

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Division of Aquatic Resources  
Honolulu, Hawaii

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December 19, 2018

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

REQUEST FOR APPROVAL TO ENTER INTO A GRANT-IN-AID CONTRACT  
AGREEMENT (\$35,000 STATE OPERATING BUDGET) BETWEEN THE BOARD OF  
LAND AND NATURAL RESOURCES (BLNR) AND MALAMA KUA‘AINA FOR A  
PROJECT TO ORGANIZE AND ARCHIVE OVER 20,000 COASTAL PHOTOGRAPHS OF  
HAENA AND WAINIHA BEACHES FOR USE BY THE STATE SURVEYOR,  
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES (DAGS) AND OFFICE OF  
CONSERVATION AND COASTAL LANDS (OCCL)

Submitted for your consideration and approval is a request to enter into contract agreement between the Malama Kua‘aina, a 501(c)(3) nonprofit organization under the laws of the State of Hawaii, that funds a project to organize and archive over 20,000 coastal photographs of Haena and Wainiha beaches for use by the State Surveyor, DAGS and OCCL for use in shoreline certification and enforcement of vegetation overgrowth that inhibits lateral access and transit along the beach.. Funding for the project, \$35,000 in State Operating Budget Funds, was authorized by Act 49, Session Laws of Hawaii 2017, amended 2018.

BACKGROUND:

Mālama Kua‘aina’s primary work has been on shoreline and public trust issues, such as beach protection and beach access, planning for coastal hazards, working on community resilience projects, and community and coastal advocacy. Their work involves the restoration of critical habitat for endangered species and protecting dune and the near-shore marine environment for public use and enjoyment of Hawaii’s world-class resources. Much of this work has been focused on the North Shore of Kauai.

The main objective of this project is to assemble, index and organize over 20,000 coastal photographs of Haena and Wainiha Beaches taken over a period of two decades to provide the State of Hawai‘i, Department of Land and Natural Resources (“DLNR”), Office of Conservation and Coastal Lands (“OCCL”), and Department of Accounting and General Services (“DAGS”) with information to help locate the shoreline and for use in identification and enforcement of vegetative encroachments along these invaluable beaches. Secondary objectives are to ensure that these privately held photographs are placed in the public domain and that this project be used as a model for other communities throughout Hawaii as a means to place important private

data in the public domain when historic observations are critical when protecting public trust resource especially when these documents predate the “digital” age.

The intended project outcomes are as follows:

- The Kaimana Collection will be collated by Tax Map Key (“TMK”) so each beach area is identifiable.
- The Kaimana Collection will be organized to produce a series of photographs that show many of these beaches as they transition from undeveloped, unspoiled sandy beaches to present condition.
- The Kaimana Collection will be organized to produce a series of photographs that show beach loss through beach planting and the seaward migration of vegetation on our priceless sandy beaches.
- The Kaimana Collection will be collated to produce a “before and after” photographic comparison for each beach area.
- The Kaimana Collection will be collated to produce a collection of high wash of the wave photographs spanning many years for each beach area.
- Digitize and catalog the Kaimana Collection to make accessible for governmental agencies and to keep it in the public domain.
- The amount of information and photographs of North Shore beaches available is unprecedented, through this project; a historic library of beach change will be generated for these Wainiha and Ha’ena beaches.
- The Kaimana Collection will be digitized and given to the State of Hawaii, Department of Accounting and General Services Land Survey Division (“DAGS”) and the Office of Conservation and Coastal Lands (“OCCL”).
- A traditional hard copy of the photographic Kaimana Collection will be given to the State of Hawai’i, DAGS, the OCCL and the State Archives.

A request to allot and expend a grant pursuant to Chapter 42F-103, will be requested from Governor David Ige, through the Department of Budget and Finance. In addition, the contract agreement will be prepared for submission to the Attorney General’s Office for approval as to form pending Board approval. The Department is aware implementation of the contract is dependent upon receipt of all required approvals, as well as availability of funds, and that additional funding restrictions may occur at any time.

#### CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

In accordance with the Hawaii Administrative Rules Sections §11-200-8 and the Exemption List for the Department of Land and Natural Resources concurred with by the Environmental Council and dated June 5, 2015, the subject request is exempt from the preparation of an environmental assessment because the project activity does not involve either the use of State lands or waters at this time. Should this change in the future to include activities that would trigger Chapter 343 regarding environmental impacts, Malama Kua’aina will need to follow through on any permits and environmental assessments that may be required for these activities.

RECOMMENDATION:

Based on the attached proposed declaration of exemption prepared by the Department after consultation with and advice of those having jurisdiction and expertise for the proposed actions under contract:

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "Brian J. Neilson".

BRIAN J. NEILSON  
Acting Administrator

APPROVED FOR SUBMITTAL:

A handwritten signature in blue ink, appearing to read "Suzanne D. Case".

SUZANNE D. CASE  
Chairperson