

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

September 28, 2012

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

PSF#12MD-130
Maui

Issuance of a Right-of-Entry Permit to Kahana Canoe Club, for Canoe Race Purposes at Pukoo, Molokai, Tax Map Key: (2) 5-7-007: seaward of 017, 066, and Hulopoe Bay, Lanai, Tax Map Key: 4-9-017: Seaward of 002.

APPLICANT:

Kahana Canoe Club, a Non-profit Corporation, whose business and mailing address is P.O. Box 10393, Lahaina, Hawaii 96761.

LEGAL REFERENCE:

Sections 171-55, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands at Pukoo, Molokai, Tax Map Key: (2) 5-7-007: seaward of 017, 066, and Hulopoe Bay, Lanai, Tax Map Key: 4-9-017: Seaward of 002, as shown on the attached Exhibits labeled A and B.

AREA:

2,000 square feet, more or less at both locations for a total combined area for both days of 4,000 square feet.

ZONING:

State Land Use District: Conservation

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act
DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: No

CURRENT USE STATUS:

Vacant and unencumbered.

CHARACTER OF USE:

Interisland Canoe Race Event

TERM:

Pukoo, Molokai: Arrive at 3:00 p.m. on 10/19/2012 and depart at 8:00 a.m. on 10/20/2012.

Hulopoe Bay, Lanai: Arrive at 4:00 p.m. on 10/20/2012 and depart at 8:00 a.m. on 10/21/2012.

RENTAL:

- Payment of \$400.00 (Rental will be based on 10¢ per square feet per day.) Total area of requested use is 2,000 square feet at two separate locations for a total of 4,000 square feet.
- Total payment due: \$400.00

COLLATERAL SECURITY DEPOSIT:

None.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1)(4) and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation."

DCCA VERIFICATION:

Place of business registration confirmed:	YES <u>x</u>	NO <u>__</u>
Registered business name confirmed:	YES <u>x</u>	NO <u>__</u>
Applicant in good standing confirmed:	YES <u>x</u>	NO <u>__</u>

REMARKS:

Pursuant to the authority delegated by the Board on September 28, 2001 (D-4), right-of-entry permits were issued for beach activities and similar uses in the past.

After discussion about different types of commercial activities and any associated requirements, staff brings the request to the Board for disposition. The form of disposition could be in form of a right-of-entry permit.

Applicant has not had a lease, permit, easement or other disposition of State lands terminated within the past five years due to non-compliance with such terms and conditions.

No comments were solicited from government or community agencies.

The Kahana Canoe Club is requesting a right-of-entry permit for the Maui Nui Canoe Race. This three day event is scheduled to begin on the north shore of Maui at Maliko Bay on October 19, 2012 at 8:00 a.m. The participants will race 36 miles to Pukoo on the east side of Molokai with an estimated arrival time for all canoes of 3:00 p.m. Participants will spend the night on island and all canoes will be stored along the shoreline (unencumbered land) until the second day of the event. On October 20, 2012 at 8:00 a.m. the second leg of the race will begin. All canoes are scheduled to leave Molokai and travel 44 miles to the island of Lanai where this portion of the event will end at Hulopoe Bay. It is anticipated that all canoes will complete this portion of the race by 4:00 p.m. Participants will spend the night on the island and all canoes will be stored overnight along the shoreline at Hulopoe Bay. On October 21, 2012 at 8:00 a.m. the third and final leg of the event will begin. The participants will race from Hulopoe Bay, traveling 20 miles ending at Hanakaoo Beach Park, Lahaina, on the island of Maui.

A total of ten canoes are expected to participate in the event with approximately 100 paddlers. There is a \$1,500.00 entry fee per team to participate in this event.

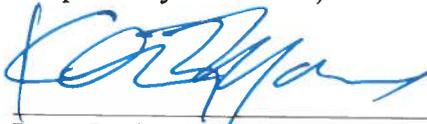
The proposed activity is of a similar type and scope of beach activities that periodically occurred and continues to occur on this and other beach areas across the State. Such activities have resulted in no known significant impacts, whether immediate or cumulative, to the natural, environmental and/or cultural resources in the area. As such staff believes that the proposed event/use would involve negligible or no expansion or change in use of the subject area beyond that previously existing.

RECOMMENDATION: That the Board

1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.

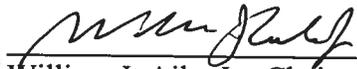
2. Authorize the issuance of a right-of-entry permit to the Kahana Canoe Club, covering the subject area for the Maui Nui Canoe Race under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:
 - A. The standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time;
 - B. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



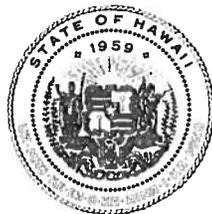
Larry Pacheco, Land Agent

APPROVED FOR SUBMITTAL:



William J. Aila, Jr., Chairperson

NEIL ABERCROMBIE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

September 4, 2012

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BOARD OF LAND AND NATURAL RESOURCES
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INTERIM FIRST DEPUTY

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KAIHOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

EXEMPTION NOTIFICATION

regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200, HAR

Project Title: Issuance of Right-of-Entry Permit to Kahana Canoe Club, for Canoe Race Purposes (canoe storage)

Project / Reference No.: 12MD-130

Project Location: Pukoo, Molokai, Tax Map Key: (2) 5-7-007: seaward of 017 & 066. Hulopoe Bay, Lanai, Tax Map Key: (2) 4-9-017: seaward of 002.

Project Description: Use of State Unencumbered Lands for storing canoes overnight during three day interisland race.

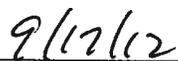
Chap. 343 Trigger(s): Use of State Land

Exemption Class No. and Description: In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1)(4) and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation."

Recommendation: It is anticipated this project will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.

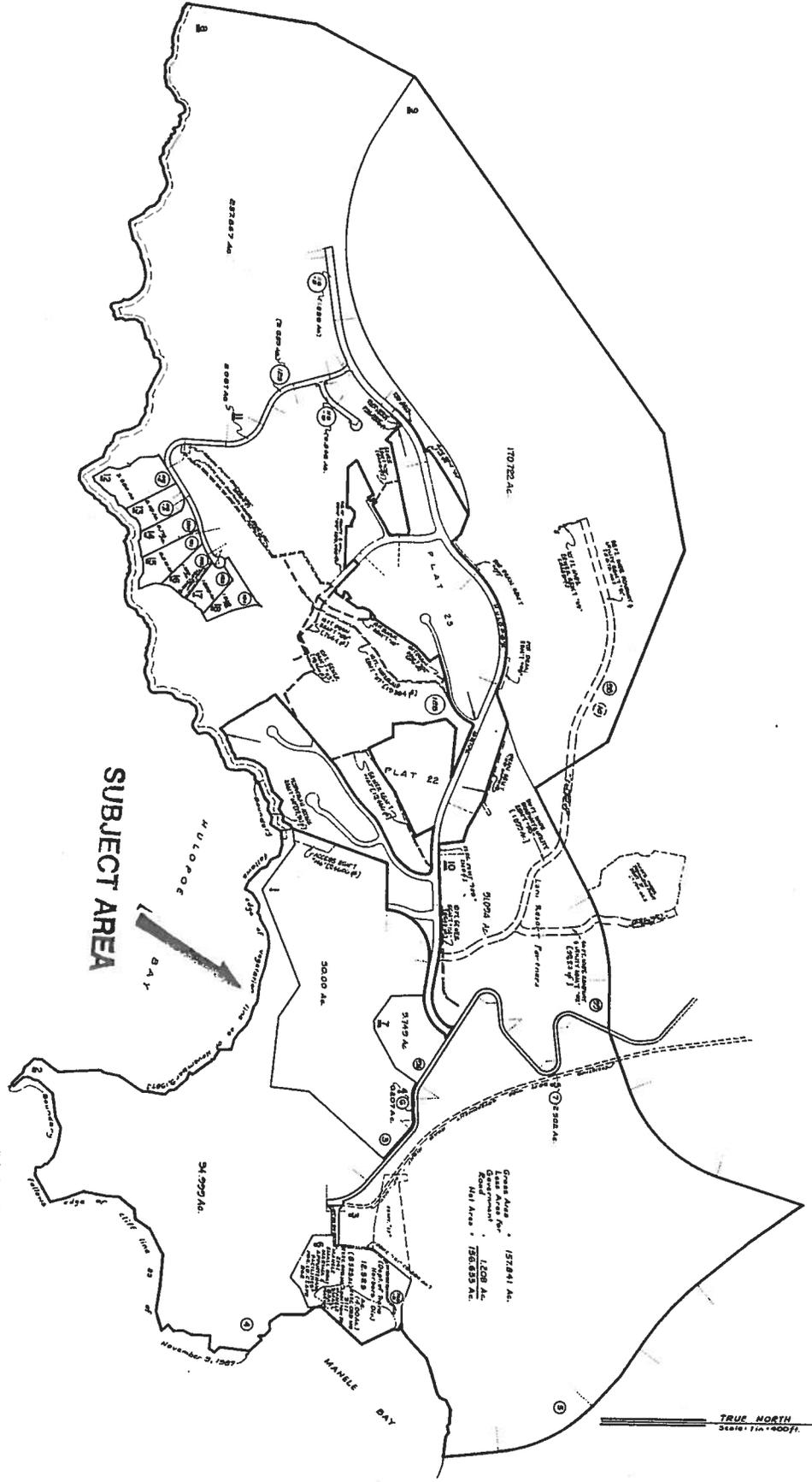


William J. Aila Jr., Chairperson



Date

1P CT CONS 170, ISLAND OF LANAI, DISTRICT OF LANAI, MAUI, HAWAII (FORMERLY PAR. 4-9-82)



SUBJECT AREA

HULOPOO BAY

MAHELE BAY

FOR PROPERTY ASSESSMENT PURPOSES
SUBJECT TO CHANGE

STATEMENT OF PARCEL
COUNT BY TAX MAP SECTION
TAX MAP

ZONE	COUNT OF PARCEL	TOTAL
4	9	17

SCALE 1 IN. = 400 FT.

TRUE NORTH
Scale: 1 in. = 400 ft.