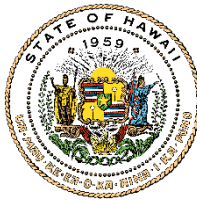


JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE



APPROVED AT ITS
BOARD MEETING
HELD ON
MARCH 14, 2025 *RLV*

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: <https://files.hawaii.gov/dlnr/meeting/audio/Audio-LNR-250228.m4a>

Date: February 28, 2025

Time: 9:00 AM

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

MEMBERS:

1. Dawn Chang, Chairperson
2. Vernon Char, At-Large Member
3. Riley Smith, Hawai'i Island Member
4. Karen Ono, Kaua'i Member
5. Doreen Canto, Maui Member
6. Aimee Barnes, Oahu Member
7. Kaiwi Yoon, At-Large Member (Zoom)
8. John Dubiel, Deputy AG
9. Henny Saraswati, Board Secretary

STAFF:

1. Emma Yuen (DOFAW)
2. Tanya Rubenstein (DOFAW)
3. Russel Tsuji (Land, Administrator)
4. Candace Martin (Land, Hawaii Island)
5. Michael Ferreria (Land)
6. Alan Carpenter (State Parks, Assistant Administrator)

00:00:37 Chair Chang called the meeting to order. The contested case standard statement was read.

00:05:25 Approval of the Summary Minutes of the February 14, 2025, meeting.

ITEM A-1

00:05:42 **To Approve Summary Minutes as Submitted.**
MOTION (Canto, Smith)

00:06:10 **PASSED**
VOTE 7 – Unanimous

00:07:05

ITEM C-1

Request for delegation of authority to the Chairperson to 1) approve, procure, award, sign, execute, amend, and extend indefinite quantity contracts procured through Chapter 103D Hawaii Revised Statutes; 2) Declare these contracts exempt from the preparation of an Environmental Assessment (EA) or approve

an Environmental Assessment and Issue a Finding of no Significant Impact (FONSI), if appropriate.

01:21:09 The Board recessed for a break.

01:36:08 The Board returned from their break.

Amendments:

The Board amended the recommendation to read as follows:

“1) Delegate authority to the Chairperson to approve, procure, award, sign, execute, amend, and extend DOFAW’s indefinite quantity contracts, which include fencing, helicopter services, fuel, maintenance and equipment purchasing, invasive species removal supplies, and endangered species support supplies, procured through Chapter 103D, Hawaii Revised Statutes.” The Board recommended striking recommendation 2).

01:36:26 To Approve Staff Recommendation as Amended.
MOTION (Yoon, Ono)

01:38:10 PASSED
VOTE 7 – Unanimous

01:38:29
ITEM C-2

Approval of Memorandum of Understanding between the Division of Forestry and Wildlife and the Big Island Resource Conservation & Development Council, Inc. for the management of natural area reserves and forest reserves on Hawaii Island, Tax Map Keys:

(3) 7-1:001:001, (3) 7-1:001:004, (3) 7-1:001:006, (3) 7-1:001:010, (3) 7-1:002:001, (3) 7-1:002:013, (3) 7-1:003:016, (3) 7-1:004:018, (3) 4-4:016:003 (por), (3) 4-5:011:001, (3) 4-7:006:009, (3) 4-2:008:001, (3) 4-6:011:007, (3) 4-6:011:041, (3) 4-2:008:005 (por), (3) 4-4:014:001 (por), (3) 4-4:014:001 (por), (3) 4-8:003:003, (3) 4-8:003:004, (3) 4-3:010:001, (3) 4-3:010:007, (3) 4-3:011:005, (3) 4-3:003:001 (por), (3) 4-3:003:001, (3) 3-7:001:004, (3) 3-7:001:008, (3) 3-7:001:009, (3) 2-8:001:003, (3) 2-9:005:001, (3) 3-3:001:001, (3) 2-7:001:003, (3) 2-5:001:002, (3) 2-5:001:006, (3) 2-5:001:008, (3) 2-5:001:015, (3) 2-5:001:016, (3) 2-5:001:017, (3) 2-5:001:018, (3) 2-5:002:004, (3) 2-5:002:014, (3) 2-5:002:016, (3) 2-4:008:003, (3) 3-7:001:002, (3) 3-7:001:012 (por), (3) 3-9:001:013, (3) 3-9:001:018, (3) 3-3:001:006, (3) 3-3:001:004, (3) 2-6:018:004, (3) 2-6:018:013, (3) 7-4:001:002, (3) 7-4:001:003, (3) 7-4:001:004, (3) 7-4:002:007, (3) 7-5:001:022, (3) 7-5:013:013, (3) 7-5:013:022, (3) 7-3:001:002, (3) 9-8:001:004, (3) 9-7:001:001, (3) 9-7:001:014, (3) 9-7:001:015, (3) 9-7:001:016, (3) 9-7:001:017, (3) 9-7:001:018, (3) 9-7:001:019, (3) 9-7:001:020, (3) 9-7:001:021, (3) 9-7:001:022, (3) 9-6:006:009, (3) 9-6:006:010, (3) 9-6:006:015, (3) 9-6:006:018, (3) 9-5:006:010, (3) 9-8:001:014, (3) 1-2:009:004, (3) 4-9:012:002, (3) 4-9:012:003, (3) 4-9:015:002, (3) 4-9:015:009, (3) 4-9:015:010, (3) 5-1:001:003, (3) 6-1:001:001, (3) 6-3:001:005 (por), (3) 6-3:001:007 (por), (3) 4-9:001:007

(por), (3) 4-9:013:001 (por), (3) 4-9:014:001, (3) 4-9:014:003, (3) 4-9:014:004, (3) 4-9:014:005, (3) 4-9:014:008, (3) 4-9:014:009, (3) 4-9:014:010, (3) 4-9:014:011, (3) 4-9:014:013, (3) 4-9:014:014, (3) 4-9:014:017, (3) 4-9:014:020, (3) 4-9:014:021, (3) 4-9:014:022, (3) 5-1:001:005, (3) 5-1:001:019, (3) 4-9:001:007 (por), (3) 4-9:012:041, (3) 4-9:012:005, (3) 6-3:001:002 (por), (3) 6-3:001:003, (3) 6-3:001:004 (por), (3) 6-3:001:006, (3) 6-4:001:056, (3) 1-3:007:001, (3) 1-3:007:006, (3) 1-3:007:007, (3) 1-3:007:025, (3) 1-3:007:026, (3) 1-3:007:027, (3) 4-1:006:005, (3) 4-1:006:001, (3) 4-3:010:009, (3) 4-4:014:009, (3) 4-4:015:001 (por), (3) 4-4:015:002 (por), (3) 4-4:015:005 (por), (3) 4-4:016:003, (3) 4-4:015:001 (por), (3) 3-8:001:001 (por), (3) 4-4:016:001 (por), (3) 1-4:003:017, (3) 1-4:001:004, (3) 1-4:090:014, (3) 1-4:034:026, (3) 1-4:034:027, (3) 1-4:003:008, (3) 1-8:012:001, (3) 1-8:009:019, (3) 1-8:009:020, (3) 1-8:010:045, (3) 1-9:001:004, (3) 4-4:016:005 (por), (3) 3-8:001:001 (por), (3) 8-7:012:002, (3) 8-7:012:005, (3) 8-7:012:006, (3) 8-7:001:003, (3) 8-7:001:008, (3) 8-9:001:002, (3) 8-7:001:001, (3) 8-7:001:012, (3) 2-4:008:001 (por), (3) 2-4:008:006 (por), (3) 2-4:008:008 (por), (3) 7-4:001:007, (3) 7-5:014:008, (3) 2-4:008:001 (por), (3) 2-4:008:005, (3) 2-4:008:006 (por), (3) 2-4:008:010, (3) 2-4:008:022, (3) 2-4:008:001 (por), (3) 1-1:001:001 (por), (3) 1-1:001:001 (por), (3) 8-8:001:005, (3) 8-8:001:006, (3) 8-8:001:007, (3) 8-8:001:008, (3) 8-8:001:010, (3) 8-8:001:011, (3) 8-8:001:012, (3) 3-7:001:012 (por), (3) 8-9:006:001, (3) 8-9:006:002, (3) 8-9:006:014, (3) 8-9:006:017, (3) 9-1:001:002, (3) 9-1:001:003 (por), (3) 9-1:001:006 (por), (3) 9-1:001:007 (por), (3) 4-4:015:011, (3) 4-4:015:009 (por), (3) 4-4:015:010, (3) 1-8:012:003, (3) 1-9:001:001, (3) 2-4:008:009, (3) 2-4:008:019, (3) 2-4:008:021, (3) 2-4:008:025, (3) 4-9:013:001 (por), (3) 6-1:001:001 (por), (3) 6-2:001:001, (3) 6-2:001:002, (3) 6-3:001:002 (por), (3) 6-3:001:004 (por), (3) 6-3:001:005 (por), (3) 6-3:001:007 (por), (3) 2-4:008:023, (3) 8-6:001:003.

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 Memorandum of Understanding, Right-of-Entry and Release of Liability agreements, for the Big Island Resource Conservation & Development Council, Inc. for the management of natural area reserves and forest reserves on Hawaii Island.

01:40:25 **To Approve Staff Recommendation as Submitted.**
MOTION (Smith, Ono)

01:41:36 **PASSED**
VOTE 7 – Unanimous

01:41:43

ITEM C-3

Request approval for the selection of the Competitive Sealed Proposal process and authorize the Chairperson to award, execute, amend, and extend contracts for the implementation of Forest Stewardship Program management plans and projects that support climate mitigation and forest resilience.

01:45:42 **To Approve Staff Recommendation as Submitted.**
MOTION (Canto, Barnes)

01:48:09 **PASSED**
VOTE 7 – Unanimous

01:48:25

ITEM C-4

Request delegation of authority to the Chairperson to negotiate, approve, execute, amend, extend, and terminate a Memorandum of Agreement between the State of Hawai'i Department of Hawaiian Homelands and the Department of Land and Natural Resources for the collaborative implementation of management practices for climate mitigation and forest resilience, subject to Department of the Attorney General's Approval as to Form.

01:53:53 **Approve Staff Recommendation as Submitted.**
MOTION (Smith, Ono)

01:54:04 **PASSED**
VOTE 7 – Unanimous

01:54:07

ITEM C-5

Request delegation of authority to the Chairperson to negotiate, approve, execute, amend, extend, and terminate a Memorandum of Agreement between the State of Hawai'i Office of Hawaiian Affairs and the Department of Land and Natural Resources for the collaborative implementation of management practices for climate mitigation and forest resilience, subject to department of the Attorney General's Approval as to Form.

01:57:03 **To Approve Staff Recommendation as Submitted.**
MOTION (Smith, Canto)

01:57:12 **PASSED**
VOTE 7 – Unanimous

1:57:30

ITEM D-1

Amend Prior Board Action of October 11, 2024, Item D-3, Approved as Amended, 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. Exhibit 1.

The purpose of the present amendment is to correct an error in the identification of Revocable Permit S-7653, Parker Ranch Inc., Permittee, TMK: (3) 6-2-001:011. In the submittal this revocable permit was erroneously shown as Revocable Permit S-7643.

01:59:18 **To Approve Staff Recommendation as Submitted.**
MOTION (Smith, Ono)

01:59:59 **PASSED**
VOTE 7 – Unanimous

02:00:05

ITEM D-2

Revocation of Revocable Permit No. S-7885, Dora Lee Rudolph, Permittee, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-1-007:022.

02:31:47 **Member Barnes makes a motion to go into Executive Session.**

02:31:47 **Executive Session**
MOTION (Barnes, Canto)

02:32:02 **PASSED**
VOTE 7 – Unanimous

02:26:28 **To Approve Staff Recommendation as Submitted.**
MOTION (Smith, Ono)

02:47:43 **PASSED**
VOTE 7 – Unanimous

02:48:20

ITEM D-3

A. After-the Fact Consent to Assignment of Grant of Non-Exclusive Easement No S- 5342 for Revetment Purposes, Pupukea, Koolauloa, Oahu, TMK: (1) 5-9-001:038 portion, as follows:

- 1) From MARTIN A YESTER, aka Martin A. Yester, Assignor, to MARTIN A YESTER, TRUSTEE of the Martin A Yester Revocable Living Trust under that certain unrecorded Trust Agreement dated April 23, 1992, as amended and restated, Assignee;
- 2) From MARTIN A YESTER, TRUSTEE of the Martin A Yester Revocable Living Trust under that certain unrecorded Trust Agreement dated April 23, 1992, as amended and restated, Assignor, to CRAIG YESTER and DAVID YESTER, Assignees, as to an undivided 0.62% interest, as tenants in common.
- 3) From CRAIG YESTER, Successor Trustee of the Martin A Yester Revocable Living Trust under that certain unrecorded Trust Agreement dated April 23, 1992, as amended and restated, CRAIG YESTER, and DAVID YESTER, Assignors, to CRAIG YESTER, Successor Trustee of the Martin A Yester Revocable Living Trust under that certain unrecorded Trust

Agreement dated April 23, 1992, as amended and restated, Assignee, as to Unit 401 as shown on Condominium Map No. 5555.

- 4) From CRAIG YESTER, Successor Trustee of the Martin A Yester Revocable Living Trust under that certain unrecorded Trust Agreement dated April 23, 1992, as amended and restated, CRAIG YESTER, and DAVID YESTER, Assignors, to CRAIG YESTER, Successor Trustee of the Martin A Yester Revocable Living Trust under that certain unrecorded Trust Agreement dated April 23, 1992, as amended and restated, Assignee, as to Unit 401A as shown on Condominium Map No. 5555; and
- 5) From CRAIG YESTER, Successor Trustee of the Martin A Yester Revocable Living Trust under that certain unrecorded Trust Agreement dated April 23, 1992, as amended and restated, Assignors to CRAIG YESTER, Assignee.

B. Amend Grant of Non-Exclusive Easement No. S-5342 by:

- 1) Updating the Insurance Provision to the Current Standard Provision used by the Department of the Attorney General; and
- 2) Allowing the easement to "Run with the Land," Specifically with the Abutting Property Identified as Tax Map Key: (1) 5-9-020:064.

02:57:53 **To Approve Staff Recommendation as Submitted.**
MOTION (Char, Smith)

02:58:11 **PASSED**
VOTE 6 – Ayes
 1 – Nay

02:58:52
ITEM E-1

Approval to Issue a Revocable Permit to Hawaii Island Art Alliance for Educational and Commercial Use Purposes, Wailoa Center, Wailoa River State Recreation Area, Hilo, Island of Hawai'i, Tax Map Key: (3) 2-2-013:003 (portion);

and

Declare the Issuance of Revocable Permit Exempt from the Requirements of an Environmental Assessment under Chapter 343, HRS and Title 11, Chapter 200.1, Hawai'i Administrative Rules.

03:11:59 **To Approve Staff Recommendation as Submitted.**
MOTION (Smith, Canto)

03:12:02 **PASSED**
VOTE 7 – Unanimous

03:12:27 There being no further business, Chair Chang adjourned the meeting.

Respectfully Submitted:

Reeana Wright

Chair's Office Staff

Approved for Submittal:



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