

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

August 26, 2022

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

PSF No.: 22MD-055

Maui

Issuance of Right-of-Entry Permit to Hawaii Amateur Surfing Association, for Amateur Surf Event Koki Beach, Hana, Maui, Tax Map Key: (2) 1-4-007: Portion of 009.

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 Koki Beach, Hana, Maui, identified by Tax Map Key (2) 1-4-007: Portion of 009, as shown on the attached map labeled Exhibit A.

AREA:

Total: 800 square feet, more or less (see Exhibit B)
Two 10' x 10' pop-up tents for directors and judges. Note: total area includes minimum 6-foot distancing between and around tent areas.

CONSIDERATION:

Total Cost: \$160.00 (one-hundred sixty dollars) for two-day amateur surf event
One-time payment based on \$0.10 per square foot (sf) per day.
Area of requested use 800 sf x \$0.10 per sf/day x 2 days = \$160.00

ZONING:

State Land Use District: Conservation

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admissions Act

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 September 10 and 11, 2022 with alternate event dates being September 17, 18, 24, and 25, 2022 depending on weather and surf conditions.

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."

See Exemption Notification attached as Exhibit C.

DCCA VERIFICATION:

| | | |
|---|--------------|--------------|
| Place of business registration confirmed: | YES <u>X</u> | NO <u> </u> |
| Registered business name confirmed: | YES <u>X</u> | NO <u> </u> |
| Applicant in good standing confirmed: | YES <u>X</u> | NO <u> </u> |

APPLICANT REQUIREMENTS:

Applicant shall:

- 1) Obtain required permits from the DLNR Division of Boating and Ocean Recreation

for the ocean activities portion of this event;

- 2) 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 in order to place two pop-up tents to stage a directors' 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 (HASA) for the Koki Beach amateur 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.

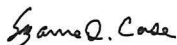
Respectfully Submitted,



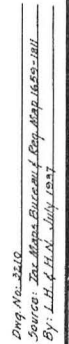
Ebony V. Butihi
Documentation Specialist



APPROVED FOR SUBMITTAL:



Suzanne D. Case, Chairperson

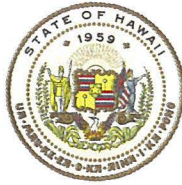


HASA Koki Beach Surf Event



Exhibit B

DAVID Y. IGE
GOVERNOR OF HAWAII



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

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

August 26, 2022

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

ROBERT K. MASUDA
FIRST DEPUTY

M. KALEO MANUEL
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 11-200.1, HAR

| | |
|--|---|
| Project Title: | Issuance of Right-of-Entry Permit to Hawaii Amateur Surfing Association for Amateur Surf Event |
| Project / Reference No.: | PSF 22MD-055 |
| Project Location; | Koki Beach, Hana, Maui; Tax Map Key: (2) 1-4-007: Portion of 009 |
| Project Description: | Two-day (2) amateur surf event to be held Saturday and Sunday, September 10 and 11, 2022, with alternate event dates of September 17, 18, 24, and 25, 2022, depending on weather 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 event occurs at this location annually, not on a routine or regular basis (e.g., daily or weekly). |

Exhibit C

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, Division of Aquatic Resources and Division of Boating and Ocean Recreation. Staff have no objections to the subject surf event.

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.