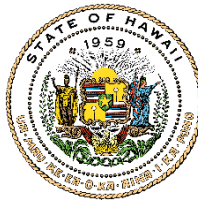


JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE



APPROVED AT ITS
BOARD MEETING
HELD ON
NOVEMBER 8, 2024

AS

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

RYAN K.P. KANAKA'OLE
FIRST DEPUTY

CIARA W.K. KAHAHANE
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-241011-1.m4a>

Audio Link (2): <https://files.hawaii.gov/dlnr/meeting/audio/Audio-LNR-241011-2.m4a>

Date: October 11, 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 (Zoom)

Aimee Barnes (Zoom)

Doreen Canto

Riley Smith

Karen Ono

00:00:22 (1) Chair Chang called the meeting to order. The contested case standard statement was read, and Roll Call of the Members conducted.

00:06:18 (1)

ITEM D-6 Set Aside to the Statewide Office on Homelessness and Housing Solutions for Kauhale Housing Project Purposes; Issuance of Immediate Management Right-of-Entry Permit: Waimanalo, Koolaupoko, Oahu; Tax Map Key: (1) 4-1-008:008.

00:39:41 (1) **To Approve Staff Recommendation as Submitted**
MOTION (Barnes, Char)

00:40:40 (1) **PASSED**
VOTE 7 – Unanimous

00:41:59 (1)

ITEM D-4 Issuance of Direct Lease to Mauna Kea Stewardship and Oversight Authority for Agency Headquarters Purposes with Issuance of an Immediate Right-Of-Entry Permit for Construction and Management Purposes, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-2-049:022.

00:54:11 (1) **To Approve Staff Recommendation as Submitted**
MOTION (Smith, Ono)

00:54:19 (1) **PASSED**
VOTE 7 – Unanimous

00:54:45 (1)

ITEM D-3

Set Aside to the Department of Agriculture, Pursuant to Act 90 Session Laws of Hawaii 2003, for Pasture, Intensive Agriculture, and Apiary Purposes on the Island of Hawaii, See Exhibit B for List of Tax Map Keys to be set aside.

Amendment: The acreage mentioned in the text of the submittal was amended from 5,260.741 acres to 7,027.00 acres.

01:00:39 (1) **To Approve Staff Recommendation as Amended**
MOTION (Smith, Yoon)

01:00:45 (1) **PASSED**
VOTE 7 – Unanimous

01:01:09 (1)

ITEM C-2

Issuance of Revocable Permit and Immediate Management Right-of-Entry Permit to Henry Edward “Bud” Gibson for Grazing Purposes in the Waimanalo Forest Reserve, Waimanalo, Oahu, Hawaii, Tax Map Key: 1-4-1-010: portion of 107.

01:07:09 (1) **To Approve Staff Recommendation as Submitted**
MOTION (Char, Canto)

01:07:15 (1) **PASSED**
VOTE 7 – Unanimous

01:22:20 (1)

ITEM C-1

Request for adaptive management measures by formal board action pursuant to Section 183D-3(b), Hawaii Revised Statutes, to temporarily amend Hawaii Administrative Rules (HAR), Title 13 Chapter 123, Rules Regulating Game Mammal Hunting, by amending Exhibit 9 as referenced in HAR Sections 13-123-3 (authorized hunting), 12-123-4 (bag limits, open seasons, and hunting days), for game mammals to be taken on the Island of Maui.

Amendment: The Board Amended the Recommendation by Amending Table 1 to Add Muzzleloaders as a Means of Take to Hunting Area C and Hunting Area D for Feral Pigs and Feral Goats.

01:22:33 (1) **To Approve Staff Recommendation as Amended**
MOTION (Canto, Ono)

01:23:55 (1) **PASSED**
VOTE 7 – Unanimous

01:24:10 (1) Break

01:31:50 (1)

ITEM J-1A Reissuance of a Revocable Permit to Blue Water Shrimp International, LLC, Permittee, for the Period Beginning October 1, 2024, Through November 30, 2024, situated at Ala Wai Small Boat Harbor, Honolulu, Oahu, Tax Map Key: (1) 2-6-010:003 (por.) and :016 (por.)

Reissuance of a Revocable Permit to Blue Water Shrimp International, LLC, Permittee, for the Period Beginning October 1, 2024, Through November 30, 2024, situated at Ala Wai Small Boat Harbor, Honolulu, Oahu, Tax Map Key: (1) 2-6-010:003 (por.) and :016 (por.)

And Declare Project Exempt from Environmental Assessment Requirements of Chapter 343, Hawaii Revised Statutes and Title 22, Chapter 200.1, Hawaii Administrative Rules

02:58:02 **To Approve Staff Recommendation as Submitted**
MOTION (Yoon, Smith)

03:09:49 **PASSED**
VOTE 6 – Ayes (Chang, Char, Canto, Barnes, Yoon, Smith)
 1 – Nay (Ono)

03:10:59 (1) Member Yoon left the meeting.

ITEM J-1B Non-Action Item: Presentation to the Board of DOBOR's Plan for the Use of the Dirt Lot Along Ala Wai Blvd., Situated at Ala Wai Small Boat Harbor, Honolulu, Oahu, Tax Map Key: (1) 2-6-010:005, (1) 2-6-010:016 and (1) 2-6-010:003.

03:22:40 (1) The Board took a lunch break.

04:06:05 (1) The Board returned from lunch.

04:06:22 (1)

ITEM D-1 Amend General Lease No. S-4401 to Kauai Soto Zen Temple Zenshuji for Church and Related Purposes, Waimea Village, Waimea, Kauai, Tax Map Key: (4) 1-8-008:082.

The purpose of the amendment is to change the rent payable from a net annual rent of \$2,400 per year for the term of the lease to rent for the final 15 years of the lease term based on the Board of Land and Natural Resources then prevailing policy on leasing to eleemosynary organizations, which is currently \$480 per year, and to add a rent reopening provision specifying rental reopening in alignment with the policy at the 50th and 60th years of the lease.

04:10:37 (1) **To Approve Staff Recommendation as Submitted**
VOTE (Ono, Char)

04:10:58 (1) **PASSED**
VOTE 6 – Ayes (Barnes, Canto, Chang, Char, Smith)
1 – Yoon (Absent)

04:11:19 (1)

ITEM D-2 Annual Renewal of Revocable Permits for Hawaii. See **Exhibit 2** for list of Revocable Permits.

00:09:20 (2) **To Approve Staff Recommendation as Submitted**
MOTION (Smith, Ono)

00:09:30 (2) **PASSED**
VOTE 7 – Unanimous

04:14:24 (1) Member Yoon returned to the meeting.

00:09:44 (2)

ITEM D-5 Consent to Federal Interest Affecting Property Located on the Land Covered by General Lease No. S-5976 Regarding the Replacement of the Existing Air Conditioning System; Hospice of Hilo, Lessee, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-4-001: 179.

Amendment: The Board amended the recommendation by adding a provision that states:

“3. To the extent an amendment of the lease may be necessary to effectuate the Board’s intent to allow a federal lien on the property in connection the proposed project, the Board authorizes and approves such an amendment to the lease.”

00:19:46 (2) **To Approve Staff Recommendation as Amended**
MOTION (Smith, Ono)

00:20:31 (2) **PASSED**
VOTE 7 – Unanimous

00:20:49 (2)

ITEM D-7 Grant of Term, Non-Exclusive Easement, Immediate Right-of-Entry and Revocable Permit to William S. Chee, Trustee of That Certain Unrecorded The William S. Chee Trust, dated August 27, 2008, and WSC Capital LLC for Beach Revetment Purposes, Waialae-Iki, Honolulu, Oahu, Tax Map Key: (1) 3-5-058: seaward of 004.

00:22:54 (2) **To Approve Staff Recommendation as Submitted**

MOTION (Yoon, Smith)

00:23:00 (2) **PASSED**
VOTE 7 – Unanimous

00:23:07 (2)

ITEM D-8

Grant of Term, Non-Exclusive Easement, Immediate Right-of-Entry and Revocable Permit to Soichiro Fukutake, Trustee of That Certain Unrecorded Soichiro Fukutake Revocable Living Trust Dated October 6, 2006, for Seawall Footing, Waikiki, Honolulu, Oahu, Tax Map Key: (1) 3-1-041: seaward of 024.

00:28:09 (2) **To Approve Staff Recommendation as Submitted**
MOTION (Yoon, Char)

00:28:32 (2) **PASSED**
VOTE 6 – Ayes (Chang, Char, Canto, Barnes, Ono, Smith, Yoon)
1 – Nay (Barnes)

00:29:04 (2)

ITEM K-1

Request for Administrative Fines and Other Penalties Against Juan and Judith Silva for the Conservation District Enforcement Case HA 24-23 Regarding the Alleged Modifications to a Single-Family Residence and Placement of Accessory Structures within the Conservation District Located at 32-2455 Stone Road, Tax Map Key (TMK): (3) 3-2-004:044.

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

Condition: That Juan and Judith Silva or a future owner of Parcel 044 shall provide the Office of Conservation and Coastal Lands (OCCL) with monthly updates regarding their progress with compliance with BLNR's decision in ENF: HA 24-23.

00:57:10 (2) **To Approve Staff Recommendation as Submitted with the selection of Option 3 (a) with Conditions.**
MOTION (Smith, Yoon)

01:12:26 (2) **PASSED**
VOTE 7 – Unanimous

01:13:07 (2) There being no further business, Chair Chang adjourned the meeting.

Respectfully Submitted:

Henny Saraswati

Henny Saraswati
Land Board Secretary

Approved for Submittal:



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