

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

Oahu

After-the-Fact Issuance of Right-of-Entry Permit to Seven Network (Operations) Ltd for Live Broadcast of Television Program Purposes on March 6 to 12, 2015, Waikiki, Honolulu, Oahu, TMK: (1) 2-3-37:Portion of 21.

APPLICANT:

Seven Network (Operations) 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 map attached as **Exhibit A**.

AREA:

110 feet x 50 feet = 6,050 square feet (to be used for 7 days); and  
32 feet x 32 feet = 1,024 square feet (to be used for 1 day only), 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:

Live broadcast of television program.

TERM:

From 8:00 a.m. on March 6, 2015 to 6:00 p.m. on March 12, 2015.

RENTAL:

\$4,837 (including 7 days @\$605/day, 1 day @ \$102, and \$500 late surcharge).

COLLATERAL SECURITY DEPOSIT:

None.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

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

DCCA VERIFICATION:

Not applicable. The Applicant is a foreign company on Oahu solely for the production of the program.

REMARKS:

Applicant is requesting a right-of-entry permit over a portion of the Duke Kahanamoku Lagoon as depicted on Exhibit A in connection with live broadcast of a live morning show in Australia. In addition to performances by other artists and interviews, the show includes a wedding ceremony, to be held on March 12, 2015, of an Australian couple who won a contest back home. The wedding ceremony will not involve food or alcoholic drink on the beach, but there will be about 50 chairs to accommodate the guests to the ceremony.

Land Division received the request through the Hawaii Film Office on February 18, 2015, i.e. less than three (3) weeks prior to the requested dates. Pursuant to the policy authorized by the Board at its meeting on June 14, 2013, Item D-11, as amended, staff recommends the Board impose a late surcharge of \$500 in addition to the normal fee payable for similar

event.

Meanwhile, Land Division is willing to recommend that the Chairperson authorize the issuance of the right-of-entry with the intent of seeking an after-the-fact approval from the Board. This approach was approved by the Board at its meeting on June 14, 2013, Item D-11, as amended.

Staff understands the Applicant has discussed with the firework display contractor regarding the site utilization between the regular firework show scheduled on Friday, March 6, 2015 and the set up of the subject event. The firework display contractor and the abutting hotel have no objection to the subject request.

The Chairperson declared the request exempt from the preparation of an environmental assessment and issued a right-of-entry for the requested event.

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.


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

RECOMMENDATION: That the Board authorize the issuance of an after-the-fact right-of-entry permit to Seven Network (Operations) Ltd. covering the subject area for live broadcast of television program purposes under the terms and conditions cited above.

Respectfully Submitted,

  
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Barry Cheung  
District Land Agent

APPROVED FOR SUBMITTAL:

  
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Carty S. Chang, Interim Chairperson





**SUNRISE IN HAWAII**  
**SITE PLAN (Beach)**  
**7<sup>th</sup>-12 March 2015**  
**(U.S. Time)**



**EXHIBIT "A"**

Red Area  
32 ft x 32 ft =  
1024 sq ft  
1 day only (3/12)

Stage and other areas  
110 ft x 55 ft = 6050 sq ft  
3/6 thru 3/12 - 7 days