JOSH GREEN, M.D. GOVERNOR | KE KIAʿĀINA

SYLVIA LUKE LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA





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

> P.O. BOX 621 Honolulu, hawaii 96809

APPROVED AT ITS BOARD MEETING HELD ON AUGUST 8, 2<u>024</u>

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 CASATAL LANDS CONSERVATION AND RESOURCES ENFORCEMENT ENGINEERING FORESTRY AND WILDLIFE HISTORIC PRESERVATION KAHOOLAWE ISLAND RESERVE COMMISSION LAND STATE PARKS

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

Audio Link: https://files.hawaii.gov/dlnr/meeting/audio/Audio-LNR-240614.mp4

Date: June 14, 2024 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

00:00:05 Chair Chang called the meeting to order. The contested case standard statement was read, and Roll Call of the Members conducted.

00:04:13

A-2

A-3

A-4

A-6

A-7

- ITEM Approval of August 25, 2023, Summary Meeting Minutes A-1
- **ITEM** Approval of September 22, 2023, Summary Meeting Minutes
- **ITEM** Approval of October 13, 2023, Summary Meeting Minutes
- ITEM Approval of October 27, 2023, Summary Meeting Minutes
- **ITEM** Approval of January 26, 2024, Summary Meeting Minutes
- **ITEM** Approval of February 9, 2024, Summary Meeting Minutes

- **ITEM** Approval of March 8, 2024, Summary Meeting Minutes **A-8**
- **ITEM** Approval of April 12, 2024, Summary Meeting Minutes
- **ITEM** Approval of April 26, 2024, Summary Meeting Minutes
- **ITEM** Approval of May 10, 2024, Summary Meeting Minutes
- **ITEM** Approval of May 24, 2024, Summary Meeting Minutes
 - 00:05:30 Approve Summary Minutes as Submitted MOTION A-1, A-2, A-3, A-4, A-6, A-7, A-8, A-9, A-10, A-11, A-12 (Yoon, Ono)

00:08:20	PASSED
VOTE	7- Unanimous

00:08:44

A-9

A-10

A-11

A-12

ITEMApproval of the Summary Meeting Minutes for the meeting held on DecemberA-57, 2023, and continued on December 8, 2023, and December 15, 2023.

00:08:52 **Executive Session** MOTION (Canto, Ono)

00:09:29	PASSED

VOTE 7- Unanimous

Board Members returned from Executive Session at 00:30:45

00:31:19	DEFER
MOTION	(Canto, Ono)

00:32:00 **PASSED** VOTE 7- Unanimous

00:32:12

ITEM Consent to Assign General Lease Nos. S-4303, S-4379, S-5656 and S- 5848, D-2 Big Island Toyota, Inc., Assignor, to Servco Pacific Inc., Assignee, Waiakea House Lots Extension, Hilo, Hawaii, TMK: (3) 2-2-058:015 (GLS- 4303 & GLS-4379), TMK: (3) 2-2-058:017 (GLS-5656); Waiakea House Lots, Hilo, Hawaii, TMK: (3) 2-2-037:063 (GLS-5848) Amendment:

The Board approved the consent but amended paragraph 1b. of the Recommendation section increasing the deposit into escrow to pay for the assignment premium from \$100,000.00 to \$400,000.00.

01:02:24 **To Approve Staff Recommendation as Amended**

MOTION	(Smiin,	bames)

01:02:36	PASSED
VOTE	7- Unanimous

01:03:25

ITEM Issuance of a Revocable Permit to Hawaii Yacht Service LLC dba Hawaii Yacht J-2 Sales for the use of the building, located at the Ala Wai Small Boat Harbor, Kalia, Honolulu, Oahu, Hawaii, Tax Map Key: (1) 2-3-037:012 (portion); and Declare Project Exempt from Environmental Assessment Requirements of Chapter 343, Hawaii Revised Statutes and Title 11, Chapter 200.1, Hawaii Administrative Rules.

01:10:50	To Approve Staff Recommendation as Submitted
MOTION	(Barnes, Char)

01:11:13 **PASSED**

VOTE 7- Unanimous

01:11:19

ITEM Approve One of the Dispositions to Applicant, Secure Parking Hawaii LLC, for J-7 Vehicle Parking Management 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.) as Follows:

Option A: Direct Issuance of a Parking Concession to Secure Parking Hawaii LLC, Vehicle Parking Management 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 Extend the Current Revocable Permit from June 30, 2024 Until the Concession Contract Can Be Implemented.

OR

Option B: Continuation of Revocable Permit No. 125 to Secure Parking Hawaii LLC for Vehicle Parking Management in the Designated Areas Located Within the Maalaea Small Boat Harbor, Wailuku, Maui, Hawaii, through June 30, 2025. 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.

02:01:10 MOTION	To Approve Staff Recommendation Emphasizing Option A (Canto, Ono)
02:06:43	PASSED
VOTE	7- Unanimous

Kate Thompson requests a contested case hearing. John Fitzpatrick requests a contested case hearing.

The Board took a short recess at 02:09:00 and returned at 02:14:20.

02:14:32

ITEM Issuance of a Direct Lease to Hawaii Big Game Fishing Club, Inc., for J-1 Education of, and Promoting Sportsmanship Among, Groups in the Community, through Fishing and Boating Activities, Public Meetings, Tournaments, and Harbor Meetings; and Marine Research purposes, at Honokohau Small Boat Harbor, Island of Hawaii, identified by Tax Map Key: (3) 7-4-008:003 (por.) And Declare Project Exempt from Environmental Assessment Requirements of Chapter 343, HRS and Title 11, Chapter 200.1, Hawaii Administrative Rules.

02:18:35	To Approve Staff Recommendation as Submitted
	(Smith Barnos)

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MOTION (Smith, Barnes)
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02:19:12 **PASSED**

VOTE 7- Unanimous

02:19:40

ITEMConsent to Sublease Under Harbor Lease No. H-70-14, Keehi Marine, Inc.J-3("Keehi Marine"), Lessee, Clay Carson, an Individual, Sublessee, Ke'ehi Small
Boat Harbor, Kalihi, Honolulu, Hawaii, Tax Map Key: (1) 1-2-023:030.

02:20:05	To Approve Staff Recommendation as Submitted
MOTION	(Yoon, Char)

02:20:20 **PASSED** VOTE 7- Unanimous

02:20:30

ITEM Consent to Sublease Under Harbor Lease No. H-70-14, Keehi Marine, Inc. J-4 ("Keehi Marine"), Lessee, K.P. Grocery & Liquor, Inc., a Hawaii Corporation, Sublessee, Ke'ehi Small Boat Harbor, Kalihi, Honolulu, Hawaii, Tax Map Key: (1) 1-2-023:030.

02:20:49	To Approve Staff Recommendation as Submitted
MOTION	(Yoon, Char)

01:20:55 **PASSED**

02:21:00

ITEM Continuation of a Revocable Permit to Hawaii Fire Department, County of Hawaii, for Office Space for West Hawaii Ocean Safety Operations Purposes, Situated at KailuaKona Pier, Lanihau, North Kona, Island of Hawaii, Tax Map Key: (3) 7-5-006:039 (por.). And Declare Project Exempt from Requirements of Chapter 343, HRS and Title 11, Chapter 200.1, Hawaii Administrative Rules.

02:22:40	To Approve Staff Recommendation as Submitted
MOTION	(Smith, Barnes)

02:22:57 **PASSED**

VOTE 7- Unanimous

02:23:16

- ITEMAmendment No. 3 to Hangar Facilities Lease No. DOT-A-07-0004, Request forM-2Additional Premises to the Lease, Schuman Aviation Company, Ltd., Daniel K.
Inouye International Airport, Tax Map Key: (1) 1-1-072: 032 (Portion).
- ITEMIssuance of a Revocable Permit for Land for Above-Ground Propane Tanks,M-3The Gas Company, LLC dba Hawaii Gas, Ellison Onizuka Kona International
Airport at Keahole, Tax Map Key: (3) 7-3-043: Portion of 003.
- ITEMIssuance of a Revocable Permit for Terminal and Ramp Space for GroundM-4Service Equipment Storage, Hawaiian Airlines, Inc., Lihue Airport, Tax Map
Key: (4) 3-5-001: Portion of 135.
- ITEMIssuance of a Revocable Permit for Ticket Counter Space for PassengerM-5Check-In, Lanai Resorts, LLC dba Pulama Lanai, Lanai Airport, Tax Map Key:
(2) 4-9-002: Portion of 041.
- ITEMIssuance of a Revocable Permit for Ticket Counter Space for PassengerM-6Check-In, Southern Airways Express, LLC dba Mokulele Airlines, Lanai Airport,
Tax Map Key: (2) 4-9-002: Portion of 041.
- ITEMIssuance of a Revocable Permit for Aircraft Parking, Hawaiian Airlift CompanyM-7LLP, Kahului Airport, Tax Map Key: (2) 3-8-001: Portion of 019.
- ITEM Issuance of a Revocable Permit for a Passenger Lounge, Hawaiian Airlines,M-8 Inc., Kahului Airport, Tax Map Key: (2) 3-8-001: Portion of 224.

02:24:30	To Approve Staff Recommendation as Submitted
MOTION	M-2, M-3, M-4, M-5, M-6, M-7, M-8 (Yoon, Smith)

02:24:24	PASSED
VOTE	7- Unanimous

02:24:50

ITEMRequest for Authorization to issue three month-to-month Revocable PermitsM-1(RP) to Hawaii Stevedores, Inc., for Stevedoring service operations, situated at
Pier 2, Honolulu Harbor, island of Oahu, Tax Map Key (TMK) No. (1) 2-1-
015:009 (Portion), Governor's Executive Order No. 4238

Amendment:

The Board approved the staff recommendation with an amendment to extend the 5 year term to a ten year term.

02:31:03 **To Approve Staff Recommendation as Amended** MOTION (Char, Ono)

02:31:21 **PASSED** VOTE 6 Ayes (Barnes, Chang, Char, Canto, Ono, Smith), Neys-1 (Yoon)

02:31:35

- **ITEM** Request for Authorization to issue three month-to-month Revocable Permits
- M-HAR-1 (RP) to Hawaii Stevedores, Inc., for Stevedoring service operations, situated at Pier 2, Honolulu Harbor, island of Oahu, Tax Map Key (TMK) No. (1) 2-1-015:009 (Portion), Governor's Executive Order No. 4238
- ITEM Request for Authorization to issue a month-to-month Revocable Permit (RP) to M-HAR-2 Blue Dolphin Charters, Ltd., for additional space for storage of tools, equipment and supplies, situated at Pier 1, Port Allen Harbor, island of Kauai, Tax Map Key (TMK) Nos. (4) 2-1-003:006 (P) and (4) 2-1-003:019 (P), Governor's Executive Order No. 1047
- ITEMRequest for Authorization to issue a month-to-month Revocable Permit (RP) toM-HAR-3HPBS, Inc., for storage of pilot boat and trailer, and one container, situated at
Pier 1, Hilo Harbor, island of Hawaii, Tax Map Key (TMK) No. (3) 2-1-009:007
(P), Governor's Executive Order No. 3962
- ITEM Issuance of a month-to-month Revocable Permit (RP) to the Aloun Kauai
 M-HAR-4 Farming LLC, for container storage adjacent to Pier 2, Nawiliwili Harbor, island of Kauai, Tax Map Key (TMK) Nos. (4) 3-2-004:041 (Portion) and (4) 3-2-004:021 (Portion), Governor's Executive Order No. 509.
- ITEM Request for Authorization to issue seven month-to-month Revocable Permits (RP) to Young Brothers, LLC., for a maintenance work area, break area, clerk customer service station, guard shack and office trailer, situated at Piers 3 and 4, Hilo Harbor, island of Hawaii, Tax Map Key (TMK) Nos. (3) 2-1-007:001 (Portion), (3) 2-1-007:019 (Portion), (3) 2-1-007:037 (Portion), (3) 2-1-007:051 (Portion) and (3) 2-1-007:052, Governor's Executive Order Nos. 3566 and 3962

02:32:40 **To Approve Staff Recommendation as Submitted**

MOTION **M-HAR-1, M-HAR-2, M-HAR-3, M-HAR-4, M-HAR-5** (Yoon, Smith)

02:33:02	PASSED
VOTE	7- Unanimous

02:33:13

ITEMDisposition of Remnant Parcel Lot C-2-B Kamehameha Highway, Federal AidM-HWY-1Project No. 1-D Tax Map Key No. (1) 5-5-009-058 (Portion)

02:35:38	To Approve Staff Recommendation as Submitted
MOTION	(Ono, Smith)

02:35:43	PASSED
VOTE	7- Unanimous

02:36:00

ITEM Acceptance of Hearing Officer's report on a public hearing for two proposed additions to the Forest Reserve System on the Island of Hawai'i;

and

Approval and recommendation to the Governor for Issuance of an Executive Order for addition of Tax Map Key (3) 4-1-006:002, comprising approximately 162 acres, to Manowaiale'e Forest Reserve, Hamakua, Hawai'i;

and

Approval and recommendation to the Governor for Issuance of an Executive Order for addition of Tax Map Key (3) 9-8-001: portion of 010, comprising approximately 7,042 acres, to Kapapala Forest Reserve, Kau, Hawai'i.

02:43:49 **To Approve Staff Recommendation as Submitted** MOTION (Smith, Barnes)

02:44:00	PASSED
VOTE	7- Unanimous

02:44:10

ITEM Delegation of Authority to the Chairperson to: (1) Approve, Procure, Award,
 C-2 Sign, Execute, Amend, and Extend Contracts for (a) Axis Deer Control Projects and (b) a Maui Nui Snail Assessment; (2) Declare these Projects Exempt from the Preparation of an Environmental Assessment or Approve an Environmental Assessment and Issue a Finding of No Significant Impact, if Appropriate

03:05:40	To Approve Staff Recommendation as Submitted
MOTION	(Char, Canto)

03:05:50	PASSED
VOTE	7- Unanimous

The Board broke for a lunch break at 03:06:10 and resumed at 03:41:30

03:41:40

ITEM Lessee's Request for Early Termination of General Lease No. S-5455, Teddy **D-1** Pau, Lessee, Kikala and Keokea, Puna, Hawaii, Tax Map Key: (3) 1-2-043:055.

03:44:35	To Approve Staff Recommendation as Submitted
MOTION	(Smith, Ono)

03:44:47	PASSED
VOTE	7- Unanimous

03:45:05

ITEM Cancellation of Revocable Permit No. S-7934, Jonathan K Kamaka, Jr.,
 D-3 Permittee, Unit 204, Waipahu, Ewa, Oahu, Tax Map Key: (1) 9-4-049:Portion of 062.

03:45:53	To Approve Staff Recommendation as Submitted
MOTION	(Yoon, Smith)

03:47:06 **PASSED** VOTE 7- Unanimous

03:47:16

ITEMRequest for Mutual Cancellation of Grant of Non-Exclusive Easement No. 5476D-4to Andrea Mapuna Peters, also known as Andrea Mapuana Peters, Grantee;
Waimanalo, Koolaupoko, Oahu; Tax Map Key: (1) 4-1-007: adjacent to 065.

03:48:00To Approve Staff Recommendation as SubmittedMOTION(Yoon, Ono)

03:49:20 **PASSED** VOTE 7- Unanimous

03:49:39

ITEM Request for Authorization and Approval to Issue a Papahānaumokuākea
 F-1 Marine National Monument Native Hawaiian Practices Permit to Mr. Nainoa Thompson, Polynesian Voyaging Society, for Access to State Waters to Conduct Sails for Navigators Using Non-Instrumental Navigation Activities

03:59:30	To Approve Staff Recommendation as Submitted
MOTION	(Barned, Ono)

03:59:40	PASSED
VOTE	7- Unanimous

04:00:00 There being no further business, Chair Chang adjourned the meeting.

Respectfully Submitted:

Reeana Wright

Reeana Wright Acting Land Board Staff

Approved for Submittal:

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