

State of Hawai'i
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of State Parks
Honolulu, Hawai'i 96813

April 26, 2018

Board of Land and Natural Resources
State of Hawai'i
Honolulu, Hawai'i

KAUA'I

REQUESTING APPROVAL FOR THE ISSUANCE OF A REVOCABLE PERMIT THAT WILL BE NEGOTIATED AND EXECUTED BY THE CHAIRPERSON FOR THE COLLECTION OF PARKING FEES AT KŌKE'E AND WAIMEA CANYON STATE PARKS, KAUA'I, TAX MAP KEY: (4) 1-4-001:013, 004, 003 and 002 (PORTION)

Declare Project Exempt from Requirements of Chapter 343, HRS And Title 11, Chapter 200, Hawaii Administrative Rules.

APPLICANT:

Republic Parking, an impark company

LEGAL REFERENCE:

Hawai'i Revised Statutes § 171-13 and 55 as amended.

LOCATION:

Portion of Government Lands of KōKe'e and Waimea Canyon State Parks, Kaua'i, Hawai'i, identified by Tax Map Key: (4) 1-4-001:013, 004, 003 and 002 (por.), as shown on the map attached as EXHIBIT A.

ZONING:

State Land Use District: Conservation
County of Kauai: CZO: P-1

TRUST LAND STATUS:

Section 5(a) lands of the Hawai'i Admission Act
DHHL 30% entitlement lands pursuant to Hawaii State Constitution: NO

CURRENT USE STATUS:

Encumbered by Governor's Executive Order 1509 setting aside land for state park purposes to be under the control and management of the State of Hawai'i, Department of Land and Natural Resources, Division of State Parks.

CHARACTER OF USE:

The collection of parking and entry fees.

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, Hawai'i Revised Statutes (HRS) and §11-200-8 (a) (1), Hawai'i Administrative Rules (HAR) and within exemption Class 1, of the State Parks Exemption List which exempts operations involving negligible or no expansion or change of use beyond that previously existing within park boundaries [February 5, 1976].

DCCA VERIFICATION:

Place of business registration confirmed:	YES
Registered business name confirmed:	YES
Applicant in good standing confirmed:	YES

REMARKS:

Kōke'e and Waimea State Parks offer commanding views of the lush, amphitheater-headed Kalalau Valley from an elevation of four thousand feet (4,000ft). Visitors flock to Kōke'e to enjoy wildland picnicking, camping, lodging and hiking. As tourism numbers increase, State Parks seeks to expand collection of fees to help offset additional impacts and to manage the growing crowds.

Park access and operations will be ever-evolving and may change over time as new policies are implemented, State Parks hopes a new revocable permit for entry will enhance the overall experience of park users and the Kaua'i community.

The applicant has not had a lease, permit, easement or other disposition of State lands terminated within the last five years due to non-compliance with such terms and conditions and therefore, DSP recommends approval for the issuance of a revocable permit for the collection of parking and entry fees and further recommends the Board delegate to the Chairperson the authority of negotiate any other specific terms necessary to effectuate the revocable permit.

RECOMMENDATION:

1. It is recommended that the Board find that this action will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.

Declare Project Exempt from Requirements of Chapter 343, HRS And Title 11, Chapter 200, Hawaii Administrative Rules.

2. Authorize the issuance of the revocable permit pursuant to the terms above which, by this reference, are incorporated herein, on a month-to-month basis and for a one-year period effective upon execution of both parties.
3. Approve such other terms conditions as may be prescribed by the Chairperson to best serve the interest of the State of Hawaii.

Respectfully submitted,



For CURT A. COTTRELL
Administrator
Division of State Parks

APPROVED FOR SUBMITTAL:

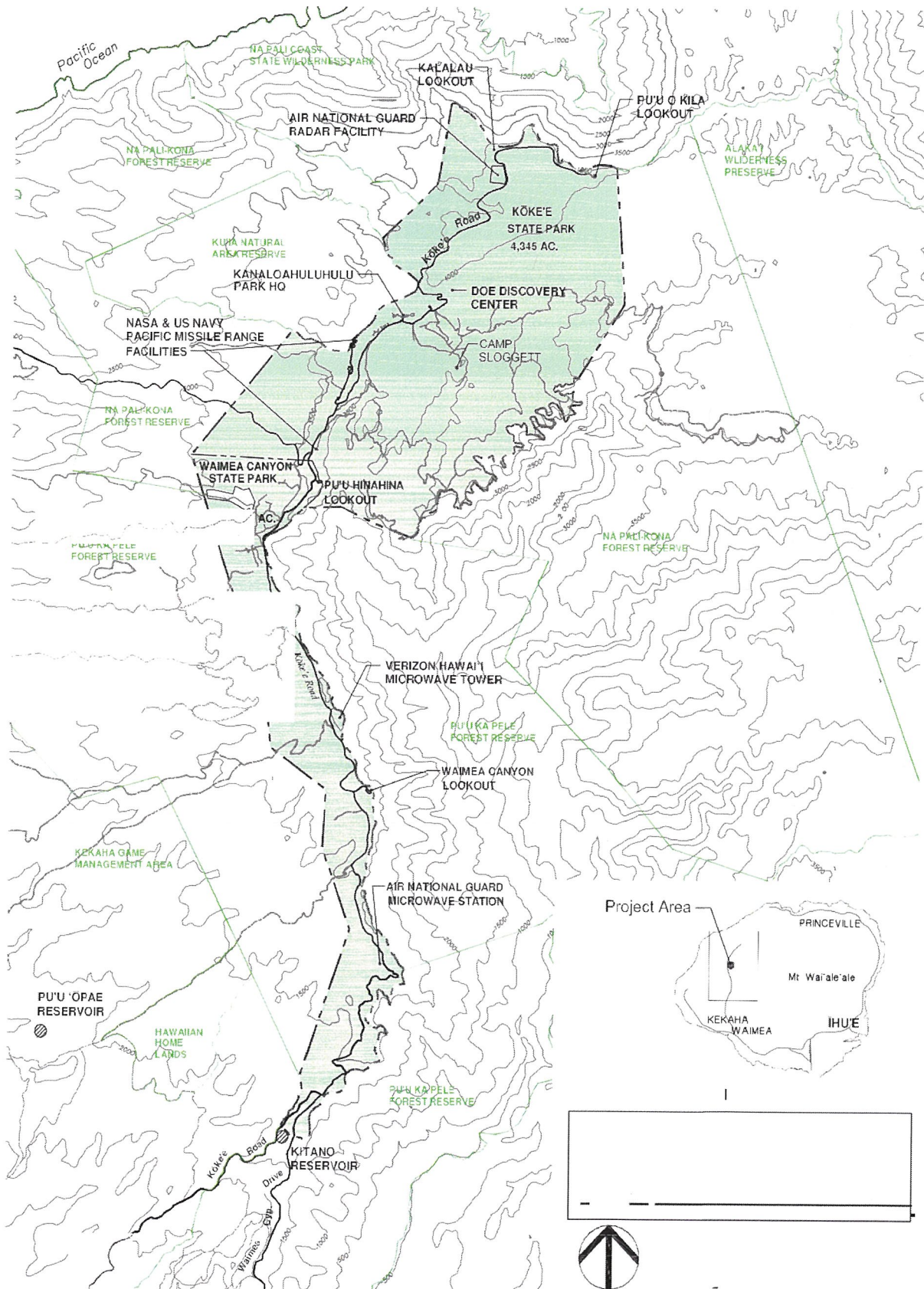


SUZANNE D. CASE
Chairperson
Board of Land and Natural Resources

ATTACHMENTS:

- Exhibit A: Map
- Exhibit B: Exemption Notification

Exhibit A



DAVID Y. IGE
GOVERNOR OF HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

ROBERT K. MASUDA
FIRST DEPUTY

DEAN D. UYENO
ACTING DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

EXEMPTION NOTIFICATION

Regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200, HAR.

Project Title: REQUESTING APPROVAL FOR THE ISSUANCE OF A REVOCABLE PERMIT THAT WILL BE NEGOTIATED AND EXECUTED BY CHAIRPERSON FOR THE COLLECTION OF PARKING FEES AT KŌKE'E AND WAIMEA CANYON STATE PARKS, KAUA'I

Project / Reference No.: N/A

Project Location: Kaua'i

Project Description: COLLECTION OF PARKING AND ENTRY FEES

Chap. 343 Trigger(s): Use of State Land

Exemption Class No.: In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1), the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1 which exempts, **“Operations, repairs, or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing”**.

Each of the revocable permits listed in the submittal are for existing uses previously authorized by the Board.

Consulted Parties: DLNR - Division of Forestry and Wildlife

Recommendation: It is recommended that the Board find that this action will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.

EXHIBIT B