

JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII'
OFFICE OF THE CHAIRPERSON
DEPARTMENT OF LAND AND NATURAL RESOURCES

P.O. BOX 621
HONOLULU, HAWAII 96809

DAWN N.S. CHANG
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE
MANAGEMENT

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

(amended 01.06.2023 11:31 am)

AGENDA
FOR THE MEETING OF THE
BOARD OF LAND AND NATURAL RESOURCES

DATE: JANUARY 13, 2023

TIME: 9:15 AM

LOCATION: In person at 1151 Punchbowl St, Room 132 (Kalanimoku Building) online via ZOOM, livestream via YouTube

Board members, staff, applicants, and testifiers can choose to participate either in-person, via ZOOM or by telephone. Members of the public are encouraged to wear a mask if attending in-person.

Meeting materials are available for public review in advance of the meeting at:

<http://www.dlnr.hawaii.gov/meetings>

The meeting will be livestreamed at:

<http://youtube.com/c/boardoflandandnaturalresourcesdlnr>

To provide in person testimony:

Attend live at 1151 Punchbowl St. Room 132 (Kalanimoku Building), Honolulu, Hawaii

To provide video testimony:

Send your request to blnr.testimony@hawaii.gov

Include your name and the agenda item on which you would like to testify. Once your request has been received, you will receive an email with the Zoom link. Requests may be made during the meeting.

To provide oral testimony by telephone:

Dial: +1 (669) 900-6833

At the prompts, enter:

Meeting ID: 831 9688 2894

Passcode: 572511

Note: To unmute, press *6.

Written Testimony:

Interested persons can submit written testimony in advance of each meeting that will be distributed to Board Members prior to the meeting. Submit written testimony to blnr.testimony@hawaii.gov or via postal mail to the Board of Land and Natural Resources at P.O. Box 621, Honolulu, Hawaii 96809. We request written testimony be submitted no later than 24 hours prior to the meeting to ensure time for Board Member review. Late written testimony will be retained as part of the record and distributed to Board Members as soon as practicable, but we cannot ensure that Board Members will receive it with sufficient time for review prior to decision-making.

The Board may go into Executive Session pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

Individuals requiring special assistance or auxiliary aids or services (e.g., sign language interpreter), please contact staff at least 72 hours prior to the meeting at 808.587.0404 so that arrangements can be made.

In some of the matters before the Board, a person may wish to request a contested case hearing. If such a request is made before the Board's decision, then the Board will consider the request first - before considering the merits of the item before it. A person who wants a contested case may also wait until the Board decides the issue, then request the contested case after the decision. It is up to you. Any request must be made in writing within ten days. If no request for contested case is made, the Board will make a decision. The Department will treat the decision as final and proceed accordingly.

A. MINUTES

1. Approval of the September 23, 2022, Summary Meeting Minutes.

C. FORESTRY AND WILDLIFE

1. Request Delegation of Authority to the Chairperson to Procure, Award, and Enter into Professional Service Consultant and Construction Contracts for Implementation of the Cooperative Agreement for Expanding Forest and Watershed Protection above Pearl Harbor, Oahu; and

Request Approval of Declaration of Exemption of Portions of the Project from Chapter 343, Hawaii Revised Statutes Request Approval to Initiate a Competitive Sealed Proposal.

2. Process and Authorize the Chairperson to Issue a Request for Proposals for Wildlife Acoustic Data Processing and Analysis collected by Division of Forestry and Wildlife in Hawai'i; and

Requests Delegation of Authority to the Chairperson to Award, Execute a Multi-year Contract and Extend Agreements with Successful Providers.

3. Request for Adaptive Management measures by Formal Board action Pursuant to Section 183d-3(b), Hawaii Revised Statutes, to Temporarily Amend Hawaii Administrative Rules (HAR) Title 13 Chapter 123 - Rules Regulating Game Mammal Hunting, by Amending **Exhibit 1** as

referenced in HAR Sections 13-123-3 (Authorized Hunting), 13-123-4 (Bag Limits, Open Seasons, and Hunting days), 13-123-22 (Conditions and Restrictions), and 13-123-23 (Use of Tags), for Game Mammals to be Taken on the Island of Kaua'i, to Change Open Hunting days in Unit F from Four days a week and State Holidays to Seven Days a week (Daily).

The proposed rule amendments can be reviewed in person, by appointment only, at the Division of Forestry and Wildlife (DOFAW) office on Oahu at 1151 Punchbowl St. Room 325, Honolulu, Hawaii 96813 from 8:00 am to 3:30 pm, Monday through Friday, except Holidays. To schedule an appointment to review the proposed rules in person, email dlnr.fw.outreach@hawaii.gov.

The proposed rules, including a statement on the topic of the proposed rules, can be reviewed online at:

https://dlnr.hawaii.gov/dofaw/files/2022/11/Final-Adaptive-Management-Proposed-Rule-Changes-for-Unit-I_D_F.pdf and <https://dlnr.hawaii.gov/dofaw/rules/>.

Publication notice of rulemaking was made in the Honolulu Star-Advertiser, West Hawaii Today, Hawaii Tribune, and Garden Island on November 20th, 2022.

4. Request for Adaptive Management measures by Formal Board Action Pursuant to Section 183d-3(b), Hawaii Revised Statutes, to Temporarily Amend Hawaii Administrative Rules (HAR), Title 13 Chapter 123 - Rules Regulating Game Mammal Hunting, by Amending **Exhibit 11** as referenced in HAR Sections 13-123-3 (Authorized Hunting), 13-123-4 (Bag Limits, Open Seasons, and Hunting days), 13-123-22 (Conditions and Restrictions), and 13-123-23 (Use of Tags) for Game Mammals to be taken on the Island of Hawai'i, to Change Bag Limits and Open Hunting Periods in Unit D at Keauohana Forest Reserve and Unit I at Nānāwale Forest Reserve and Malama kī Forest Reserve, in the Puna District on Hawai'i Island, from a Bag Limit of Two Pigs per Hunter per day to Four Pigs per Hunter per day, and Open Hunting from Weekends and State Holidays to Daily.

The proposed rule amendments can be reviewed in person, by appointment only, at the Division of Forestry and Wildlife (DOFAW) office on Oahu at 1151 Punchbowl St. Room 325, Honolulu, Hawaii 96813 from 8:00 am to 3:30 pm, Monday through Friday, except Holidays. To schedule an appointment to review the proposed rules in person, email dlnr.fw.outreach@hawaii.gov.

The proposed rules, including a statement on the topic of the proposed rules, can be reviewed online at:

https://dlnr.hawaii.gov/dofaw/files/2022/11/Final-Adaptive-Management-Proposed-Rule-Changes-for-Unit-I_D_F.pdf and <https://dlnr.hawaii.gov/dofaw/rules/>.

Publication notice of rulemaking was made in the Honolulu Star-Advertiser, West Hawaii Today, Hawaii Tribune, and Garden Island on November 20th, 2022.

D. LAND DIVISION

1. Grant of Term, Non-Exclusive Easement to Rhoda L. Libre for Access and Utility Purposes, Waimea Valley, Waimea, Kauai, Tax Map Key: (4) 1-5-002:045 por.

2. Consent to Assign Grant of Easement for Drainage Purposes, LOD S-27608, from Alexander & Baldwin, LLC to Iwado Realty LLC and Mauoni LLC; Kahului, Maui, Tax Map Key (2) 3-7-011: seaward of 013; and

Amend LOD S-27608 to 1) allow the easement to “Run with the Land,” and be assignable without the written consent of the Board of Land and Natural Resources, and 2) update the minimum liability insurance required under the easement to \$1,000,000.00 for each occurrence and \$2,000,000.00 aggregate.

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

M. OTHERS

1. Issuance of a Revocable Permit for a Preferential Hold Room Located at Gate E4, Central Concourse, Terminal 2, Alaska Airlines, Inc., Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-003: Portion of 050.
2. Issuance of a Revocable Permit for a T-Hangar for Storage and Maintenance of an Aircraft, Flying Dutchman LLC, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-076: Portion of 020.
3. Issuance of a Revocable Permit for Office Spaces to Support its Porter Service Operations, G2 Secure Staff, L.L.C, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-003: Portion of 042 and (1) 1-1-003: Portion of 059 .
4. Issuance of a Revocable Permit for Office and Employee Break Room Space to be Used to Provide Aviation Contract Services to Various Airlines, Pacific Aviation LLC, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-003: Portion of 058.
5. Issuance of a Revocable Permit for a T-Hangar for Storage and Maintenance of an Aircraft, Pawsum Aviation Services LLC, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-076: Portion of 021.
6. Issuance of a Revocable Permit for a Construction Staging Area for Equipment and Materials and Field Office, Ralph S. Inouye Co., Ltd., Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-003: Portion of 066 and (1) 1-1-003: Portion of 068.
7. Issuance of a Revocable Permit for Paved, Improved Land for the Storage and Dismantling of an Unairworthy Aircraft, D & D Enterprises, LLC, Kalaeloa Airport, Tax Map Key: (1) 9-1-013: Portion of 032.
8. Issuance of a Revocable Permit for a Preferential Hold Room Located at Gate 7 in the Main Terminal, Alaska Airlines, Inc., Ellison Onizuka Kona International Airport at Keahole, Tax Map Key: (3) 7-3-043: Portion of 003.

9. Issuance of a Revocable Permit for an Employee Locker Room and Break Room, American Airlines, Inc., Ellison Onizuka Kona International Airport at Keahole, Tax Map Key: (3) 7-3-043: Portion of 003.
10. Issuance of a Revocable Permit for a Field Office, Construction and Project Management Solutions LLC, Ellison Onizuka Kona International Airport at Keahole, Tax Map Key: (3) 7-3-043: Portion of 003.
11. Issuance of a Revocable Permit for a Passenger Service Counter and an Office and Storage Space for Porter Service Operations, G2 Secure Staff, L.L.C, Ellison Onizuka Kona International Airport at Keahole, Tax Map Key: (3) 7-3-043: Portion of 003.
12. Issuance of a Revocable Permit for Two (2) T-Hangars for Storage and Maintenance of an Aircraft and an End Room for an Office, Civil Air Patrol, Lihue Airport, Tax Map Key: (4) 3-5-001: Portion of 008.
13. Issuance of a Revocable Permit for a Passenger Service Counter and Storage Space for Porter Service Operations, G2 Secure Staff, L.L.C., Lihue Airport, Tax Map Key: (4) 3-5-001, Portion of 135.
14. Issuance of a Revocable Permit for Ramp Space for a Vehicle Maintenance Area to Support their Fixed-Base Operations, Signature Flight Support LLC, Lihue Airport, Tax Map Key: (4) 3-5-001: Portion of 158
15. Issuance of a Revocable Permit for Employee Vehicle Parking for Cargo Operations, United Parcel Service, Inc., Lihue Airport, Tax Map Key: (4) 3-5-001: Portion of 008.
16. Issuance of a Revocable Permit for Main Terminal Space for an Office and Workspace a for Cargo Pickup and Delivery Operation, Federal Express Corporation, Lanai Airport, Tax Map Key: (2) 4-9-002: Portion of 041.
17. Issuance of a Revocable Permit for a Preferential Hold Room Located at Gate 13 in the Main Terminal, Alaska Airlines, Inc., Kahului Airport, Tax Map Key: (2) 3-8-001: Portion of 224.
18. Issuance of a Revocable Permit for an Office Space in the Terminal, Unifi Aviation, LLC, Kahului Airport, Tax Map Key: (2) 3-8-001: Portion of 224.
19. Issuance of a Revocable Permit for Warehouse Space for a Licensed Live Tropical Fish Import/Export Business and a Wholesale Made-In-Hawaii Products Distribution Business, Hawaiian Sealife Inc., Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-004: Portion of 021.