

**MINUTES OF THE
BOARD OF LAND AND NATURAL RESOURCES
LAND BOARD BRIEFING**

DATE: THURSDAY, DECEMBER 13, 2007
TIME: 3:00 P.M.
PLACE: KALANIMOKU BUILDING
LAND BOARD CONFERENCE ROOM 132
1151 PUNCHBOWL STREET
HONOLULU, HAWAII 96813

Chairperson Laura Thielen called the briefing of the Board of Land and Natural Resources to order at 3:14 p.m. The following were in attendance:

MEMBERS

Ms. Laura Thielen
Mr. Tim Johns
Mr. Rob Pacheco
Dr. Sam Gon

Mr. Jerry Edlao
Mr. Ron Agor
Ms. Taryn Schuman

STAFF

Ms. Athline Clark, DAR
Mr. Francis Oishi, DAR
Mr. Paul Conry, DOFAW

Mr. Dan Polhemus, DAR
Mr. Russell Tsuji, Land Deputy

OTHERS

Susan White, Fish & Wildlife Service
Margaret Akamine, NOAA Fisheries
Marti Townsend, KAHEA

Aulani Wilhem, NOAA
Michael Tosatto, NOAA
Heidi Guth, OHA

{Note: language for deletion is [bracketed], new/added is underlined}

Item 1. Briefing on Papahānaumokuākea Marine National Monument Permitting Updates
To be distributed.

This is an informational briefing of the Board of Land and Natural Resources, non-action item, public meeting. Materials were submitted.

Materials

A briefing booklet was distributed informing the Board on the slide presentation which included permitting updates, summary of permitted activities and monument planning; a draft of the Papahānaumokuākea Marine National Monument Permit Application Unified Public Notification Policy; 2007 Permits Summary and an informative newsletter.

Slide Presentation

Introduction

Division of Aquatic Resources (DAR) introduced this informational briefing regarding additional revisions to the permit process, presenting an update of the 2007 permit process, discussion about the status of 2008 and the status of the overall planning. The reason for this briefing and the primary focus is to discuss revisions to the permit process.

I. Permitting Updates

A. The Permitting Process

Application deadlines to DAR are February 1st, May 1st and September 1st. Internal review by agencies and consultation of applicant, application goes through a posting process, scientific and cultural review, any concerns are discussed with applicant and addressed, compliance issues and also discussed with applicant, recommendations are brought before the Monument Management Board (DOFAW, DAR, NOAA, National Marine Fisheries Service, Fish and Wildlife, OHA), then go before the Land Board if in State waters. All also go through some form of EIS or NEPA compliance reviews.

B. Joint Permits - History

First joint permits were issued last June, significant progress was made in automation and standardization of the applications, reviewed process, developed a policy for review period for decision makers and the public, a summary of permit activities, discussed the automated system to analyze data from the activities, the management plan and developed a conservation research plan.

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| Pre January 2007 | - 3 separate applications with 3 separate permits issued by all 3 agencies. |
| January 2007 | - A joint application was approved. |
| April/May 2007 | - The Land Board approved the permit form and general conditions. |
| May 2007 | - Special conditions were approved. |
| June 2007 | - The first set of joint permits were issued. Posting of permits. All applications are compiled together. |
| February 2008 | - Compliance information will be separated from the application and a summary sheet of the application will be posted within 10 days of receipt of application. |

Discussion regarding the compliance information and a need to provide the Board this list. Discussion concerning the authority of the Chair, the Land Board and the Monument Management Board. The Board members requested information to be included in the submittal

that ensures the application and compliance sheet are attached as this information may impact their decision on whether or not to grant a permit. Also to make it clear that any subsequent compliance information is clear to the applicants' understanding that they cannot change what they're doing in a manner that impacts the resources negatively, seriously or at a higher level. A request for staff to provide known and un-known information on the compliance sheet with the submittal and application.

II. Summary of Permitted Activities

A. How many permits issued in 2007?

51 permits were issued in 2007. 6 permits were signed by Federal and State, 5 Federal only, 40 were joint permits. The State signed 46 permits. The Board saw 26 of those. Half of total were in State waters. 55 applications were received. All permits went through some form of Federal NEPA review.

B. Which types of permits?

Majority under research. All education and 1 cultural permit were in State waters.

C. Who received permits?

Break down of who received permits. Mainly to universities and agencies.

D. Where were they permitted to go?

Chart breakdown of each place and whether land or water based.

E. Permitted vs. Reality

Proposed number and days compared to what actually happened.

F. Monument Activity Report

A data integrated monitoring system. Will be ready in March 2008.

G. What's to come

7 permits will be coming to the Land Board in the next few months. More will come in after February 1, 2008.

III. Monument Planning

A. Monument Management Planning – Target Dates

B. Multi-agency Planning Milestones

1. Incorporating CCP (comprehensive conservation plan) into management plan and hope to complete final plan by this summer. Currently looking at second draft.

C. What it will include?

Ecosystem based, joint integrated management plan which includes the natural, cultural and historical resources of the monument. 15 year projection.

1. First section: gives basic setting, current status and knowledge. Describes stressors.
2. Second section: Gives the integrated management framework of all the co-trustees.
3. Third section: Six Priority Management Needs

D. Action Plans

22 action plans that consist of multiple strategies and activities which includes performance measures and feed back.

E. Science Planning

F. NEPA Requirements

OHA is comfortable with the plan of the extensive consultation during the development of the plan. OHA stated that they felt that an EA may not be needed for this plan.

G. Programmatic Agreement

OHA will assist in drafting. Native Hawaiians will be involved as consulting parties.

There being no further business, Chairperson Laura Thielen adjourned the briefing at 4:57 p.m. Tapes of the briefing and all written testimony submitted at the briefing are filed in the Chairperson's Office and are available for review.

Respectfully submitted,



Adaline Cummings
Land Board Secretary

Approved for submittal:



LAURA H. THIELEN
Chairperson
Department of Land and Natural Resources