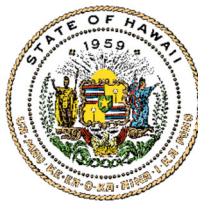


JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE



**APPROVED AT ITS
BOARD MEETING
HELD ON
JUNE 14, 2024**

RW

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

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

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

Audio Link(1): <https://files.hawaii.gov/dlnr/meeting/audio/Audio-LNR-230825.m4a>
Audio Link(2): <https://files.hawaii.gov/dlnr/meeting/audio/Audio-LNR-230825-2.m4a>

Date: August 25, 2023

Time: 9:00 AM

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

MEMBERS

Dawn Chang
Vernon Char
Kaiwi Yoon
Aimee Barnes

Doreen Canto
Riley Smith
Karen Ono

(1)00:04:20 Chair Chang called the meeting to order. The contested case standard statement was read, and Roll Call of the Members conducted.

(1)00:06:30

ITEM A-1 Approval of the Summary Minutes of the April 14, 2023, meeting.

(1)00:06:40 Approve Summary Minutes as Submitted
MOTION (Canto, Yoon)

(1)00:07:00 PASSED
VOTE 7-Unanimous (Barnes, Canto, Chang, Char, Ono, Smith, Yoon)

(1)00:12:25

ITEM A-2 Approval of the Summary Minutes of the April 28, 2023, meeting.

(1)00:12:30 Approve Summary Minutes as Submitted
MOTION (Canto, Barnes)

(1)00:12:37 PASSED
VOTE 7-Unanimous

(1) 00:13:50

- ITEM M-1** Issuance of a Revocable Permit for Commercial Use of a T-Hangar for Storage and Maintenance for Two Aircraft in Support of a Commercial Aeronautical Gyrocopter Flight Instruction Business, Gyrocopters Hawaii LLC dba Skyland Air, Kawaihapai Airfield, Waialua, Hawaii, Tax Map Key: (1) 6-8-014: Portion of 017.
- ITEM M-2** Issuance of a Revocable Permit for Office Space, Alclear, LLC dba Clear, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-003: Portion of 001.
- ITEM M-3** Issuance of a Revocable Permit to Stage Fuel Trucks, Eagle Air Med Corporation, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-072: Portion of 027.
- ITEM M-4** Issuance of a Revocable Permit for Vehicle Parking and Container Storage, NCNS Environmental, Inc., Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1 004: 018.
- ITEM M-5** Issuance of a Revocable Permit for Warehouse Storage of Moving Supplies and Materials for Its Moving and Transportation Operations, Royal Hawaiian Movers, Inc., Daniel K. Inouye International Airport, Tax Map Key: (1) 1-1-004: 088.
- ITEM M-6** Issuance of a Revocable Permit for Parking and Storage of Rental Car Vehicles, EAN Holdings, LLC, Hilo International Airport, Tax Map Key: (3) 2-1-012: Portion of 009.
- ITEM M-7** Issuance of a Lease for the Maintenance and Operation of an Air Traffic Control Tower, United States of American, Acting By and Through the Federal Aviation Administration, Molokai Airport, Tax Map Key: (2) 5-2-004: Portion of 008.
- ITEM M-8** Issuance of a Revocable Permit for Land for Trailer and Parking, Alclear, LLC dba Clear, Kahului Airport, Tax Map Key: (2) 3-8-001: Portion of 019.
- ITEM M-9** Issuance of a Directly Negotiated Land Lease for a Hangar Facility to Support Fixed-Base Operations, Windward Aviation, LLC, Kahului Airport, Tax Map Key: (2) 3-8-001: Portion of 019.

(1) 00:14:50 **Accept Staff Recommendations as Submitted for**
MOTION Items M-1, M-2, M-3, M-4, M-5, M-6, M-7, M-8, M-9 (Char, Smith)

(1) 00:15:02 **PASSED**
VOTE 7-Unanimous

(1)00:15:34

- ITEM D-4** Pursuant to Act 90, Session Laws of Hawaii 2003 (Act 90), as mutually agreed upon between Department of Land and Natural Resources (DLNR) and Department of Agriculture (DOA), Approve the Set Aside to the DOA for Pasture Purposes (with Alternate Agriculture Use Allowed on 10% of the Land),

General Lease No. S-4475, K. K. Ranch, Inc., Lessee, Covering Parcels 7-A and 7-B, Government Land of Kalopa and Ka'ohē 3, Hamakua, Hawaii, Tax Map Keys: (3) 4-4-014:002 & 011.

(1)01:23:10 **Executive Session**
MOTION (Yoon, Barnes)

(1)01:23:40 **PASSED**
VOTE 7-Unanimous

(1)02:37:01 **Approve Staff Recommendations as Amended**
MOTION (Smith, Char)

(1)02:40:50 **PASSED**
VOTE 7-Unanimous

(1)02:58:20

ITEM D-5

Pursuant to Act 90, Session Laws of Hawaii 2003 (Act 90), as mutually agreed upon between Department of Land and Natural Resources (DLNR) and Department of Agriculture (DOA), 1. Approve the Withdrawal of 7,000 Acres, more or less, from General Lease No. S-5374, Kapapala Ranch, Lessee; Grant of Term, Non-Exclusive Easement to Department of Agriculture for Water Pipeline Purposes over Area so Withdrawn; Authorize Department of Land and Natural Resources, Division of Forestry and Wildlife, to Conduct a Public Hearing to Set Aside the Withdrawn Area as an Extension of the Kapapala Forest Reserve, Kapapala, Kau, Hawaii, Tax Map Key: (3) -8-001:010 (pors.); 2. Set Aside of Remainder of Lands under General Lease No. S-5374, Kapapala Ranch, Lessee (Approximately 15,684.168 Acres, more or less), to Department of Agriculture for Agricultural Purposes Including Pasture, existing Single Family Residential and Employee Residential Use, and Eco-tourism Purposes. 3. Set Aside Lands under Revocable Permit Nos. S-7637 and S-7758, Kapapala Ranch, Permittee, to Department of Agriculture for Pasture Purposes; Ahulili and Kapapala, Kau, Hawaii, Tax Map Keys: (3) 9-6-011:002, 9-8-001:003, 006, 011, 012, and 013.

(1)04:03:38 **Approve Staff Recommendations as Submitted**
MOTION (Smith, Char)

(2)00:13:17 **PASSED**
VOTE 7-Unanimous

(2)00:19:43 ITEMS J-1 and J-2 Deferred

(2)00:20:30

ITEM D-2

Approval of County of Hawaii's Issuance of Two Term, Non-Exclusive Easements for Utility Purposes to Hawaiian Electric Company, Inc. on Lands

under Governor's Executive Order Nos. 4223 and 4224 to County of Hawaii, Waiakea, South Hilo, Hawaii, Tax Map Keys: (3) 2-4-001:176 & 177.

(2)00:26:38 **Approve Staff Recommendations as Submitted**
MOTION (Smith, Yoon)

(2)00:26:45 **PASSED**
VOTE 7-Unanimous

(2)00:27:10

ITEM D-1

Amend Prior Board Action of July 28, 2023, Item D-4, Issuance of Direct Lease to The Gas Company, LLC for Storage Site and Tank Farm, Operating Yard, Related Activities and Appurtenant Pipelines to Said Tanks, Nawiliwili, Lihue, Kauai Tax Map
Key: (4) 3-2-003:030.

(2)00:34:00 **Approve Staff Recommendation as Amended**
MOTION (Ono, Smith)

(2)00:35:20 **PASSED**
VOTE 6-Ayes (Chang, Yoon, Canto, Char, Ono, Smith); 1-Opposed (Barnes)

(2)00:35:37

ITEM D-3

Consent to Assign General Lease No. S-6101, LEE-C CORP., Assignor, to O'NY E'SY, LLC, Assignee, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-2-032:064.

(2)00:36:42 **Approve Staff Recommendations as Submitted**
MOTION (Smith, Barnes)

(2)00:36:50 **PASSED**
VOTE 7-Unanimous

(2)00:37:11

ITEM D-6

Renewal of Revocable Permits for Oahu. See Exhibit 2 for list of Revocable Permits. RP S-7915 withdrawn.

(2)00:52:42 **Approve Staff Recommendation as Submitted**
MOTION (Barnes, Smith/Char)

(2)00:52:48 **PASSED**
VOTE 7-Unanimous

NOTE: Revocable Permit No. S-7915 to ResortTrust Hawaii, LLC was withdrawn from the submittal, which was otherwise approved as submitted.

(2)00:53:02

ITEM D-7 Issuance of Right-of-Entry Permit to Hawaii Amateur Surfing Association for Amateur Surf Event Koki Beach, Hana, Maui, Tax Map Key: (2) 1-4-007: Portion of 009.

(2)00:53:28 **Approve Staff Recommendation as Submitted**
MOTION (Canto, Yoon)

(2)00:53:37 **PASSED**
VOTE 7-Unanimous

(2)00:53:47

ITEM D-8 Cancellation of Governor's Executive Order No. 0004 and Reset Aside to 1) City and County of Honolulu, Department of Parks and Recreation for Public Park and Other Recreational Purposes and 2) Department of Land and Natural Resources, Division of State Parks for Culture and Recreation Program Purposes, Kaukahoku, Nuuanu Valley, Honolulu, Oahu, Tax Map Key: (1) 2-2-034:027 and 028.

(2)00:55:33 **Approve Staff Recommendation as Submitted**
MOTION (Barnes, Yoon)

(2)00:55:52 **PASSED**
VOTE 7-Unanimous

(2)00:55:56

ITEM D-9 Withdrawal from Governor's Executive Order No. 1854 and Reset Aside to the Department of Transportation, Highways Division, for Highway Purposes; Kalihi, Honolulu, Oahu; Tax Map Key: (1) 1-3-008: portion of 004; Issuance of Immediate Construction and Management Right-of-Entry Permit; Kalihi, Honolulu, Oahu; Tax Map Keys: (1) 1-3-004: portion of 123 and (1) 1-3-008: portion of 004.

(2)00:58:13 **Approve Staff Recommendation as Submitted**
MOTION (Barnes, Ono)

(2)00:58:30 **PASSED**
VOTE 7-Unanimous

(2)00:59:10

ITEM K-1 Approval of Sea Life Park Conceptual Master Plan proposes to Expand the Number of Exhibits provided to the Visiting Public, Improve other Facilities such as Entrances, Walkways, Parking and the Dining Area to include a Viewing Deck. Sea Life Park Special Subzone, Waimānalo, Ko'olaupoko, O'ahu, Tax Map Key: (1) 4-1-014: 004.

(2)02:20:00 **The Board finds that, broadly speaking, the Sea Life Park special subzone designation is for recreational, educational, and commercial purposes, and that the master plan conforms with those purposes. The Board defers the matter of the approval of the plan pending further briefing by staff.**

MOTION (Barnes, Char)

(2)02:25:02 **PASSED**
VOTE 7-Unanimous

(2)02:26:11 There being no further business, Chair Chang adjourned the meeting.

Respectfully Submitted:


Athena K Iokepa
Acting Land Board Secretary

Approved for Submittal:



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