

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

DATE: FRIDAY, MAY 23, 2014
TIME: 9:00 A.M.
PLACE: KALANIMOKU BUILDING
LAND BOARD CONFERENCE ROOM 132
1151 PUNCHBOWL STREET
HONOLULU, HAWAI‘I 96813

A. MINUTES

1. Approval of March 27, 2014 Minutes
2. Approval of March 28, 2014 Minutes
3. Approval of April 11, 2014 Minutes

C. FORESTRY AND WILDLIFE

1. Memorandum of Understanding between the Division of Forestry and Wildlife and Kaua‘i Fire Department for Providing Firefighting Assistance.

D. LAND DIVISION

1. (1) Report to the Board on Uncured Defaults for Performance Bond and Improvement Bond, and on Plans Submitted by Lessee for Review under General Lease No. S-5844, WHR, LLC, Lessee; and (2) Authorization of Forfeiture of Lease in Event Defaults are not Cured, Waiākea, South Hilo, Hawai‘i, Tax Map Keys: 3rd/ 2-1-01:12 and 2-1-05:13, 16, 17, 27, 32, 46.
2. Issuance of Right-of-Entry to the United States Department of Agriculture (USDA) Forest Service, for Forest Data Collection Purposes, at Ola‘a, and Kapāpala, Puna, South Hilo, and Ka‘ū, Hawai‘i, Tax Map Keys: (3) 1-8-011:044, 2-1-013:002 & 170, and 9-8-001:010 & 013.
3. Authorize One-Year Holdover of General Lease No. S-3158, I.C. Haunani Henry and Leonard K. Bolinger, Lessee; Issuance of Revocable Permit; and Issuance of a Bill of Sale Transferring All Improvements Upon the Premises to the Lessee, Ocean View Lease Lots, Waiākea, South Hilo, Hawai‘i, Tax Map Key: (3) 2-1-007:024.
4. Request for Consent to Extension of Lease Term Pursuant to Act 207, Session Laws of Hawai‘i 2011, General Lease No. S-3606, The Food Basket Inc., Waiākea, South Hilo, Hawai‘i Tax Map Key: (3) 2-2-50:96.

5. Rescind Prior Board Approval, Consent to Assign General Lease No. S-5811, Jackson Thong and Mandy Thong, Assignor, to Douglas K. Awai, Jr., Assignee, and Consent to Assign General Lease No. S-5811, Jackson Thong and Mandy Thong, Assignor, to Andy Trang, Assignee, Kamaee-Wailua, North Hilo, Hawai‘i, Tax Map Key: 3rd/3-1-04:02.
6. Report to the Board on the Early Termination of the Sublease for the United Kingdom Infrared Telescope under General Lease No. S-4191, University of Hawai‘i, Lessee, to Science and Technology Facilities Council, Sublessee, Kaohe, Hamakua, Island of Hawai‘i, Tax Map Key: 3rd/ 4-4-15: 09 por.
7. Issuance of Right-of-Entry Permit to Na Wahine O Ke Kai for Canoe Race Event to be held on Sunday, September 21, 2014, at Waikīkī, Honolulu, O‘ahu, Tax Map Key: (1) 2-3-037: portions of 021.
8. Issuance of Right-of-Entry Permit to O‘ahu Hawai‘ian Canoe Racing Association for Canoe Race Event, on October 11 and 12, 2014, at Waikīkī, Honolulu, O‘ahu, Tax Map Key: (1) 2-3-037: portions of 021.
9. Cancellation of Governor’s Executive Order No. 3918 to Department of Land and Natural Resources, Division of State Parks, Waikīkī, Honolulu, O‘ahu, Tax Map Key: (1) 3-1-042:011.
10. Intentionally Left Blank.
11. Approval of Expenditure of \$50,000.00 from the Special Land & Development Fund as a Grant to the Hawai‘i Department of Health and Execution of a Memorandum of Agreement between the Department of Land and Natural Resources and the Department of Health to Support Marine Debris Removal Projects to Benefit the State of Hawai‘i.
12. Report on the Status of Lease Rent Re-Opening Arbitrations in General Leases Nos. S-3583, S-3592, S-3599, S-3609, S-3611, S-3620, S-3621, S-4331 and S-4332, Waiākea, South Hilo, Hawai‘i, which are the subject of In the Matter of the Arbitration Between, CENTRAL SUPPLY, INC., et al. v. STATE OF HAWAI‘I, DEPARTMENT OF LAND AND NATURAL RESOURCES, S.P. No. 12-1-0029, and In the Matter of the Arbitration Between, STATE OF HAWAI‘I, DEPARTMENT OF LAND AND NATURAL RESOURCES v. YAMADA CONSOLIDATED, INC., et al., S.P. No. 13-1-0035. 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.
NO STAFF SUBMITTAL
13. Issuance of Right-of-Entry Permit to Waikīkī Beach Activities, Ltd. for Beach Activities Purposes from June 12 to 17, 2014, Waikīkī, Honolulu, O‘ahu, Tax Map Key: (1) 2-3-037:Portion of 021.

14. Sale of Remnant to Kole Group, LLC; Withdrawal from Governor's Executive Order No. 1598, Waimānalo, Ko'olaupoko, O'ahu; Tax Map Key: (1) 4-1-024:portion of 068.

E. STATE PARKS

1. Approval to Enter into a Grant-in-Aid Agreement with Hui o Laka, dba Kōke'e Natural History Museum, to Develop and Install Exhibits at Kōke'e Natural History Museum and for Expenses Related to Volunteer Programs at Kōke'e State Park, Kaua'i.
2. Requesting Approval to Grant a Construction Right of Entry to the Puakea Foundation in Collaboration with Kama'aina Care Inc. under General Lease SP0067 for the Construction of a Canoe Repair and Interpretive Pavilion at He'eia State Park, Kāne'ohe, O'ahu, Tax Map Key No.: (1) 4-9-005:002, 004, 009.

F. AQUATICS

1. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Native Hawaiian Practices Permit to Ms. Bonnie Kahape'a-Tanner, Māna Maoli / Kānehūnāmoku Voyaging Academy, for Access to State Waters to Practice Traditional Wayfinding and Seamanship Activities. Request Approval of Declaration of Exemption to Chapter 343, HRS Environmental Compliance Requirements for the Project.
2. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Special Ocean Use Permit to Ms. Bonnie Kahape'a-Tanner, Māna Maoli / Kānehūnāmoku Voyaging Academy, for Access to State Waters to Conduct Photographing and Filming of Ola I Ke Au a Kanaloa Voyaging Activities. Request Approval of Declaration of Exemption to Chapter 343, HRS Environmental Compliance Requirements for the Project.
3. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Research Permit to Dr. Courtney Couch, Hawai'i Institute of Marine Biology, University of Hawai'i, for Access to State Waters to Conduct Coral Health and Community Structure Assessment Activities. Request Approval of Declaration of Exemption to Chapter 343, HRS Environmental Compliance Requirements for the Project.
4. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Conservation and Management Permit to Dr. Frank Parrish and Ms. Alecia Van Atta, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, for Access to State Waters to Conduct Shark Removal

Activities. Request Approval of Declaration of Exemption to Chapter 343, HRS Environmental Compliance Requirements for the Project.

5. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Conservation and Management Permit to Mr. Todd Jacobs, National Oceanic and Atmospheric Administration, Office of Ocean and Atmospheric Research Unmanned Aircraft Systems Program, for Access to State Waters to Conduct Unmanned Aircraft Systems Environmental Monitoring Activities. Request Approval of Declaration of Exemption to Chapter 343, HRS Environmental Compliance Requirements for the Project.
6. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Research Permit to Dr. Carl Meyer, Hawai‘i Institute of Marine Biology, University of Hawai‘i, for Access to State Waters to Conduct Top Predator Feeding Habits and Movement Research Activities. Request Approval of Declaration of Exemption to Chapter 343, HRS Environmental Compliance Requirements for the Project.
7. Request For Approval to Hold Public Meetings and Hearings to Adopt a New Chapter Under Hawai‘i Administrative Rules (“HAR”) As Title 13 Chapter 60.8, Hā‘ena Community-Based Subsistence Fishing Area, Kaua‘i, to Manage and Protect Fish Stocks and to Reaffirm Traditional and Customary Native Hawaiian Subsistence Fishing Practices Within the Ahupua‘a of Hā‘ena.

J. BOATING

1. Authorize a Consent to Mortgage and Amendment of Boating Lease No. B-93-02, Trilogy Corporation for Extension of Lease Term, Manele Small Boat Harbor, Lāna‘i, Tax Map Key: (2) 4-9-017-006-0002.

K. CONSERVATION AND COASTAL LANDS

1. Enforcement Action Regarding Alleged Unauthorized Structures and Vacation Rentals Within the Conservation District Protective Subzone by Lance Laney Located at Hanalei, Kaua‘i, Tax Map Key: (4) 5-4-002:032.
2. Time Extension Request for Conservation District Use Permit OA-3494 for the Honolulu Marine Shipyard at Ke‘ehi Lagoon by Honolulu Marine, LLC. Located at Kapālama, O‘ahu, Tax Map Keys: (1) 1-2-025: 113 &114.

L. ENGINEERING

1. Declare Project Exempt From Requirements of Chapter 343, HRS, and Title 11, Chapter 200, Hawai'i Administrative Rules, Job No. A00CM90C, DOCARE Maui Baseyard Paving, Kahului, Maui, Hawai'i.
2. Amendment to Prior Action of November 8, 2013, Item L-1, Authorization to Enter Into Agreements With the Private Property Owners of 1071 Ko'oho'o Place, 1081 Ko'oho'o Place, 1111 Ko'oho'o Place, 1115 Ko'oho'o Place, 1123 Ko'oho'o Place, 1129 Ko'oho'o Place, 1129A Ko'oho'o Place, 1135 Ko'oho'o Place, 1141 Ko'oho'o Place for Job No. J45C041A Lanikai Rockfall Mitigation, Kailua, O'ahu, Hawai'i.

M. OTHERS

1. Request Approval of a Use Permit Between the State of Hawai'i, Department of Defense (DOD) and the Arc in Hawai'i for the Use of a Portion of the Paved Parking Lot, Located at the Intersection of Diamond Head Road and 22nd Avenue, Honolulu, O'ahu Tax Map Key (1) 3-1-042:041.
2. Request Approval of a Use Permit between the State of Hawai'i, Department of Defense, Hawai'i Army National Guard (HIARNG) and the Pacific Regional Medical Command and Telehealth (PRMC/TH) for Access to, and Partial Use of, the HIARNG's Pu'unene Armory Building 1 located at 2701 Mokulele Highway, Kīhei, Maui, Tax Map Key 3-8-00:014.
3. Issuance of a Revocable Permit to the Pasha Group dba PASHA Hawai'i for an Office Trailer at Pier 1 Warehouse, Kahului Harbor, Maui.
4. Consent to Assignment of State Lease No. DOT-A-77-0030 and State Lease No. DOT-A-87-0019 from Simply Wheelz LLC dba Advantage Rent A Car to Advantage OPCO, LLC dba Advantage Rent A Car, Honolulu International Airport, Tax Map Key: (1) 1-1-003: Portion of 001.
5. Issuance of a Revocable Permit to Kahala Surf Corporation for the Purpose of Operating an Aircraft Fueling Business, Honolulu International Airport, TMK (1) 1-1-072:022.
6. Issuance of a Revocable Permit to Morphotrust USA, LLC dba MT USA, LLC, for Pre-check Enrollment Office Purposes, Inter-Island Terminal, Honolulu International Airport, Tax Map Key: (1) 1-1-003:073 (Portion).

7. Island Movers, Inc., Amendment No. 1 to State Lease No. DOT-A-13-0028 for the Purposes of Adding Space and Extending the Term of Lease, South Ramp, Honolulu International Airport, Tax Map Key: (1) 1-1-072:035 (Portion) and 036.
8. Issuance of a Revocable Permit for Aircraft Storage, Kōlea Leasing, LLC, Honolulu International Airport, Tax Map Key: (1) 1-1-076: Portion of 021.
9. Issuance of a Revocable Permit for a T-Hangar for Aircraft Storage Purposes, Mokulele Flight Service, Inc., Kahului Airport, Tax Map Key: (2) 3-8-001: Portion of 019.
10. Issuance of a Revocable Permit for a Heliport Facility, Sunshine Helicopters, Inc., Kahului Airport, Tax Map Key: (2) 3-8-001: Portion of 019.
11. Issuance of a Revocable Permit for Parking for Aircraft Tie-Down Purposes, Air Ambulance Specialists, Inc., Kahului Airport, Tax Map Key: (2) 3-8-001: Portion of 019.
12. Issuance of a Revocable Permit for Office Space, Maui Island Air, Inc., Kapalua Airport, Tax Map Key: (2) 4-3-001: Portion of 073.
13. Issuance of a Revocable Permit for Terminal Use and Ramp Equipment Parking, Hawaiian Airlines, Inc., Kapalua Airport, Tax Map Key: (2) 4-3-001: Portion of 073.
14. Amend Prior Board Action of March 8, 2013, Item M-3, Acquisition of Private Lands and Set Aside to the Country of Hawai‘i for Roadway Purposes, Hilo, Island of Hawai‘i, Tax Map Key: 3rd Division 2-1-007: Portions of 005 and 007.
15. Issuance of a Revocable Permit for Parking for Aircraft Tie-Down Parking Purposes, George Tamlin, Hilo International Airport, Tax Map Key: (3) 2-1-012: Portion of 090.
16. Issuance of a Revocable Permit for a Courtesy Desk, U.S. Aviation Services Corp., Kona International Airport at Keāhole, Tax Map Key: (3) 7-3-043: Portion of 040.
17. Consent to Assignment of State Lease No. DOT-A-09-0046 and State Lease No. DOT-A-09-0047 From Simply Wheelz LLC dba Advantage Rent A Car to Advantage OPCO LLC dba Advantage Rent A Car, Līhu‘e Airport, Tax Map Key: (4) 3-5-001: Portion of 008.

18. Issuance of a Heliport Lease, Sunshine Helicopters, Inc., Līhu‘e Airport, Tax Map Key: (4) 3-5-001: Portion of 008.

19. Amendment No. 1 to State Lease No. DOT-A-12-0008 to Delete Space No. 004139, Add Space Nos. 004140, 004141, Universal Enterprises, Inc. dba Air Service Hawai‘i, Līhu‘e Airport, Tax Map Key: (4) 3-5-01: Portion of 8.

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.

TO BE PLACED ON THE MOVE UP AGENDA, PLEASE SIGN IN BY 8:45 A.M. THE DAY OF THE MEETING.

ALL MATERIALS LISTED ON THIS AGENDA ARE AVAILABLE FOR REVIEW IN THE DLNR CHAIRPERSON’S OFFICE OR ON THE DEPARTMENT WEBSITE THE WEEK OF THE MEETING AT: <http://dlnr.hawaii.gov/meetings/>

INDIVIDUALS REQUIRING SPECIAL ACCOMMODATIONS (ie. large print materials, sign language interpreters) AT THE BLNR MEETING, ARE ASKED TO CONTACT THE CHAIRPERSON’S OFFICE AT (808) 587-0400 AT LEAST THREE DAYS IN ADVANCE OF THE MEETING.