

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

DATE: FRIDAY, JUNE 12, 2015  
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 13, 2015 Minutes
2. Approval of March 27, 2015 Minutes
3. Approval of April 10, 2015 Minutes
4. Approval of April 24, 2015 Minutes
5. Approval of May 8, 2015 Minutes

**D. LAND**

1. Amend Prior Board Action of September 27, 2013, item D-3, Consent to Extension of Lease Term Pursuant to Act 207, Session Laws of Hawai'i 2011, General Lease No. S-3624, 69 Railroad, LLC, Lessee, Waiākea, South Hilo, Hawai'i, Tax Map Key: (3) 2-1-12:26; and

Amend Prior Board Action September 27, 2013, item D-5, Consent to Lease Term Extension Pursuant to Act 207, Session Laws of Hawai'i 2011, General Lease No. S-3603, Jieyu Shepard, Lessee; Amendment of Terms and Conditions Regarding Allowed Use, Assignment and Sublease Provisions for General Lease No. S-3603; Lot 41, Kanoelehua Industrial Lots, Waiākea, South Hilo, Hawai'i, Tax Map Key: (3) 2-2-049:015 & 016; and

Amend Prior Board Action March 14, 2014, item D-6, Consent to 10-Year Term Extension of General Lease No. S-3583; Yamada Consolidated, Inc., Lessee, Pursuant to Act 207, Session Laws of Hawai'i 2011, Waiākea, South Hilo, Hawai'i, Tax Map Key: 3rd/2-2-037:052, 092 & 093; and

Amend Prior Board Action March 14, 2014, item D-7, Request for Consent to Extension of Lease Term Pursuant to Act 207, Session Laws of Hawai'i 2011, General Lease No. S-

3599 Central Supply, Inc., Lessee; Amendment of Terms and Conditions Regarding Allowed Use, Assignment and Sublease Provisions for General Lease No. S-3599; Lot 22 Kanoelehua Industrial Lots, Waiākea, South Hilo, Hawai‘i, Tax Map Key: (3) 2-2-50:90; and

Amend Prior Board Action April 25, 2014, item D-4, Approve a 10-year Extension of Lease Term Pursuant to Act 207, Session Laws of Hawai‘i 2011, General Lease No. S-3619, Mattos Electric, LLC, Lessee, Waiākea, South Hilo, Hawai‘i, Tax Map Key: (3) 2-2-049:013; and

Amend Prior Board Action May 9, 2014, item D-2, Approval of Term Extension of General Lease No. S-5187; Aloha Petroleum, Ltd., Lessee, Waiākea, South Hilo, Hawai‘i, Tax Map Key: (3) 2-1-009:042; and

Amend Prior Board Action May 23, 2014, item D-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; and

Amend Prior Board Action August 22, 2014, item D-15, Consent to 10-Year Term Extension of General Lease No. S-3716, Hawaiian Fresh Products, Inc., Lessee, Pursuant to Act 207, Session Laws of Hawai‘i 2011; Amendment of Terms and Conditions Regarding Allowed Use, Kanoelehua Industrial Lots, Lot 1-A, Waiākea, South Hilo, Hawai‘i, Tax Map Key: (3) 2-2-050:015; and

Amend Prior Board Action September 26, 2014, item D-5, Consent to Lease Term Extension Pursuant to Act 207, Session Laws of Hawai‘i 2011, General Lease No. S-3598, Mauna Kea Infrared, LLC, Lessee; Amendment of Terms and Conditions Regarding Allowed Use, Assignment and Sublease Provisions for General Lease No. S-3598; Lot 17, Kanoelehua Industrial Lots, Waiākea, South Hilo, Hawai‘i, Tax Map Key: (3) 2-2-050:085. and

The purpose of these amendments is to delete the statement regarding appraised rent to be determinative and not subject to arbitration.

2. Resubmittal: Consent to Lease Term Extension Pursuant to Act 207, Session Laws of Hawai‘i 2011, General Lease No. S-3622, Hiroshi Matsubara and Naoe Matsubara, Lessee; Amendment of Terms and Conditions Regarding Assignment and Sublease Provisions for General Lease No. S-3622; Lot 29, Kanoelehua Industrial Lots, Waiākea, South Hilo, Hawai‘i, Tax Map Key: (3) 2-2-050:095.
3. Sale of Remnant (Flume ROW) to Ryan M. Catron, aka: Ryan M. Nases and Joel Madden Nathansen, Kaiwiki, South Hilo, Hawai‘i, Tax Map Key: (3) 2-9-004: Portion of Abandoned Flume Right-of-Way.

4. Cancellation of Governor's Executive Order No. 3398 for the Bond Memorial Public Library, Kapa'au, North Kohala, Hawai'i; Tax Map Key: (3) 5-4-005:030 and Issuance of Direct Lease to The Dorrance Family Foundation for a North Kohala Community Heritage Center Purposes, Kapa'au, North Kohala, Hawai'i; Tax Map Key: (3) 5-4-005:030.
5. Issuance of Right-of-Entry Permit for Access and Maintenance Purposes to the County of Hawai'i, Department of Public Works, Onto Unencumbered State Lands at Maka'ula-O'oma-1<sup>st</sup>, North Kona, Hawai'i, Tax Map Key: (3) 7-3-010: Portions of 033, 042, 044, 045.
6. Sale of Lease at Public Auction for Pasture Purposes, Kapāpala, Kā'ū, Hawai'i, Tax Map Key: (3) 9-8-001:002.
7. Grant of Perpetual, Non-Exclusive Easement for Water Meter Purposes and the Issuance of Management Right-of-Entry to the City and County of Honolulu, Kalihi, Honolulu, O'ahu, Tax Map Key (1) 1-3-008:portion of 004.
8. Grant of Perpetual, Non-Exclusive Easement for Water Meter Purposes; and Issuance of a Management Right-of-Entry to the City and County of Honolulu, Board of Water Supply, Kewalo-Kai, Honolulu, O'ahu, Tax Map Key (1) 2-3-009:001(portion).
9. Informational Briefing by the Attorney General Regarding the Acquisition of Private Lands and a Perpetual Conservation Easement over Private Lands of the Turtle Bay Resort situate at Kahuku, Ko'olauloa, O'ahu, Tax Map Keys (1) 5-6-003:033, 040, 041, 042, 043, 044; 5-7-001:001 (por.), 016 (por.), 017, 020 (por.), 022 (por.), 033 (por.); 5-7-006:001, 002, 023 (por.).

*No staff submittal shall be provided and no Board action shall be taken on this item.*

## **F. AQUATICS**

1. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Native Hawaiian Practices Permit to Shauna Kehaunani Springer, Nā Maka o Papahānaumokuākea and Conservation International - Hawai'i, for Access to State Waters to use Traditional Ecological Knowledge to Examine Intertidal Ecosystems Activities.
2. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Research Permit to Dr. Christopher Bird, Texas A&M University – Corpus Christi, and Dr. Robert Toonen, Hawai'i Institute of Marine Biology, University of Hawai'i, for Access to State Waters to Conduct Intertidal Biodiversity Survey Activities.
3. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Native Hawaiian Practices Permit to Mr. Nainoa Thompson, Polynesian

Voyaging Society, for Access to State Waters to Conduct Training Sails for Apprentice Navigators Using Non-Instrumental Navigation Activities.

4. 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.
5. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Conservation and Management Permit to Commanding Officer Mark A. Wetzler, National Oceanic and Atmospheric Administration (NOAA) Ship OKEANOS EXPLORER, for Access to State Waters to Conduct Shipboard Support Activities.
6. Settlement Agreement with Sea Sport Cruises, Inc. for Coral Damage Resulting from the September 10, 2013 *Ocean Odyssey* Vessel Grounding near Ma‘alaea Harbor, Maui.

## **I. HISTORIC PRESERVATION**

1. RE-SUBMITTAL: Re-Submittal: Request for Approval to Enter a Grant-in-Aid Capital Improvement Project Contract with the Hawaiian Mission Children’s Society dba Hawaiian Mission Houses Historic Site and Archives (HMH) to renovate and restore portions of the 1841 Annex, 1821 Mission House and restrooms, and Authorize the Chairperson to Negotiate and Execute the Contract.
2. Declare Project Exempt from Requirements of Chapter 343, HRS and Title 11, Chapter 200, Hawai‘i Administrative Rules.

Chapter 42 F, HRS, Grant-In-Aid Capital Improvement Project on behalf of the Hawaiian Mission Children’s Society dba Hawai‘i Mission Houses Historic Sites and Archives.

## **K. CONSERVATION AND COASTAL LANDS**

1. Request to Deviate from the Hawai‘i Administrative Rules (HAR) , Chapter 13-5, Exhibit 4, Single Family Residential Standards, Pursuant to HAR § 13-5-41 (a), to Place a Water Tank Within the Setback Area of a Parcel, by Sandy L. Feng, Located at 121 Forest Ridge Way, Tantalus, O‘ahu, Tax Map Key: (1) 2-5-016:023.
2. Conservation District Enforcement Case (OA 15-17) Regarding Alleged Unauthorized Land Uses Located in the Conservation District, by Herbert Kihoi Jr., Located at 1551 Moani Street, Kamaikai Valley, O‘ahu, Tax Map Key: (1) 1-4-001:047.
3. 2015 Annual Report by the Office of Mauna Kea Management on the Status of the Implementation of the Mauna Kea Comprehensive Management Plan, Mauna Kea

Science Reserve, Kaoha Mauka, Hamakua District, Hawaii, Tax Map Key (3) 4-4-015:009 (non-action item).

*No Board action shall be taken on this item.*

## **M. OTHERS**

1. Issuance of a Revocable Permit for Automobile Parking, Hawai'i Island Air, Inc. dba Island Air, Commuter Terminal, Honolulu International Airport, Tax Map Key: 1-1-003:208 (Portion).
2. Amendment No. 3 to Automobile Parking Facilities Concession Agreement No. DOT-A-10-0004 for additional premises, ABM Onsite Services – West, Inc., Honolulu International Airport, Tax Map Key: (1) 1-1-014-024.
3. Issuance of a Direct Lease for a Fixed-Base Hangar Facility, Schuman Aviation Company, Ltd. dba Makani Kai Helicopters, Honolulu International Airport, Tax Map Key: (1) 1-1-72:8, (1) 1-1-72:62, (1) 1-1-72:Portion of 82.
4. Issuance of a Revocable Permit for Aircraft Storage, Ronald P. Bilek, Honolulu International Airport, Tax Map Key: (1) 1-1-76:Portion of 20.
5. Issuance of a Revocable Permit for Aircraft Parking, Henry W. Pelekai, Kalaeloa Airport, Island of O'ahu, Tax Map Key: (1) 9-1-13:Portion of 32.
6. Issuance of a Revocable Permit for a Ticket Counter and Baggage Make-up Area, Schuman Aviation Company, Ltd., Hana Airport, Tax Map Key: (2) 1-3-003-022:Portion.
7. RE-SUBMITTAL: Amendment No. 3 to Retail Concession Agreement No. DOT-A-11-0005 to Extend Lease Term under Provisions of Act 46, Sessions Laws of Hawai'i 2012, as Extended by Act 126, Session Laws of Hawai'i 2014, DFS Group, L.P., Kahului Airport, Tax Map Key: (2) 3-8-01:Portion of 19.
8. Issuance of a Revocable Permit for a T-Hangar and an End Room for Aircraft Storage, Maui Aloft, LLC, Kahului Airport, Tax Map Key: (2) 3-8-01:Portion of 19.
9. Issuance of a Revocable Permit for Storage Rooms, Delta Airlines, Inc., Kahului Airport, Tax Map Key: (2) 3-8-01:Portion of 19.
10. Issuance of a Revocable Permit for Ticket Counters, Air Canada, Kahului Airport, Tax Map Key: (2) 3-8-01:Portion of 19.
11. Issuance of a Direct Lease for Cargo Space, New Cargo Building, Trans Executive Airlines of Hawai'i, Inc., Hilo International Airport, Tax Map Key: (3) 2-1-12:Portion of 90.

12. Issuance of a Revocable Permit for a T-Hangar, Phillip D. Byrnes, Hilo International Airport, Tax Map Key: (3) 2-1-12:Portion of 90.
13. Issuance of a Revocable Permit for Storage of Rental Car Vehicles, Avis Budget Car Rental, LLC, Hilo International Airport, Tax Map Key: (3) 2-1-12:103.
14. Issuance of a Heliport Lease, Mauna Loa Helicopter Tours LLC, Līhu‘e Airport, Tax Map Key: (4) 3-5-01:Portion of 8.
15. Issuance of a Revocable Permit for a Maintenance Room for Airline Operations, Hawaiian Airlines, Inc., Līhu‘e Airport, Tax Map Key: (4) 3-5-01:Portion of 8.
16. Issuance of a Revocable Permit for a T-Hangar, James Read, Līhu‘e Airport, Tax Map Key: (4) 3-5-01:Portion of 8.
17. Issuance of a Revocable Permit for a T-Hangar, Michael J. Olson dba GTS, Ltd., 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 (i.e. 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.**