

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

November 9, 2023

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

PSF No.: 23MD-113

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*

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)

*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.

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 judges' tents for two-day amateur surf event

TERM OF RIGHT-OF-ENTRY:

The surf event is planned for Saturday and Sunday, January 6 and 7, 2024 with alternate event dates running until the last week of March 2024. 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." See Exhibit B attached.

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 2-day surf event; and
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 a portion of lands abutting Honolua Bay for its annual surf contest in West 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.

The event is for a two-day surf contest and operations continue from early morning till late afternoon on each day. The judges' tent is an area for contest judges to sit and record scores for surf events throughout the day. The director's tent is for event participants to register for the surf event, review contest standing throughout the day, and for the presentation and reception of awards pursuant to completion of the event. Event operators are volunteer based and do not engage in any commercial activities at the surf event.

HASA is a Hawaii based domestic non-profit 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,



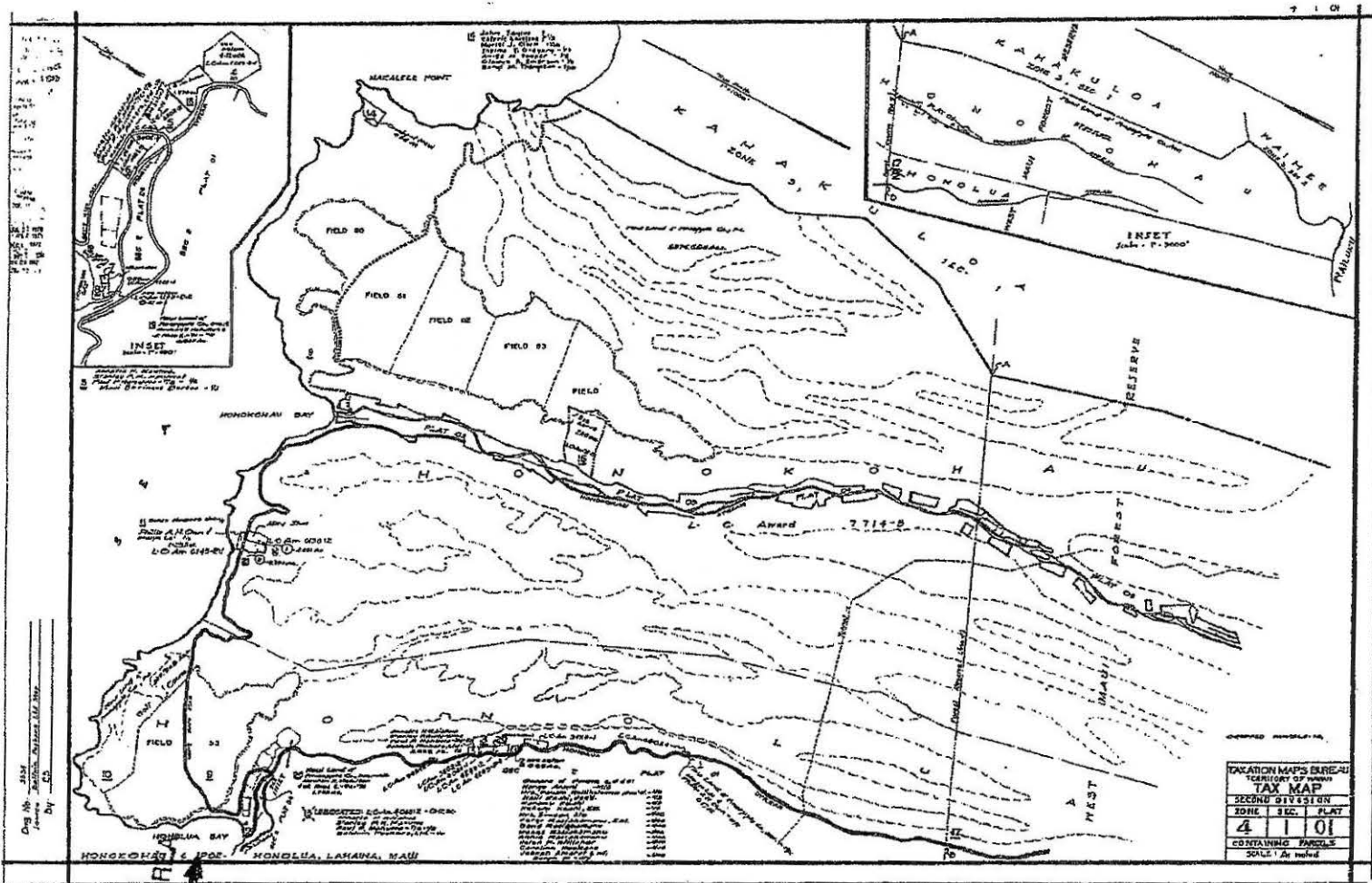
Ebony V. Butihi
Documentation Specialist



APPROVED FOR SUBMITTAL:



Dawn N. Chang, Chairperson



SUBJECT AREA

EXHIBIT A

H.S.A
LEGENDS OF THE
BAY SITE MAP

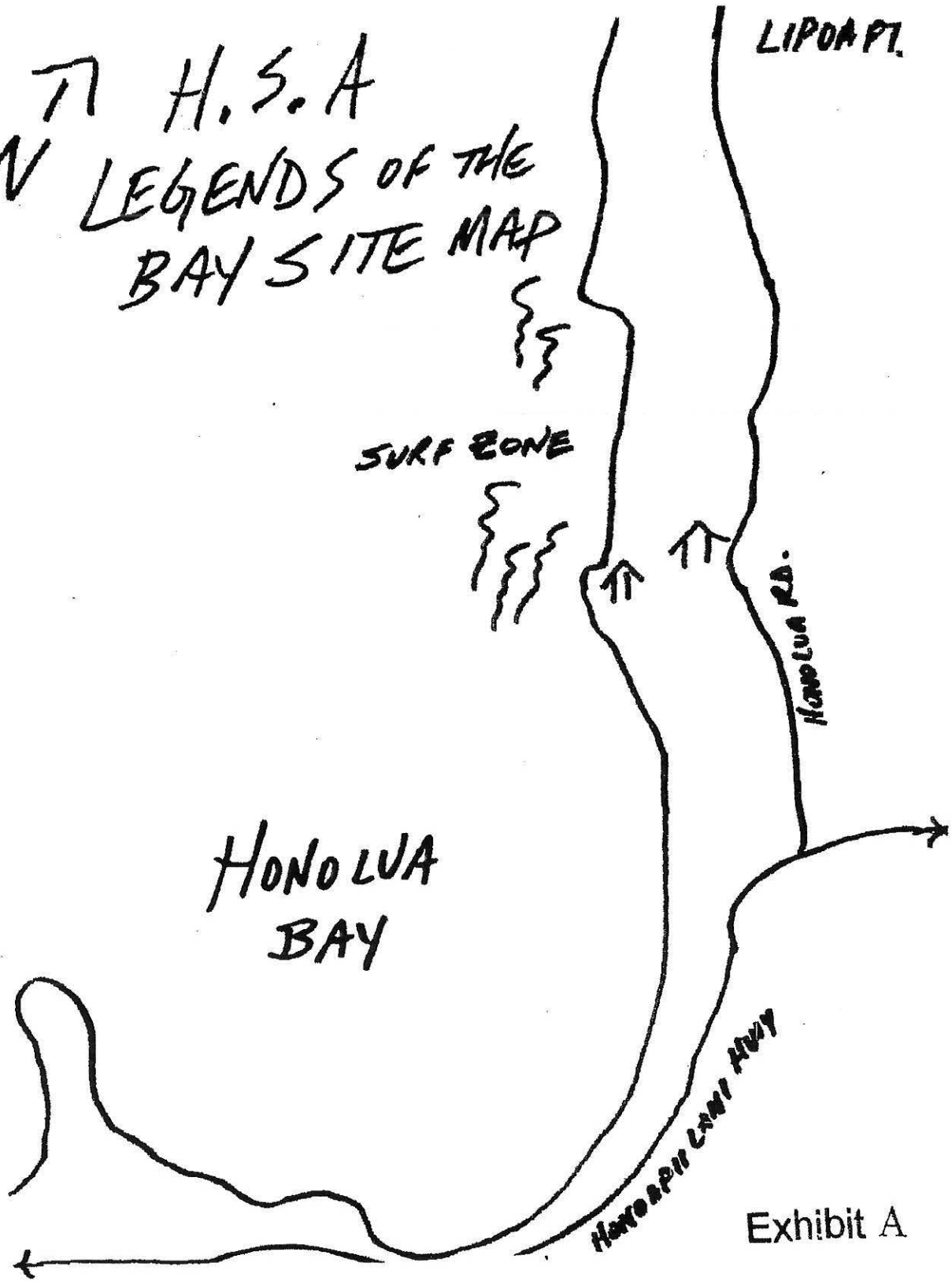


Exhibit A

ROE Permit
Honolua Legends of the Bay
Surf Contest



EXHIBIT A

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

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA
HOPE KIA'ĀINA



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
KA 'OIHANA KUMUWAIWAI 'ĀINA

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

November 9, 2023

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

LAURA H.E. KAAKUA
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 23MD-113
Project Location;	Lipoa Point, Honolua, Maui, identified by Tax Map Key (2) 4-1-001: Portion of 010.
Project Description:	The surf event is planned for Saturday and Sunday, January 6 and 7, 2024 with alternate event dates running until the last week of March 2024. Weather and surf conditions permitting.
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 B

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.