 2-2-13:portion of 003.

PURPOSE:

Approve Right of Entry to the Korean War Veterans Group, Big Island Chapter, for the construction of a Korean War Memorial located within the Wailoa River State Recreation Area to honor and perpetuate the memory of the individuals lost during the Korean War.

LEGAL REFERENCE:

Hawaii Revised Statutes § 171-55 as amended

LOCATION:

Portion of State of Hawaii lands within the Wailoa River State Recreation Area, Hilo, Hawaii, identified by Tax Map Key: (3) 2-2-13:portion of 003. (Exhibit B)

AREA:

Footprint of the memorial to be approximately 16' x 16' within the approximate 131.9 acres of the park. (Exhibit B)

ZONING:

State Land Use District: Urban
County of Hawaii: Open

ITEM E-1

TRUST LAND STATUS:

Section 5(b) land of the Hawaii Admissions Act
DHHL 30% entitlement land pursuant to the Hawaii State Constitution: Yes ___ No X

CHAPTER 343 ENVIRONMENTAL ASSESSMENT:

The Division of State Parks believes that this project will have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment under Chapter 343, Hawaii Revised Statutes (HRS) and §11-200-8(a)(1), Hawaii Administrative Rules (HAR) and within #4 of exemption Class 3 of the Department of Land and Natural Resources Exemption List which exempts construction and location of single new, small facilities or structures [June 5, 2015].

CURRENT USE STATUS:

Part of area maintained for the Vietnam Memorial

CHARACTER OF USE:

Memorial, construction, operation and maintenance of purposes.

REMARKS:

Background:

By correspondence dated April 9, 2018, Richard Onishi, State House Representative, District 3 (Exhibit A), is requesting on behalf of the Korean War Veterans Group, Big Island Chapter, to obtain a Right of Entry for the construction of a Korean War Memorial to be located to the current Vietnam Memorial within the Wailoa River State Recreation Area.

Conceptual Plan for Memorial:

The drawings for the memorial were completed by Inaba Engineering (Exhibit B). The site for the Korean War Memorial will be at Piopio Street, T.M.K. 2-2-13:03. The footprint for the memorial is anticipated to be 16' x 16', with the memorial itself at 5' x 3'. The funding for the project will be the responsibility of the Korean War Veterans Group, Big Island Chapter.

The footprint of the proposed Korean War Memorial will be within the area which the County of Hawaii, Parks and Recreation Division currently maintains and they have agreed to add the Korean War Memorial to their area of maintenance.

Staff Comments:

Staff is recommending approval of the issuance of a Right of Entry to the Korean War Veterans Group, Big Island Chapter, for the construction of the memorial. The contractor will be

determined at a later date and will be one of mutual approval between the Korean Veterans Group and the Department of Land and Natural Resources, State Parks Division.

Staff is also recommending that future requests similar to this submittal be allowed with Chairperson's approval.

RECOMMENDATIONS: That the Board:

1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will have minimal or no signification effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Approve the issuance of a Right of Entry to the Korean War Memorial Veterans Group, Big Island Chapter, for the construction of the Korean War Memorial within the Wailoa River State Recreation Area subject to the following conditions:
3. Permittee, its officers, agents, employees, volunteers, consultants, contractors, and/or persons acting for, or on its behalf, shall at all times with respect to the Wailoa River State Recreation Area; a) use due care for public safety; b) agrees to release the State of Hawaii from any claims which Permittee might have against the State of Hawaii arising out of Permittee's occupation or use of the Wailoa River State Recreation Area; and c) shall be responsible for its own acts;
4. Final plans for the memorial, including its exact location, and selection of the contractor for the construction of the project shall be subject to approval of the Department of Land and Natural Resources, Division of State Parks;
5. The contractor shall procure and maintain, at its own cost and expense, in full force and effect throughout the term of this Right of Entry, commercial general liability insurance, in an amount of at least \$1,000,000.00 per occurrence and \$2,000,000.00 aggregate, with an insurance company or companies licensed to do business in the State of Hawaii. The policy or policies of insurance shall name the State of Hawaii as an additional insured. The policy should also contain the following clause: "It is agreed that any insurance maintained by the State of Hawaii will apply in excess of, and not contribute with, insurance provided by this policy". The insurance shall cover the entire Wailoa river State Recreation Area, including all grounds, buildings and all roadways or sidewalks on or adjacent to the Hapuna SRA in the use or control of the Permittee;
6. The permittee shall immediately provide written notice to the Department should any of the insurance policies evidenced on its Certificate of Insurance form be cancelled, limited in scope, or not renewed upon expiration;

7. The permittee enter into an agreement with the County of Hawaii for the maintenance of the grounds of the constructed memorial and guarantees the memorial is maintained should the County of Hawaii no longer perform these tasks;

8. The Chairperson or her representative is authorized to negotiate all other terms and conditions of the Right of Entry.

Respectfully submitted,



Curt A. Cottrell
Administrator
Division of State Parks

APPROVED FOR SUBMITTAL:



SUZANNE D. CASE
Chairperson
Board of Land and Natural Resources

ATTACHMENTS:

- Exhibit A: Correspondence from State House Representative, Richard Onishi
Exhibit B: Inaba Engineering
1. Map of the Korean War Memorial site
 2. Drawing of the Korean War Memorial

18-087



HOUSE OF REPRESENTATIVES
REPRESENTATIVE RICHARD H.K. ONISHI; DISTRICT 3
STATE OF HAWAII
STATE CAPITOL
415 SOUTH BERETANIA STREET, Room 441
HONOLULU, HAWAII 96813

RECEIVED

2018 APR 12 P 2:15

DIV OF STATE PARKS
HILO, HI

April 9, 2018

Mr. Dean Takebayashi
Hawaii Parks District Superintendent
DLNR-State Parks
75 Aupuni Street Room 204
Hilo, HI 96720

Dear Mr. Takebayashi,

On behalf of the Korean War Veterans Group, Big Island Chapter, I would like to respectfully request that the Board of Land and Natural Resources grant a Right of Entry and therefore permission for the construction of a Korean War Memorial on Piopio Street in Hilo, Hawaii near the Vietnam War Memorial.

We cannot forget the sacrifices of the many veterans who served in the Korean War, which was also known as the forgotten war. This memorial is our way of honoring those from our community who made the ultimate sacrifice for our freedoms and liberties that many today take for granted.

The drawings for the memorial were completed on February 20, 2018 by Inaba Engineering and I am submitting them along with this request letter. The site for the Korean War Memorial will be at Piopio St; T.M.K. 2-2-13: 03. The footprint for the memorial is anticipated to be 16' x 16', with the memorial itself at 5' x 3'.

I have been in discussions since 2014 with the veterans group and the past two years with you, as the representative in the Hawaii Parks Section to discuss these plans. This granting a Right of Entry to allow for construction of this memorial is the last step required. Our veterans are eager to complete this memorial to honor and recognize their brothers in arms who were lost during the Korean War.

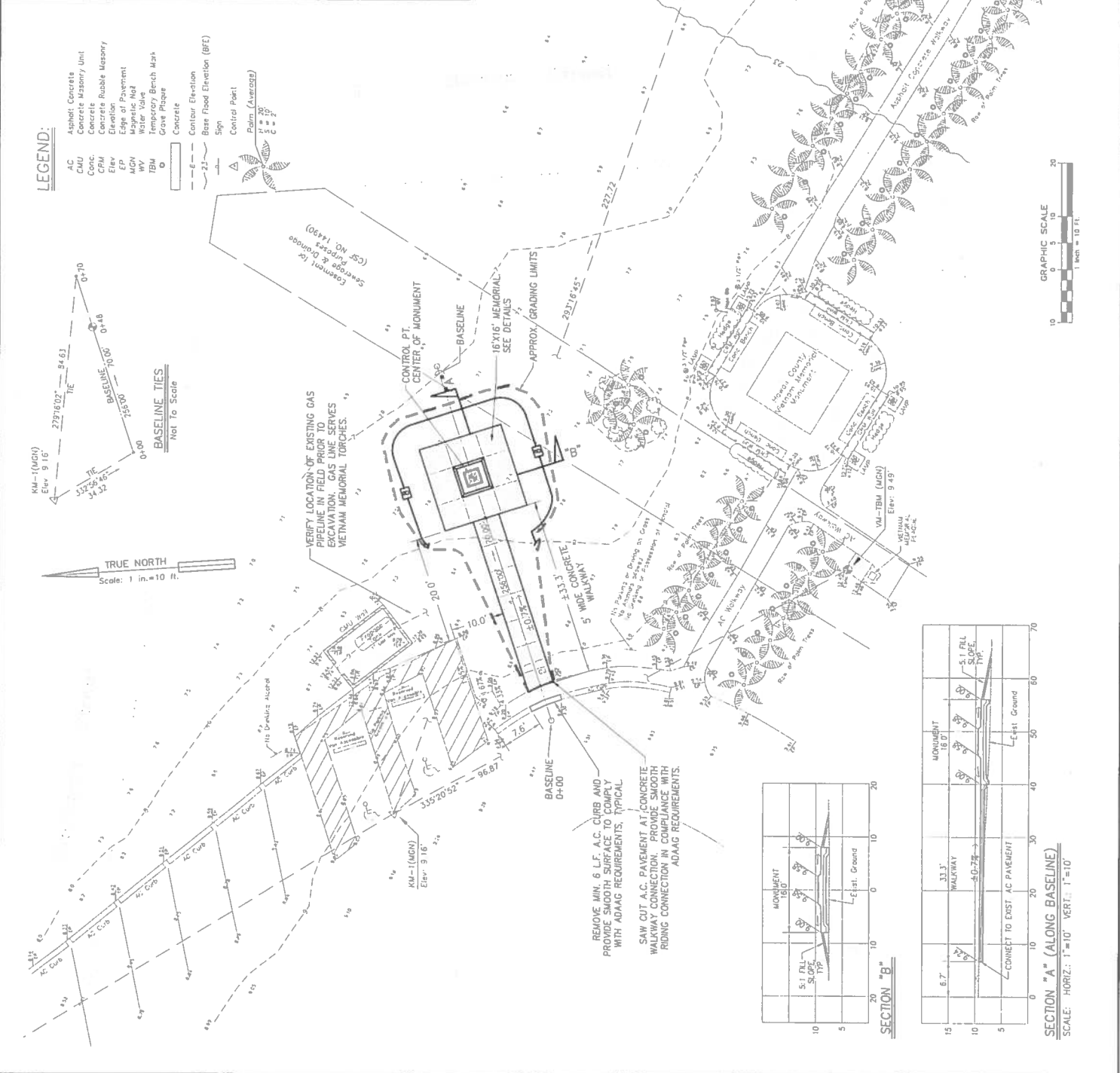
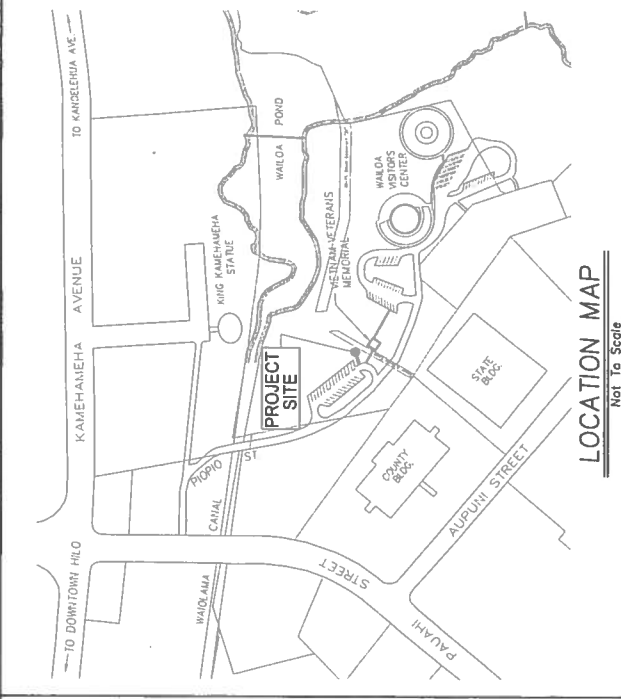
Thank you in advance for your timely attention to this matter.

Respectfully submitted,

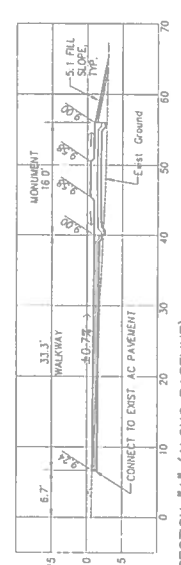
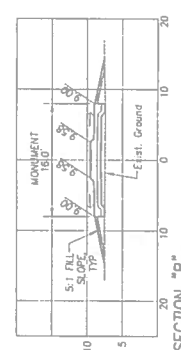
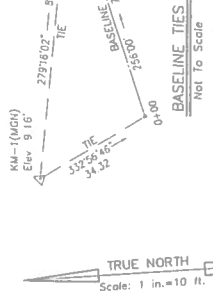
Richard H.K. Onishi
State House Representative, District 3

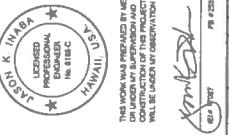
cc: Curt Cottrell, State Parks Administrator

EXHIBIT A



- LEGEND:**
- AC Asphalt Concrete
 - CMU Concrete Masonry Unit
 - Conc. Concrete
 - CFM Concrete Rubble Masonry
 - Elev. Elevation
 - EP Edge of Pavement
 - HW Water
 - WM Water Main
 - TBM Temporary Bench Mark
 - Grave Plaque
 - Concrete
 - Contour Elevation
 - Base Flood Elevation (BFE)
 - Sign
 - Central Point
 - Plains (Average)
 - N = 30'
 - C = 2'
 - P = 2'





THIS WORK WAS PREPARED BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM A LICENSED PROFESSIONAL ENGINEER IN THE STATE OF HAWAII.
DATE: FEB 20 2011
SCALE: AS SHOWN

NO.	REVISION	DATE	BY	APPROVED

PREPARED FOR:
KOREAN WAR VETERANS GROUP
HILD, HAWAII 96720

KOREAN WAR VETERANS MEMORIAL

PIPIOPI STREET
WAIKAE
SOUTH HILO
ISLAND OF HAWAII

T.M.K.: 2-2-13-03

MISC. NOTES
MISC. DETAILS

APPROVED BY:

DATE: _____

DESIGNED BY: _____

SCALE: _____

PROJECT NO.: _____

SHEET NO.: **C-2**

TOTAL SHEETS: 2 of 2

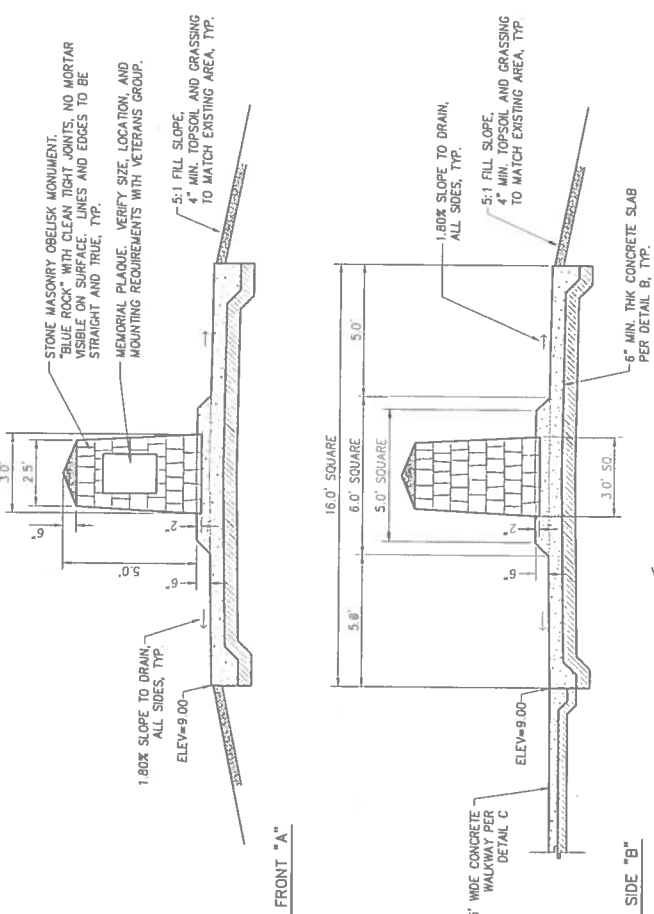
GENERAL GRADING NOTES

- ALL GRADING WORK SHALL CONFORM TO CHAPTER 10 OF THE HAWAII COUNTY CODE. SHOULD GRADING PERMIT BE REQUIRED, NO WORK SHALL BE COMMENCED UNTIL THE DEPARTMENT OF PUBLIC WORKS (DPW) APPROVES A GRADING PERMIT.
- THE CONTRACTOR SHALL REMOVE ALL SILT AND DEBRIS DEPOSITED IN DRAINAGE FACILITIES, ROADWAYS AND OTHER AREAS RESULTING FROM HIS WORK. THE COSTS OF SUCH REMOVAL AND NECESSARY REMEDIAL ACTION BY THE DPW SHALL BE PAYABLE BY THE CONTRACTOR.
- THE CONTRACTOR, AT HIS OWN EXPENSE, SHALL KEEP THE PROJECT AND SURROUNDING AREAS FREE FROM DUST, NOISE, AND VIBRATION. THE CONTRACTOR SHALL OBTAIN NECESSARY PERMITS FROM THE HAWAII COUNTY DEPARTMENT OF PUBLIC WORKS, COUNTY OF HAWAII, AND THE HAWAII COUNTY DEPARTMENT OF WATER RESOURCES, DIVISION OF WATER QUALITY, TO OBTAIN NECESSARY PERMITS FOR EROSION AND SEDIMENTATION CONTROL STANDARDS AND GUIDELINES OF THE DEPARTMENT OF PUBLIC WORKS, COUNTY OF HAWAII.
- ALL GRADING OPERATIONS SHALL BE PERFORMED IN CONFORMANCE WITH THE HAWAII COUNTY DEPARTMENT OF WATER RESOURCES, DIVISION OF WATER QUALITY STANDARDS TO THE EROSION AND SEDIMENTATION CONTROL STANDARDS AND GUIDELINES OF THE DEPARTMENT OF PUBLIC WORKS, COUNTY OF HAWAII.
- THE CONTRACTOR SHALL STOP OR PLANT ALL SLOPES AND EXPOSED AREAS IMMEDIATELY AFTER THE GRADING WORK HAS BEEN COMPLETED.
- FILLS ON SLOPES STEEPER THAN 5:1 SHALL BE KEYED.
- THE CONTRACTOR SHALL INFORM THE DPW OF THE LOCATION OF THE DISPOSAL OF ALL EXCESS MATERIALS (WET) REQUIRED FOR THIS PROJECT WHEN AN APPLICATION FOR A GRADING PERMIT IS SUBMITTED. THE DPW SHALL BE NOTIFIED OF THE LOCATION TO FULFILL THE REQUIREMENTS OF THE GRADING ORDINANCE.
- NO GRADING WORK SHALL BE DONE ON SATURDAYS, SUNDAYS AND HOLIDAYS ANYTIME WITHOUT PRIOR APPROVAL FROM THE DEPARTMENT OF PUBLIC WORKS. GRADING WORK SHALL BE LIMITED TO NORMAL WORKING DAYS SHALL BE LIMITED TO THE HOURS BETWEEN 7:00 A.M. AND 3:30 P.M.
- THE CONTRACTOR SHALL REMOVE AND PROPERLY DISPOSE OF ALL VEGETATION BEFORE PLACING FILLS ON NATURAL GROUND SURFACE.
- ALL TREE STUMPS AND ROOT SYSTEMS LOCATED WITHIN TWO (2) FEET OF THE EXISTING GRADES SHALL BE DUG OUT, REMOVED, AND PROPERLY DISPOSED OR EMBAKMENT FILL 2'-FEET BELOW FINISHED SUBGRADE SHALL BE PLACED IN LIFTS NOT EXCEEDING COMPACTED THICKNESS OF 10-INCHES AND SHALL BE COMPACTED TO 90 PERCENT (90%) OF MAXIMUM DENSITY PER ASTM D-1557 TEST.
- THE TOP 2'-FOOT LAYER OF EMBAKMENT SHALL BE CONSTRUCTED IN LIFTS NOT TO EXCEED 6-INCH COMPACTED LIFTS AND COMPACTED TO NINETY FIVE PERCENT (95%) OF MAXIMUM DENSITY PER ASTM D-1557 TESTING.
- ALL FILL SHALL BE LAID IN SPECIFIED LIFTS, WATERED, ROLLED AND COMPACTED BEFORE THE NEXT LIFT IS LAID.
- FILL MATERIAL UNDER CONCRETE SLABS AND ASPHALT CONCRETE PAVEMENT SHALL BE SELECT MATERIAL LAID IN 6-INCH LAYERS AND EACH LAYER SHALL BE COMPACTED UNTIL A DENSITY OF NOT LESS THAN NINETY FIVE PERCENT (95%) OF MAXIMUM DENSITY IS ACHIEVED.
- IF REQUIRED, THE CONTRACTOR SHALL ASSUME ALL COSTS TO RETAIN A QUALIFIED INDEPENDENT TESTING LABORATORY TO PERFORM SOILS AND COMPACTION TESTING, AND TO SUBMIT CERTIFIED TEST RESULTS TO THE ENGINEER, AS REQUESTED.
- THE CONTRACTOR SHALL PROVIDE GRADE STAKES SHOWING SUB-GRADE AND FINISH GRADE ELEVATIONS AT BEGINNING AND ENDING POINTS, AND 100 FOOT STATIONS ALONG ALL ROADWAYS.

APPROXIMATE EARTHWORK QUANTITIES:
APPROX. EXCAVATION = 2 C.Y.
APPROX. EMBAKMENT = 14 C.Y.
APPROX. GRADED AREA = 1,100 S.F. / 0.025 ACS.

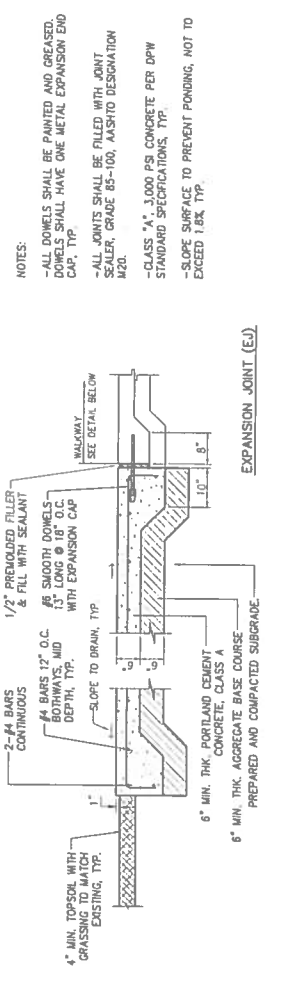
ENVIRONMENTAL PROTECTION

- UNDER THE PROVISIONS OF CHAPTER 342, HAWAII REVISED STATUTES, ENVIRONMENTAL QUALITY, CHAPTER 37-A, WATER QUALITY STANDARDS, SPECIFICALLY, SECTION 6 A.1.5, AND CHAPTER 43, SPECIFICALLY, CHAPTER 10, THE FOLLOWING GENERAL REQUIREMENTS SHALL BE COMPLIED WITH FOR POLLUTION CONTROL IN THE FOLLOWING CONSTRUCTION ACTIVITIES.
- THE CONTRACTOR SHALL REMOVE ALL SILT AND DEBRIS RESULTING FROM HIS WORK AND DEPOSITED IN DRAINAGE FACILITIES, ROADWAYS AND OTHER AREAS. THE COST INCURRED FOR REMEDIAL ACTION BY THE DIRECTOR, DEPARTMENT OF PUBLIC WORKS OR OWNER, SHALL BE PAYABLE BY THE CONTRACTOR.
 - THE CONTRACTOR, AT HIS OWN EXPENSE, SHALL KEEP THE PROJECT AREA AND SURROUNDING AREA FREE FROM DUST NOISE. THE WORK SHALL BE IN CONFORMANCE WITH THE AIR POLLUTION CONTROL STANDARDS AND REGULATIONS OF THE STATE DEPARTMENT OF HEALTH.
 - THE GRADING OPERATIONS SHALL BE PERFORMED IN CONFORMANCE WITH THE APPLICABLE PROVISIONS OF THE WATER POLLUTION CONTROL AND WATER QUALITY STANDARDS CONTAINED IN THE PUBLIC HEALTH REGULATIONS, STATE DEPARTMENT OF HEALTH, ON WATER POLLUTION CONTROL AND WATER QUALITY STANDARDS.
 - SHOULD EROSION BE A PROBLEM, ALL AFFECTED SLOPES AND EXPOSED AREAS SHALL BE SOILED OR PLANTED IMMEDIATELY AFTER THE GRADING WORK HAS BEEN COMPLETED.

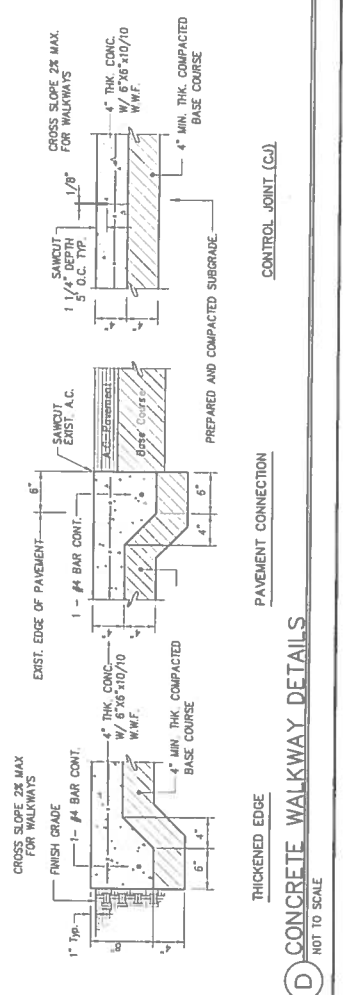


A MEMORIAL ELEVATIONS
SCALE: 3/8" = 1'-0"

B MEMORIAL PLAN VIEW
SCALE: 1/4" = 1'-0"



C CONCRETE SLAB FOR MONUMENT
SCALE: 3/4" = 1'-0"



D CONCRETE WALKWAY DETAILS
NOT TO SCALE