

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

March 27, 2015

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

PSF#15MD-034  
Maui

Issuance of a Right-of-Entry Permit to Chrysalis, Inc. dba Chrysalis Events Hawaii for a Three Day Team Building Event (Sand Sculpting) at Fleming Beach at Kapalua, Lahaina, Maui, Tax Map Key: (2) 4-2-004: seaward of 015.

APPLICANT:

Chrysalis Inc. dba Chrysalis Events Hawaii, a Domestic Profit Corporation.

LEGAL REFERENCE:

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

LOCATION:

Portion of Government lands at Fleming Beach fronting the Ritz Carlton Resort at Kapalua, Lahaina, Maui, identified as seaward of Tax Map Key: (2) 4-2-004: seaward of 015, as shown on the attached Exhibit A. Exhibit B is a photo of how the area of use will be set up for the event.

AREA:

4,000 square feet, more or less.

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:

Team Building Activities (Sand Sculpting)

TERM:

Three day event:

April 9, 2015, from 8:00am to 4:00pm.

April 10, 2015, from 7:00am to 4:30pm.

April 11, 2015, from 8:00am to 4:00pm.

RENTAL:

Total amount due: \$1,200.00

- Payment of \$400.00 (Rental will be based on 10¢ per square feet per day.) Total area of requested use is 4,000 square feet for three days = \$1,200.00.

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:

Staff is requesting approval for a right-of-entry permit to Chrysalis, Inc. for a team building

event (Sand Sculpting) scheduled for April 9, 10, and 11, 2015. Set-up will begin at 8:00am and break down / final clean up by 4:30pm daily. Staff brings this request to the Board pursuant to the policy adopted at its meeting of June 14, 2013, Item D-11, as amended.

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.

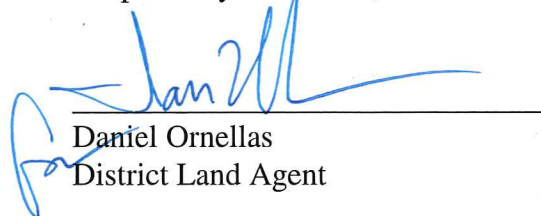
Applicant has not had a lease, permit, easement or other disposition of State lands terminated within the past five years due to non-compliance with such terms and conditions.

No comments were solicited from government or community agencies.

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 activity 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 Chrysalis, Inc., covering the subject area for team building (Sand Sculpting) 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, 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,

  
Daniel Ornellas  
District Land Agent

APPROVED FOR SUBMITTAL:

  
Carty S. Chang  
Interim Chairperson

DAVID Y. IGE  
GOVERNOR OF HAWAII



**STATE OF HAWAII**  
**DEPARTMENT OF LAND AND NATURAL RESOURCES**

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March 27, 2015

CARTY S. CHANG  
INTERIM CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

DANIEL S. QUINN  
INTERIM FIRST DEPUTY

W. ROY HARDY  
ACTING DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
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ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE 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 a Right-of-Entry Permit to Chrysalis, Inc., dba Chrysalis Events Hawaii, for a Team Building, Sand Sculpting Event.

Project / Reference No.: 15MD-034

Project Location: Beach area at Fleming Beach, Kapalua, Lahaina, Maui, TMK: (2) 4-2-004: Seaward of 015

Project Description: One-day team building event (Sand Sculpting).

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 event will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.

  
Carty S. Chang, Interim Chairperson

# Chrysalis: Area Requested

EXHIBIT A



© 2013 Pictomet

## Chrysalis – Set Up Requested

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Location: DT Fleming Beach, Area Fronting The Ritz Carlton Kapalua

### Set Up Requested

- Four (4) – Six (6) Bamboo Partitions as shown in picture below
- Four (4) – Six (6) Bamboo Poles as shown in picture below
- Buckets, sand sculpture tools

