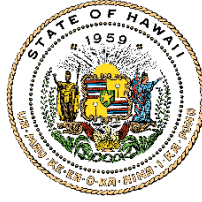
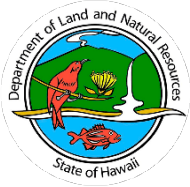


**APPROVED AT ITS
BOARD MEETING
HELD ON
MARCH 24, 2023**

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

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA



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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

**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

**SUMMARY MINUTES
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

MEMBERS

Dawn Chang
Vernon Char
Kaiwi Yoon
Riley Smith

Doreen Canto
Aimee Barnes
Karen Ono

STAFF

Russell Tsuji-Land
Kevin Moore-Land
Daniel Ornellas-Land
David Smith-DOFAW
Jason Omick-DOFAW

Seiko Machida-Land
Candace Martin-Land
Alyson Neustein-Land
Ian Cole-DOFAW

OTHERS

Colin Lau/AG
Mike Auerbach/DOT AIR
James Manaku, Sr. C2, M19
Inga Gibson/M19
Cal Chipchase/D2

Dawn Tsue/DOT AIR
Klayton Kubo/C3
Robert Winter/M19
Darlene Matsuoka/D2
Colin Lau/D3

01.13.2023/00:00:25

Chair Chang called the meeting to order and that the Board members and public are joining in person and via Zoom. The Kalanimoku Boardroom is open to the public who want to testify in person. Those who requested to provide oral and written testimony have done so in advance of the meeting. The contested case standard statement was read, and roll call of the Members conducted.

01.13.2023/00:06:19

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

Board Discussion-None

Public Testimony-None

01.13.2023/00:06:43:29

MOTION

Approved as submitted (Canto, Ono) 5-Ayes, 2-Abstain (Chang, Barnes)

01.13.2023/00:10:07

ITEM M-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.

ITEM M-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.

ITEM M-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 .

ITEM M-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.

ITEM M-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.

ITEM M-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.

ITEM M-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.

- ITEM M-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.
- ITEM M-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.
- ITEM M-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.
- ITEM M-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.
- ITEM M-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.
- ITEM M-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.
- ITEM M-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
- ITEM M-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.
- ITEM M-16** Issuance of a Revocable Permit for Main Terminal Space for an Office and Workspace for Cargo Pickup and Delivery Operation, Federal Express Corporation, Lanai Airport, Tax Map Key: (2) 4-9-002: Portion of 041.
- ITEM M-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.
- ITEM M-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.

Dawn Tsue and Derrick Carne, DOT Airports present to answer any questions,

Board Discussion-None

Public Testimony-None

01.13.2023/00:11:21

MOTION

Approved as submitted (Canto, Yoon) unanimously.

01.13.2023/00:11:54

ITEM M-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.

Mike Auerbach and Dawn Tsue, DOT Airports presented the submittal.

Board Discussion

Questions regarding the applicant's other activities, audit by DAR, species involved in exporting, applicant not present, and appropriate licenses, and compliance were discussed.

Public Testimony

James Manaku, Sr., Robert Winter and Inga Gibson provided testimony.

01.13.2023/00:39:15

MOTION

Defer (Canto, Barnes) unanimously.

01.13.2023/00:42:04

ITEM C-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.

David Smith, Division of Forestry and Wildlife presented the submittal.

Board Discussion

Makiki Base yard will receive part of the grant money to upgrade the facility for watershed management. Fencing program to keep out feral species, hunting by the public, invasive species that affect the watershed. How the money will be used, matching funds.

Public Testimony

James Manaku, Sr. provided testimony.

01.13.2023/00:56:20

MOTION

Approved as submitted (Char, Ono) unanimously.

01.13.2023/00:56:47

ITEM C-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.

David Smith, Division of Forestry and Wildlife presented the submittal.

Board Discussion

Will the study include other invasive species (feral chickens, parakeets, bats). Is there any funding preference to help local businesses to this type of technology.

Public Testimony

James Manuka, Sr, testified.

01.13.2023/01:12:17

MOTION

Approved as submitted (Yoon, Ono) unanimously.

01.13.2023/01:12:40 Break

01.13.2023/01:24:03

ITEM D-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.

Russell Tsuji, Land Division presented the submittal. Darlene Matsuoka and Cal Chipchase representing the applicant available to answer questions.

Board Discussion

How easements are assigned.

Public Testimony-None

01.13.2023/01:26:34

MOTION

Approved as submitted (Canto, Ono) unanimously.

01.13.2023/01:27:01

ITEM C-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.

David Smith, Division of Forestry and Wildlife presented the submittal. Jason Omick (DOFAW) available to answer questions.

Board Discussion

Temporary or permanent change, having more access to hunting, monitoring for the first year, community outreach, efforts made to reach hunters.

Public Testimony

Klayton Kubo provided testimony.

01.13.2023/01:46:01

MOTION

Approved as submitted (Ono, Smith) unanimously.

01.13.2023/01:46:37

ITEM C-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.

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

David Smith, Division of Forestry and Wildlife presented the submittal. Jason Omick and Ian Cole(DOFAW) available to answer questions.

Board Discussion

Take rates, check-in reporting, opening up more areas for hunting.

Public Testimony

Jeff Sargent provided testimony.

01.13.2023/02:04:35

MOTION

Approved as submitted (Smith, Yoon) unanimously.

01.13.2023/02:04:51

ITEM D-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.

Russell Tsuji, Land Division presented the submittal. Alison Neustein (Land) available to answer questions.

Board Discussion

Member Ono disclosure that she is related to an adjoining property owner and that it will not affect her decision making. Easement maintenance, hold harmless are part of the standard easement document.

Public Testimony-None

01.13.2023/02:06:40

MOTION

Approved as submitted (Ono, Canto) unanimously.

01.13.2023/02:07:24

ITEM D-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.

Russell Tsuji, Land Division presented the submittal. Daniel Ornellas (Land) available for questions.

Board Discussion

There is a time frame in case there are no waves.

Public Testimony-None

01.13.2023/02:09:46

MOTION

Approved as submitted (Canto, Ono) unanimously.

01.13.2023/02:10:37

There being no further business, Chair Chang, 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

Darlene S. Ferreira
Land Board Secretary

Approved for Submittal:



Dawn N.S. Chang, Chairperson
Board of Land and Natural Resources
Department of Land and Natural Resources