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

January 14, 2022

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

PSF No.: 21MD-093

State of Hawaii
Honolulu, Hawaii

Maui

Issuance of Right-of-Entry Permit to Hawaii Amateur Surfing Association, for an Amateur Two (2) Day Surf Event at Lipoa Point, Honolua, Lahaina, Maui, Tax Map Key: (2) 4-1-001: Portion of 010.

APPLICANT:

Hawaii Amateur Surfing Association, a domestic nonprofit corporation.

LEGAL REFERENCE:

Section 171-55, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands situated at Lipoa Point, Honolua, Maui, identified by Tax Map Key (2) 4-1-001: Portion of 010, as shown on the attached map labeled Exhibit A.

AREA:

Total: 800 square feet, more or less:

- 200 sq. ft. director’s and check-in tent
- 100 sq. ft. judges’ tent
- 500 sq. ft. misc. area*

*Misc. area takes into consideration BLNR policy related to use of area surrounding tents and not just the footprint of the two tents. Area allows for a minimum 5 ft. transit corridor / buffer between and around tents.
CONSIDERATION:

Total Cost: $160.00 (one-time payment based on $.10 per square foot per day).
Area of requested use 800 sq. ft. x $.10 = $80.00 per day
$80.00 x 2 days of use = $160.00 (One hundred and sixty dollars)

ZONING:

State Land Use District: Conservation and Agriculture

TRUST LAND STATUS:

Not applicable: Acquired after August 1959
DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: NO

CURRENT USE STATUS:

Unencumbered

CHARACTER OF USE:

Space for director’s and judge’s tents for two-day amateur surf event

TERM OF RIGHT-OF-ENTRY:

The surf event is planned for Saturday and Sunday January 15 and 16, 2022 with alternate event dates running until the first weekend of April - April 2 and 3, 2022. Weather and surf conditions permitting.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rules (HAR), Section 11-200.1-15 and the Exemption List for the Department of Land and Natural Resources, approved by the Environmental Council and dated November 10, 2020, the subject request is exempt from the preparation of an environmental assessment pursuant to General Exemption Type 1, that
states “Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving minor expansion or minor change of use beyond that previously existing” and Part 1, Item No. 44, that states “Permits, licenses, registrations, and rights-of-entry issued by the Department that are routine in nature, involving negligible impacts beyond that previously existing.”

DCCA VERIFICATION:

Place of business registration confirmed: YES x NO __
Registered business name confirmed: YES x NO __
Applicant in good standing confirmed: YES x NO __

APPLICANT REQUIREMENTS:

Applicant shall:

1. Obtain required permits from the DLNR Division of Boating and Ocean Recreation for the ocean activities portion of this 2-day surf event;

2. Comply with the most recent Public Health Emergency Rules issued by the County of Maui effective December 1, 2021;

3. Upon completion of the event, the area shall be clean, and all temporary structures removed in their entirety.

REMARKS:

The Hawaii Amateur Surfing Association (HASA) has requested the use of Koki Beach for its annual surf contest in East Maui. Applicant has requested use of 800 square feet of government lands for a two-day surf event to place two pop-up tents to stage a director’s table and judges’ table. HASA is an organization that promotes amateur sports for boys and girls under 17 years of age. This event is held annually and has not produced any adverse effects to the land and the surrounding environment.
RECOMMENDATION: That the Board

1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200.1, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.

2. Authorize the issuance of a right-of-entry permit to the Hawaii Amateur Surfing Association for an amateur 2-day surfing event.

   A. The standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time; and

   B. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,

Daniel Ornellas
District Land Agent

APPROVED FOR SUBMITTAL:

Suzanne D. Case, Chairperson
LEGENDS OF THE BAY SITE MAP

H.S.A.

N

LIPA PT.

SURF ZONE

HONOLUA BAY

Exhibit A
EXEMPTION NOTIFICATION

Regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200.1, HAR

Project Title: Issuance of Right-of-Entry Permit to Hawaii Amateur Surfing Association, for an Amateur Two (2) Day Surf Event at Lipoa Point, Honolua, Lahaina, Maui, Tax Map Key: (2) 4-1-001: Portion of 010.

Project / Reference No.: PSF 21MD-093

Project Location; Lipoa Point, Honolua, Maui; Tax Map Key: (2) 4-1-001: Portion of 010

Project Description: Two-day amateur surfing event to be held Saturday and Sunday January 14-15, 2022, with a holding period from January 14, 2022 through April 3, 2022 depending on weather and surf conditions.

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

Exemption Class No. and Description: In accordance with Hawaii Administrative Rules (HAR), Section 11-200.1-15 and the Exemption List for the Department of Land and Natural Resources, approved by the Environmental Council and dated November 10, 2020, the subject request is exempt from the preparation of an environmental assessment pursuant to General Exemption Type 1, that states “Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving minor expansion or minor change of use beyond that previously existing” and Part 1, Item No. 44, that states “Permits, licenses, registrations, and rights-of-entry issued by the Department that are routine in nature, involving negligible impacts beyond that previously existing.”
Cumulative Impact of Planned Successive Actions in Same Place Significant:
No. This amateur surf event is not held on a routine or regular basis (i.e., daily, or weekly). This event is a one-time annual activity.

Action May Have Significant Impact on Particularly Sensitive Environment:
The requested area is a portion of State coastal land visited by tourists and residents and is used extensively for recreational activity. In addition, based on the analysis below, staff believes there would be no significant impact to sensitive environmental or ecological receptors.

Agencies Consulted:
DLNR: Office of Conservation and Coastal Lands and Division of Aquatic Resources have no objections to the subject surf events.

Analysis:
The Board has permitted similar events in the past. The proposed activity is of a similar type and scope of coastal activities that periodically occurred and continues to occur on this and other coastal areas across the State. Such activities have resulted in no known significant impacts, whether immediate or cumulative, to the natural, environmental and/or cultural resources in the area. Staff also believes that the request would involve negligible or no expansion or change in use of the subject area beyond that previously existing.

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