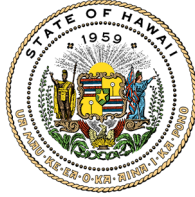


JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA



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

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

**AGENDA
FOR THE MEETING OF THE
BOARD OF LAND AND NATURAL RESOURCES**

DATE: May 23, 2025
TIME: 9:00 a.m.
PLACE: DLNR Boardroom, Kalanimoku Bldg.
1151 Punchbowl Street, 1st Floor / & Online via Zoom
Meeting ID: 824 0321 9731
ZOOM LINK: <https://us06web.zoom.us/j/82403219731>
LIVE STREAM: https://www.youtube.com/live/J7_zOesBvF4

This agenda and the listed submittals will be provided in the Board Packet. This meeting will be held using interactive conference technology under section 92-3.7, Haw. Rev. Stat. (HRS). Board members, staff, applicants, testifiers, and the public can choose to participate in person, online via Zoom, or by telephone. The public may also view the live meeting via its live stream at: https://www.youtube.com/live/J7_zOesBvF4

To Provide Written Testimony

We encourage interested persons to submit written testimony in advance of the meeting, which will be distributed to Board members prior to the meeting and allow a timely review. Please submit written testimony via email to: blnr.testimony@hawaii.gov. Written testimonies can also be mailed to: P.O. Box 621, Honolulu, Hawaii 96809. Written testimonies may be posted upon the Board of Land and Natural Resources meeting website; as a precaution, please be mindful with any personal information prior to submitting unless you intend it to be shared. Late written testimony will be retained as part of the record and distributed to Board members as soon as practicable, but we cannot ensure the Board will receive it in sufficient time to review, prior to decision-making.

To Provide In-Person Oral Testimony (masks are highly encouraged)

Attend in-person at: 1151 Punchbowl St. Room 132 (Kalanimoku Building), Honolulu, Hawaii.

To Provide Testimony by Telephone

On the day of the meeting at the start of the agenda item you wish to testify on, dial 1-719-359-4580 (Zoom); input the meeting ID: 824 0321 9731 and follow the prompts.

To Provide Video/Zoom Testimony

Please send your request in a timely manner to: blnr.testimony@hawaii.gov with your information, email address, and the agenda item you wish to testify on. Once your request has been received, you will receive a confirmation email with pertinent information. You may testify without signing up in advance.

We kindly ask that all oral/video testimony be limited to not more than two (2) minutes. We ask that you identify yourself and any affiliation before speaking, but you can choose not to do so.

If you need an auxiliary aid/service or other accommodation due to a disability, please contact, BLNR Secretary, at 808.587.0404 or blnr.testimony@hawaii.gov as soon as possible. Requests made as early as possible have a greater likelihood of being fulfilled. Upon request, this agenda and other materials are available in alternate/accessible formats.

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

In some of the matters before the Board, a person may wish to request a contested case hearing. If such a request is made before the Board's decision, then the Board will consider the request first - before considering the merits of the item before it. A person who wants a contested case may also wait until the Board decides the issue, then request the contested case after the decision but before the close of the board meeting. It is up to you. Any request must also be made in writing within ten calendar days. If no request for contested case is made, the Board will make a decision. The Department will treat the decision as final and proceed accordingly.

NOTE: Agenda Items may be taken out of order.

A. MINUTES

1. Approval of December 8 – 9th, 2022 Summary Minutes
2. Approval of April 25th, 2025 Summary Minutes
3. Approval of May 9th, 2025 Summary Minutes

C. DIVISION OF FORESTRY AND WILDLIFE

1. 1) Approval of proposed dispositions of interests in land acquired with a Legacy Land grant by Ala Kahakai Trail Association at Waikapuna, Ka'ū District, Island of Hawai'i, Tax Map Key Number (3) 9-5-007:016, including revenue sharing provisions, to:
 - NCWPCS MPL 27-YEAR SITES TOWER HOLDINGS LLC
 - CROWN CASTLE GT COMPANY LLC

2) Authorization for the Chairperson to draft and sign the Board's written approval of the above dispositions, including related revenue sharing terms and conditions.

2. Acceptance of Hearing Master's Report, and approval and recommendation to the Governor for Issuance of an Executive Order to set aside State lands at 'Ilio Point, Molokai (Tax Map Key) (2) 5-1-002:006) to the Department of Land and Natural Resources, Division of Forestry and Wildlife,

and

Issuance of an immediate Right of Entry to the Division of Forestry and Wildlife for Management purposes.

TRUST LAND STATUS:

- Not applicable – Land acquired after August 1959
 - Not DHHL Entitlement Land – Not subject to the 30% entitlement under the Hawaii State Constitution
3. Request Delegation of Authority to the Chairperson to Negotiate, Approve, Execute, Amend, Extend, and Terminate a Memorandum of Agreement Between the Department of Land and Natural Resources, Mid-Pacific Institute, and Bishop Museum for a Collaborative Project to Digitally Replicate Native Species for Educational Purposes, Subject to Approval by the Department of the Attorney General as to Form.
 4. Request for Approval of a Safe Harbor Agreement and Incidental Take License for the Introduction of the Endangered Orangeblack Hawaiian Damselfly (*Megalagrion xanthomelas*) to a Conservation Area on Lāna'i (TMK (2) 4-9-002:061).

D. LAND DIVISION

1. Approve the Issuance of a Governor's Executive Order Setting Aside Land and Grant of Non-Exclusive Easement No. S-6135, Hoku Kai Biofuels LLC, Grantee, to State of Hawaii Department of Transportation, Harbors Division, for Addition to Hilo Harbor; Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-1-009:031.
2. Authorize a One-Year Holdover of General Lease No. S-4310, Alumside Products, Inc., Lessee, Hilo Industrial Development, Pohaku Street Section, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-2-058:031.
3. Amend Prior Board Action of March 28, 2025, Agenda Item D-2, as Amended; *Issuance of Direct Lease to Hui O Hau'ula for Community Services and Activities Purposes; Koolauloa, Oahu, TMK (1) 5-4-014:003.*

The purpose of the amendment is to add the lease language for future rental re-openings so that rent will be based on the Board's then prevailing minimum rent policy.

4. Amend General Lease No. S-6088 Issued to Ho'ola Na Pua for Residential Treatment Facility Purposes, Waialea and Pahipahialua, Koolauloa, Oahu, Tax Map Key: (1) 5-8-001:051.

The purpose of amending the document is to change the lease language for future rental reopenings so that such reopenings will be based on the Board's then prevailing minimum rent policy.

5. Amend General Lease No. S-6096 Issued to Honolulu Museum of Art for Youth Education and Art Center Purposes, Kulaokahua, Honolulu, Oahu, Tax Map Key: (1) 2-4-002:020.

The purpose of amending the document is to change the lease language for future rental reopenings so that such reopenings will be based on the Board's then prevailing minimum rent policy.

6. Issuance of Right-of-Entry Permit to Waikiki Beach Chaplaincy, Inc. for Sunday Church Services Purpose at Duke Kahanamoku Beach and Fort DeRussy Beach on Every Sunday from June 8, 2025 through May 31, 2026, Waikiki, Honolulu, Oahu; Tax Map Key: (1) 2-3-037: portions of 021 and Fort DeRussy Beach.

7. Issuance of Right-of-Entry Permit to Waikiki Beach Activities, Inc. for Beach Event Purpose at Duke Kahanamoku Lagoon on June 14, 2025, Waikiki, Honolulu, Oahu; Tax Map Key: (1) 2-3-037: portion of 021.

8. Issuance of Right-of-Entry Permit to Dawson MCG, LLC onto Various Unencumbered State-Owned Lands Located at Various Locations Seaward of the Shorelines of Hawaii, Maui, Oahu and Kauai. See **Exhibit 2**.

9. Amend Prior Board Action of May 24, 2024, Item D-12, *Grant of Two Term, Non-Exclusive Easements and Immediate Construction and Management Right of Entry to State of Hawaii, Department of Transportation for Drainage Basin Purposes Honouliuli, Ewa, Oahu Tax Map Key: (1) 9-1-017:097; and*

Authorize the Chairperson to Enter Into a Memorandum of Agreement between the Department of Land and Natural Resources and the Department of Transportation Regarding the Future Modification and Relocation of the Drainage Basins and Approval of Access Points Serving Tax Map Key (1) 9-1-017:097.

The purpose of the amendment is to approve three additional 10-year term non-exclusive easements for slope purposes and one additional 10-year term non-exclusive easement for waterline purposes, and an immediate construction and management right of entry to State of Hawaii, Department of Transportation.

F. DIVISION OF AQUATIC RESOURCES

1. Request Approval for a Federally Funded Project Agreement between the Department of Land and Natural Resources (DLNR) and the Research Corporation of the University of Hawaii (RCUH) for the Division of Aquatic Resources (DAR) Research Project Entitled "Limu Aquaculture and Bio-Banking"

And

Request Delegation of Authority to the Chairperson to: (1) Approve and Execute all Future Division of Aquatic Resources Project Agreements and Amendments with the RCUH, Subject to Approval as to Form and Content by the Department of the Attorney General; and 2) When Appropriate, Declare the Actions that are Anticipated to be Undertaken Under These Project Agreements Will Have Little or no Significant Effect on the Environment and are Therefore Exempt from the Preparation of an Environmental Assessment.

J. DIVISION OF BOATING AND OCEAN RECREATION

1. Renewal of Revocable Permits on the Islands of Oahu, Maui, Hawaii and Kauai, **See Exhibit E** for List of Revocable Permits.

And

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

2. Authorize the Sale of a Ten-Year Concession Contract by Sealed Bid for Retail Operation of an Automated Ice Machine Purposes, Located at the Honokohau Small Boat Harbor, Kealahou, North Kona, Hawaii, Tax Map Key: (3) 7-4-008:003 (por.).

And

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

3. Authorize the Sale of a Ten-Year Concession Contract by Sealed Bid for Retail Operation of an Automated Ice Machine purposes, Located at the Kahului Boat Ramp, Wailuku, Pū'ali Komohana, Island of Maui, Tax Map Key: (2) 3-7-001-023 (por.).

And

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

4. Issuance of Right-of-Entry Permit to The Salvation Army for Homeless Mobile Outreach purposes, Situated at Kahului Boat Ramp, Wailuku, Pū'ali Komohana, Island of Maui, Tax Map Key: (2) 3-7-001:023 (por.).

And

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

K. OFFICE OF CONSERVATION AND COASTAL LANDS

1. Request for More Time to Comply with the Board of Land and Natural Resources' Decision in Conservation District Enforcement Case HA 24-23 by Juan and Judith Silva Regarding the Removal of Unauthorized Modifications to a Single-Family Residence and Placement of Accessory Structures within the Conservation District Located at 32-2455 Stone Road, Piha Homesteads, North Hilo, Island of Hawaii Tax Map Key (TMK): (3) 3-2-004:044

L. ENGINEERING

1. ~~Authorize the Approval and Issuance of Dam Safety Permit No. P86, to the Kalihiwai Ridge Community Association, CG Utilities LLC, and Porter Irrigation Company to Remove the Kalihiwai Reservoir (KA-0024) and authorize an amendment to the Board of Land and Natural Resources orders from its meeting on April 28, 2023, Item L-1. Anahola, Kauai, TMK (4) 5-2-022:03. [Withdrawn – 5/16/2025]~~