

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

April 25, 2014

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

PSF No.: 14MD-068

Maui

Issuance of Right-of-Entry Permit to Jack Starr of TS Aloha, Inc. for the Kimo's
Mala Longboard Surf Contest at Lahaina, Maui, Tax Map Key: (2) 4-5-004:
Seaward of 012.

APPLICANT:

Jack Starr of TS Aloha, Inc., a Domestic Profit Corporation.

LEGAL REFERENCE:

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

LOCATION:

Portion of Government lands of Lahaina situated at Maui, Hawaii, identified by Tax Map
Key: (2) 4-5-004: Seaward of 012, as shown on the attached map labeled Exhibit A, and
overview photo labeled Exhibit B.

AREA:

500 square feet, more or less.

ZONING:

State Land Use District: Conservation
County of Maui CZO: Special Management Area

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:

Unencumbered

CHARACTER OF USE:

Erection of three tents for shade purposes during surf event.

TERM OF RIGHT-OF-ENTRY:

One day event from 7:00am to 5:00pm

This Right-of-Entry permit will be in effect from May 1, 2014 through July 31, 2014.

This one day event will be contingent on surf conditions at the Mala surf break.

CONSIDERATION:

\$50.00

\$.10 per square feet per day (500 sq. ft. x \$.10 per sq. ft. = \$50.00)

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rule Sections 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 x NO __
Registered business name confirmed: YES x NO __
Applicant in good standing confirmed: YES x NO __

APPLICANT REQUIREMENTS:

Applicant shall be required to:

- 1) Obtain approval and all required permits for this event from the Department of Land & Natural Resources, Division of Boating and ocean Recreation.

REMARKS:

Mr. Jack Starr of TS Aloha, Inc., is requesting the use of 500 square feet of unencumbered State land along the shoreline at the end of Alamoana Street at Lahaina, Maui. The area will accommodate three shade tents which will be used for judges, scoring and contestants, and for event announcements and sound. This is the 38th annual Kimo's Mala Longboard surf contest. The intent of the event is to provide for friendly competition for all involved. This year's event will be in support of the Thera Surf Foundation. The Thera Surf Foundation helps children with special needs by introducing them to surfing and other forms of ocean activities.

The requested holding period for this one day event will begin on May 1, 2014, and run through July 31, 2014. The start of the event will be determined by desired surf and overall weather conditions.

Staff is requesting that the Maui District Land Agent be authorized to sign off on the Right-of-Entry permit upon notification from event organizers of a start date. This will help to expedite the issuance of the permit and meet the needs of the applicant.

Mr. Starr has been in contact with the Division of Boating and Ocean Recreation and is working with staff to obtain all required permits for the ocean portion of this event.

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 Jack Starr of TS Aloha, Inc., covering the subject area 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. Upon notification of a start date by event organizers, authorize the Maui District Land Agent to sign off on the Right-of-Entry permit.
- C. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



Daniel Ornellas
District Land Agent

APPROVED FOR SUBMITTAL:



William J. Aila, Jr., Chairperson





STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
LAND DIVISION

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

April 25, 2014

EXEMPTION NOTIFICATION

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

Project Title: Jack Starr of TS Aloha, Inc. Kimo's Mala Longboard Contest

Project / Reference No.: 14MD-068

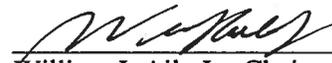
Project Location: Lahaina, Maui, Tax Map Key: (2) 4-5-004: Seaward of of 012.

Project Description: Longboard Surf Event

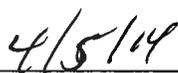
Chap. 343 Trigger(s): Use of State Land

Exemption Class No. and Description: In accordance with Hawaii Administrative Rule Sections 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

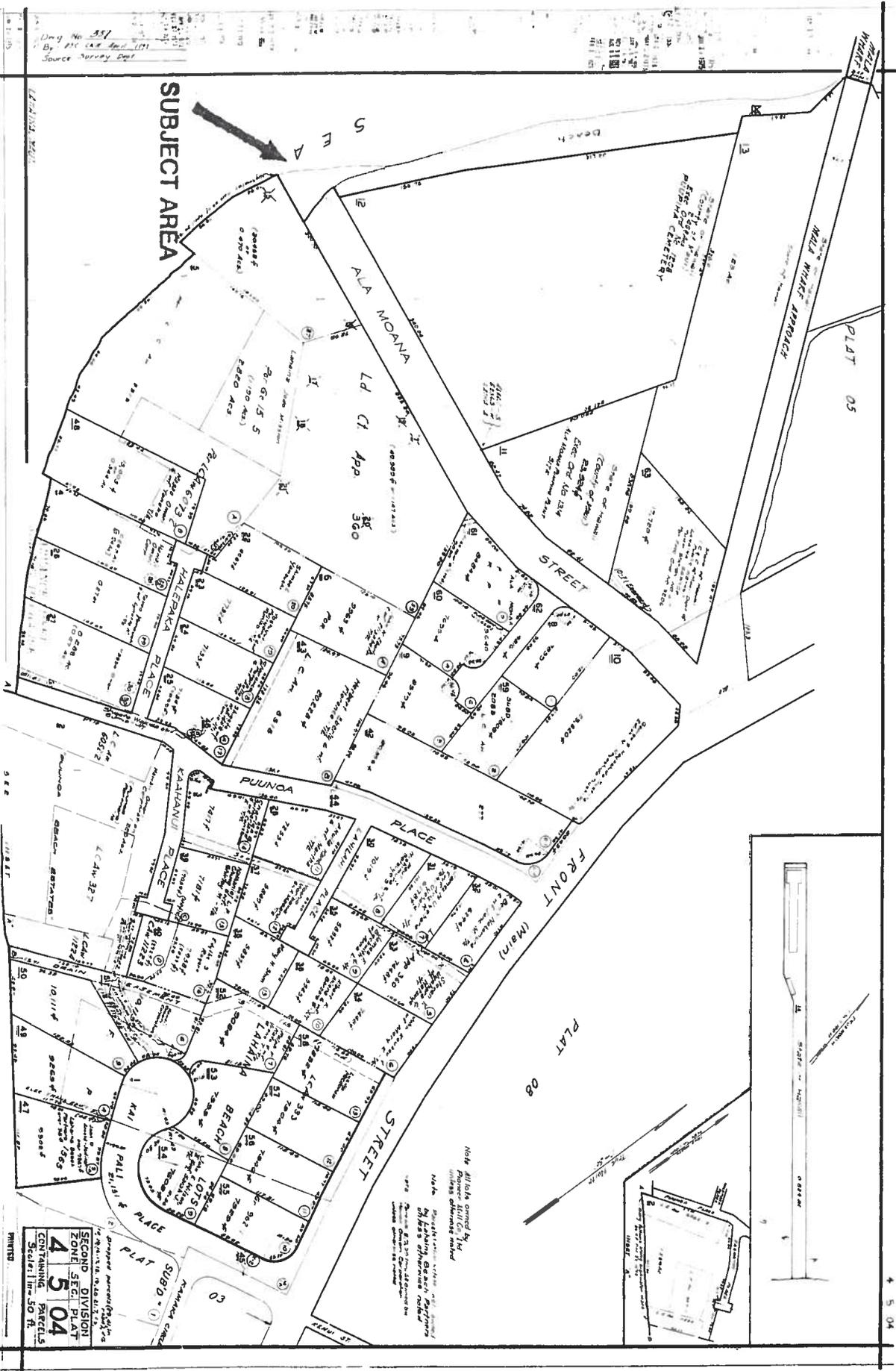


EXHIBIT A



Right-of-Entry Permit
Kimo's Mala Longboard Surf Contest

Mala Wharf

Mala Small Boat Harbor

Mala Wharf Road

Front Street

Surf break for contest



TMK: (2) 4-8-004:012

Shade tents

Alamoana Street

Exhibit B