

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

DATE: FRIDAY, FEBRUARY 12, 2016  
TIME: 9:00 A.M.  
PLACE: KALANIMOKU BUILDING  
LAND BOARD CONFERENCE ROOM 132  
1151 PUNCHBOWL STREET  
HONOLULU, HAWAI'I 96813

**A. MINUTES**

1. Approval of July 10, 2015 Minutes
2. Approval of November 13, 2015 Minutes
3. Approval of December 11, 2015 Minutes

**B. CONSERVATION AND RESOURCES ENFORCEMENT**

1. Requesting to enter into a Memorandum of Understanding between the State of Hawai'i Department of Land and Natural Resources and Marine Corps Base Hawai'i for the staging of a Division of Conservation and Resources Enforcement Patrol Boat aboard Marine Corps Base Hawai'i at Kaneohe Bay.

**C. FORESTRY AND WILDLIFE**

1. Issuance of Special Use Permit to Palani Ranch Company, Inc., Kailua-Kona, North Kona, Hawai'i, Tax Map Key (3)-7-4-002: Portion of 007 To Employ Livestock Grazing For Wildfire Prevention.

And

Request Approval of Declaration of Exemption from Chapter 343, Hawai'i Revised Statutes, Environmental Assessment Requirement for the Project.

2. Request for Delegation of Authority to the Chairperson to Negotiate, Approve, Execute and Amend a Memorandum of Agreement with the Hawaiian Electric Company (HECO) Regarding Donation of Funding for the Construction of a Predator-Proof Fence to Protect Endangered Hawaiian Tree Snails in the Pahole Natural Area Reserve, O'ahu, Tax Map Key 1-6-8-001-002.
3. Request to Conduct a Public Hearing Regarding the Nāpu'u Conservation Project: Draft Habitat Conservation Plan for Game Management at Pu'u Wa'awa'a and Pu'u Anahulu.

4. Request Approval to Enter into a Right-of-Entry Agreement with the Agribusiness Development Corporation for Well Inspection and Testing, and for Surveying of a Pipeline Alignment, for the Mānā Plain Wetland Restoration Project, Mānā Plains Forest Reserve, Waimea, Kaua‘i, Tax Map Key: (4)1-2-002:001 (POR); and to Authorize the Chairperson to Finalize Terms and Sign the Agreement.
5. Informational Briefing on Rapid ‘Ohia Death.  
*(No Staff Submittal/Non Decision Making)*

**D. LAND DIVISION**

1. Issuance of Revocable Permit to Michael Fernandes and Leland Fernandes for Pasture Purposes, Wailua, Kawaihau (Puna), Kaua‘i, Hawai‘i, Tax Map Key: (4) 4-1-009:007 and 4-1-010:016.
2. Issuance of Revocable Permit to Michael Fernandes and Leland Fernandes for Pasture Purposes, Wailua, Kawaihau (Puna), Kaua‘i, Hawai‘i, Tax Map Key: (4) 4-1-009:020.
3. Consent to Assignment of General Lease Nos. 3265, 3266, 3267 and S-4252, Hilo Bay Hotel, Inc. to Savio HBH Development Company LLC with the Issuance of a Month-to-Month Revocable Permit upon the Expiration of Leases, Waiākea, South Hilo, Hawai‘i, Tax Map Key: (3) 2-1-005:033, 034, 035 and 045.
4. Consent to an After-the-Fact 10-Year Term Extension of General Lease No. S-3602, Mar-Les Corporation, Lessee, Pursuant to Act 207, Session Laws of Hawai‘i 2011, Kanoelehua Industrial Lots, Lot 40, Waiākea, South Hilo, Hawai‘i, Tax Map Key: (3) 2-2-049:014.
5. Approve a 10-Year Term Extension of General Lease No. S-3670, Machida, Inc., Lessee, Pursuant to Act 207, Session Laws of Hawai‘i 2011 and an Amendment of Terms and Conditions Regarding Allowed Use, Assignment and Sublease Provisions for General Lease No. S-3670; Lot 30, Kanoelehua Industrial Lots, Waiākea, South Hilo, Hawai‘i, Tax Map Key: (3) 2-2-050:098.
6. Approve Mediated Settlement of Rent Reopening Dispute in General Lease No. S-4478, Boteilho Hawai‘i Enterprises, Inc., Lessee, located in Hāmākua, Island of Hawai‘i, Tax Map Key No. (3) 4-3-010:002.
7. Cancellation of Revocable Permit No. S-7220 to the Department of Land and Natural Resources, Division of Forestry and Wildlife; and Issuance of a New Revocable Permit to Maui Invasive Species Committee (MISC), Ka‘elekū, Hāna, Maui, Tax Map Key: (2) 1-3-004:015.
8. Issuance of Right-of-Entry Permit to the Maui Interscholastic League for Surf Contest Purposes, Haneoo, Hana, Maui Tax Map Key (2) 1-4-007: 009 por.
9. Amend Prior Board Action of November 13, 2015, Item D-11, Authorize the Issuance

of Right-of-Entry for Due Diligence Purpose Regarding Proposed Shelter Facility for Homeless Population; Aio Foundation, Applicant; Moanalua, Honolulu, O'ahu , TMK (1) 1-1-003:003, 204 to 207, and 212.

The Amendment is to Authorize the Placement of a Temporary Portable Structure.

10. Issuance of Right-of-Entry Permit to Hawai'i Explosives & Pyrotechnics, Inc. for Aerial Fireworks Display at Duke Kahanamoku Beach on March 7 & 8, 2016, Waikiki, Honolulu, O'ahu, Tax Map Key: (1) 2-3-037:021 (Portion).
11. Issuance of Right-of-Entry Permit to Hawaiian Electric Company, Inc. for Surveying, Soils Testing and Engineering Studies Purposes on Lands Encumbered by Governor's Executive Orders 569, 2036, and 2539, Waikiki, Honolulu, O'ahu, Tax Map Key: (1) 2-7-036:001 and 007.
12. Issuance of Revocable Permit to Kazuto Yamada for Agriculture Purposes, Termination of Revocable Permit No. 7564, Waimanalo, Ko'olaupoko, O'ahu, Tax Map Key: (1) 4-1-008:071 and portion of 072.
13. Consent to Assign and Amend Grant of Non-Exclusive Easement, S-4543, Terence McTigue and Dorene McTigue, as Assignors, to NBL II, LLC, as Assignee; Kawaiiloa, Wai'alu, O'ahu, Tax Map Key: (1) 6-1-008:seaward of 031.
14. Amend prior Board of Land and Natural Resources action of January 27, 2012, under agenda item D-14: *Memorandums of Agreement Between the Department of Hawaiian Home Lands (DHHL) and the Department of Land and Natural Resources (DLNR) for Construction and Maintenance of Certain Roads by DHHL in East Kapolei, and Subsequent Dedication of the Roads to the City and County of Honolulu (CCH) by DLNR, Tax Map Keys: (1) 9-1-16: Por. of 141, and (1) 9-1-17: Por. of 110.* The purpose of the amendment is to (1) amend tax map key references from (1) 9-1-16: Por. of 141 to (1) 9-1-16:155; (2) amend Recommendation 3 to an approval of and recommendation to the Governor the issuance of an executive order setting aside the subject lands to the City and County of Honolulu for the construction, maintenance, repair, management and operation of public roadway improvements and ancillary purposes, and (3) amend the terms of applicable Memorandums of Agreement between DHHL and DLNR.

## **E. STATE PARKS**

1. Amendment of General Lease No. SP0168, Back to Eden, Inc., Lessee, Waimea Canyon State Park, Lot 79 Koke'e Campsite Lots, Waimea (Kona), Kaua'i, Hawai'i, Tax Map Key: (4) 1-4-004:063, The Purpose of the Amendment is to Correct the Termination Date to Read December 31, 2028;

Consent to Assign General Lease No. SP-0168, Back to Eden, Inc., Assignor, to Christine R. Wilkinson, Assignee, Lot 79, Koke'e Campsite Lots, Waimea (Kona), Kaua'i, Hawai'i, Tax Map Key: (4) 1-4-004:063.

2. Amendment of General Lease No. SP0145, Anne Colgate Sutton, Lessee, Waimea Canyon State Park, Lot 37, Pu'u KaPele, Waimea (Kona), Kaua'i, Hawai'i, Tax Map Key: (4) 1-4-002:044, The Purpose of the Amendment is to Correct the Termination Date to Read December 31, 2028;

Consent to Assign General Lease No. SP-0145, Anne Colgate Sutton, Assignor, to Anne Colgate Sutton and Richard Carpenter Sutton, Jr., Assignees, Waimea Canyon State Park, Lot 37, Pu'u KaPele, Waimea (Kona), Kaua'i, Hawai'i, Tax Map Key: (4) 1-4-002:044.

## **J. BOATING AND OCEAN RECREATION**

1. Administrative Enforcement Action Against Mr. Joe R. Waldvogel for Engaging in Illegal Commercial Operation on Hanalei Bay Ocean Waters and Lands Adjacent Thereto.
2. Administrative Enforcement Action Against Mr. Clayton C. White for Engaging in Illegal Commercial Operation on Hanalei Bay Ocean Waters and Lands Adjacent Thereto.

## **K. CONSERVATION AND COASTAL LANDS**

1. Contested Case Petition HA-16-01 by Josephine Tanimoto regarding a Time Extension Request HA-16-01 for Conservation District Use Permit (CDUP) HA-3495 for an Open Ocean Fish Farm by Hawai'i Oceanic Technology, Inc. offshore of Malae Point, North Kohala, Hawai'i, Tax Map Key (3) 5-0-000:000.
2. Conservation District Use Application (CDUA) OA-3754 for After-the-Fact Erosion Control and Drainage Improvements, and Site Remediation by Poka Place LLC Located at the Diamond Head State Monument, Island of O'ahu, Tax Map Key: (1) 3-1-042:017.
3. Proposed Memorandum of Understanding between The State of Hawai'i, Department of Land and Natural Resources, by its Board of Land and Natural Resources and the Waikiki Beach Special Improvement District Association to Help Fund the Replacement of the Royal Hawaiian Groin at Waikiki, O'ahu, Hawai'i.

## **L. ENGINEERING**

1. Declare Project Exempt From Requirements of Chapter 343, HRS, and Title 11, Chapter 200, Hawai'i Administrative Rules for Job No. F55C642D, Waiānapanapa State Park, Walkway Improvements, Hāna, Maui, Hawai'i.

## **M. OTHERS**

1. Renewal Issuance of Right of Entry Permit to Avalon Health Care, Incorporated on Lands Encumbered by Executive Order 3504, Kaneohe, Hawai'i State Hospital (HSH), O'ahu, Tax Map Key: Div. 1 Zone, 4, Sect 5, Plat 023, Parcel 002.
2. Issuance of Revocable Permit to Dependable Hawaiian Express, Inc., Pier 23, Honolulu Harbor, Honolulu, O'ahu, Tax Map Key:1<sup>st</sup>/1-5-38 (portion of parcel 5).
3. Amendment No. 25 to Concession Lease No. DOT-A-92-0018 for The Purpose of Adding Two (2) Storage Spaces, Host International, Inc., Restaurant and Lounge Concession, Honolulu International Airport, Tax Map Key: (1) 1-1-03: 1 (Portion).
4. Issuance of a Revocable Permit to Stage Construction Equipment for The Honolulu Rail Transit Project 2979, 2969, 2959, 2949, and 2939, Ualena Street, Honolulu International Airport, Tax Map Key: (1) 1-1-04:18, 17, 15, and 14.
5. Issuance of a Revocable Permit for Aircraft Parking, R & J Aviators, LLC, Honolulu International Airport, Tax Map Key: (1) 1-1-76: Portion of 23.
6. Issuance of a Revocable Permit for Maritime Purposes to The State of Hawai'i, Department of Transportation, Harbors Division, Kapālama Military Reservation, Honolulu International Airport, Tax Map Key: (1) 1-2-15: 002, 116, 120, 121 (Por) and 73 (Por).
7. Issuance of a Revocable Permit for Air Cargo Operations, United Air Lines, Inc., Kahului Airport, Tax Map Key: (2) 3-8-01: Portion of 19.
8. Issuance of a Revocable Permit for Ramp Parking Areas to Support a Fixed-Base Operation, Bradley Pacific Aviation, Inc., Kahului Airport, Tax Map Key: (2) 3-8-01: Portion of 19.
9. Issuance of a Revocable Permit for Office Space, United States of America, General Services Administration for and on Behalf of U.S. Department of Homeland Security, Moloka'i Airport, Tax Map Key: (2) 5-2-04: Portion of 8.
10. Issuance of a Revocable Permit for Space for a Plant Quarantine Inspection Station, State of Hawai'i-Department of Agriculture, Līhu'e Airport, Tax Map Key: (4) 3-5-01: Portion of 8.
11. Issuance of a Revocable Permit for Commuter Terminal Spaces for Tour Operations, Fly Kauai Inc. and Air Ventures Hawai'i, LLC, Līhu'e Airport, Tax Map Key: (4) 3-5-01: Portion of 8.

Board may go into Executive Session pursuant to Section 92-5(a) (4), Hawai'i 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 8:45 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 (i.e. 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.