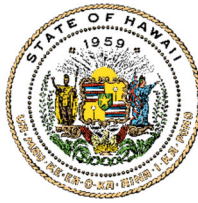


JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

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: <https://files.hawaii.gov/dlnr/meeting/audio/Audio-LNR-240412.mp3>

Date: April 12, 2024

Time: 9:00 AM

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

MEMBERS

Dawn Chang
Vernon Char
Doreen Canto
Riley Smith

Kaiwi Yoon (Zoom 05:45:18 to End)
Aimee Barnes (Excused 09:27:44 to End)
Karen Ono (Excused to 00:36:25; Zoom)

00:00:40 Chair Chang called the meeting to order. The contested case standard statement was read, and Roll Call of the Members conducted.

00:07:45
ITEM M-1 Amendment No. 3 to State Lease No. DOT-A-13-0023, Request for Additional Space for Commercial Helicopter Operations, Blue Hawaiian Holdings LLC dba Blue Hawaiian Helicopters, Lihue Airport, Tax Map Key: (4) 3-5-001: Portion of 008 and 148.

ITEM M-2 Issuance of a Revocable Permit for Terminal Storage Space to Support Signatory Airline Carrier Operations, Southwest Airlines Co., Kahului Airport, Tax Map Key: (2) 3-8-001: Portion of 263.

ITEM M-3 Issuance of Land Lease for Shipping Container Storage and Truck Parking, Honolulu Freight Service, Daniel K. Inouye International Airport, Tax Map Key: (1) 1-2-025: 122 and (1) 1-2-025: 109.

00:08:12 **Approve Staff Recommendation as Submitted**
MOTION (Yoon, Barnes)

00:08:24 **PASSED**
VOTE 6-Unanimous (Barnes, Canto, Chang, Char, Smith, Yoon);
1-Absent (Ono)

ITEM A-9

00:08:55

ITEM M-HAR-1

Request for Authorization to Issue a Month-to-Month Revocable Permit (RP) to Maui Electric Company, Limited (MECO), for a Non-Exclusive Subsurface Pipeline Easement, Pier 1, Kahului Harbor, Island of Maui, Tax Map Key No. (2) 3-7-010:006 (P), Governor's Executive Order No. 2986.

ITEM M-HAR-2

Request for Authorization to Issue a Month-to-Month Revocable Permit (RP) to Marisco, Ltd., for Drydock Mooring, Situated at Pier 9, Kalaeloa Barbers Point Harbor (KBPH), Island of Oahu, Tax Map Key (TMK) No. (1) 9-1-014:024 (P), Governor's Executive Order No. 3383

00:09:30 **Approve Staff Recommendation as Submitted**
MOTION (Canto, Smith)

00:10:15 **M-HAR-1 PASSED**
VOTE 5-Ayes (Canto, Chang, Char, Smith, Yoon; 1-Opposed (Barnes);
1-Absent (Ono)

00:10:15 **M-HAR-2 PASSED**
VOTE 6-Unanimous; 1-Absent (Ono)

00:10:36

ITEM M-HWY-RM-1

Request is to Authorize the State of Hawaii, Department of Transportation (HDOT) to convey a remnant portion of Kahekili Highway, consisting of approximately 3,424 square feet, to Stanley A. Naganuma and Maureen K. Naganuma, Trustees of the Stanley A. Naganuma and Maureen K. Naganuma Revocable Living Trust, dated December 12, 2011. Waihee, Wailuku, Maui, Tax Map:(2) 3-2-003:Portion of Road.

00:11:49 **Approve Staff Recommendation as Submitted**
MOTION (Canto, Smith)

00:11:58 **PASSED**
VOTE 6-Unanimous; 1-Absent (Ono)

00:12:15

ITEM D-1

Consent to Assignment of General Lease No. S-3716, Hawaiian Fresh Products, Inc., Assignor, to Hilo Products, Inc., Assignee, for Commercial Purposes, Kanoelehua Industrial Lots, Waiakea South Hilo, Hawaii, Tax Map Key: (3) 2-2-050:015.

00:31:45 **Approve Staff Recommendation as Submitted**
MOTION (Smith, Barnes)

00:32:00 **PASSED**
VOTE 6-Unanimous; 1-Absent (Ono)

00:33:04
ITEM F-1

Request for Approval for a FY24 State-Funded Project Agreement Between the Department of Land and Natural Resources and the University of Hawai'i for Technical and Professional Services in Support of the Division of Aquatic Resources' Management Goals

00:36:16 **Approve Staff Recommendation as Submitted**
MOTION (Yoon, Barnes)

00:36:21 **PASSED/FAILED**
VOTE 6-Unanimous; 1-Absent (Ono)

NOTE: Member Ono joined via Zoom

00:36:29
ITEM F-2

Non-Action Items
Informational Briefing on Existing Fisheries Data and Management Considerations Related to the West Hawai'i Commercial Aquarium Fishery

ITEM F-3

Request for Clarification and Further Guidance on the Board of Land and Natural Resources' December 8, 2023 Decision to Grant Kalanihale's, KULA Friends of Ho'okena Beach Park's, Moana 'Ohana's, Ko'olaupoko Hawaiian Civic Club's, and For the Fishes' Petition for Rulemaking to Prohibit the Take of Marine Life for Commercial Aquarium Purposes (With Exemptions)

01:56:30 **BREAK**

02:13:30 **Executive Session**
MOTION (Smith, Barnes)

02:14:07 **PASSED**
VOTE 7-Unanimous

04:00:48 **Executive Session**
MOTION (Yoon, Canto)

04:01:00 **PASSED**
VOTE 6-Ayes (Canto, Chang, Char, Ono, Smith, Yoon); 1-Opposed (Barnes)

04:02:10 **BREAK**

04:49:34
ITEM C-1

Request for Approval to Enter into a Multi-Year Contract with the Zoological Society of San Diego to Provide Services to Operate the Endangered Bird

Captive Propagation Facility on Maui, the Maui Bird Conservation Center, and to Provide Expert Avicultural Services to Conduct Related Forest Bird Propagation Projects at the Keauhou Bird Conservation Center on the Island of Hawaii and Throughout the State.

and

Request Approval of Declaration of Exemption to Chapter 343, HRS Environmental Compliance Requirements for the Project.

04:53:45 **Approve Staff Recommendation as Submitted**
MOTION (Char, Barnes)

04:54:10 **PASSED**
VOTE 7-Unanimous

04:54:18
ITEM C-2

Requests Approval for the Chairperson to Award, Sign and Execute a Contract to a Vendor Selected by a Competitive Sealed Proposal Process to Develop a Carbon Smart Land Management Assistance Pilot Program.

04:55:35 **Approve Staff Recommendation as Submitted**
MOTION (Barnes, Canto)

04:55:45 **PASSED**
VOTE 7-Unanimous

04:55:56
ITEM C-3

Approval of a Memorandum of Understanding between the Division of Forestry and Wildlife and the Nature Conservancy for Watershed Protection Management in Molokai Forest Reserve, Puu Alii and Olokui Natural Area Reserves, and other state lands, Molokai, Tax Map Keys: (2) 6-1-001:002 por; (2) 5-9-006:002 por; (2) 5-2-013:007 por; (2) 5-2-014:003; (2) 5-4-003:025 por; (2) 5-6-005:001; (2) 5-6-006:002; (2) 5-6-006:011; (2) 5-6-006:026; (2) 5-6-007:068; (2) 5-6-007:070; (2) 5-7-005:005; (2) 5-7-005:013; (2) 5-8-015:007 por; (2) 5-9-005:008; (2) 5-9-005:011; (2) 5-9-005:013; (2) 5-9-005:015; (2) 5-9-005:035; (2) 5-9-005:038; (2) 5-9-005:039; (2) 5-9-005:041; (2) 5-9-005:048; (2) 5-9-005:052; (2) 5-9-005:054; (2) 5-9-005:056; (2) 5-9-005:057; (2) 5-9-005:060; (2) 5-9-005:063; (2) 5-9-005:067; (2) 5-9-005:083; (2) 5-9-005:085; (2) 5-9-005:086; (2) 5-9-006:002; (2) 5-5:001:013; (2) 5-5:001:015; (2) 5-5:001:022; (2) 5-5:001:036; (2) 5-5:001:038

and

Request approval of Declaration of Exemption from Chapter 343, HRS Environmental Compliance Requirements for the Project

and

Request for Delegation of Authority to the Chairperson to Negotiate, Approve, and Execute a Memorandum of Understanding, Right-of-Entry, and Release of Liability Agreements for the Nature Conservancy for Watershed Protection Management in the subject parcels.

04:56:37 **Approve Staff Recommendation as Submitted**
MOTION (Canto, Barnes)

04:56:45 **PASSED**
VOTE 7-Unanimous

04:57:21
ITEM J-1

Direct Issuance of a Parking Concession to Secure Parking Hawaii LLC, in the Designated Areas Located Within the Maalaea Small Boat Harbor, Wailuku, Maui, Hawaii, Identified by Tax Map Keys: (2) 3-6-001:002 (por.) and (2) 3-8-014:028 (por.)

and

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

05:39:56 **Deny Staff Recommendation as Submitted**
MOTION (Canto, Barnes)

05:41:12 **PASSED**
VOTE 7-Unanimous

05:41:37
ITEM J-2

Issuance of a Right-of-Entry Permit to Kaikor Construction Group, Inc., for Laydown and Staging area purposes at the Haleiwa Small Boat Harbor, Haleiwa, Waialua, Island of Oahu, Hawaii, Tax Map Key (TMK): (1) 6-6-002:005 (por.) and (1) 6-6-001:025 (por.).

and

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

05:42:45 **Approve Staff Recommendation as Submitted**
MOTION (Char, Yoon)

05:42:56 **PASSED**
VOTE 7-Unanimous

NOTE: Member Yoon moves to Zoom

05:45:18 BREAK

**05:55:33
ITEM D-2**

Informational Briefing Update on the United States Army Training Land Retention Efforts for the Pōhakuloa Training Area on the Island of Hawai'i and for Kahuku, Kawailoa-Poamoho, and Mākua Training Lands on the Island of O'ahu;

And

Authorize the Chairperson to Negotiate, Approve and Execute a Contract for Appraisal Services to Determine the Fair Market Value Currently Leased by the United States Army, Tax Map Keys (1) 5-8-002:002, 5-9-006:026; 7-2-001:006; 8-1-001:007 (por.), 008 and 012 (por.), 8-2-001:001, 022, 024, & 025; and (3) 4-4-015:008, 4-4-016:005. 7-1-004:007.

09:24:12 **Defer**
MOTION (Char, Barnes)

NOTE: Member Barnes departs the meeting

09:35:43 **PASSED**
VOTE 6-Unanimous; 1-Absent (Barnes)

09:36:57 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