

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

December 11, 2015

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

PSF No.: 15HD-153
HAWAII

Issuance of Right-of-Entry Permit to Hawaii County Fire Department on
Unencumbered State Lands, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-1-
012:024.

APPLICANT:

Hawaii County Fire Department, a government agency.

LEGAL REFERENCE:

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

LOCATION:

Portion of Government lands of Waiakea situated at South Hilo, Hawaii identified
by Tax Map Key: (3) 2-1-012:024, as shown on the attached map labeled Exhibit
A.

AREA:

60.32 acres, more or less.

ZONING:

State Land Use District: Urban
County of Hawaii CZO: ML-20

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution:
YES _____ NO X

CURRENT USE STATUS:

Unencumbered (Executive Order (EO) No. 4120 withdrew the land from EO No. 1519 to the State of Hawaii Department of Transportation, Airports Division)

CHARACTER OF USE:

For closed course driver training purposes.

TERM OF RIGHT-OF-ENTRY:

From December 15, 2015 through February 15, 2016

CONSIDERATION:

Gratis.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

See Exhibit B.

DCCA VERIFICATION:

Applicant (County of Hawaii Fire Department) is a government agency and, as such, is not required to register with DCCA.

REMARKS:

For the past two years, the Hawaii Fire Department (HFD) has provided Closed Course Driver Training to Fire Fighter recruits on airport property at the corner of Kekuanaoa Avenue and Leilani Street. They were using the property under a verbal agreement made between HFD and State Department of Transportation, Airport Division. While researching the property for the upcoming 2015-2016 HFD recruit training period, the HFD realized that the property is under the jurisdiction of DLNR Land Division.

Previous to using the subject property area for driver training, HFD was allowed to train and test drivers in the paved area next to the Civil Air Patrol. However, this area has become a favorite spot for other public and private driver training entities and makes it unavailable for planned training purposes that fit HFD's need. Over the past two years, being able to plan and utilize the requested ROE area has allowed HFD to run consistent, scheduled, uninterrupted training for up to 25 recruit trainees.

Therefore, HFD is requesting a Right-Of-Entry permit from the DLNR for the period of December 15, 2015 through February 15, 2016. The purpose of this request is to conduct

closed course driver training activities. Entry will be limited to HFD personnel, equipment, apparatus, and personally owned vehicles while personnel are on site. No vehicle or equipment will be left on site when training is not taking place. HFD shall provide portable toilet facilities during the duration of the Right-Of-Entry permit term. The site will be monitored for safety and maintained in a clean state throughout the training period.

RECOMMENDATION: That the Board

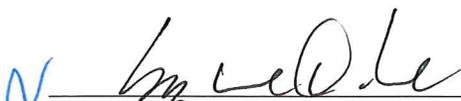
1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Authorize the issuance of a right-of-entry permit County of Hawaii Fire Department 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. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
 - C. Authorize the Chairperson to issue future right-of-entries to the Applicant in relation to Closed Course Driver Training purposes.

Respectfully Submitted,



 Dan K. Gushiken
Land Agent

APPROVED FOR SUBMITTAL:



Suzanne D. Case, Chairperson

EXHIBIT A

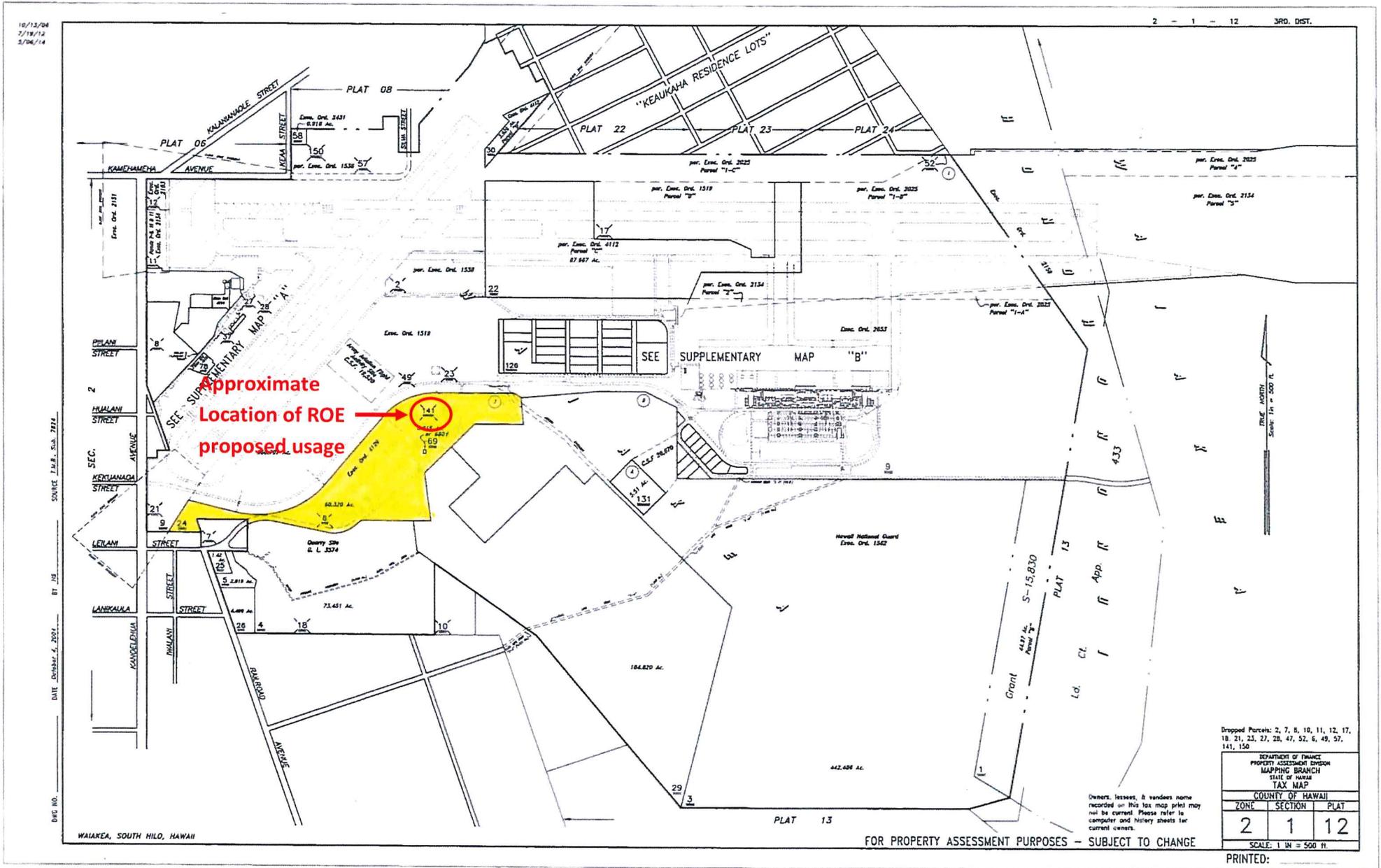
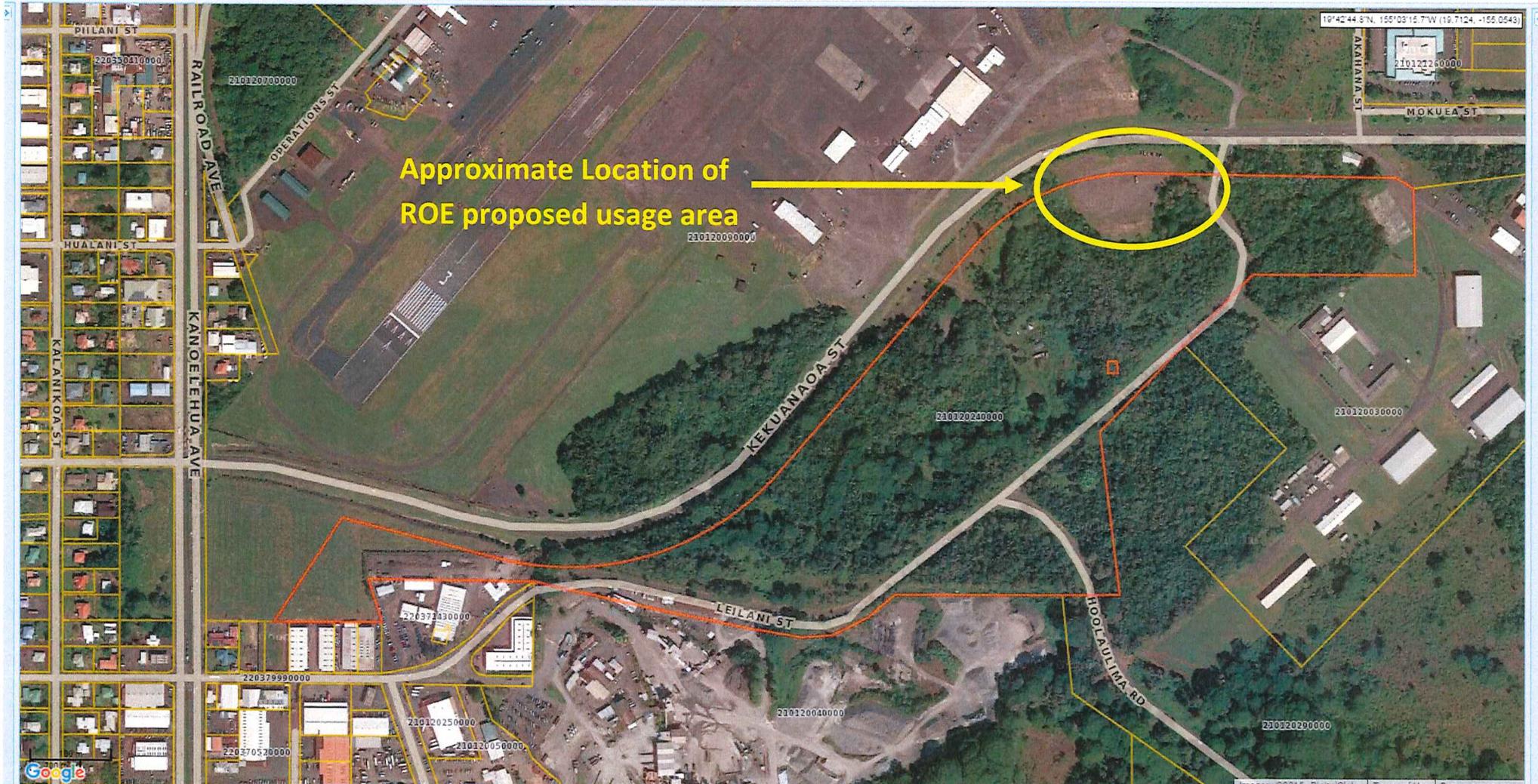


EXHIBIT A

ROE Request
County of Hawaii Fire Department
TMK: (3) 2-1-012:024

PSF: 15HD-153



Hawaii County makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. The assessment information is from the last certified taxroll. All data is subject to change before the next certified taxroll. The 'parcels' layer is intended to be used for visual purposes only and should not be used for boundary interpretations or other spatial analysis beyond the limitations of the data. The 'parcels' data layer does not contain metes and bounds described accuracy therefore, please use caution when viewing this data. Overlaying this layer with other data layers that may not have used this layer as a base may not produce precise results. GPS and imagery data will not overlay exactly.

EXHIBIT A

DAVID Y. IGE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

KEKOA KALUHIWA
FIRST DEPUTY

JEFFREY T. PEARSON
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING

FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

EXEMPTION NOTIFICATION

From the preparation of an environmental assessment under the authority of Chapter 343, HRS and Chapter 11-200, HAR

Project Title: Issuance of Right-Of-Entry Permit to County of Hawaii Fire Department

Project Number: PSF No. 15HD-153

Project Location: Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-1-012: 024

Project Description: Right-Of-Entry Permit for County of Hawaii Fire Department (HFD) Driver Training Course

Consulted Parties: None

Exemption Class No.: In accordance with the "Exemption List for the State of Hawaii, Department of Land and Natural Resources, as Reviewed and Concurred Upon by the Environmental Council (approved on June 5, 2015), the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No.10, "Continuing administrative activities including, but not limited to, purchase of supplies and personnel-related actions [HAR § 11-200-8(a)(10)]."

Exemption Item No. And Description: Item No.5: "Training, environmental interpretation, public safety efforts and other educational activities."

This exemption is appropriate because the permittee, HFD has requested the use of a small area for a Driver Training Course. The location has been used for such training in recent years without significant impact on the environment.

The grant of a Right-Of-Entry permit for the limited purpose will result in no material change or significant cumulative impact. If

EXHIBIT B

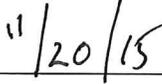
further actions are taken that result in a material change, HFD will be required to be in compliance with Chapter 343.

Recommendation:

It is recommended that the Board find that the issuance of a Right-Of-Entry permit to HFD will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.



Suzanne D. Case, Chairperson



Date