

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

Ref:SP15SISR01

Oahu

Issuance of Right-of-Entry Permit to Galmiche Entertainment LLC. For
Aerial Fireworks Display on December 31, 2015 at Sand Island State Recreation,
Sand Island, Honolulu, Oahu, Tax Map Key: (1) 1-5-041:006 (Portion).

APPLICANT:

Galmiche Entertainment LLC, a domestic LLC.

LEGAL REFERENCE:

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

LOCATION:

Portion of Government lands situated at Mokauea, Sand Island, Honolulu, Oahu, identified
by Tax Map Key:(1)1-5-041:portion of 006, as shown on the map attached as **Exhibit A and
Exhibit A-1.**

AREA:

15,000 square feet, more or less – Staging area, and firing site, with a safety zone with a
radius of approximately 500 feet around the firing site.

ZONING:

State Land Use District:	Urban
City and County of Honolulu LUO:	P-2 (0)

TRUST LAND STATUS:

Public Law 88-223 U.S. Code (Title of Land returned to State pursuant to Public Law
88-223. Title status identical to sub-sections 5(b) and 5(e) lands of the Hawaii Admission
Act.

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: No X

ITEM E-2

CURRENT USE STATUS:

Currently encumbered under GEO 2704 to the Department of Land and Natural Resources, Division of State Parks for the Sand Island State Recreation Area.

CHARACTER OF USE:

Set up and conducting aerial fireworks display.

TERM:

Between 8:00 a.m on December 31, 2015 to 3:00 a.m. on January 1, 2016.

RENTAL:

\$3,500 (One-time payment. See Remarks Section for breakdown of costs).

COLLATERAL SECURITY DEPOSIT:

\$1,000.

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, Item 51. See **Exhibit B**.

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:

Michael Galimiche, owner of Gelmiche Entertainment LLC. and promoter for the Party of the Year Event, which is being held at Aloha Tower Marketplace on New Year's Eve, is requesting the issuance of a right-of-entry permit for the set-up and firing of an aerial fireworks display within the Sand Island State Recreation Area on December 31, 2015.

Gelmiche Entertainment LLC has contracted the services of Ahuna Special Effects Services Hawaii for the set-up and firing of the aerial fireworks display for this event will include the staging area and the firing of the aerial fireworks display within the Sand Island State Recreation Area consisting of 15,000 square feet (100 sq. ft. x 150 sq.ft.), overlooking

Honolulu Harbor across from the Aloha Tower Marketplace . This event is being conducted in conjunction with the New Year's Party of the Year which will be held at the Aloha Tower Marketplace on December 31, 2015.

Setup time will be from 8:00 a.m on December 31, 2015 with the actual firing time between 12:00 midnite to 12:20 a.m. Breakdown/cleanup time will be from 12:20 a.m to 3:00 a.m on January 1, 2016.

Over the past 4 years, Gelmiche Entertainment LLC along with the services of Ahuna Special Effects Services Hawaii, has successfully conducted this aerial firework event at the Aloha Tower Marketplace on Near Year's Eve by launching and firing the fireworks from a barge fronting the Aloha Tower Marketplace. However, due to the unavailability of obtaining a barge for this event and the unavailability of the nearby Kakaako Waterfront area, Gelmiche Entertainment is requesting the use of the Sand Island State Recreation Area to conduct this aerial fireworks event.

In addition, staff is recommending that a charge of \$500 be imposed to cover the exclusive use of the safety zone as shown on Exhibit A. The total cost for this right-of-entry, which includes the setup/ staging and firing site area and safety zone area would be \$3,500 for this 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, however, upon issuance of a right of entry permit, the applicant would need to be in compliance to all county, state and federal laws and ordinances pertaining to this event.

Staff has checked with the Honolulu Fire Department who has stated that they have no objection towards the issuance of a permit to Gelmiche Entertainment LLC for the setup and firing of aerial fireworks from the Sand Island State Recreation conditioned upon they obtaining a permit from the Division of State Parks and that they would be in compliance with all county, state and federal laws and ordinances. HFD had also mentioned that their records shows that fireworks permits were previously issued for the setup and firing of aerial fireworks displays in the past from the Sand Island State Recreation area.

There are no pertinent issues or concerns. Staff does not object to this request.

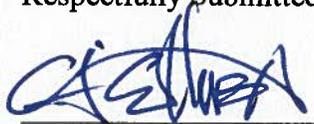
RECOMMENDATION: That the Board:

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 a right-of-entry permit to Gelmiche Entertainment LLC. for December 31, 2015 covering the subject area for aerial fireworks display purposes

under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:

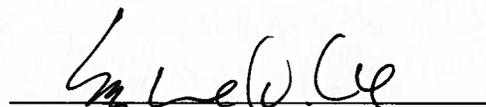
- A. The standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time;
- B. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



Curt A. Cottrell
Administrator

APPROVED FOR SUBMITTAL:


Suzanne D. Case, Chairperson

November 19, 2015

Department of Land and Natural Resources
1151 Punchbowl St.
Suite 310
Honolulu, HI 96813

Michael Galmiche
Galmiche Entertainment LLC
94-673 Kupuohi St
Suite 201, PMB 104

Re: Sand Island Fireworks Display:

Aloha,

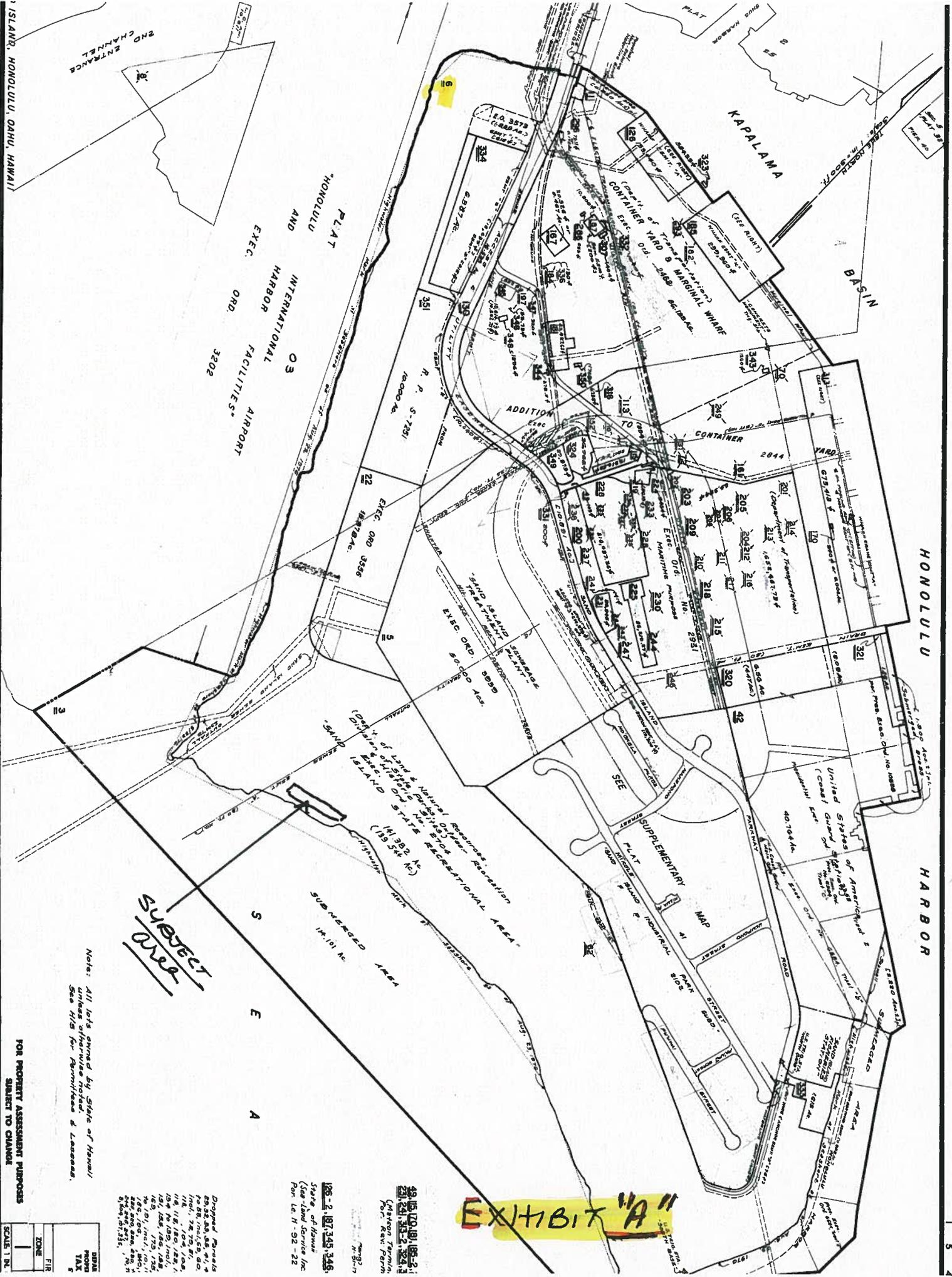
We are requesting to utilize a portion of the State Park at Sand Island as the launch area for the fireworks display. The **New Year's Eve celebration** is scheduled for Thursday December 31st from 5pm – 2am at the Aloha Tower Marketplace. Our intent is to have a fireworks display as part of the New Year's Eve celebration involving the Aloha tower restaurants, tenants, and the community. Please feel free to contact me at 808-780-6900 should you have any questions or concerns.

Sincerely,
Mike Galmiche

Event: New Year's Eve Party of the Year
Date: Thursday December 31, 2015
Delivery 12/30/15 – 8am
Breakdown 1/1/16 – 12:15am – 3am
Show Time: 12am – 12:15am
Event Location: Aloha Tower Marketplace
Expected Attendance: 7,000 (Capacity limit)
Launch Site : State Park – Sand Island (See map for specific launch area)
Launch Platform: 150ft x 100ft
Pyrotechnics Company: Ahuna Special Effects

Event History:

2010 Aloha Tower Marketplace (Attendance 8,000) – Launch site (Kilamoku Barge)
2011 Aloha Tower Marketplace (Attendance 12,000) – Launch site (Kilamoku Barge)
2012 Kaka'ako Park (Attendance 15,000) – Launch site Kaka'ako Park
2013 Kaka'ako Park (Attendance 15,000) – Launch site Kaka'ako Park
2014 Kaka'ako Park (Attendance 15,000) – Launch site Kaka'ako Park



Subject Area

Note: All lots owned by State of Hawaii unless otherwise noted. See HIG for Permits, Fees & Licenses.

FOR PROPERTY ASSESSMENT PURPOSES
SUBJECT TO CHANGE

SCALE 1 IN. = 100 FT.
ZONE
FIR
TAX

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108-2-107-145-345
 State of Hawaii
 (See Land Service Inc
 For LI II - 52-22

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EXHIBIT "A"



Launch area - 100ft x150ft
Fall out zone - 500ft Radius

SUBJECT AREA
(FIRING SITE)

EVENT LOCATION

"EXHIBIT A-1"

EXEMPTION NOTIFICATION

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

Project Title: Fireworks Display at Sand Island State Recreation area on December 31, 2015

Project / Reference No.: SP15SISR01

Project Location: Sand Island, Honolulu, Oahu, TMK:(1)1-5-041:006 (portion)

Project Description: Aerial Fireworks Display at Sand Island State Recreation area

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

Exemption Class No.: In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1)(4), the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, Item 51.

This Division has permitted similar events in the past. The proposed activity is of a similar type and scope of park activities that periodically occurred and continues to occur on this and other park 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 would involve negligible or no expansion or change in use of the subject area beyond that previously existing.

Consulted Parties: Not applicable

Recommendation: It is recommended that the Board find that 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.


Suzanne D. Case
Date 11/20/15

EXHIBIT "B"