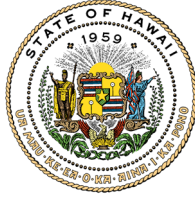


JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

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
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BOARD OF LAND AND NATURAL RESOURCES
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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: October 24, 2025
TIME: 9:00 a.m.
PLACE: DLNR Boardroom, Kalanimoku Bldg.
1151 Punchbowl Street, 1st Floor / & Online via Zoom
Meeting ID: 853 8216 0036
ZOOM LINK: <https://us06web.zoom.us/j/85382160036>
LIVE STREAM: <https://youtube.com/live/JE2zPoVp8qs?feature=share>

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://youtube.com/live/JE2zPoVp8qs?feature=share>

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: 853 8216 0036 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 September 26, 2025 Summary Minutes
2. Approval of October 10, 2025 Summary Minutes

C. DIVISION OF FORESTRY AND WILDLIFE

1. (a) Approve the Acquisition of Private Lands at Hamakualoa District, Island of Maui, Tax Map Key Nos. (2) 2-9-013:021, (2) 1-1-001:029, and (2) 1-1-001:036;

(b) Approve Post-Closing Issuance of a Management Right-of-Entry for Tax Map Key Nos. (2) 2-9-013:021, (2) 1-1-001:029, and (2) 1-1-001:036 to the Division of Forestry and Wildlife;

(c) Authorize the Maui Branch Manager, Division of Forestry and Wildlife, to Issue Permits Pursuant to Hawaii Administrative Rules Chapters 13-104, 13-22, 13-123, 13-124, 13-126, and 13-209, for Uses of the Lands Identified by Tax Map Key Nos. (2) 2-9-013:021, (2) 1-1-001:029, and (2) 1-1-001:036 until Such Lands are Added to a Forest Reserve;

and

(d) Authorize the Division of Forestry and Wildlife to Conduct a Public Hearing on the Island of Maui for Regarding the Proposed Addition of Approximately 651.8 acres of land at Hamakualoa District, Island of Maui, Identified as Tax Map Key Nos.: (2) 2-9-013:021, (2) 1-1-001:029, and (2) 1-1-001:036 to the Koolau Forest Reserve.

D. LAND DIVISION

1. Set Aside to the Department of Transportation for Pedestrian Safety Improvements Purposes, and Issuance of a Construction and Management Right-of-Entry, Kawaihoa-Waimea, Waialua, Oahu, Tax Map Key: Seaward of (1) 6-1-009:Pors 021, 022, (1) 6-1-010:Pors. 019, 020.
2. NON-ACTION ITEM: Discussion Regarding Hawai'i Supreme Court Published Opinion in *Ke Kauhulu o Mānā v. Board of Land and Natural Resources*, No. SCWC18-0000057 (Haw. Aug 26., 2025).

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

F. DIVISION OF AQUATIC RESOURCES

1. Recommendation to Deny the Written Contested Case Hearing Request Filed by Ron Tubbs et al. Regarding the Board's Acceptance of a Petition to Initiate Rulemaking Filed by Rulemaking Petitioners Kalanihale, Kama'āina United to Protect the 'Āina (KUPA)/Friends of Ho'okena Beach Park, Moana 'Ohana, Ko'olaupoko Hawaiian Civic Club, and For the Fishes.

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

2. Request for Approval to Hold Public Hearings on Proposed Consolidation of Hawaii Administrative Rules ("HAR") relating to Aquarium Life Management into Proposed HAR Chapter 13-77.1: "Aquarium Fishery Management" and on Proposed Amendments to HAR Chapters 13-75: "Rules Regulating the Possession and Use of

Certain Fishing Gear” and 13-60.4: “West Hawai‘i Regional Fishery Management Area, Hawai‘i” for Clarity and Consistency with Proposed HAR Chapter 13-77.1. The Proposed Rules would update and consolidate aquarium life fishery management regulations by:

- 1) Establishing a standard, State-wide permit for activities relating to aquarium fishing;
- 2) Repealing the West Hawai‘i aquarium permit and associated rules from HAR chapter 13-60.4, “West Hawai‘i Regional Fishery Management Area” (“WHRFMA Rules”);
- 3) Establishing the West Hawai‘i geographical endorsement and West Hawai‘i-specific terms and conditions, a species whitelist (or list of species that are permitted to be kept or traded), and annual catch limits;
- 4) Moving the aquarium fishing vessel registration and marking requirements from the WHRFMA Rules into the Proposed HAR Chapter 13-77.1 and expanding those requirements to apply State-wide;
- 5) Establishing commercial aquarium fish dealer registration and requirements; and
- 6) Other updates to HAR chapters 13-60.4 and 13-75 to address concerns that were identified through public scoping and testimony regarding potential regulatory loopholes, compliance, and enforcement issues.

The proposed rules, including a statement on the topic of the proposed rules, can be reviewed online at: <https://ltgov.hawaii.gov/the-office/administrative-rules/proposed-changes/> and <https://dlnr.hawaii.gov/dar/rules-and-public-notice/>.

The proposed rules can be reviewed in person by appointment only at the Division of Aquatic Resources (DAR) office on Oahu at 1151 Punchbowl St. Room 330, Honolulu, Hawai‘i 96813 from 8:00 am to 3:30 pm, Monday through Friday, except Holidays. To schedule an appointment to review the proposed rules in person, email dlnr.aquatics@hawaii.gov.

K. OFFICE OF CONSERVATION AND COASTAL LANDS

1. Request for Administrative Fines and Other Penalties Against the Hawai‘i Loa Ridge Preserve, a Nonprofit Corporation (John Guagliardo, Executive Director), and John Guagliardo “Individually” for Conservation District Enforcement Case OA 25-01 Regarding Unauthorized Land Uses in the Conservation District Located at 184 Pu‘uikena Drive, ‘Āina Haina, Honolulu, Island of O‘ahu, Tax Map Key Nos.: (1) 3-6-004:023 and (1) 3-6-013:121.

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

2. Request for Administrative Fines and Other Penalties Against James D. Greig and Rhodette R. M. Greig for Conservation District Enforcement Case OA 25-29 Regarding the Alleged Permit Noncompliance, Construction of Shoreline Erosion Control Device, and Encroachment Upon State Land Located Makai of 55-271 Kamehameha Highway, Tax Map Key No.: (1) 5-5-002:088.

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