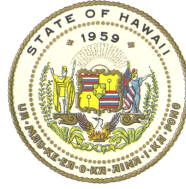
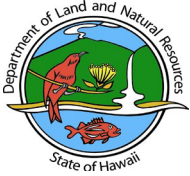


DAVID Y. IGE  
GOVERNOR OF HAWAII



**APPROVED AT ITS  
BOARD MEETING  
HELD ON  
DECEMBER 8, 2022**

*dar*

**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

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

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

**SUMMARY MINUTES  
FOR THE MEETING OF  
THE BOARD OF LAND AND RESOURCES**

DATE: SEPTEMBER 9, 2022  
TIME: 9:15 A.M.  
LOCATION: In person at 1151 Punchbowl St. Room 132  
(Kalanimoku Building), online via ZOOM, livestream  
via YouTube

**MEMBERS**

Suzanne Case (absent)  
Vernon Char  
Kaiwi Yoon  
Riley Smith

Doreen Canto  
Aimee Barnes  
Karen Ono

**STAFF**

Russell Tsuji-Land  
Kevin Moore-Land  
Richard Howard/DOBOR

Seiko Machida-Land  
Candace Martin-Land

**OTHERS**

Daniel Morris/AG  
Olivia Pham/DOT HAR  
Scott Matsumoto/DOT HWYS  
Chris Sugidono/D5  
Pamela Bunn/D4

Abby Lareau/DOT AIR  
Derrick Carne/DOT HAR  
Mike Dega/D5  
Keith Kato/D3  
Mike Murray/D4

**09.09.2022/00:01:00**

Kaiwi Yoon Acting Chairperson called the meeting to order and noted that this is a hybrid meeting with (6) Board members in the Boardroom and Chair Case absent. The public may join the meeting via Zoom, phone or in-person and the meeting is being streamed live

**ITEM A-4**

streaming on YouTube. Those who requested to provide oral and written testimony have done so in advance of the meeting.

**09.09.2022/00:02:26**

Member Canto read the standard Contested Case Statement.

**09.09.2022/00:03:09**

Acting Chair Yoon proceeded to conduct roll call of the Members present.

**09.09.2022/00:03:55**

**ITEM A-1** Approval of the Board meeting held on June 24, 2022, Summary Minutes

Board Discussion-None

Public Testimony-None

**09.09.2022/00:04:03**

**MOTION**

**Approved as submitted (Canto, Ono) 5-Ayes 1-Abstain (Smith)**

**09.09.2022/00:04:38**

**ITEM D-5** Issuance of Right-of-Entry Permit to Kupon Partners LLC to Perform Archaeological Inventory Survey (AIS) at Kalepolepo Beach, Waiakoa & Waiohuli-Keokea (Kihei), Wailuku, Maui; Tax Map Keys (TMK): (2) 3-9-001: Seaward of 015, 025, 083, 120, 147 and Landward Portion of 025

Russell Tsuji, Land Division presented the submittal. Seiko Machida (Land) Chris Sugidono, representing the applicant is available for questions

Board Discussion

Adverse impacts and SMA conditions were discussed.

Public Testimony

Chris Sugidono for the Applicant & Mike Dega (consultant) provided information of the nature of the data gathering.

**09.09.2022/00:08:10**

**MOTION**

**Approved as submitted (Canto, Ono) unanimously.**

**09.09.2022/00:09:13**

**ITEM M-1** Issuance of a Revocable Permit to Install an Above-Ground Fuel Storage Tank and to Stage a Fuel Truck, Pacific Flight Academy LLC, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-76: Portion of 002.

**ITEM M- 2** Issuance of a Revocable Permit for Counter Space in the Commuter Terminal for Air Charter Operations, K & S Helicopters, Inc., Kahului Airport, Tax Map Key: (2) 3-8-01: Portion of 217.

**ITEM M-3** Amendment to Prior Board Action of April 8, 2022, Item M-12, Request an Amendment to the Area, Term of Lease, and the Annual Rental and Rental Reopening's, Issuance of a Directly Negotiated Charter Terminal Lease, Lanai Resorts, LLC dba Pulama Lanai, Lanai Airport, Tax Map Key: (2) 4-9-002: Portion of 041 and (2) 4-9-002: 059

Abby Lareau, DOT Airports present to answer questions for Item M-1, M-2, M-3,

Board Discussion,

ITEM M-1: The tank is new, personal use, not used to service the airport, it will be used to support Pacific Flight Academy, it will be an above ground tank, environmental requirements, fuel facilities, fire inspection, hazard issues, fire and environmental inspections and size of tank were discussed.

Public Testimony-None

**09.09.2022/00:12:35**

**MOTION**

**Approved as submitted Item M-1, M-2 and M-3 (Char, Canto) unanimously.**

**09.09.2022/00:12:53**

**ITEM M-4** Issuance of Lease by Direct Negotiation to Liquid Robotics, Inc., for North Shed and Adjacent Open, Paved area, situated at Kawaihae Harbor, Island of Hawaii, Tax Map Key Nos: (3) 6-1-003: Portion of 023 and (3) 6-1-003: Portion of 048, Governor's Executive Order 1862.

**ITEM M-5** Issuance of a Month-to-Month Revocable Permit to Hawaiian Cruises, Limited, for Office Space, Fast Land, and Submerged Land situated at Pier 6, Honolulu Harbor, Oahu, Tax Map Key Nos.: (1) 2-1-001: Portion of 059, and (1) 2-1-001: Portion of 057, Governor's Executive Order No. 3542.

Olivia Pham, DOT Harbors present to answer questions for Items M-4 & M-5.

Board Discussion-None

Public Testimony-None

**09.09.2022/00:13:38**

**MOTION**

**Approved as submitted Items M-4 and Item M-5 (Ono, Smith) unanimously.**

**09.09.2022/00:13:58**

**ITEM M-6** Consent to Sublease under Harbor Lease No. H-05-24, Fresh Island Fish, LLC, Lessee, to Nami Kaze LLC, Pier 38, Honolulu Harbor, Island of Oahu, Tax Map Key No. (1) 1-5-042: Portion of 007, Governor’s Executive Order No. 1346 and 4092.

Derrick Carne, DOT Harbors available to answer any questions.

Board Discussion-None

Public Testimony-None

**09.09.2022/00:14:13**

**MOTION**

**Approved as submitted (Ono, Canto) unanimously.**

**09.09.2022/00:15:58**

**ITEM M-7** Authorize Conveyance of subject Property, designated as Parcel 4, formerly a portion of Remnant R-1, East Molokai Road, Federal Secondary Aid Project No. FAS 2-A (1), Molokai, Maui, Hawaii, Tax Map Key (2) 5-4-001:102 (portion). The remainder of Remnant R-1 was sold by the State of Hawaii, in Liber 12219, Page 364.

Scott Matsumoto, DOT Highways .present to answer questions

Board Discussion

Ceded Lands compensation to DHHL. OHA was notified and did not object. 30% of the sale will be sent to OHA.

Public Testimony-None

**09.09.2022/00:18:50**

**MOTION**

**Approved as submitted (Barnes, Smith) unanimously.**

**09.09.2022/00:19:17**

**ITEM D-1** Consent to Assign General Lease No. S-5425, Amy M. Kaawaloa and Andrea M. Kaawaloa-Okita, Assignors, to Jolynn M. Kaawaloa-Casco, Assignee, Lot 35, KikalaKeokea Residential Subdivision, Kalapana Section, Puna, Island of Hawaii; Tax Map Key: (3) 1-2-043:025.

Russell Tsuji, Land Division presented the submittal. Candace Martin (Land) available to answer questions.

Board Discussion

Requirements for occupying the property, location in the lava zone, insurance issues, lack of infrastructure, bond requirements were discussed.

Public Testimony-None

**09.09.2022/00:25:17**

**MOTION**

**Approved as submitted (Smith, Barnes) unanimously.**

**09.09.2022/00:25:23**

**ITEM D-2** Amend Prior Board Action of July 22, 2022, Item D-5, *Authorize the Issuance of a Request for Qualifications / Request for Proposals for Lease of Improved Public Lands; Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-1-005:020.*

The purpose of the amendment is to delete a reference in Recommendation 2 of the prior Board action to the sale of improvements on the subject lands and affirm that the Request for Qualifications / Request for Proposals seeks to issue a lease of improved public lands.

Russell Tsuji, Land Division presented the submittal. Kevin Moore (Land) available to answer questions.

Board Discussion

The AG's were consulted, struggling businesses, homeless in the area, improvements on the property, demolition possibilities, were discussed.

Public Testimony-None

**09.09.2022/00:37:35**

**MOTION**

**Approved as submitted (Smith, Char) unanimously.**

**09.09.2022/00:37:38**

**ITEM D-3** Amend Grant of Perpetual, Non-Exclusive Easements under Land Office Deed (LOD) No. 28,942, State of Hawaii, Board of Land and Natural Resources, Grantor, to RCFC Kaloko Heights, LLC, Grantee, for Access and Utility Purposes Over the Road To The Sea Trail at Kaloko, North Kona, Hawaii, Tax Map Key: (3) 7-3-009: portions of 032 and 071.

The purpose of the amendment is to relocate one (1) of the four easements to allow development of the Kaloko Heights Affordable Housing Project.

Russell Tsuji, Land Division presented the submittal.

Board Discussion

Smith disclosed that he knew the applicant and does not have a conflict of interest. If the location of the original trail historically significant,

Public Testimony

Keith Kato, representing the applicant, provided information regarding the easement.

**09.09.2022/00:44:38**

**MOTION**

**Approved as submitted (Smith, Canto) unanimously.**

**09.09.2022/00:45:45**

**ITEM D-4** Consent to Placement of Additional Notice of Federal Interest on Leasehold Improvements (Rehabilitation Center) and Approve Third Amendment of General Lease No. S-5548, Hana Health, a Hawai'i nonprofit corporation, formerly known as Hana Community Health Center, Inc., Lessee, Kawaipapa, Hana, Maui, Tax Map Keys: (2) 1-4-003:022 and 024.

Russell Tsuji, Land Division presented the submittal. Pamela Bunn representing the applicant available for questions.

Board Discussion

Member Canto disclosed that she worked for a company that pursued a permit for Hana Health and will not be recusing. Funding to be used for construction and pay down part of the mortgage.

Public Testimony

Pamela Bunn gave an update on their project.

**09.09.2022/00:56:57**

**MOTION**

**Approved as submitted (Canto, Ono) unanimously.**

**09.09.2022/00:57:22**

**ITEM D-6** Issuance of Right-of-Entry Permit to Waikiki Beach Activities, Inc. over portion of Duke Kahanamoku Beach for Beach Activities Purposes on September 19, 2022, Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037: Portion of 021.

Russell Tsuji, Land Division presented the submittal.

Board Discussion

This is in connection with a hotel.

Public Testimony

Mike Murry clarified that this is for a group staying at the Hilton

***Approved as amended. The Recommendation section was amended by adding:***

3. *No presetting of chairs or umbrellas is allowed under this ROE permit; and*
4. *No commercial activity of any kind is allowed under this ROE permit, except for the 10' by 10' tent for towel service described in staff' submittal.*

**09.09.2022/01:02:09**

**MOTION**

**Approved as amended (Barnes, Char) unanimous.**

**09.09.2022/01:02:18 Break**

**09.09.2022/01:16:30**

**ITEM J-1** Continuation of Revocable Permit Parking Concession to Secure Parking LLC, for Management of Vehicular Parking in the Designated Areas Located Within the Ala Wai Small Boat Harbor, Honolulu, Island of Oahu, Identified by Tax Map Keys: (1) 2-6-010:003 (Portion), (1) 2-3-037:012 (Portion), 024: 027: 033: 035 and 037; and

Declare Project Exempt from Requirements of Chapter 343, HRS and Title 11, Chapter 200.1, Hawaii Administrative Rules.

Richard Howard, Division of Boating and Ocean Recreation presented the submittal.

**Board Discussion**

Revenues, local to visitor ratio parking, time table for redevelopment were discussed.

**Public Testimony**-None

**09.09.2022/01:20:13**

**MOTION**

**Approved as submitted (Barnes, Smith) unanimously.**

**09.09.2022/01:20:13**

**ITEM J-2** Issuance of a Revocable Permit to Darryl and Lauren Fujimoto, Husband and Wife, located at Honokohau Small Boat Harbor, Kealakehe, North Kona, Hawaii, Tax Map Key: (3) 7-4-008:003 (Portion); and

Declare Project Exempt from Requirements of Chapter 343, Hawaii Revised Statutes and Title 11, Chapter 200.1, Hawaii Administrative Rules.

Richard Howard, Division of Boating and Ocean Recreation presented the submittal.

**Board Discussion**-None

**Public Testimony**-None

**09.09.2022/01:21:54**

**MOTION**

**Approved as submitted (Smith, Canto) unanimously.**

**09.09.2022/01:21:59**

**ITEM J-3** Issuance of a Revocable Permit to Frank V. Coluccio Construction Company, Inc., for Purposes of Trailer Office, Boat and Marine Equipment Storage, Situated at Kalihi-Kai, Island of Oahu, Hawaii, Identified by Tax Map Key: (1) 1-2-023:037; and

Declare Project Exempt from Requirements of Chapter 343, HRS and Title 11, Chapter 200.1, Hawaii Administrative Rules.

Richard Howard, Division of Boating and Ocean Recreation presented the submittal.

Board Discussion-None

Public Testimony-None

**09.09.2022/01:23:19**

**MOTION**

**Approved as submitted (Char, Ono) unanimously.**

There being no further business, Acting Chair Yoon adjourned the meeting. Recording(s) of the meeting and written testimonies received by the requested deadline can be found on-line with the submittal and available for review. Certain Items on the agenda were taken out of sequence to accommodate applicants or interest parties present.

Respectfully Submitted:

*Darlene S. Ferreira*

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Darlene S. Ferreira  
Land Board Secretary

Approved for Submittal:

*Suzanne D. Case*

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Suzanne D. Case, Chairperson  
Board of Land and Natural Resources  
Department of Land and Natural Resources