

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

November 8, 2024

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

PSF No.:24OD-105

OAHU

Grant of Term, Non-Exclusive Easement, Immediate Right-of-Entry and Revocable Permit to World of Fun LLC for Concrete Pad and Seawall Portions Located at Kaneohe, Koolaupoko, Oahu, Identified as TMK: (1) 4-5-057: seaward of 009.

APPLICANT:

World of Fun LLC, a Hawaii limited liability company, fee owner.

LEGAL REFERENCE:

Sections 171-13, 171-17, 171-53, and 171-55, and section 183C-5, Hawaii Revised Statutes (HRS), as amended.

LOCATION:

Portions of State submerged land at Kaneohe, Koolaupoko, Oahu, identified by Tax Map Key: TMK: (1) 4-5-057: seaward of 009, as shown on **Exhibits A-1 and A-2**.

AREA:

779 square feet, more or less, to be reviewed and approved by the Department of Accounting and General Services, Survey Division.

ZONING:

State Land Use District: Conservation
City & County of Honolulu LUO: Residential [for the abutting private property]

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act
DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: No

CURRENT USE STATUS:

Unencumbered with unauthorized encroachments.

TERM, NON-EXCLUSIVE EASEMENT:

CHARACTER OF USE:

Right, privilege and authority to use, maintain, repair, replace, and remove existing concrete pad and seawall over, under, and across State-owned land.

COMMENCEMENT DATE:

To be determined by the Chairperson

CONSIDERATION:

One-time payment to be determined by independent appraisal establishing fair market value, subject to review and approval by the Chairperson.

TERM:

Twenty-five (25) years.

The Land Division has reduced the term for which shoreline easements are granted from 55 to 25 years in response to sea level rise projections disclosed in the Hawaii Sea Level Rise Vulnerability and Adaptation Report adopted by the State Climate Change Mitigation and Adaptation Commission and pursuant to the recommendation of the Office of Conservation and Coastal Lands. Landward migration of the shoreline is currently occurring as a direct result of sea level rise. This will progressively expose immobile shoreline structures to an evolving combination of destructive effects from erosion, chronic flooding, and wave inundation. The intention of the term reduction is two-fold: (1) to reduce the potential for accidents and liabilities resulting from dysfunctional shoreline structures by more frequently reviewing and managing shoreline structures and (2) to facilitate a general process of managed retreat from the shoreline.

MONTHLY RENTAL FOR RIGHT-OF-ENTRY AND REVOCABLE PERMIT:

Monthly rental amount \$62.00 for right-of-entry and revocable permit has been calculated by staff and has been reviewed and approved by the Chairperson.
(Exhibit B)

REMOVAL BOND:

Applicant shall be required to post a removal bond in an amount of \$116,424.00 as determined by Land Division in consultation with Engineering Division, subject to approval by the Chairperson.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rules ("HAR") §§11-200.1-15 and -16 and the Exemption List for the Department of Land and Natural Resources, reviewed and concurred on by the Environmental Council on November 10, 2020, the subject request is exempt from the preparation of an Environmental Assessment pursuant to General Exemption Type 1, which applies to “[o]perations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving minor expansion or minor change of use beyond that previously existing.” Specifically, the subject request is exempt under Part 1, Item 39, which exempts the “[c]reation or termination of easement, covenants, or other rights in structures or land.” The subject request is a de minimis action that will probably have minimal or no significant effect on the environment and should be declared exempt from the requirements of section 1-200.1-17, HAR.

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 be required to:

1. Provide survey maps and descriptions according to State DAGS standards at Applicant’s own cost;
2. Pay for an appraisal to determine one-time payment in consideration of the easement;

3. Obtain the prior concurrence of the Legislature and approval of the Governor through a Concurrent Resolution pursuant to §171-53(c), HRS.

JUSTIFICATION FOR REVOCABLE PERMIT:

The land disposition recommended to the Board in this matter is an orderly process that uses a series of permits structured to allow for immediate use and occupancy and proceed on a direct course to a to a long-term lease, subject to conditions that benefit the State. The land disposition presented in the present submittal as one of the two options recommended to the Board is a three-stage process encompassing:

1. Issuance of a right-of-entry permit for a period of up to six months. This allows the Applicants to immediately legitimize occupancy of the public land in question, begin repair and maintenance of the encroaching seawall and filled land without undue delay and without cost to the State, and begin preparations for the Applicant's obligations under future land dispositions.¹ The right-of-entry permit includes requirements for payment of monthly rent, provision to the Department of a removal bond or equivalent securitized funds, indemnification of the State, and provision of liability insurance by the Applicant. The purpose of the removal bond is to ensure that there are funds available to remove the encroachment from State land in the event that the Legislature or Governor does not approve the easement authorized by the Board.
2. Issuance of a revocable permit for no longer than one year. This allows Land Division time to complete the administrative processes that underlie the grant of easement including approval of the easement contract by the Department of the Attorney General, completion of the appraisal (at the Applicant's cost) to determine the lump-sum payment for value of the easement, and statewide publication of notice of the land disposition while the Applicant maintains the same obligations for rent payments, removal costs, indemnification, and provision of liability insurance.
3. Issuance of an easement. This final step cannot be executed without prior completion of the prerequisites stated above. Therefore, the interim disposition through revocable permit is necessary.

¹ The Applicant's obligations under a revocable permit and easement include obtaining a survey to confirm the size of the disposition area, obtaining a cost estimate for removing the shoreline protection structure which determines the amount of the removal bond, and procurement through Land Division of an appraisal to determine the lump-sum value of the easement.

The interim revocable permit step is limited in its duration and essential in its utility. While the revocable permit is in effect, the Applicant assumes the costs of maintaining the subject parcel of State land and the liability for any damages caused on or by the Applicant's use of the land during the often-lengthy process of consummating the easement.

REMARKS:

The Applicant purchased the subject property in 2022. The shoreline encroachments subject to the current submittal were in place at that time and, according to historical maps and photographs, have been in place since at least 1964. **(Exhibit C)** The Applicant submitted an application for shoreline certification to Land Division on June 21, 2024. That application was rejected due to the presence of unresolved shoreline encroachments. The Applicant contacted Land Division and agreed to pursue resolution of the encroachments with a request for easement, which constitutes the present submittal.

The encroachment at issue consists of two separate areas of submerged land located seaward of the residential property identified as TMK: (1) 4-5-057:009. The first is a concrete pad that may have been intended for use as a boat ramp and attached portion of a concrete rubble masonry (CRM) seawall. The concrete pad and attached seawall portion of the encroachment is located near the southeast corner of the property, measures approximately 228 square feet, and may have originally been constructed within the residential property boundaries. **(Exhibit D)** The second is a portion of the same CRM seawall that lies makai of the residential property boundary at the northeast corner of the property and measures approximately 551 square feet. **(Exhibit E)** The Applicant has submitted a survey map with the encroachments identified. **(Exhibit F)**

According to an analysis of the encroachments by the Office of Conservation and Coastal Lands (OCCL), both encroachment sections are non-conforming under the applicable Conservation District rules "based on an apparent depiction of the wall on a 1964 parcel map of Kaneohe sewers." **(Exhibit C)** Section 183C-5, HRS, specifies that neither Conservation District statutes nor administrative rules "shall prohibit the continuance of the lawful use of any building, premises, or land" that existed as of October 1, 1964. Although the seawall was built without permits and does encroach outside of the private property boundary, it was not a prohibited use as of October 1, 1964, and is therefore nonconforming pursuant to section 183C-5, HRS. OCCL supports the processing of a disposition request for the encroachments. **(Exhibit C)**

OCCL's analysis found that the encroachment does not have a detrimental effect on public shoreline access as there are no beach or recreational resources in the area. Further, OCCL found that the seawall appears to serve as erosion control for the private residential property and potentially alleviates loss of land. **(Exhibit C)** The subject property abuts Kanohuluiwi Fishpond on the south side and a separate residential property on the north. Makani Kai Yacht Club Harbor lies on the opposite side of the fishpond. The immediately surrounding properties, including Kanohuluiwi Fishpond, are all hardened by seawalls as are all of the coastal properties in this area of Kaneohe Bay. **(Exhibit A-2)**

There is a pre-existing County sewer easement that runs parallel to the south and east boundaries of the subject parcel. Although a portion of the concrete pad encroachment is located within the sewer easement, the concrete pad is not a component of the City & County of Honolulu sewer infrastructure and, therefore, must be resolved by the encroachment easement requested in the present submittal. There is a City & County of Honolulu manhole located next to the concrete pad. This manhole is a component of the public sewer infrastructure, and is, therefore, resolved by the pre-existing sewer easement and not included in the present submittal. **(Exhibit G)**

The Department of Planning and Permitting of the City & County of Honolulu (DPP) commented that the 220-foot length of seawall located over and near the County sewer easement is unauthorized. DPP stated that it has no records to confirm that the encroaching structures are authorized or otherwise nonconforming pursuant to the applicable City & County of Honolulu criteria. DPP also suggested that strict limits be imposed on any future repairs to the structure and suggested that the Department of Facilities Maintenance of the City & County of Honolulu (DFM) be contacted for comment since a portion of the encroaching seawall is constructed over a pre-existing sewer easement. **(Exhibit H-1)** Staff notes that the Applicant has not provided any indication and Staff has no reason to surmise that any repairs or alterations are contemplated at this time. Staff further notes that any hypothetical repairs to the seawall would be subject to approval by the Office of Conservation and Coastal Lands, which approval would include analysis of foreseeable effects of the repairs on the surrounding infrastructure.

DMF was informed of DPP's comments and submitted its own comments. DFM indicated that it had no objections to or comments on the present submittal and concurred with the proposed Environmental Assessment exemption. DFM's comments did not address DPP's suggestion of limits on future repairs to the structure although DFM was provided with a copy of DPP's comments and asked to respond. **(Exhibit H-2)**

OCCL had no objections to or comments on this submittal and concurred with the proposed Environmental Assessment exemption pursuant to chapter 343, HRS (Exhibit H-3)

The Applicant has not had a lease, permit, easement or other disposition of State lands terminated within the last five years due to non-compliance with such terms and conditions.

RECOMMENDATION: That the Board:

1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and §§11-200.1-15 and -16, HAR, this project is expected to have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment as a de minimis action.
2. Authorize the continued applicability of the subject requests in the event of a change in the ownership of the abutting parcels described as Tax Map Key: (1) 4-5-057: seaward of 009, provided that the succeeding owner has not had a lease, permit, easement or other disposition of State lands terminated within the last five (5) years due to non-compliance with such terms and conditions.
3. Authorize the issuance of a right-of-entry permit to World of Fun LLC covering the subject area for encroachment purposes under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:
 - A. The standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time;
 - B. Posting of a removal bond during the effective period of the right-of-entry permit;
 - C. Removal of the subject encroachment, if required, within the period determined by the Chairperson;
 - D. Commencement of the right-of-entry on the Board date, for a term of one year or until the issuance of the revocable permit described in recommendation 4 below, whichever is sooner; provided that the Chairperson may extend the right-of-entry for additional one-year periods for good cause shown; and

- E. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
4. Authorize the issuance to World of Fun LLC of a revocable permit covering the subject area for encroachment purposes, under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:
 - A. The standard terms and conditions of the most current revocable permit form, as may be amended from time to time;
 - B. Posting of a removal bond during the effective period of the revocable permit;
 - C. Removal of the subject encroachment, if required, within the period determined by the Chairperson;
 - D. Review and approval by the Department of the Attorney General; and
 - E. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
5. Subject to the Applicant fulfilling all of the Applicant Requirements listed above, authorize the issuance to World of Fun LLC of a 25-year term, non-exclusive easement covering the subject area for encroachment purposes under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:
 - A. The standard terms and conditions of the most current term shoreline encroachment easement document form, as may be amended from time to time;
 - B. The easement shall run with the land and shall inure to the benefit of the real property described as Tax Map Key: 4-5-057:009, provided however: (1) it is specifically understood and agreed that the easement shall immediately cease to run with the land upon the expiration or other termination or abandonment of the easement; and (2) if and when the easement is sold, assigned, conveyed, or otherwise transferred, the Grantee shall notify the State, as Grantor, of such transaction in writing, and shall notify the Grantee's successors or assigns of the insurance requirement in writing, separate and apart from the easement document;

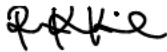
- C. Posting of notice at least once statewide and once in the City & County of Honolulu in accordance with section 171-16(d), HRS;
- D. Review and approval by the Department of the Attorney General;
- E. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State; and
- F. Any shoreline hardening policy that may be adopted by the Board prior to execution of the grant of easement.

Respectfully Submitted,



Rebecca L. Anderson
Shoreline Specialist

APPROVED FOR SUBMITTAL:



Dawn S. N. Chang, Chairperson



TMK (1) 4-5-057: seaward of 009



EXHIBIT A-1

TMK (1) 4-5-057: seaward of 009



**Subject
Property**



**Subject
Shoreline**

**Subject
Property**

EXHIBIT A-2

JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA
SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAI'I
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
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

To: Dawn N. S. Chang, Chairperson
Through: Russell Y. Tsuji, Administrator
From: Land Division, Appraisal Section
Date: September 12, 2024
Subject: World of Fun Shoreline Revocable Permit

A shoreline revocable permit valuation was prepared for the property below and is summarized as follows:

Reference: PSF No. 24OD-105
Applicant: World of Fun LLC
TMK: (1) 4-5-057: seaward of 009
Area: 779 square feet, more or less
Effective Date: Upon Board Approval
Recommended Value: **\$62 per month**

The undersigned finds that the valuation was completed in accordance with the assignment.



Dawn N. S. Chang, Chairperson

Sep 12, 2024

Date

EXHIBIT B

TMK	(1) 4-5-057:seaward of 009
Assessed Land Value (\$)	2,807,300
Land Area (sf)	58,845
Unit Rate Land Value (\$/sf)	47.70669
50% Off For Submerged Lands	23.85334
Encroachment Area (sf)	779
Encroachment Land Value (\$)	18581.75
Annual Rent @ 4 to 8%	0.04
Recommended Annual Value	743.2702
Monthly Value	61.93918



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

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA



KA MOKU'ĀINA 'O HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
KA 'OIHANA KUMUWAIWAI 'ĀINA
OFFICE OF CONSERVATION AND COASTAL LANDS
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

REF:OCCL:AW

Shoreline Encroachment OA 24-08

Derek Tengan

[REDACTED]
Kaneohe, HI 96744

SUBJECT: Request to Resolve State Land Encroachments at [REDACTED]
Kaneohe, Hawaii; Tax Map Key (1) 4-5-057:seaward of 009

Dear Mr. Tengan,

The Department of Land and Natural Resources (DLNR), Office of Conservation and Coastal Lands (OCCL), reviewed the Shoreline Encroachment Information Sheet package submitted by you seeking to resolve an encroachment on State Lands seaward of the subject property. Your package included a Shoreline Encroachment Information Sheet, a certified shoreline application, a rejection letter for the shoreline application, and photos of the property.

You are working to resolve an encroachment consisting of two portions of the seawall along the makai boundary of the subject property. The information that you provided indicates that approximately 779 square feet of wall encroaches on state land.

The documentation provided indicates that the wall was likely built across the private / state land boundary, and that the encroachment is not the result of natural shoreline processes.

The Board of Land and Natural Resources has established a policy to allow the disposition of shoreline encroachments by either removal or issuance of an easement. In carrying-out this policy, OCCL has established criteria to guide decision-making over specific cases. *The criteria are as follows:*

1. Protect/preserve/enhance public shoreline access;
2. Protect/preserve/enhance public beach areas;
3. Protect adjacent properties;
4. Protect property and important facilities/structures from erosion damages; and
5. Apply "no tolerance" policy for recent or new unauthorized shoreline structures.

EXHIBIT C

Derek Tengan

Encroachment OA 24-08

Summary

The subject encroachment consists of two sections of an existing seawall totaling approximately 779 square feet and located makai of the shoreline at the subject property. The subject seawall does not seem to have detrimental effects on public access as there are no beach and recreational resources in the area, and the seawall appears to serve as erosion control for the subject property by potentially alleviating loss of private land.

Upon review and careful consideration of the information gathered on this case, OCCL's evaluation criteria would support a disposition request being processed for the encroachment area. The subject encroachment seems to have been in place at least since 1964, based on an apparent depiction of the wall on a 1964 parcel map of Kaneohe Sewers and is deemed to be non-conforming. Should the OCCL find that the structure has been significantly altered since it was originally constructed, the OCCL may reconsider this finding.

Should you have any questions regarding this correspondence, contact Amy Wirts, Sea Grant Extension Agent in our Office at (808) 587-0376 or amy.e.wirts@hawaii.gov.

Sincerely,



Michael Cain, Administrator
Office of Conservation and Coastal Lands

Cc: ODLO
LAND

TMK (1) 4-5-057: seaward of 009

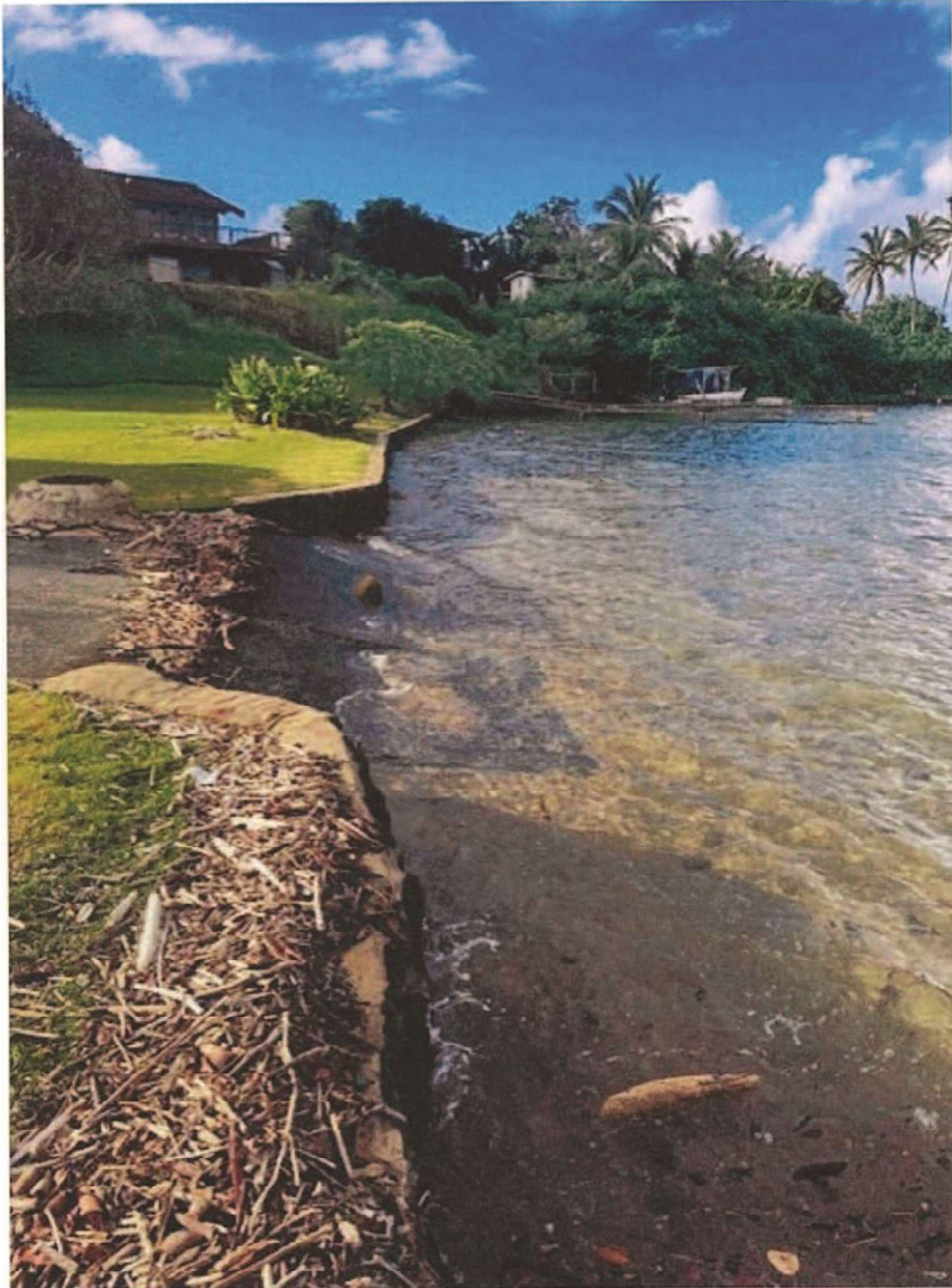


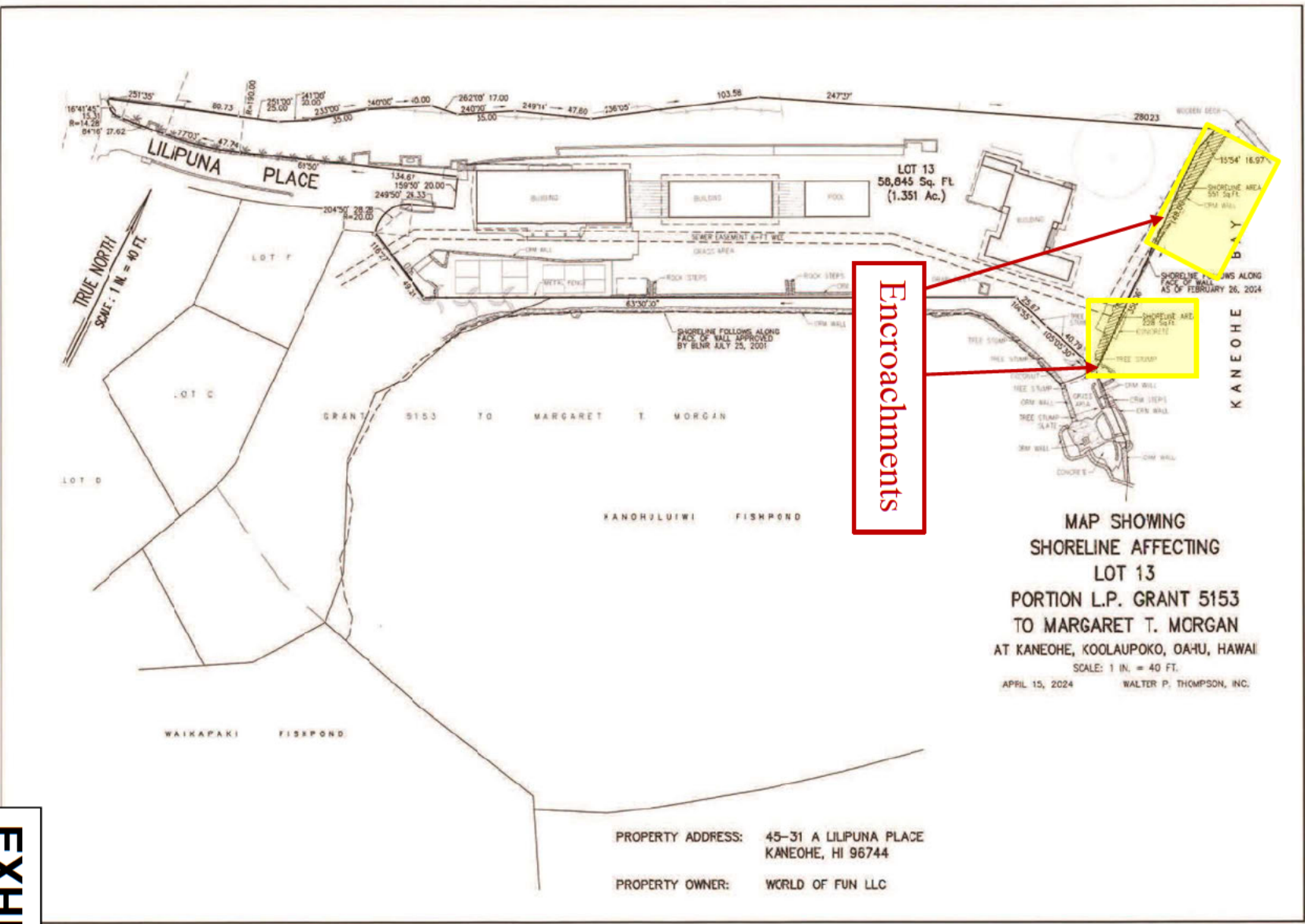
EXHIBIT D

TMK (1) 4-5-057: seaward of 009



EXHIBIT E

TMK (1) 4-5-057: seaward of 009



PROPERTY ADDRESS: 45-31 A LILIPUNA PLACE
KANEHOE, HI 96744
PROPERTY OWNER: WORLD OF FUN LLC

KEY: 4 - 5 - 057 : 009

15" x 21" = 2.19 Sq.Ft.

EXHIBIT F

2024 ELOG-1783

JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA
SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA



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

2024 SEP 17 PM 2:45

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

P.O. BOX 621
HONOLULU, HAWAII 96809

September 12, 2024

Ref. No.: 24OD-105

MEMORANDUM

TO:

State Agencies:

- Dept. of Education
- DLNR-OCCL
- DLNR-Aquatic Resources
- DLNR-Forestry & Wildlife
- DOT – Highways Division

Federal Agencies:


- Corps of Engineers
- NRCS

County Agencies:

- Planning & Permitting
- Parks & Recreation
- Dept. of Transportation Services
- Board of Water Supply
- Dept. of Facilities Maintenance

Other Agencies:

- Office of Hawaiian Affairs

FROM: Rebecca L. Anderson, Shoreline Specialist 

SUBJECT: Request for Comments: Twenty-five Year Term Seawall Easement

LOCATION: Kaneohe, Koolaupoko, Oahu


APPLICANT: World of Fun LLC

Transmitted for your review and comment is a copy of the above referenced request involving State lands. We would appreciate your comments on this application. Please submit any comments by October 3, 2024. If no response is received by this date, we will assume your agency has no comments. If you have any questions about this request, please contact me at 808-587-0424 or rebecca.l.anderson@hawaii.gov. Thank you.

Attachments

Contrary to "Remarks" on pg. 5, the Department of Planning and Permitting has no records that confirm that the encroaching structures are authorized, or are otherwise nonconforming. Our records from 1992 indicate that the 220 ft. length of concrete rubble masonry seawall was unauthorized. The encroachments are constructed over a sewer easement, therefore, we suggest that the City Dept. of Facility Maintenance be contacted for their comment. If these structures are allowed to be repaired, we suggest that strict limits be imposed.

- We have no objections/ comments and concur to the proposed EA exemption.
- Comments are attached.

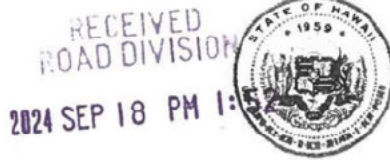
Signed: 
Date: 10/1/24

cc: Central Files
District Files

EXHIBIT H-1

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

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA



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

928216
DIR [Signature]
DRM

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

P.O. BOX 621
HONOLULU, HAWAII 96809

September 12, 2024

Ref. No.: 24OD-105

MEMORANDUM

TO: **State Agencies:**
__ Dept. of Education
X DLNR-OCCL
__ DLNR-Aquatic Resources
__ DLNR-Forestry & Wildlife
__ DOT – Highways Division

County Agencies:
X Planning & Permitting
X Parks & Recreation
__ Dept. of Transportation Services
X Board of Water Supply
X Dept. of Facilities Maintenance

Federal Agencies:
__ Corps of Engineers
__ NRCS

Other Agencies:
X Office of Hawaiian Affairs

FROM: Rebecca L. Anderson, Shoreline Specialist [Signature]
SUBJECT: Request for Comments: Twenty-five Year Term Seawall Easement
LOCATION: Kaneohe, Koolaupoko, Oahu
APPLICANT: World of Fun LLC

Transmitted for your review and comment is a copy of the above referenced request involving State lands. We would appreciate your comments on this application. Please submit any comments by October 3, 2024. If no response is received by this date, we will assume your agency has no comments. If you have any questions about this request, please contact me at 808-587-0424 or rebecca.l.anderson@hawaii.gov. Thank you.

Attachments

- (X) We have no objections/ comments and concur to the proposed EA exemption.
- () Comments are attached.

Signed: [Signature] Digitally signed by Albano,
Gene
Date: 2024.10.02
17:23:02-10'00'
Date: October 2, 2024

cc: Central Files
District Files

EXHIBIT H-2

BA 25-52

JOSH GREEN, M.D.
GOVERNOR | KE KIAĀINA
SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIAĀINA



RECEIVED
LAND DIVISION



2024 SEP 23 AM 9:27

DAWN N. S. CHANG
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE
MANAGEMENT
RECEIVED
OFFICE OF CONSERVATION
AND COASTAL LANDS

2024 SEP 13 P 4: 03

STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
NATURAL RESOURCES
KA MO'ŪĀINA KUMUWAIWAI 'ĀINA
LAND DIVISION
STATE OF HAWAII

DEPT. OF LAND &
NATURAL RESOURCES
STATE OF HAWAII


P.O. BOX 621
HONOLULU, HAWAII 96809

September 12, 2024

Ref. No.: 24OD-105

MEMORANDUM

- TO:**
- | | |
|---|---|
| <p>State Agencies:</p> <p>___ Dept. of Education</p> <p><input checked="" type="checkbox"/> DLNR-OCCL</p> <p>___ DLNR-Aquatic Resources</p> <p>___ DLNR-Forestry & Wildlife</p> <p>___ DOT – Highways Division</p> <p>Federal Agencies:</p> <p>___ Corps of Engineers</p> <p>___ NRCS</p> | <p>County Agencies:</p> <p><input checked="" type="checkbox"/> Planning & Permitting</p> <p><input checked="" type="checkbox"/> Parks & Recreation</p> <p>___ Dept. of Transportation Services</p> <p><input checked="" type="checkbox"/> Board of Water Supply</p> <p><input checked="" type="checkbox"/> Dept. of Facilities Maintenance</p> <p>Other Agencies:</p> <p><input checked="" type="checkbox"/> Office of Hawaiian Affairs</p> |
|---|---|

FROM: Rebecca L. Anderson, Shoreline Specialist 

SUBJECT: Request for Comments: Twenty-five Year Term Seawall Easement


LOCATION: Kaneohe, Koolaupoko, Oahu

APPLICANT: World of Fun LLC

Transmitted for your review and comment is a copy of the above referenced request involving State lands. We would appreciate your comments on this application. Please submit any comments by October 3, 2024. If no response is received by this date, we will assume your agency has no comments. If you have any questions about this request, please contact me at 808-587-0424 or rebecca.l.anderson@hawaii.gov. Thank you.

Attachments

- We have no objections/ comments and concur to the proposed EA exemption.
- Comments are attached.

Signed: 
Date: 9/19/2024

cc: Central Files
District Files

EXHIBIT H-3