

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

May 9, 2014

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

PSF No.: 14OD-079

Oahu

After-the-Fact Issuance of Right-of-Entry Permit to Waikiki Beach Activities, Ltd. for Beach Activities Purposes on April 28, 2014, Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037:Portion of 021.

APPLICANT:

Waikiki Beach Activities, Ltd.

LEGAL REFERENCE:

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

LOCATION:

Portion of Government lands situated at Waikiki, Honolulu, Oahu, identified by Tax Map Key (1) 2-3-037:portion of 021, as shown on the maps attached as **Exhibit A1** and **A2**.

AREA:

3,000 square feet, more or less.

ZONING:

State Land Use District: Urban  
City and County of Honolulu LUO: Public Precinct

TRUST LAND STATUS:

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

CURRENT USE STATUS:

Requested area is vacant and unencumbered.

CHARACTER OF USE:

Beach activities purposes

TERM:

From 8:00 a.m. to 6:00 p.m. on April 28, 2014

RENTAL:

\$1,300.00 (one-time payment, comprising \$300 rent and \$1,000 surcharge)

COLLATERAL SECURITY DEPOSIT:

None

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

Pursuant to the authority delegated by the Board on June 14, 2013, Item D-11, Chairperson declared the request exempt from the preparation of an environmental assessment, and signed the exemption notification.

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:

Waikiki Beach Activities, Ltd. is requesting a right-of-entry permit over a portion of the Duke Kahanamoku Lagoon as depicted on Exhibit A2 for beach activities purposes to be held on April 28, 2014. There will not be any amplified sound or music used, but beach chairs, volleyball court, and other beach equipment will be placed within the subject location.

Written request was submitted by the applicant and received by the Department on April 17, 2014, i.e. request was submitted in the second week prior to the event date. Pursuant to the authority delegated by the Board on June 14, 2013, Item D-11, Chairperson declared the request exempt from the preparation of an environmental assessment and issued a right-of-entry for the requested event, subject to an additional payment of \$1,000 surcharge.

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. Staff does not have any objection to the request.

There are no other pertinent issues or concerns, and staff does not have any objection to the request.

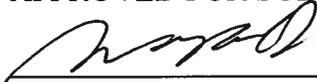
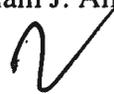
RECOMMENDATION: That the Board:

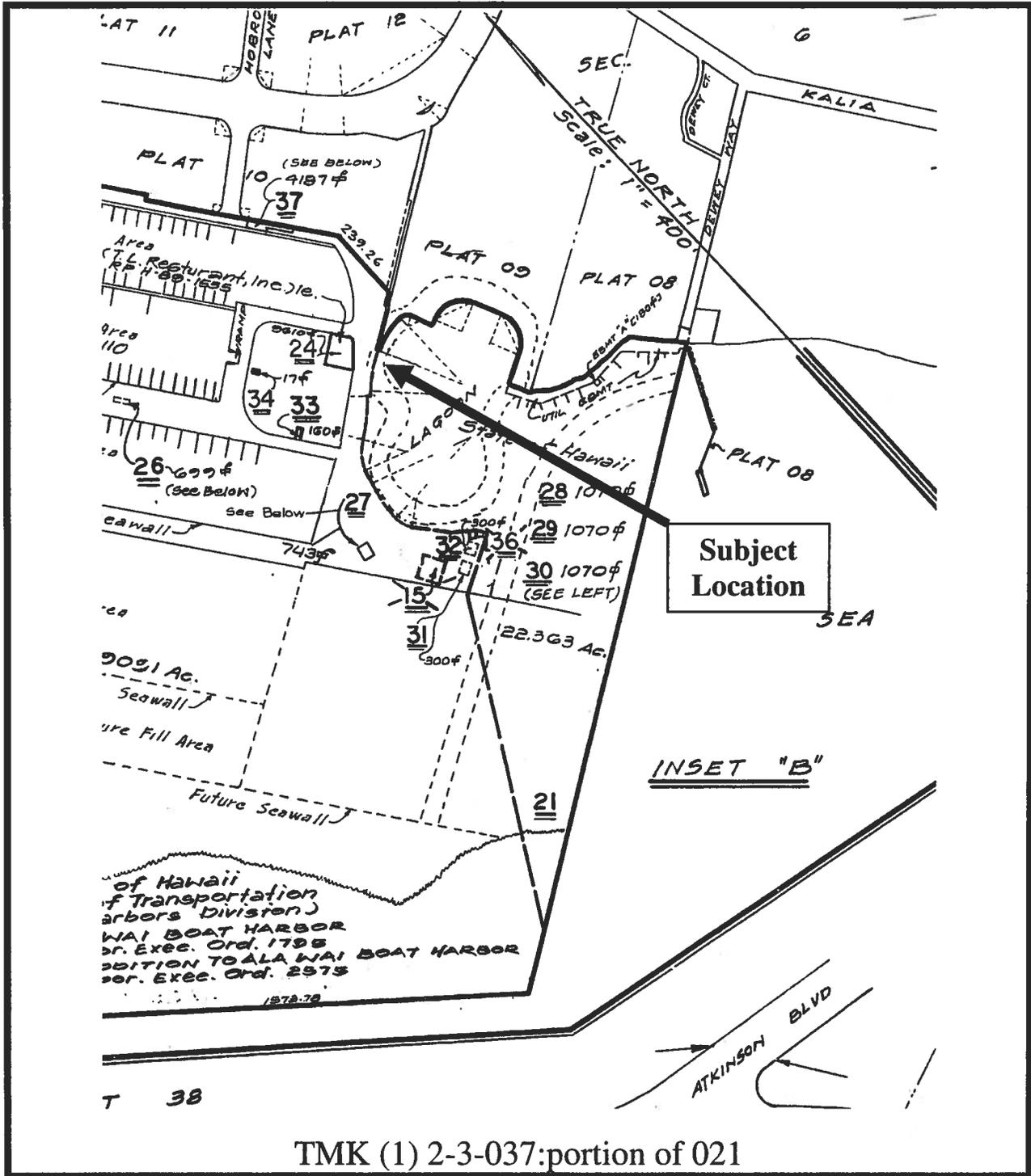
1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Authorize the issuance of an after-the-fact right-of-entry permit to Waikiki Beach Activities, Ltd. covering the subject area for beach activities purposes 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,

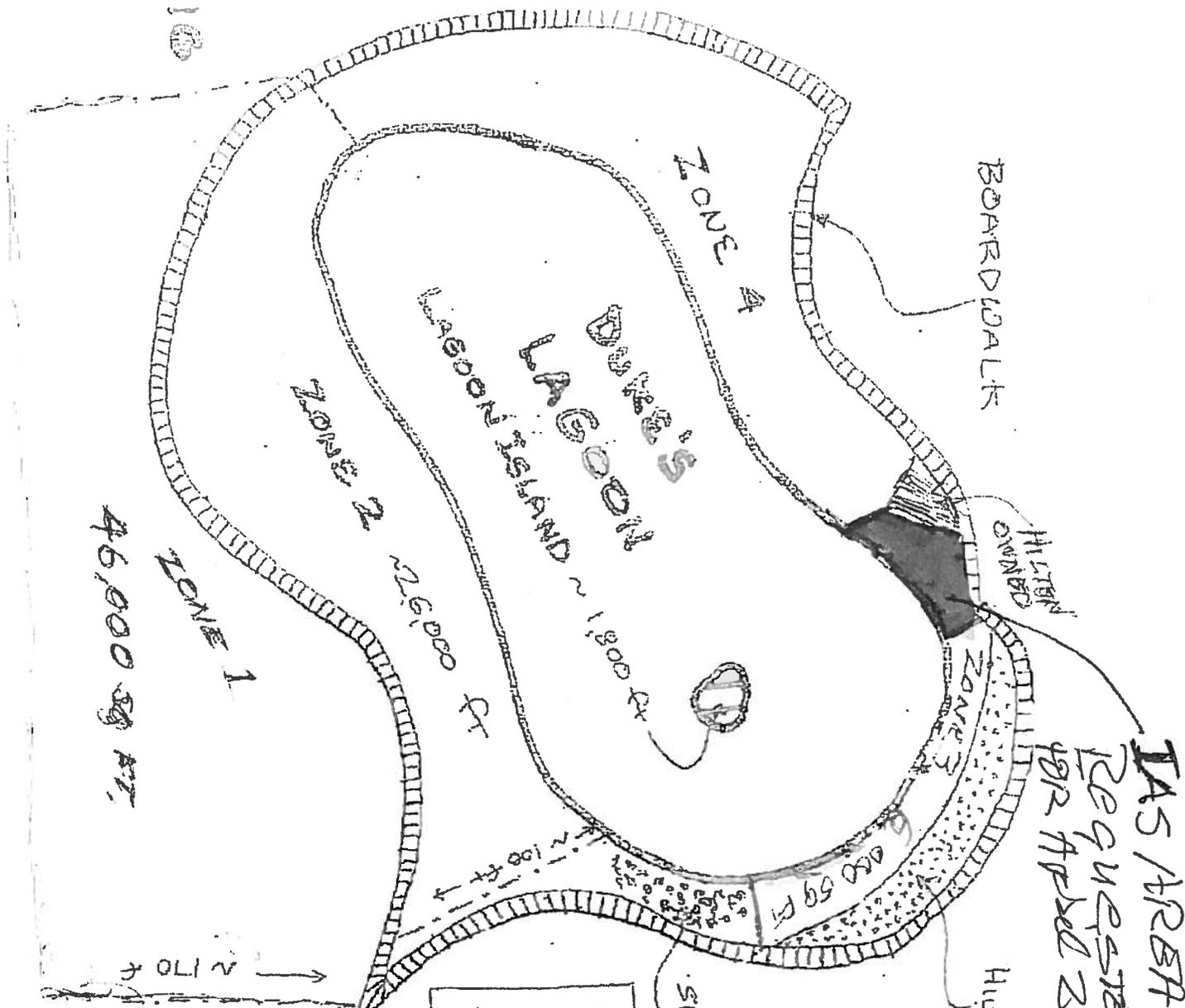
  
Barry Cheung  
District Land Agent

APPROVED FOR SUBMITTAL:

  
William J. Aila Jr., Chairperson  




# EXHIBIT A1



ZONE 1	~ 46,000
ZONE 2	~ 26,000
ZONE 3	~ 6,000
ZONE 4	~ 1,800
LAGOON ISLAND	1,800

EXHIBIT "A2"