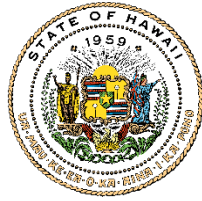


JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

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

P.O. BOX 621
HONOLULU, HAWAII 96809

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

RYAN K.P. KANAKA'OLE
FIRST DEPUTY

DEAN D. UYENO
ACTING 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

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

DATE: February 23, 2024

TIME: 9:00 a.m.

PLACE: DLNR Boardroom, Kalanimoku Bldg.
1151 Punchbowl Street, 1st Floor / & Online via Zoom

Meeting ID: : 861 7681 2861

ZOOM LINK: <https://us06web.zoom.us/j/84280945891>

LIVE STREAM: <https://youtube.com/live/Fjj8N7oGahM?feature=share>

This meeting will be held using interactive conference technology under section 92-3.7, Haw. Rev. Stat. (HRS). Board members, staff, applicants, testifiers, and the public can choose to participate in person, online via Zoom, or by telephone. The public may also view the live meeting via its live stream at:

To Provide Written Testimony

We encourage interested persons to submit written testimony in advance of the meeting, which will be distributed to Board members prior to the meeting and allow a timely review. Please submit written testimony via email to: blnr.testimony@hawaii.gov. Written testimonies can also be mailed to: P.O. Box 621, Honolulu, Hawaii 96809. Written testimonies may be posted upon the Board of Land and Natural Resources meeting website; as a precaution, please be mindful with any personal information prior to submitting unless you intend it to be shared. Late written testimony will be retained as part of the record and distributed to Board members as soon as practicable, but we cannot ensure the Board will receive it in sufficient time to review, prior to decision-making.

To Provide In-Person Oral Testimony (masks are highly encouraged)

Attend in-person at: 1151 Punchbowl St. Room 132 (Kalanimoku Building), Honolulu, Hawaii.

To Provide Testimony by Telephone

On the day of the meeting at the start of the agenda item you wish to testify on, dial +1 669 444-9171 (Zoom); input the meeting ID: **842 8094 5891** and follow the prompts.

To Provide Video/Zoom Testimony

Please send your request in a timely manner to: blnr.testimony@hawaii.gov with your information, email address, and the agenda item you wish to testify on. Once your request has been received, you will receive a confirmation email with pertinent information. You may testify without signing up in advance.

We kindly ask that all oral/video testimony be limited to not more than three (3) minutes. We ask that you identify yourself and any affiliation before speaking, but you can choose not to do so.

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

If you need an auxiliary aid/service or other accommodation due to a disability, please contact, BLNR Secretary, at 808.587.0404 or blnr.testimony@hawaii.gov as soon as possible. Requests made as early as possible have a greater likelihood of being fulfilled. Upon request, this agenda and other materials are available in alternate/accessible formats.

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 but before the close of the board meeting. It is up to you. Any request must also be made in writing within ten calendar 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.

NOTE: Agenda Items may be taken out of order.

C. DIVISION OF FORESTRY AND WILDLIFE

1. Request for Approval for the Use of a Request for Proposals for Mosquitoes for Incompatible Insect Technique (IIT) deployment on Kaua'i; and

Request for Approval for a Delegation of Authority to the Chairperson to Award, Execute, and Extend Agreements with Successful Providers.

D. LAND DIVISION

1. Issuance of Direct Lease to InSite Hawaii, LLC for Telecommunication Station and Telecommunication Tower Purposes, Humuula, North Hilo, Hawaii, Tax Map Key:(3) 3-9-002: 012.

2. A. After-the-Fact Consent to Assignment of General Lease No. S-3727, as follows:

- 1) From Amancio R. Nacapoy and Serafina N. Nacapoy, Assignors, to Amancio Ramiscal Nacapoy and Serafina Malacase Nacapoy, Trustees of the Amancio R. Nacapoy and Serafina M. Nacapoy Revocable Living Trust dated March 19, 1998, Assignees;
 - 2) From Amancio R. Nacapoy and Serafina M. Nacapoy, Trustees of the Amancio R. Nacapoy and Serafina M. Nacapoy Revocable Living Trust dated March 19, 1998, Assignors, to Amancio R. Nacapoy and Serafina M. Nacapoy, husband and wife, and Gregory M. Nacapoy, Assignees;
 - 3) From Amancio R. Nacapoy and Serafina M. Nacapoy, husband and wife, and Gregory M. Nacapoy, Assignors, to Gregory M. Nacapoy, Assignee;
 - 4) From Gregory M. Nacapoy, Assignor, to Amancio R. Nacapoy, Assignee;
 - 5) From Amancio Ramiscal Nacapoy, Assignor, to Amancio R. Nacapoy, as Trustee of the Amancio R. Nacapoy Trust dated June 4, 2012, Assignee; and
 - 6) From Susan N. Osborn and Gregory M. Nacapoy, as Co-Trustees of the Amancio R. Nacapoy Trust Dated June 4, 2012, as Assignors, to Wenqiu Xie and Mingxia Lin, as Assignees;
- B. Affirm the intent of the Board at its meeting of April 6, 1962, item F-19 that the subject easement inures to the benefit of the private property identified as Tax Map Key :(1) 1-3-021:006.

Kaluaopalena, Kalihi, Honolulu, Oahu, Tax Map Key: (1) 1-3-022:003 (Portion).

F. DIVISION OF AQUATIC RESOURCES

1. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Conservation and Management Permit to Mr. James Morioka, Papahānaumokuākea Marine Debris Project (PMDP) for Access to State Waters to Survey and Remove Marine Debris and Disentangle Marine Life as Needed within the Waters of the Northwestern Hawaiian Islands

J. DIVISION OF BOATING AND OCEAN RECREATION

1. Denial of Petition for Contested Case Hearing filed on August 21, 2023 by Kama'aina Boaters regarding Item J-1 on the August 11, 2023 Board Agenda, titled: Continuation of Revocable Permit Issued to Secure Parking Hawaii LLC for Management of Vehicular Parking at Ala Wai Small Boat Harbor, Honolulu, Oahu, Hawaii, Identified

by Tax Map Keys: (1) 2-6-010:003 (Portion), (1) 2-3-037:012 (Portion), :024, :027, :033, :035 and :037; and

The Board may go into executive session pursuant to § 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.

2. Denial of Petition for Contested Case Hearing filed on August 21, 2023 by Margaret Hallahan regarding Item J-1 on the August 11, 2023 Board Agenda, titled: Continuation of Revocable Permit Issued to Secure Parking Hawaii LLC, dba Concierge Car Wash and Traffic Monitoring Services, for Management of Vehicular Parking in the Designated Areas Located Within the Ala Wai Small Boat Harbor, Honolulu, Oahu, Hawaii, Identified by Tax Map Keys: (1) 2-6-010:003 (Portion), (1) 2-3-037:012 (Portion), :024, :027, :033, :035 and :037; and

The Board may go into executive session pursuant to § 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.

3. Denial of Petition for Contested Case Hearing filed on August 21, 2023 by Karen Boyer regarding Item J-1 on the August 11, 2023 Board Agenda, titled: Continuation of Revocable Permit Issued to Secure Parking Hawaii LLC, dba Concierge Car Wash and Traffic Monitoring Services, for Management of Vehicular Parking in the Designated Areas Located Within the Ala Wai Small Boat Harbor, Honolulu, Oahu, Hawaii, , Identified by Tax Map Keys: (1) 2-6-010:003 (Portion), (1) 2-3-037:012 (Portion), :024, :027, :033, :035 and :037; and

The Board may go into executive session pursuant to § 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.

4. Denial of Petition for Contested Case Hearing filed on December 18, 2023 by Kama'aina Boaters regarding Item J-7 on the December 7, 2023 Board Agenda, titled: Direct Issuance of a Parking Concession to Secure Parking Hawaii LLC, in the Designated Areas Located Within the Ala Wai Small Boat Harbor, Honolulu, Oahu, Hawaii, Identified by Tax Map Keys: (1) 2-6-010:003 (Portion), (1) 2-3-037:012 (Portion), :024, :027, :033, :035 and :037; and Continuation of Revocable Permit Issued to Secure Parking Hawaii LLC, for Management of Vehicular Parking in the Designated Areas Located Within the Ala Wai Small Boat Harbor, Honolulu, Oahu, Hawaii, Identified by Tax Map Keys: (1) 2-6-010:003 (Portion), (1) 2-3-037:012 (Portion), :024, :027, :033, :035 and :037; and

The Board may go into executive session pursuant to § 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.

5. Denial of Petition for Contested Case Hearing filed on December 18, 2023 by Margaret Hallahan regarding Item J-7 on the December 7, 2023 Board Agenda, titled: Direct Issuance of a Parking Concession to Secure Parking Hawaii LLC, in the Designated Areas Located Within the Ala Wai Small Boat Harbor, Honolulu, Oahu, Hawaii, Identified by Tax Map Keys: (1) 2-6-010:003 (Portion), (1) 2-3-037:012 (Portion), :024, :027, :033, :035 and :037; and Continuation of Revocable Permit Issued to Secure Parking Hawaii LLC, for Management of Vehicular Parking in the Designated Areas Located Within the Ala Wai Small Boat Harbor, Honolulu, Oahu, Hawaii, Identified by Tax Map Keys: (1) 2-6-010:003 (Portion), (1) 2-3-037:012 (Portion), :024, :027, :033, :035 and :037; and

The Board may go into executive session pursuant to § 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.

6. Denial of Petition for Contested Case Hearing filed on December 18, 2023 by Karen Boyer regarding Item J-7 on the December 7, 2023 Board Agenda, titled: Direct Issuance of a Parking Concession to Secure Parking Hawaii LLC, in the Designated Areas Located Within the Ala Wai Small Boat Harbor, Honolulu, Oahu, Hawaii, Identified by Tax Map Keys: (1) 2-6-010:003 (Portion), (1) 2-3-037:012 (Portion), :024, :027, :033, :035 and :037; and Continuation of Revocable Permit Issued to Secure Parking Hawaii LLC, for Management of Vehicular Parking in the Designated Areas Located Within the Ala Wai Small Boat Harbor, Honolulu, Oahu, Hawaii, Identified by Tax Map Keys: (1) 2-6-010:003 (Portion), (1) 2-3-037:012 (Portion), :024, :027, :033, :035 and :037; and

The Board may go into executive session pursuant to § 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.

7. Issuance of Revocable Permit to Da So Fresh Express LLC for a Mobile Food Concession, Located at Honokohau Small Boat Harbor, Honokohau, Kailua-Kona, Island of Hawaii, Tax Map Key: (3) 7-4-008:003 (por.); and

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

8. Cancellation of Revocable Permit No. 137 to Riddle Works LLC. Issuance of a New Revocable Permit to Riddle Works LLC for an ice machine, located at the Honokohau Small Boat Harbor, Kealakehe, North Kona, Hawaii, Tax Map Key: (3) 7-4-008:003 (por.); and

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

9. Cancellation of Revocable Permit No. 39 to HBM, LLC, Permittee; Request for Waiver of Requirement for Conducting Phase I Environmental Site Assessment upon Cancellation of Revocable Permit No. 39; Reissuance of Revocable Permit to HBM for Equipment Storage and the Mooring of a Vessel Purposes, Situated at Ala Wai Small Boat Harbor, Kalia, Honolulu, Island of Oahu, Tax Map Key: (1) 2-3-037:020 (por.); and

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

10. Consent to Sublease Under Harbor Lease No. H-70-14, Keehi Marine, Inc. (“Keehi Marine”), Lessee, To: Steven Shoda, an Individual, Sublessee, Ke’ehi Small Boat Harbor, Kalihi-Kai, Honolulu, Hawaii, Tax Map Key: (1) 1-2-023:030.

M. OTHERS

1. Issuance of a Revocable Permit for an Employee Breakroom, United States of America, Department of Homeland Security, Transportation Administration, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-003: 073: (Portion).
2. Amendment No. 1 to State Lease No. DOT-A-23-0010, U.S. General Services Administration on Behalf of The Department of Homeland Security Transportation Security Administration, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-003: Portion of 051.
3. Issuance of a Revocable Permit for The Shared Use of the Baggage System, United Airlines, Inc., Lihue Airport, Tax Map Key: (4) 4-3-001: Portion of 135.
4. Amend Prior Board Action of October 23, 2020, Agenda Item M-7, Approval for: 1) Acquisition of Private Lands; 2) Issuance of a Temporary Right-of-Entry Permit to the Department of Transportation for Management Purposes; and 3) Set Aside to The Department of Transportation for Addition to Lihue Airport at Hanamaulu, Lihue, Kauai, Tax Map Key: (4) 3-7-002:001 (Portion); and Issuance of a Grant of a Perpetual, Non-Exclusive Easement and Temporary Right-of-Entry Permit to Visionary LLC, a Virginia Limited Liability Company, for Access Purposes at Hanamaulu, Lihue, Kauai, Tax Map Key: (4) 3-5-001: 158 (Portion).

The Purpose of this Amendment is to: 1) Delete the Request for Acquisition of Private Lands; 2) Revise the Lots Benefitted by the Easement from Lot 1 (Remainder Lot), Lot 4 and Lot 47, to Lots 1,2,3, and 5; 3) Add Utility Purposes to the Character of Use for the Easement; and 4) Amend the Area of the Easement to 3,367 Square Feet.

M-HAR (DOT HARBORS)

1. Authorize the Issuance of a Month-to-Month Revocable Permit (RP) to the State of Hawaii, Department of Human Services (DHS) for Office Space, situated at Kahului Harbor, Island of Maui, Tax Map Key: (2) 3-7-010: Portion 036.-