

MINUTES OF THE MEETING OF THE
BOARD OF LAND AND NATURAL RESOURCES

DATE: October 10, 1980
TIME: 9:00 A. M.
PLACE: DLNR Board Room
Kalanimoku Building
1151 Punchbowl Street
Honolulu, Hawaii

ROLL
CALL

Chairman Susumu Ono called the meeting of the Board of Land and Natural Resources to order at 9:10 A. M. The following were in attendance:

MEMBERS

Mr. Moses Kealoha
Mr. Takeo Yamamoto
Mr. Stanley Hong
Mr. Roland Higashi
Mr. Thomas Yagi
Mr. Susumu Ono

STAFF

Mr. Kenji Ego
Mr. James Yamashiro
Mr. Gene Renard
Mr. Ralston Nagata
Mr. James Detor
Mr. William Li
Mr. Nobuo Honda
Mr. Robert T. Chuck
Mr. Raymond Hee
Mr. Wayne Hirata
Mr. Archie Viela
Mr. Edgar A. Hamasu
Mrs. Joan K. Moriyama

OTHERS

Mr. Johnson Wong
Ms. Donna Hanaike
Representatives of Sierra Club (Item E-2)
Mr. Peter Garcia
Capt. Ferguson (Added Item H-2)
Mr. George Pai and Mr. Russell
Burbank (Item F-5)

MINUTES

The minutes of September 12, 1980 were unanimously approved as circulated.
(Kealoha/Higashi)

Added
Items

On Mr. Kealoha's motion, seconded by Mr. Higashi, the board unanimously voted to include the following added items to the board agenda:

State Parks

Item E-6 Filling of a General Laborer I Position, Kaiaka State Recreation Area,
Oahu Parks Section

Item E-7 Filling of General Laborer I Position, Wahiawa State Freshwater
Park, Oahu Parks Section

Item E-8 Nighttime Closing of Parking Lot at Aina Moana State Recreation
Area (Magic Island)

Land Management

Item F-1-h (THIRD MORTGAGE) HAROLD T. TANOUE, JR. and KAZUKO TANOUE, UNITED STATES OF AMERICA, through the Farmers Home Administration, USDA - Lots 12, 13 and 14, Panaewa Farm Lots, Second Series, Waiakea, South Hilo, Hawaii (General Lease No. S-4445)

Administration

Item H-2 Request for Temporary Variance within the State Conservation District for military communication support training use nearby Ainahou Sanctuary, North Hilo, Hawaii

ADOPTION OF POLICY RELATING TO THE DISPOSITION OF JUVENILE PRAWNS AND THE PHASING OUT OF THE PRAWN HATCHERY OPERATION (ATTACHMENT WAS DISTRIBUTED AT BOARD MEETING)

ITEM B-1

This submittal concerned the adoption of Regulation No. 43 which establishes policy relating to the disposition of juvenile prawns and our plan of phasing out of prawn hatchery operation.

The resolution was distributed to the board members at the meeting. Mr. Ego explained in detail what the document was all about.

The preamble to the resolution presented the background information, the past activities, and the reasons for the adoption of the resolution.

Provision A provides for a two-year extension of the cooperative agreement. The legislature, during this past session, adopted H. R. 341, requiring our department to extend the cooperative agreement. During the course of the hearing, it appeared that a two-year extension appeared reasonable, Mr. Ego said.

Provision B clarifies specific criteria that prawns must meet in order to qualify for entry into cooperative agreement with the state.

Provision C provides for execution of the agreement with the new owner should prawn ownership change hands.

Provision D offers prawn growers with cooperative agreements the option of purchasing juvenile prawns up to fifty acres, and for a period of three years following termination of the agreement. It also prescribes procedure for distribution of prawn in five-acre increments for operations larger than twenty acres.

Provision E gives prawn operators the option of purchasing juvenile prawns from the state for a period of three years following the termination of agreement.

Provision F makes it possible to provide juvenile prawns, through borrowing and lending, with private hatcheries.

Provision G permits giving of juvenile prawns to cooperating research organizations.

Provision H establishes priority for the distribution of the prawns.

Finally, on page 7 of the last policy provision, Provision I makes it clear that the state does not guarantee delivery of juvenile prawns because of the uncontrollable production variables that presently exists. It also points out that this policy is subject to periodic review and modification if warranted.

The resolution also provides for a plan whereby the state will phase out of hatchery production of juvenile prawns within a period of ten years. Within this 10-year period, re-evaluation of the phasing out plan will be made and early in 1984 and every two years thereafter, and the necessary modification, if required, will be incorporated in the plan.

As far as the resolution itself is concerned, Mr. Ego said the Fish and Game Division is to comply with statutorily established administrative procedures in carrying out the intent and purpose of the resolution.

In view of the complexity of the subject material, Mr. Ego said this document was discussed with the attorney general's office on an informal basis. They have not consulted with the prawn industry sector.

Mr. Ego said because of the urgency of the situation, he recommended that the board take action now on Provision F and defer the rest with further instructions to staff that the prawn industry be consulted for input into the document.

Provision F reads as follows:

"F. Post larvae in excess of State needs for Hawaiian commercial prawn industry development may be provided to private hatcheries established in Hawaii, on an exchange basis (loan and return). Such exchanges will be on a post larvae for post larvae basis and upon the mutual consent of both parties.

"Rationale: The physical and biological requirements of hatchery production of post larval Hawaiian prawns are not well known, thus, occasional production problems occur in both public and private facilities. Also new hatcheries, whether public or private, generally undergo an initial period of inconsistent and low production due to necessary 'fine tuning' of the system. Further, occasions have arisen wherein growers have experienced urgent need for post larvae due to emergencies. To design and operate a hatchery large enough to handle 'emergency needs' would be uneconomical. Episodes of these nature have led to past exchanges of post larvae between private and the State hatchery, with the express understanding that the prawn will be replaced, when excess is available and upon request of the lending party. Formalization of such a system allows greater flexibility for the industry and better assurance of timely supply of prawns."

Mr. Ego said at yesterday's site inspection, the board members were informed that since June of this year they have been experiencing difficulty at our Anuenue hatchery, with production of post larvae prawns cut in half and the normal production cycle increased from the usual thirty days to about forty-five days or more.

Mr. Ego said they have just prepared and distributed to the board members a brief paper entitled, "Overview of Current Anuenue Fisheries Research Center Hatchery Problem." Briefly, the paper describes the current difficulties which include poor feeding behavior of larvae prawns, depressed

growth, heavy microbial fouling and mass mortalities. Among the suspected causes are some unknown factors possibly associated with the enclosure of the hatchery facilities, infectious diseases, contaminated feed, unhealthy broodstock and contaminated water or air supply. Mr. Ego said this matter has been receiving priority attention and each suspected cause is being scrutinized carefully. In any case because of this problem, their production is down and they are having problems supplying sufficient seed prawns to our cooperators.

There is a private hatchery, however, who expects to have post larvae prawns in excess of their needs within a week or so, and they have informed us that they will lend us their surplus. Thus, staff requested that the board authorize to exercise this borrowing and lending arrangement.

In summarizing his comments, Mr. Ego requested:

1. That the board defer action on the policy document, with further instructions to staff that input of the matter be obtained from the prawn industry sector.
2. In view of the urgency matter, that Provision F, relating to exchange of post larvae prawns on a loan and return basis, be authorized.

In referring to "input from the prawn industry," Mr. Hong asked whether staff was referring to the possibility of hearings on this problem. He suggested that rather than strictly keeping it to writing that they be allowed to speak on the matter with the staff or the members of the Land Board.

Mr. Ego said they can certainly do that and have public meetings.

Mr. Ono said you may even have other possibilities of focusing with the industry people. You may have some other interested people or organizations in the community.

Mr. Kealoha asked how the board can adopt Policy F when it is part of the whole policy. He suggested that this matter be deferred until the end of the meeting, and asked Mr. Ego to come back to the board with an amended recommendation. The board had no objection.

Mr. Ono asked Mr. Ego not to refer this provision as Item F or Provision F, otherwise it is always going to be a part of this package. He said this should be treated as a separate item.

(See Page 20 for further action on Item B-1.)

The board deviated from the printed agenda and took up the matters in the following order to accommodate those present in the audience:

PERMISSION TO NEGOTIATE WITH THE SIERRA CLUB FOUNDATION TO
CONDUCT ENVIRONMENTAL EDUCATION IN MAKIKI VALLEY (AREA A),
MAKIKI VALLEY STATE RECREATION AREA, OAHU

ITEM E-2

Mr. Hong asked who is the environmental education program geared towards.

Mr. Gene Renard, State Parks staff planner, said it is geared for the general public. It is anticipated that groups and organizations of young people would

be especially interested. It would be publicized and would be available for anyone, groups outside of the valley or outside residents would be brought in.

Mr. Hong asked whether we have assessed the residents from the area, and whether they know about this. It's going to create an increase in traffic. He thought initially Makiki-Tantalus Park was going to be a passive park. Now they are talking about an educational program, to bring people into the valley. He said it's totally different.

Mr. Renard said this concept was discussed thoroughly with the citizens' committee. A series of meetings were held by the committee organized by the Makiki Community Association. The association includes Tantalus and the Punchbowl areas besides Makiki.

Mr. Renard said this matter was well publicized. It got quite controversial. It attracted people from the Makiki Heights area and the Maunalaha residents. The residents were cooperative and offered help with this program.

He said this aspect that Mr. Hong has brought up was discussed very thoroughly. Vote was taken that was dominated by people outside of the formal committee, and the vote was close.

Mr. Renard further stated that they are not talking about a large scale kind of a thing. Just a bus load of kids would be the size group as you can accommodate at one time.

Mr. Hong said staff had indicated that the board in 1978 had established an assessment of the feasibility of this program. The board is asked to accept the program and yet the board has not received the assessment of the public meeting or the feasibility of the program.

Mr. Renard said they haven't formally written that up. However, the report of the public meeting was submitted to the board.

Mr. Renard said what the staff is proposing is that negotiations be authorized with the Sierra Group and the proposal be brought back to the board for approval, which will include an assessment of the program.

Mr. Ono asked who is going to make the facilities available. (See Recommendation No. 3.) He said that should be made clear.

Mr. Yamashiro said the Division of State Parks would make the facilities available.

Mr. Kealoha said the staff should have made the submittal more clear. He said, as written, it does not appear that what the board had adopted was a plan.

ACTION

Mr. Kealoha moved, seconded by Mr. Higashi, that the chairman be authorized to negotiate an agreement and program with the Sierra Club Foundation to conduct an environmental education program on state lands and in state facilities in Makiki Valley, Makiki-Tantalus State Recreation Area; that the Chairman be authorized to appoint an advisory committee for the Makiki Valley environmental education program; that facilities as described in the submittal, together with water and electric services be made available by the Division of State Parks to the program; and that the Division of State Parks be authorized and

directed to negotiate a memorandum of agreement between divisions in the department on management and program responsibilities in environmental education, interpretation and related public uses of Makiki Valley and adjacent areas. Unanimously carried.

ITEM E-4

DETERMINATION OF AN EIS REQUIREMENT FOR DEMOLITION OF ALEXANDER YOUNG BUILDING, HONOLULU, OAHU

Mr. Yagi questioned why staff was recommending that the chairman make the determination. He wanted to know why the staff couldn't make the recommendation to the board.

Mr. Nagata said the attorney general's office has informally suggested to them that the matter be brought before the board since the 90-day period is just about over, and they won't have time to bring this matter to the board again.

Mr. Higashi asked what would happen if the board did not act on this today.

Mr. Nagata said the 90-day period would terminate next week. Under Chapter 6E their jurisdiction would cease. However, under Chapter 343, Mr. Nagata believed that they have an obligation to either require or not to require an EIS. Otherwise, they might be subject to further action by some other interested parties.

Mr. Hong asked if October 14 comes and goes without any action being taken by the board, what would happen under the EIS regulation.

Mr. Nagata said under the EIS regulation, an environmental assessment is a pre-requisite. They have requested that the property owner furnish the staff with this information. They have a consultant preparing such an assessment, and that report was expected either this week or early next week. They have been in contact with the attorneys for the property owners, and staff has asked them to give them additional time. Mr. Nagata said they were verbally informed yesterday that they would be willing to allow them another two weeks in order for them to make a determination.

Mr. Higashi asked whether once the 90-day period terminates, we would be totally out of the picture and that we have no legal position as far as designation or enforcing any historical rules and regulations are concerned.

Mr. Nagata thought that is probably correct.

Mr. Hong questioned Mr. Nagata's statement about the EIS being a pre-requisite.

Mr. Nagata said under the EIS regulation, there are certain exempt classes. One of the exempt classes is the demolition of structures. However, if the structures are listed either on the Hawaii Register or the National Register, it wouldn't fall in this category so an assessment should be made. The Alexander Young Building is listed on both registers.

Mr. Nagata further stated that in the EIS process, the assessment is a preliminary disclosure statement. From that a determination can be made whether to require an EIS, or a negative declaration should be filed. This is to allow whether or not additional information that could be prepared through an EIS might help dissuade the owners from tearing the building down. The owners have not decided whether they want to tear it down, although a demolition permit has been filed.

Mr. Nagata asked to make one clarification to the submittal. On page 2, first paragraph, the submittal reads that the city has not responded to our request. Subsequently, the city did provide us with the information in writing.

Mr. Wong asked Mr. Nagata whether this building permit application is pending before the city, and whether the city is the agency to make the initial assessment.

Mr. Nagata said this was his understanding. He said the city did not wish to comply or didn't have the manpower to comply with the EIS regulation. He said the City and County Building Department's duties are considered ministerial. The initial agency receiving the application, who has to consider an EIS, must have discretionary powers, as opposed to ministerial powers. The claim is that the land department has the discretionary powers, and the City Building Department does not, therefore, they are not the ones to require an EIS.

Mr. Nagata said if the land owner had come in with a proposal to construct a new building on the facility, then it will go to the City Department of Land Utilization. They have discretionary powers and they have been the agency to require or not to require an EIS.

Mr. Ono said staff mentioned that the attorney for the owner had verbally informed you that they will be willing to grant extension beyond the 90-day period up to two weeks. He asked whether that would permit the matter coming back to the board at the next meeting. The reason he was asking is not that he was trying to get away from the responsibility of something that is delegated to him, but since he also serves as the State Historic Preservation Officer, it might put him in a conflict situation, and the person in conflict maybe asked to make a decision. He didn't want to jeopardize the process.

Mr. Nagata thought they would be willing to provide us an extra day, or half a week, or whatever is necessary, to provide for this matter being before the board once again.

There was a show of hands from someone in the audience. Mr. Ono interrupted and informed the audience that this is not a public hearing. This is a regular meeting of the Land Board, and that he would like the parties directly involved to make the presentation, and not open it up to everybody who has some thoughts in the matter. If the board members have any specific question that is directed at a member in the audience, that is fine, but he is not going to open it up for general discussion.

ACTION

Mr. Kealoha moved to defer this matter until the next meeting. Mr. Hong seconded, and the motion was unanimously carried.

ITEM E-5

SPECIAL USE PERMIT TO AHAHUI OHANA ANUENUE TO USE SAND ISLAND STATE PARK FOR A CONCERT

ACTION

Mr. Kealoha moved to approve staff's recommendation for denial. Mr. Hong seconded.

A young man representing the applicant questioned the recommendation for denial. He didn't think it's a question of heavy, congested traffic because that area is not utilized during the weekends. Most of the facilities are closed at that time, he said. He said it is not a residential area. It is an industrial area. There is adequate parking. They also plan to have car pools. He said the 500 figure given by the staff is overestimated.

Mr. Higashi asked him what figure he was using to anticipate the number of people who are going to attend the concert.

The representative said the figures that they had hoped to have was about 200 people. The plan is they will have a concert, but they don't know how many people will come.

Mr. Kealoha said there is no question that it will increase traffic. He said they have not presented to the board the details of their concert so it is difficult for the staff to recommend approval. They are only speculating on what is going to happen on a certain event.

There was no further discussion. On the call of the question, the motion was unanimously carried.

ITEM F-12

HADLEY-PRUYN DEVELOPERS, INC. PROPOSAL FOR DEVELOPMENT OF KEEHI LAGOON SUBMERGED LANDS, HONOLULU, OAHU

Hadley-Pruyn Developers, which is a firm situated locally, is interested in developing approximately 300 acres of submerged land in Keehi Lagoon. This is in the area between Honolulu International Airport runways and Sand Island. What they want to do is to reclaim the land in question and develop an industrial park of approximately 415 lots of 20,000 square feet each, together with 1,800 boat slips, 20 acres of marina land, tennis courts, Hawaiian racing canoe facilities and commercial facilities.

The lands that they are interested in developing are part of the Honolulu International Airport, set aside to the Department of Transportation under Executive Order No. 1016. Accordingly, the concurrence of the Department of Transportation and the Federal Aviation Administration would be necessary before any development could take place. In addition to that possibly the City and County and other agencies would be involved.

Mr. Detor said this is very preliminary and the proposal is outlined in the material which was passed out to the board members.

Mr. Detor further pointed out that if the board wanted to go ahead with this proposal that there are two general avenues that the board could take. The first one would be under Section 171-53, HRS, which authorizes the board, with the prior approval of the governor, to lease out submerged lands and lands beneath tidal waters which it deems are suitable for reclamation. The statute stipulates that the lands shall be reclaimed at the expense of the lessee and that title to the reclaimed lands shall remain in the state.

The second legal avenue that the board could take would be under Section 171-60, HRS. Under this section, a development project can take place, but with the prior approval of the governor and authorization of the legislature by concurrent resolution approving the project.

The basic difference between the two statutory avenues is that under Section 171-53, tenants in the park would be accommodated by subleases. Whereas, under Section 171-60, the state itself would sell the leases in the subdivision with part of the lease rentals being used to repay the developer for his investment.

Staff was not asking for authorization to proceed on any particular statutory avenue, but rather to point out to the board what avenues exist, should the board want to proceed, and to ask for approval of the project in concept so

staff can work out the specific recommendations. Mr. Detor said the thought behind it is if the board feels we should go further with it, fine. If at this point the board feels we shouldn't, then we can drop it.

Mr. Yagi said it isn't that simple whether we are going to approve it or reject it because this matter was brought to the board's attention through the news media. He didn't think the board could intelligently consider this concept now. He preferred to defer this matter for further study.

Mr. Hong agreed with Mr. Yagi. However, he felt the board should at least receive the proposal, and authorize the chairman to proceed with the review and make a recommendation to the board.

Mr. Ono said if we take that route, he would like to hold some informal meetings, and give the general public an opportunity to understand what is being proposed. He said we should make an effort to get all interested parties in the community to submit their comments.

ACTION

Mr. Hong moved, Mr. Yagi seconded, and the board unanimously voted to receive the development proposal and delegated to the chairman the responsibility to review the proposal and, if necessary, to hold public informational meetings and gather as much background information as possible.

Mr. Yagi asked who will pay for the cost of the public hearings.

Mr. Ono said that is an obligation on the part of the government, and the intent is to have the state absorb any administrative costs in holding public hearings.

Mr. Detor made one observation. He said during the course of the process there is a public hearing requirement when the CDUA is being processed, and if SMA comes into the picture City would also hold a public hearing. The Federal Government may also require public hearings. You have the Corps of Engineers, the FAA, and the U. S. Coast Guard. He admitted the process would be a long one, particularly if you go through the legislative avenue because they would also have to hold hearings before adopting the concurrent resolution.

Mr. Yagi suggested holding dual hearings to expedite the process. Mr. Detor thought that would be a good idea.

ADDED
ITEM H-2

REQUEST FOR TEMPORARY VARIANCE WITHIN THE STATE CONSERVATION DISTRICT FOR MILITARY COMMUNICATION SUPPORT TRAINING USE NEARBY AINAHOU SANCTUARY, NORTH HILO, HAWAII

This request was submitted by the U. S. Army and the user would be the 25th Division. A representative of the 25th Division was present to answer any question which the board may have.

This request involved the use of about 2,500 to 3,000 square feet of protective subzone. The owner is the State of Hawaii. The use would be the temporary setup of the radio relay equipment for a period of about forty days from October 15 to November 25, 1980. According to the application, there will be no construction and all equipment will be portable.

This temporary variance request has been referred to the Divisions of Forestry and Fish and Game. The Forestry Division had no objection to the requested use, subject to the four provisions listed in the submittal.

The Division of Fish and Game pointed out that the subject site is right next to the Ainahou Nene Sanctuary area which has been established by the board for the conservation, management and protection of the Hawaiian Nene goose. They have no objection provided that no entrance restriction would be waived by the board.

Mr. Higashi asked what happens to hunting. Mr. Li said the area cover will be only 1,500 to 3,000 square feet for few trucks and antennas to be setup there.

Mr. Higashi said the area covered may be 1,500 to 3,000 square feet, but the entire area would have to be off limits to hunters because it was his understanding that they will be shooting in the area. He asked how big an area they would have to close up.

Capt. Ferguson from the 25th Division said safety is a primary factor to them. He said what they would do is work with the state representatives to make sure that the area that they are talking about within the hunting preserve the restrictions were such that no one would be injured in the area. He said they would have to look at the exact limits of the hunting preserve itself.

Mr. Higashi asked whether they know there are goats and feral sheep in that area. The captain didn't know, nor did the staff.

Mr. Higashi said we are under court order to eradicate the sheep. He didn't know what effect this will have if we start to close off the different areas.

Mr. Li asked the captain whether it would be possible to postpone this exercise until the board has a chance to review it and decide at the next meeting, which is scheduled for October 24, on Maui.

The captain said the exercise itself cannot be deferred, however, that particular communications aspect of it can possibly be deferred.

Mr. Higashi further asked whether they can find a suitable site. The captain said it is possible.

Mr. Higashi asked about the area on Mauna Kea where we have the statewide emergency site. The captain said if that is a feasible area they can explore it.

ACTION

Mr. Higashi asked for deferral. The board had no objection to deferring this with the understanding that the applicant work with the staff and start immediately to look for a suitable alternate site, and to inform the chairman.

Mr. Ono asked the Forestry staff to work with the Army and to assist them.

ITEM C-1

AGREEMENT OF MUTUAL AID BY AND BETWEEN THE CITY AND COUNTY OF HONOLULU AND THE STATE OF HAWAII

ACTION

Unanimously approved as submitted. (Kealoha/Higashi)

ITEM C-2

FILLING OF WILDLIFE BIOLOGIST IV POSITIONS NO. 27072 AND NO. 27073, DIVISION OF FORESTRY AND WILDLIFE, HONOLULU OFFICE, ISLAND OF OAHU

ACTION

On Mr. Kealoha's motion, seconded by Mr. Higashi, the board unanimously

approved the appointment of Mr. Timothy Sutterfield to fill Position No. 27072, Wildlife Biologist IV and Mrs. Marie Morin to fill Position No. 27073, Wildlife Biologist IV.

ITEM C-3 FILLING OF GENERAL LABORER I, WB-02, POSITION NO. 27083

ACTION Mr. Higashi moved, seconded by Mr. Kealoha, and the board unanimously approved the appointment of Bruce B. Silva to fill Position No. 27082, General Laborer I.

ITEM D-1 APPROVAL OF COOPERATIVE AGREEMENT WITH U. S. GEOLOGICAL SURVEY FOR WATER RESOURCES INVESTIGATION

ACTION Unanimously approved as submitted. (Higashi/Kealoha)

ITEM D-2 FILLING OF GENERAL LABORER I POSITION, WAIMANALO IRRIGATION SYSTEM, OAHU

ACTION Mr. Kealoha moved, seconded by Mr. Higashi, and the board unanimously approved the appointment of Cyrus K. Field to fill the General Laborer I position, effective October 16, 1980.

ITEM D-3 PERMISSION TO ENTER INTO CONTRACT TO COLLECT AND ANALYZE TEMPERATURE DATA

Mr. Chuck called the board's attention to a minor change to page 2 of the contract which was attached to the board submittal. The change was recommended by the attorney general's office. Under Phase 1, section (b), it should correctly read, "Certification of accuracy and reasonableness of data."

This contract is for a total amount of \$8,000.00.

ACTION Mr. Kealoha moved to authorize the chairman to enter into a contract, as amended above, with the Hawaii Sugar Planters' Association to compile and analyze temperature data for incorporation into the State's water resources data file. Mr. Higashi seconded and the motion was unanimously carried.

ITEM D-4 CAMPBELL ESTATE REQUEST TO RELOCATE THE AWANUI EXPLORATORY WELL SITE, PEARL HARBOR GROUND WATER CONTROL AREA

The board, at one of its previous meetings, authorized the drilling of an exploratory well at Awanui area by Campbell Estate. Subsequent to that approval, staff has been working with Campbell Estate and the Department of Health, and it has been found that the Palailai landfill is located near the Awanui exploratory well site and that leachate from the landfill may have long-term adverse effects on the well. Campbell Estate has asked the staff to modify this approval to a new well site located at Makakilo Gulch, which is away from this landfill, and closer to the freshwater area. Staff recommended approval as submitted.

ACTION Unanimously approved as submitted. (Yagi/Kealoha)

Mr. Ono asked what is the expected quality of the water at this new location. Mr. Chuck thought it's going to be fresher, but they still think it is going to be in the brackish situation. They will have to come to the board for approval on the withdrawal from this well after staff finds out what the quality of the water is.

Mr. Ono brought out the landfill problems on the mainland which are affecting the water quality. He didn't want Hawaii to get into similar situation as the mainland and wanted to be sure that we are on top of it.

Mr. Chuck said they are plotting out all landfills on our maps to show where they are, and they are also working with the Department of Health.

ITEM D-5 REQUEST FOR PERMISSION TO HOLD PUBLIC HEARINGS TO DESIGNATE
THE HONOLULU AND WAIALUA GROUND WATER AREA

At a previous board meeting, the Division of Water and Land was asked to look into the designation of area outside of the Pearl Harbor area. Staff reported to the board at a previous meeting that they did not think the Waianae area qualified for designation of the criteria listed in Item D-5, page 1.

In the meantime, however, staff recommended to the board permission to hold public hearings to designate the Honolulu and Waialua ground water areas, as shown on the map exhibited on the board. These deliberations about the designation of these areas will be worked with the community and the Board of Water Supply and others at some later date, and staff will come back to the board for definite recommendations as to whether or not to designate Honolulu and Waialua ground water areas.

Mr. Kealoha asked how many hearings are required on this. Mr. Chuck said the process would be exactly the same as the Pearl Harbor Water. He would like to have the hearing in November, depending on the board's availability.

ACTION Unanimously approved as submitted. (Kealoha/Yagi)

ITEM E-1 FILLING OF VACANT TRUCK DRIVER POSITION, EAST UNIT, KAUAI PARK
SECTION

ACTION The board, on Mr. Yamamoto's motion, seconded by Mr. Kealoha, unanimously approved the appointment of Joseph Rapozo to Position No. 14935, Truck Driver.

(See pages 4 to 6 for Item E-2.)

ITEM E-3 PERMISSION TO ADVERTISE FOR BIDS - WAILOA RIVER STATE PARK RAILING
FOR FOOT BRIDGES A, B & C (JOB NO. 57-HP-15), HILO, HAWAII

ACTION Unanimously approved as submitted. (Higashi/Kealoha)

(See pages 6 and 7 for Items 4 and 5.)

ADDED
ITEM E-6 FILLING OF A GENERAL LABORER I POSITION, KAIKA STATE RECREATION
AREA, OAHU PARKS SECTION

ACTION The board, on Mr. Kealoha's motion and seconded by Mr. Higashi, unanimously approved the appointment of Donald Vaughn to fill Position No. 32275, General Laborer I, assigned to the Kaiaka State Recreation Area, Oahu.

ADDED
ITEM E-7 FILLING OF GENERAL LABORER I POSITION, WAHIAWA STATE FRESHWATER
PARK, OAHU PARKS SECTION

ACTION The board, on Mr. Kealoha's motion and seconded by Mr. Higashi, unanimously approved the appointment of Richard Oshiro to fill Position No. 32275, General Laborer I, assigned to the Wahiawa State Freshwater Park.

ADDED
ITEM E-8

NIGHTTIME CLOSING OF PARKING LOT AT AINA MOANA STATE RECREATION
AREA (MAGIC ISLAND)

This submittal was presented to the board for informational purposes. The Division of State Parks will be closing the parking lot at the Aina Moana State Recreation Area (Magic Island) beginning November 1, 1980. This action was being taken because of the continuing problems that are being encountered with undesirable activities that occur there after dark. Chain gates will be installed across the two entrance roads and they will be opened at 7:00 A. M. and closed at 7:00 P. M. each day.

Mr. Ono said we are taking a drastic step so we may be getting some kind of reaction from the public.

Mr. Kealoha said the hours should be consistent with all of the State Parks. He noticed that some of the parks close at 8 P. M.

ITEM F-1 DOCUMENTS FOR CONSIDERATION

HAWAII

Item F-1-a MORTGAGE

THOMAS AND JUDITH HIRATA, husband and wife, mortgagor, to RUDY HIROTA, whose wife is Leiko Ann Hirota, mortgagee - Lot 1317 (General Lease No. S-3931) and Lot 1417 and Lot 1516 (General Lease No. S-5003), Waiakea Homesteads, Third Series, Waiakea

Item F-1-b REVOCABLE PERMIT

LEVI SOARES - former railroad right of way within the Kaauhuhu Homesteads, Second Series, North Kohala - for pasture - \$10 per month

Item F-1-c SECOND ADDITIONAL CHARGE MORTGAGE

TSUTOMU NAKAUCHI and JANE NAKAUCHI, husband and wife, mortgagors, to HAWAII PRODUCTION CREDIT ASSOCIATION, mortgagee - Lot 8, Keonepoko Iki Farm Lot Subdivision, Puna (General Lease No. S-4422)

Item F-1-d ASSIGNMENT OF SUBLEASE

SEKI ARIMA, Assignor, to SHIGERU and MIEKO SHIMIZU, husband and wife, Assignees - Piihonua Camp 5, Piihonua, South Hilo (General Lease No. S-3662)

Item F-1-e ASSIGNMENT OF HOLDOVER TENANCY

HEFTEL BROADCASTING CORPORATION, a Hawaii Corporation, to LEE ENTERPRISES, INCORPORATED, a Delaware corporation - microwave tv relay station site No. 2, at Humuula, North Hilo (General Lease No. 3573)

OAHU

Item F-1-f REVOCABLE PERMIT

VOLUNTEER, INFORMATION & REFERRAL SERVICE - Building 14, Fort Ruger, Honolulu, for storage purpose - \$25.20 per month

Mr. Detor asked to withdraw this item. He said this particular building is actually owned by the federal government and we don't have the clearance to rent it out.

The board had no objection to the withdrawal.

KAUAI

Item F-1-g

ASSIGNMENT

SANDRA LOUISE CALDWELL, unmarried and KEITH MERRILL SMITH, unmarried, as Joint Tenants, to KEITH MERRILL SMITH - Lot 90, Kokee Camp Site Lots (General Lease No. S-4078)

ADDED
ITEM F-1-h

HAWAII

THIRD MORTGAGE

HAROLD T. TANOUE, JR., and KAZUKO TANOUE, husband and wife, mortgagor, to UNITED STATES OF AMERICA, through the Farmers Home Administration, U. S. Department of Agriculture, mortgagee - Lots 12, 13 and 14, Panaewa Farm Lots, Second Series, Waiakea, South Hilo - (General Lease No. S-4445)

ACTION

Mr. Kealoha moved, seconded by Mr. Higashi, and the board unanimously approved Item F-1 as presented, with the exception of Item F-1-f which was withdrawn at the request of the staff.

ITEM F-2

DOT REQUEST FOR E. O. SETTING ASIDE LAND FOR HILO WATERFRONT HIGHWAY, WAIAKEA, SOUTH HILO, HAWAII

ACTION

Unanimously approved as submitted. (Higashi/Kealoha)

ITEM F-3

DOT REQUEST FOR LAND EXCHANGE TO ACQUIRE LAND FOR HAWAII BELT ROAD, PAHALA-HONUAPU SECTION, KA'U, HAWAII

ACTION

Unanimously approved as submitted. (Higashi/Kealoha)

ITEM F-4

COUNTY OF HAWAII REQUEST FOR E. O. SETTING ASIDE LAND FOR PARK PURPOSES, WAIAKEA, SOUTH HILO, HAWAII

Mr. Higashi asked the staff whether a report was submitted by the county on this. He suggested that the board act on Recommendation A only.

ACTION

The board, on Mr. Higashi's motion and seconded by Mr. Kealoha, unanimously approved Recommendation A, which was a recommendation to the governor for issuance of an executive order for the withdrawal of 7.682 acres from E. O. No. 1941.

ITEM F-5

KAPOHO LAND & DEVELOPMENT COMPANY, LTD. APPLICATION FOR GEOTHERMAL LEASE ON RESERVED LANDS AT KAPOHO, PUNA, HAWAII

This was an application for a direct lease covering geothermal resources on reserved lands in Kapoho, Puna. The tax keys listed in the submittal involved some 815 acres in all.

The applicant is Kapoho Land Partnership, a Hawaii Limited Partnership, which is the assignee of Kapoho Land & Development Company, Limited's rights as occupier, pursuant to the statutes.

Mr. George Pai, representing Kapoho Land Partnership, informed the board that Kapoho Land and Development Company is the fee simple land owner and the majority shareholder is Richard Lyman, Jr. Another shareholder who owns about 25% of the stock is Arthur Lyman. A third major shareholder is Clarence Lyman. All of these represent about 85% to 90% of the stockholders. The rest of the stock is held by other Lyman family members. A small portion of the stock is held by W. Henderson Trust.

All of the limited partners are identical to the shareholders and they hold interest in the limited partnership in proportion to the stock that they hold in the Kapoho Land and Development Company. This partnership was formed for tax reasons, Mr. Pai said.

Mr. Higashi wanted to know what role Kapoho Land and Development Company and Kapoho Land Partnership play in this development.

Mr. Pai said Kapoho Land and Development Company will issue a lease to the partnership and also quitclaim whatever geothermal rights the Kapoho Land and Development Company holds. In turn they had negotiated for approximately a year with joint venture composed of Dillingham Corp. & Thermal Power Co., and they have a proposed sublease that they have reached agreements on, subject to issuance of a state lease to the partnership. Upon issuance of that lease they will in turn sublease the geothermal rights to Dillingham Thermal Power.

Mr. Higashi questioned why the board should award a direct lease to Kapoho Land Partnership. He wanted to know how the state would benefit from granting a direct lease. It is very difficult for the board to find a public purpose on a direct lease.

Mr. Pai said from a legal view point, in the lease that has been negotiated with Deputy Attorney General Johnson Wong, the state disclaims any warranty of title to the resource until the question is determined probably by the courts.

Mr. Higashi felt that under the geothermal rules and regulations the state has the right to go in and develop their resources on anybody's land. He said we may have to pay for damages to the fee land owner.

Mr. Johnson Wong said from an operational standpoint, it's easier for a developer to deal solely with the owner-occupant of the land based on the issuance of a lease by the state to the occupier rather than having to deal with two parties--the occupier and the state.

Mr. Detor said if you go through the public auction route and there is considerable interest in bidding, there is a chance that substantial amount would be bid. On the other hand, if you go through this route, and the surface owner contests the state's claims to the resources, there is a chance that it could be tied up in courts for years. You don't have a start of developing geothermal resource.

Mr. Russell Burbank, marketing vice president for Thermal Power Company, addressed the board briefly. Geothermal development is a very complex operation, he said, and at this stage they are exploring for geothermal energy and they have not begun discussions or negotiations with Hawaiian Electric or anybody else right now. He said until they find the steam and until they know what kind of resources they have, they simply have not addressed the question which Mr. Higashi is asking.

Mr. Higashi asked Mr. Burbank whether he's been to any of the public hearings on the Big Island. Mr. Burbank said no.

Mr. Higashi said at the public hearings, people in the County of Hawaii are saying geothermal development is fine, but what is the benefit for us. He felt that all of the people in the state feels the same way. He said the Big Island people pay the highest electric rates in the state, ranking No. 10 in the nation.

Mr. Ono said from the developer's standpoint, it would be better to have the "public purpose" question answered first before much time and money are spent.

Mr. Higashi said this is why he wanted to bring this question early instead of giving the exploratory permit and letting them spend millions of dollars to find out what is there.

Mr. Higashi said he has a hard time understanding when they say this is so complex when there are other people who have shown some indication that they are willing to work in a positive manner to try to work it out. He distributed a copy of a letter which he received from Geothermal Exploration & Development Corp., headed by E. C. Craddick, who stated that "our philosophy concerning pricing of any geothermal resource developed by us is that it should be available at less than the prevailing fossil fuel price so that the local residents will share the benefits this resource will generate."

Mr. Burbank said they would very much like to move ahead to continue their exploration, and with the information obtained plan to further negotiate with Hawaiian Electric and develop an appropriate sales contract.

Mr. Higashi said he would prefer to defer this.

Mr. Kealoha asked, in terms of benefit to the public, whether any representative of the development firm can safely say that it doesn't necessarily have to be tied in to the price of fossil fuel if you can generate this energy.

Mr. Burbank said a contract doesn't necessarily have to be tied into the cost of fossil fuel. He cannot say what kind of a contract that they will ultimately negotiate would look like. This is too far down the road, he said.

Mr. Higashi said they should make a proposal rather than saying it is too far down the road.

ACTION

Mr. Higashi moved to defer this matter for one month to give the applicant an opportunity to come back to the board with the information requested.

Mr. Ono said he didn't want to defer this if the applicant cannot come back with anything. If they have something to offer, he said the board can then take action at that time.

Mr. Burbank said until they better understand the geothermal resource and until they have discussions with the public utilities, any comments that they would make would be purely speculative.

Mr. Pai, representing the owners, said they will accept Mr. Higashi's motion for a one-month postponement.

Mr. Kealoha seconded and the motion was unanimously carried.

STAFF RECOMMENDATION FOR AMENDMENT TO PREVIOUS BOARD ACTION
CONSENTING TO ASSIGNMENT OF GENERAL LEASE NO. 3169, OCEAN VIEW
LOTS, WAIAKEA, SOUTH HILO, HAWAII

ITEM F-6

ACTION

Unanimously approved as submitted. (Higashi/Yamamoto)

ITEM F-7 ACQUISITION OF PIPELINE EASEMENTS AT PUUKAPU, WAIMEA, SOUTH KOHALA, HAWAII

ACTION Unanimously approved as submitted. (Higashi/Kealoha)

ITEM F-8 DSSH REQUEST FOR ACQUISITION OF LEASE AT 69 AND 69A WAIANUENUE AVENUE, HILO, HAWAII

ACTION Unanimously approved as submitted. (Higashi/Yamamoto)

ITEM F-9 AMFAC PROPERTY DEVELOPMENT CORP. REQUEST FOR RIGHT OF ENTRY FOR LANDFILL PURPOSES, LAHAINA, MAUI

ACTION Unanimously approved as submitted. (Kealoha/Yamamoto)

ITEM F-10 STAFF RECOMMENDATION FOR CANCELLATION OF THREE REVOCABLE PERMITS COVERING LAND AT OLINDA, MAKAWAO, MAUI

ACTION Unanimously approved as submitted. (Yagi/Kealoha)

ITEM F-11 DIVISION OF STATE PARKS REQUEST FOR ACQUISITION OF LEASE FROM U. S. ARMY COVERING BUILDINGS NO. 11 AND NO. 14, FORT RUGER, HONOLULU, OAHU

Mr. Detor asked to withdraw this item. This ties in with Item F-1-f (see page 13) which was withdrawn. There is some complication on the two buildings. Staff would like to straighten them out first then come back to the board.

ACTION The board had no objection to the withdrawal.

(See pages 8 and 9 for Item F-12.)

ITEM F-13 STAFF RECOMMENDATION FOR PAYMENT FOR CORAL MATERIAL REMOVED FROM SAND ISLAND STATE PARK, SAND ISLAND, HONOLULU, OAHU

ACTION Unanimously approved as submitted. (Hong/Yamamoto)

ITEM F-14 RESUBMITTAL - TROPICAL ISLE COMMERCIAL DEVELOPMENT, INC. REQUEST FOR RECONSIDERATION OF PREVIOUS BOARD ACTION INCREASING LEASE RENT, GENERAL LEASE NO. S-4127, LOT 20, SHAFTER FLATS INDUSTRIAL DEVELOPMENT, UNIT I, HONOLULU, OAHU

Mr. Detor circulated an amended Exhibit B replacing the one which was attached to the board submittal. Staff recommended a rental rate increase of some \$7,500, from \$9,500 to \$17,000.

Mr. Detor asked to amend the recommendations as follows:

Under Recommendation B, it should correctly read, "Approve the revised rent of \$17,000."

Under Recommendation C, at the end of the first paragraph, add "if the deadline is not met."

ACTION Unanimously approved as amended above. (Kealoha/Yamamoto)

ITEM F-15 GRANT OF EASEMENT TO THE CITY AND COUNTY OF HONOLULU, BOARD OF WATER SUPPLY, SITUATE AT WAIANAE, OAHU

ACTION Unanimously approved as submitted. (Hong/Yamamoto)

ITEM F-16 STAFF RECOMMENDATION FOR CONVEYANCE OF ROADWAYS AND BEACH RIGHTS OF WAY TO CITY & COUNTY OF HONOLULU, EWA BEACH, OAHU

Mr. Raymond Hee said there is an identical situation in Wahiawa. The dedication of the roadway was made and accepted by the city. He asked the board to amend this submittal and the agenda to include Wahiawa.

ACTION Mr. Yagi moved, seconded by Mr. Hong, and the board unanimously approved Item F-16 to include Wahiawa.

ITEM F-17 U. S. DEPARTMENT OF THE INTERIOR, FISH & WILDLIFE SERVICE APPLICATION FOR DIVERSION DAM EASEMENT, HANALEI, KAUAI

ACTION Unanimously approved as submitted. (Yamamoto/Higashi)

ITEM F-18 RESUBMITTAL - MCBRYDE SUGAR CO., LTD. REQUEST FOR CONSENT TO SUBLEASE PORTION OF G.L. NO. S-3735, WAIMEA, KAUAI

ITEM F-19 RESUBMITTAL - MCBRYDE SUGAR CO., LTD. REQUEST FOR CONSENT TO SUBLEASE PORTION OF G.L. NO. S-4586, WAIMEA, KAUAI

Items F-18 and F-19 were resubmittals. In both cases staff recommended increase in rental.

ACTION Items F-18 and F-19 were unanimously approved as submitted. (Yamamoto/Hong)

ITEM F-20 RESUBMITTAL - WAY OF SALVATION CHURCH REQUEST FOR ISSUANCE OF R. P. COVERING LAND AT KAPAA, KAUAI

The board on August 11, 1978 authorized the direct issuance of a lease to the Way of Salvation Church, covering Lots 17 and 18. At the time the board authorized issuance of a direct lease, the church only had Lot 17 under a permit and paying \$25.00 monthly rent.

After the board authorized a direct lease, an appraisal was obtained and the rate came in at \$1,950.00 a year. The church thought this was too much and asked that the lease commitment be rescinded and a permit covering only Lot 17 be re-issued to them, presumably at the original \$25.00 rate.

Staff had intended to recommend to the board a monthly rate of \$81.25. This figure was based proportionately on the appraised yearly rate of \$1,950 set for a lease covering both Lots 17 and 18. The church feels that this is too high. So now they are asking for only Lot 17. By way of settling this, staff suggested that we give them a permit for only Lot 17, but at the \$40.00 monthly rental.

Mr. Hong said it is the board's policy, as mandated by the legislative auditor, to do away with all revocable permits whenever possible. He said in this instance we are re-instituting a permit just to satisfy the church. He wasn't against the church, but at the same time he said the church shouldn't be given special treatment.

Mr. Detor said Mr. Hong is correct, but other considerations entered into this recommendation. First of all, this is a church. Secondly, they have been at this location for some thirty years or more, and their congregation consists of people who reside in the neighborhood.

Mr. Kealoha said the reason we gave them the two lots was for parking of cars. He wanted to know where they are going to park their cars now.

Mr. Ono asked whether they had considered a lease for only Lot 17. Mr. Detor said there might be a possibility of leasing only Lot 17.

ACTION

The board, on Mr. Higashi's motion and seconded by Mr. Yamamoto, approved staff's recommendation as an interim action, with instructions to the staff to come back to the board with recommendations for a long-term solution.

Mr. Kealoha and Mr. Hong voted no.

STAFF RECOMMENDATION FOR PUBLIC AUCTION SALE OF A LEASE
COVERING PORTIONS OF THE KAPAA HOMESTEADS, 1ST SERIES, KAPAA,
KAWAIHAU, KAUAI

ITEM F-21

There was a brief discussion on the possible subdivision of this parcel. The board was in unanimous agreement that this matter be deferred until the Kauai meeting, which is scheduled for November 21, so the board can inspect the site.

ACTION

This matter was deferred until the November 21, 1980 meeting on Kauai.

ITEM G-1

FILLING OF ABSTRACTING ASSISTANT IV, POSITION NO. 6980

ACTION

The board, on Mr. Kealoha's motion and seconded by Mr. Yamamoto, unanimously approved the appointment of Beverly Hatanaka to Position No. 6980, Abstracting Assistant IV, effective October 16, 1980.

CDUA FOR NONCONFORMING SINGLE FAMILY DWELLING USE AT HONALO,
KONA, HAWAII (ROBERT W. CARLSMITH ON BEHALF OF GARY W. KLEVER)
(SUBMITTAL WAS DISTRIBUTED AT BOARD MEETING)

ITEM H-1

This matter was deferred at the last meeting. Subsequently, staff had several meetings with Mr. Carlsmith. Mr. Carlsmith had asked for time to obtain a letter from the State Tax Office saying whatever is reflected in the tax records are inaccurate. This would then qualify the applicant under non-conforming use. Staff was notified last Friday that Mr. Carlsmith was not able to obtain such a letter.

Mr. Li also informed the board that if a legal opinion can be obtained from the Attorney General's Office, staff can come up with a revised recommendation. Deputy Attorney General Edwin Watson has informed the staff that there is a question on this parcel and that he needs to confer with the State Surveyor. The State Surveyor is on the mainland.

For the above reasons, staff recommended that this matter be deferred again until the next board meeting.

ACTION

Mr. Higashi moved for deferral, Mr. Kealoha seconded, and the motion was unanimously carried.

(See pages 9 and 10 for Added Item H-2.)

ITEM B-1

(CONTINUATION FROM PAGE 4)

Mr. Ego circulated to the board members his amended recommendation.

Mr. Kealoha and Mr. Ono both felt that the way the agenda is written, staff cannot broaden the recommendation to the extent desired. They suggested that the title be amended to make it broad enough so that the proposed amended recommendation can be properly incorporated.

ACTION

On Mr. Kealoha's motion, seconded by Mr. Yagi, the board unanimously took the following actions:

1. Amended the agenda title to read: (A) Adoption of Policy Relating to the Disposition of Juvenile Prawns and the Phasing out of the Prawn Hatchery Operation (Attachment to be Distributed at Board Meeting); (B) Entry into Exchange Arrangements (Borrowing and Lending) of Surplus Post Larvae with Private Hatcheries through Letters of Agreement signed by the Chairman of the Board until such time that Policy on this Matter is Adopted by the Board.
2. Deferred action on the policy document with further instruction to staff that input on the matter be obtained from the prawn industry sector as well as the public at large through public meetings; and authorized the Division of Fish and Game to enter into exchange arrangements (borrowing and lending) of surplus post larvae with private hatcheries through letters of agreement signed by the Chairman of the Board until such time that policy on this matter is adopted by the Board.

ITEM J-1

LEASE OF LAND AT AIR CARGO SUBDIVISION, GENERAL LYMAN FIELD, HAWAII

ACTION

Unanimously approved as submitted. (Kealoha/Yamamoto)

ITEM J-2

MODIFICATION NO. 3 TO LEASE NO. DOT-A-73-38, HONOLULU INTERNATIONAL AIRPORT, OAHU (PHILIPPINE AIRLINES, INC.)

ACTION

Unanimously approved as submitted. (Kealoha/Hong)

ITEM J-3

APPLICATION FOR ISSUANCE OF SPACE PERMITS, AIRPORTS DIVISION

ACTION

Unanimously approved as submitted. (Yamamoto/Yagi)

ITEM J-4

APPLICATION FOR ISSUANCE OF SPACE PERMIT NO. 3470, HONOLULU INTERNATIONAL AIRPORT, OAHU (HONOLULU AIRPORT PORTER SERVICE)

ACTION

Unanimously approved as submitted. (Hong/Yamamoto)

ITEM J-5

REVISION OF RENTAL, RENEWAL OF SPACE PERMITS, AIRPORTS DIVISION

ACTION

Unanimously approved as submitted. (Kealoha/Hong)

ITEM J-6

RENEWAL OF SPACE PERMITS, CONFORMING USE, AIRPORTS DIVISION

ACTION

Unanimously approved as submitted. (Hong/Yamamoto)

ITEM J-7

ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, PIER 10, HONOLULU HARBOR, OAHU (CASTLE & COOKE TERMINALS, LTD.)

ACTION

Unanimously approved as submitted. (Hong/Yamamoto)

ITEM J-8 ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, KAHULUI HARBOR, MAUI (BREWER CHEMICAL CORP.)

Mr. Garcia said the rental rate should correctly read "\$91.00 per month" not \$19.00 per month.

ACTION Unanimously approved as amended above. (Yagi/Yamamoto)

ITEM J-9 ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, NAWILIWILI HARBOR, KAUAI (GENERAL CONSTRUCTION CO.)

Mr. Kealoha questioned the \$.02 rate. He said the rates at the Honolulu Harbor are \$.06½ to \$.07. The use is the same. He said the Honolulu Harbor rates should come down.

Mr. Garcia said \$.02 is the going rate on Kauai. He said the land values at Honolulu Harbor are much higher.

ACTION Mr. Yamamoto moved to approve Item J-9. There was no second. For lack of a second the motion died. There was no action on Item J-9.

ITEM J-10 CONTINUANCE OF REVOCABLE PERMITS, HARBORS DIVISION

Mr. Garcia said Permit Nos. H-394, H-74-474, H-172, H-79-781, H-79-805 and H-79-782 are all inconsistent uses.

ACTION Unanimously approved as submitted. (Hong/Kealoha)

ITEM J-11 APPROVAL OF RENTAL, HARBORS DIVISION, OAHU (GRG ENTERPRISE, INC.)

ACTION Unanimously approved as submitted. (Kealoha/Hong)

ITEM J-12 ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, KALIHI-KAI, HONOLULU, OAHU (HAITSUKA BROTHERS, LTD.)

ACTION Unanimously approved as submitted. (Kealoha/Hong)

Schedule of Future Meetings

Mr. Ono outlined the schedule of future meetings, as follows:

October 24, 1980 - Maui

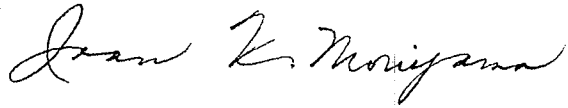
November Meetings - Because of the Thanksgiving holiday, Mr. Ono recommended that the two meetings be held on the first and third Fridays instead of the second and fourth Fridays. This would mean that the November meetings will be on the 7th (on oahu) and on the 21st (on Kauai).

December Meeting - December 19, 1980.

The board had no objection to the above schedule.

ADJOURNMENT: There was no further business and the meeting was adjourned at 12:45 P. M.

Respectfully submitted,



JOAN K. MORIYAMA
Secretary

APPROVED



SUSUMU ONO
Chairman

jkm