

**AGENDA  
FOR THE MEETING OF THE  
BOARD OF LAND AND NATURAL RESOURCES**

DATE: FRIDAY, FEBRUARY 28, 2014

**TIME: 9:30 A.M.**

PLACE: KALANIMOKU BUILDING  
LAND BOARD CONFERENCE ROOM 132  
1151 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813

**A. MINUTES**

1. Approval of December 13, 2013 Minutes
2. Approval of January 10, 2014 Minutes
3. Approval of January 24, 2014 Minutes

**D. LAND DIVISION**

1. Reaffirm Board Action of January 13, 2012, Item D-5, Forfeiture of General Lease No. S-5563, Stephen Sico, Lessee; Assess Additional Rent and Late Charges of \$10,210 Against Stephen Sico, Portion of Lot 173, Kapaa Homesteads, 3<sup>rd</sup> Series, Kapaa, Kawaihau, Kauai, Tax Map Key: (4) 4-6-008:001.
2. Rescind Prior Board Action of August 28, 2009, Item D-6, Consent to Assignment of General Lease No. S-5434, Stephen N. Santos, Assignor, to Oleander K. Csisko, Assignee, Kikala-Keokea, Puna, Hawaii, Tax Map Key: (3) 1-2-043:034. And  
  
Consent to Assignment of General Lease No. S-5434, Stephen N. Santos, Assignor, to Sandra Haunani Apele-Kipapa, Assignee, Kikala-Keokea, Puna, Hawaii, Tax Map Key: (3) 1-2-043:034.
3. Consent to Sublease of General Lease No. S-3619 Mattos Electric, LLC, Lessee to PTSH, Inc. and Will Kill Termites & Pests LLC, sublessees; Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-2-049:013.
4. Grant of Perpetual, Non-Exclusive Easement to Henry Joseph Silva Jr. and Frances Kamalapua Kama-Silva, for Access and Utility Purposes, Kaohe 2<sup>nd</sup>, Hamakua, Hawaii, Tax Map Key: (3) 4-3-010: portion of 002.
5. Amend Prior Board Actions of June 8, 2007, Item D-2, Grant of Four (4) Perpetual, Non-Exclusive Easements to Kaloko Heights Associates, LLC, for Access and Utility

Purposes at Kaloko and Kohanaiki, North Kona, Hawaii, Tax Map Key: 3<sup>rd</sup>/ 7-3-009: portions of 032, 057, 058, 059, 061 and 062.

The Amendment Seeks the Board's Authorization to Change the Grantee to RCFC Kaloko Heights, LLC.

6. Issuance of Right-of-Entry Permit to Jeanine Thomason (Event Manager) for The Maui Film Festival at Wailea, 2014 Event, at Wailea Beach, Maui, Hawaii: Tax Map Key:(2) 2-1-023: seaward of 007.
7. Issuance of Immediate Right-of-Entry to the County of Maui, Department of Public Works, Highways Division for Temporary Construction / Laydown Area Purposes, Kahakuloa, Maui, Tax Map Key: (2) 3-1-002: Portion of 016.
8. Issuance of Right-of-Entry Permit to Envisions Entertainment & Productions, Inc., Hawaii Representative for Pyro Spectaculars, Inc. for Aerial Fireworks Display Purposes at Honolua, Lahaina, Maui, Tax Map Key:(2) 4-2-004: seaward of 015 and 016.
9. Issuance of Right-of-Entry Permit to Hawaii Explosives & Pyrotechnics, Inc. for Aerial Fireworks Display at Duke Kahanamoku Beach on March 2 and 8, 2014, Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037:021 (Portion).
10. Issuance of Right-of-Entry Permit to Waikiki Beach Activities, Ltd. for Beach Activities Purposes on April 4, 2014, Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037:Portion of 021.
11. Issuance of Right-of-Entry Permit to Waikiki Community Center for Beach Activities Purposes to be held on April 12 and 13, 2014 at Duke Kahanamoku Beach, Honolulu, Oahu, Tax Map Key: (1) 2-3-37:portion of 21.
12. Issuance of Right-of-Entry Permit to the City and County of Honolulu, by its Board of Water Supply for Boundary and Topographic Surveys Purposes on Lands Encumbered by Revocable Permit No. 7402, Honouliuli, Ewa, Oahu, Tax Map Key: (1) 9-1-018:por.008.
13. Acquisition of Private Lands and Set Aside to Department of Education for New Elementary School Campus, Honouliuli, Ewa, Oahu; TMK (1) 9-1-160:024 and (1) 9-1-158:062.
14. Authorization to Hire a Consultant for Remediation Action for Environmental Cleanup at a Former Pumphouse in Aiea, Ewa, Oahu; TMK (1) 9-9-003:035.
15. Presentation on Status of Naniloa Hotel by new Lessee Edward Bushor of Tower Development, Inc., General Lease No. S-5844, Banyan Drive, Hilo, Island of Hawaii; TMK no. (3) 2-1-1:12, 2-1-5:13, 16, 17, 27, 32 &46.

The Board may hold a discussion in Executive Session pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

***NO STAFF SUBMITTAL***

**E. STATE PARKS**

1. Amend Prior Board Action of July 27, 2012, Item E-2, Request for Approval for the Sale and Independent Award of Eight (8) Concession or Mobile Concession Agreements by Means of Sealed Bid Auctions for the Purposes Indicated and Delegation to the Chairperson to Issue the Information for Bidders (IFB), Award Each Bid and Give Notice to Proceed for the Following State Parks on O'ahu, Kaua'i, Maui and Hawai'i: Diamond Head State Monument (O'ahu) TMK: (1) 3-1-042:006(por.), ( Including a Mobile Concession Agreement and a Beverage Vending Agreement), Kōke'e State Park (Kaua'i) TMK: (4) 1-4-001:013 (por.) (Including a Concession Lease for the Kōke'e Lodge and Cabins); Waimea Canyon State Park (Kaua'i) TMK: (4)1-2-001:004 (por.) (Including a Mobile Concession Agreement for Waimea Canyon Lookout), Wailua River State Park, (Kaua'i) TMK: (4) 3-9-004:010 (por.) (Including a Concession Lease for an Existing Restaurant Space), Wailua River State Park (Kaua'i) TMK: (4) 4-2-004:002 (por.) (Including a Proposed Mobile Concession), Hāpuna Beach State Recreation Area (Hawai'i) TMK: (3) 6-6-002:035 (por.) (Including a Concession Lease for Existing Food Concession Space), and Makena State Park (Maui) TMK: (2) 2-1-006:030 (por.) (Including a Mobile Concession Agreement). The Purpose of the Amendment is to Revise the Term of the Proposed Hāpuna Beach State Recreation Area Concession Lease from a Period of Five Years to Three Years and to Waive the Requirement for a Phase I Environmental Assessment.

**F. AQUATIC RESOURCES**

1. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Research Permit to Dr. Christopher Kelley, University of Hawai'i, Hawai'i Undersea Research Laboratory, for Access to State Waters Within the Northwestern Hawaiian Islands to Conduct Bathymetric Mapping Activities.

**I. HISTORIC PRESERVATION**

1. Request Approval to Proceed with the Financial Audit of The State Historic Preservation Division (SHPD) for the Fiscal Years Ending June 30, 2011, 2012 and 2013, Respectively.

**J. BOATING AND OCEAN RECREATION**

1. Request to Board for Approval to go out to Public Hearing on a Proposed Amendment to Section 13-256-16, Hawaii Administrative Rules (Exhibit A), Which Would Clarify that, for Purposes of Operating Thrill Craft, All Persons Holding or Receiving a Certificate of Completion for the Education Requirement of Section 13-256-16 on the Operation of Thrill Craft are Exempt from the Education Requirement of Section 13-244-15.5, Hawaii Administrative Rules, on the Operation of Power Driven Vessels.

**K. CONSERVATION AND COASTAL LANDS**

1. Conservation District Use Application (CDUA) OA-3670 regarding the proposed City and County of Honolulu – Department of Design and Construction Wastewater Gravity Flow Tunnel Project, located in the Ko‘olaupoko District, Island of O‘ahu, on Tax Map Keys: (1) 4-2-015:009; (1) 4-2-017:001.016, 018, 021; (1) 4-4-011:013; (1) 4-5-101:037; (1) 4-4-012:001, 064, 065; (1) 4-5-031:076 and (1) 4-5-032:001.

**M. OTHERS**

1. Issuance of a Concession Agreement for the Management and Operation of the Automobile Parking Facilities; Kona International Airport at Keahole; Tax Map Key: (3) 7-5-3: Portion of 71.
2. Issuance of a Revocable Permit to U.S. General Services Administration for Transportation Security Administration, Kona International Airport at Keahole; Tax Map Key: (3) 7-3-46: Portion of 40.
3. Consent to Assignment of State Lease No. DOT-A-98-006; Douglas Aircraft, Inc. to Guardian Flight, Inc.; Waimea Kohala Airport; Tax Map Key: (3) 6-7-001: Portion of 08.
4. Issuance of a Revocable Permit to Kiewit Building Group, Inc.; Diamond Head Concourse, Honolulu International Airport; Tax Map Key: (1) 1-1-003:001 (Portion).
5. Issuance of a Revocable Permit to Guardian Flight, Inc.; Kona International Airport at Keahole; Tax Map Key: (3) 7-3-43: Portion of 03.
6. Issuance of a Revocable Permit to Hawaii Island Air, Inc.; Lihue Airport; Tax Map Key: (4) 3-5-01: Portion of 135.
7. Issuance of a Revocable Permit for Parking to Mokulele Flight Service, Inc.; Kahului Airport; Tax Map Key: (2) 3-8-01: Portion of 19.

8. Issuance of a Revocable Permit to United Parcel Service Co.; Kahului Airport; Tax Map Key: (2) 3-8-01: Portion of 19.
9. Issuance of a Revocable Permit for Parking to Howard Haymore; Hilo International Airport; Tax Map Key: (3) 2-1-12: Portion of 90.
10. Issuance of Revocable Permit to Atlantis Submarines Hawaii, LLC, Kaholaoa, Kauluwela & Kaliu, Honolulu, Oahu; Tax Map Key: 1<sup>st</sup>/ 1-5-38:55 (Portion).
11. Issuance of Revocable Permit to Bertelmann, Inc. Situated at Kawaihae Harbor, Kawaihae 1<sup>st</sup>, South Kohala, Island of Hawaii; Tax Map Key No. 3<sup>rd</sup>/ 6-1-03: 26 (Portion).
12. Issuance of a Revocable Permit to Carnor Sumida, Situated at Kawaihae Harbor, Kawaihae 1<sup>st</sup>, South Kohala, Island of Hawaii; Tax Map Key No. 3<sup>rd</sup>/ 6-1-03: 34 (Portion).
13. Amendment No. 2 of State Lease No. DOT-A-98-0006 Douglas Aircraft Inc., Waimea Kohala Airport; Tax Map Key: (3) 6-7-001: Portion of 08.

Board may go into Executive Session pursuant to Section 92-5(a) (4), Hawaii Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

TO BE PLACED ON THE MOVE UP AGENDA, PLEASE SIGN IN BY 9:15 A.M. THE DAY OF THE MEETING.

ALL MATERIALS LISTED ON THIS AGENDA ARE AVAILABLE FOR REVIEW IN THE DLNR CHAIRPERSON'S OFFICE OR ON THE DEPARTMENT WEBSITE THE WEEK OF THE MEETING AT: <http://dlnr.hawaii.gov/meetings/>

INDIVIDUALS REQUIRING SPECIAL ACCOMMODATIONS (ie. large print materials, sign language interpreters) AT THE BLNR MEETING, ARE ASKED TO CONTACT THE CHAIRPERSON'S OFFICE AT (808) 587-0400 AT LEAST THREE DAYS IN ADVANCE OF THE MEETING.