

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

DATE: May 23, 1986
TIME: 9:00 A.M.
PLACE: Kahului Library Conference Room
Kahului, Maui

ROLL
CALL

Chairperson Susumu Ono called the meeting of the Board of Land and Natural Resources to order at 9:00 A.M. The following were in attendance:

MEMBERS

Mr. J. Douglas Ing
Mr. Roland Higashi
Mr. Moses Kealoha
Mr. Leonard Zalopany
Mr. John Arisumi
Mr. Susumu Ono

STAFF

Mr. Henry Sakuda
Mr. Libert Landgraf
Mr. Manabu Tagomori
Mr. Ralston Nagata
Mr. Roger Evans
Mr. James Detor
Mr. Sam Lee
Mrs. LaVerne Tirrell

OTHERS

Mr. Johnson Wong, Deputy A.G.
Mr. Peter Garcia, DOT
Mr. Vitousek and Ms. Faith Roeloff (Item E-8)
Messrs. Clancy Greff & Tom Hegarty (Item E-9)
Mr. Bob Chun (Item F-5)
Messrs. Gregory, Richard Marvin, Tom Hegarty and
Ms. Carol Wilcox and Ms. Patricia Childs (Item
F-14)
Mr. Joe Vierra (Item H-2)
Ms. Mary Evanson (Item H-5)

ADDED
ITEMS

Upon motion by Mr. Ing and second by Mr. Higashi, the following items were added to the Agenda:

Item B-4 -- Filling of Full-Time, Temporary-Exempt, Laboratory Assistant III, Position No. 19881E, in the Division of Aquatic Resources (Oahu).

Item E-11 -- Filling of Position No. 8751E, Park Caretaker II, North Kohala, Island of Hawaii.

Item E-12 -- Filling of Clerk Typist III Position No. 12969, Staff and Supportive Services, Oahu Administrative Office.

Item E-13 -- Filling of Vacant Groundskeeper I Position for the Oahu Park Section.

Items on the Agenda were considered in the following order to accommodate those applicants present at the meeting:

ITEM J-4

AMENDMENT NO. 3 TO LEASE NOS. DOT-A-84-22 (ALAMO RENT-A-CAR, INC.) AND DOT A-84-23 (MAUI AIRPORT U-DRIVE, INC.), KAHULUI AIRPORT, MAUI.

Mr. Garcia asked that the words "Maui Airport Plans" shown under REMARKS (4th sentence) be deleted and the words "Because of economic hardships Maui Airport needs" be added.

ACTION

Unanimously approved.

ITEM H-2

CDUA FOR THE REPLACEMENT OF AN EXISTING STRUCTURE AND ACCESSORY USES AT NUUANU, OAHU.

Mr. Ono asked Mr. Evans whether or not he had received a request to defer this item.

Mr. Evans replied that he had been asked by the applicant to present this item and the board could decide whether or not to defer.

Mr. Ono thought that the applicant was requesting deferral.

Mr. Vierra said that he had talked to staff and they felt that they would need more time to respond. He didn't mind having this deferred as long as the deadline was met.

ACTION

Deferred to next meeting of the board.

ITEM E-10

RESUBMITTAL - REQUEST APPROVAL OF SUPPLEMENTARY DETAILS RELATING TO THE KING KALAKAUA JUBILEE CENTENNIAL CELEBRATION AT THE IOLANI PALACE GROUNDS.

Mr. Nagata said that this submittal was deferred on May 9, 1986 in order that some middle ground alternative would be workable. He said that he did get to meet with the Friends and believed that they did work out a resolution to this matter.

The Friends are to be responsible for distribution of the tickets to the ball. In the case of the luau, staff would like to see that no less than one-third be available to the general public on a first come, first served basis.

As far as the ball, Mr. Nagata said that the Friends will use their discretion in distributing tickets.

Mr. Kealoha asked about the parking situation.

Mr. Nagata said that the parking control is a reasonable solution. The gates will be closed during the function. The ball will be held on Friday evening and the luau will be held on Sunday afternoon and there are also activities going on Saturday so staff will be recommending that the Palace grounds be closed off from vehicle traffic from Friday afternoon to Monday morning so that the tents, etc. can be removed. As far as the ball, there is a request to use some of the space back of Iolani Palace.

Mr. Kealoha said that the problem at the last meeting was the sale of the tickets to the luau by the Friends.

Mr. Nagata said this problem has not been worked out yet. He understood that because they needed to have monies as soon as possible they needed to make an assignment as soon as possible.

Mr. Kealoha asked if this would be in the two newspapers.

Mr. Nagata did not know about the newspapers, but there would be broad coverage.

Mrs. Guild said that the Friends have accepted the entire concept presented by Mr. Nagata in allowing the discretion of the ball tickets. In the matter of the luau tickets, they ask that it be treated in the same manner, with the assurance that tickets would be made available to the public after first being offered to the membership for a certain period of time.

Mr. Ing asked how much time.

Mrs. Guild said about three weeks.

Mr. Ono asked, "so you differ from Mr. Nagata's presentation on page 2?"

Mrs. Guild said, yes, but they would like to assure the board that an adequate and reasonable number of tickets would be given the public.

Mr. Ono felt that we were going back to the same position that we were in two meetings ago. He said that he will vote against it if the Friends go in that direction.

Mr. Kealoha said that in their last discussion the board was provided with a list of organizations they had corresponded with. If Mrs. Guild still had copies of said correspondence, he felt that it would be of help to the board.

Mrs. Guild said that letters were sent to all the organizations on the list (which was passed out by Mrs. Guild) in which they have been notified of the events, including the ball and the luau, and told that they would be given further information when they are available. This information will also be published in the newspapers.

Mr. Kealoha asked, if the board approves the plan, will there be a follow up letter.

Mrs. Guild said that this was part of the plan.

Mr. Kealoha asked if this represented a cross-section of the general public.

Mrs. Guild believed it did, but they have also added to the list as they have received calls.

Mr. Ing asked Mr. Nagata what his position was on this.

Mr. Nagata asked that a percentage be set aside for the luau. However, he didn't feel that strongly about the ball.

Mr. Ono asked Mrs. Guild whether she had any inclination that this event would be cancelled.

Mrs. Guild said that as far as the luau was concerned, she really couldn't speak for the committee other than to reiterate that it was too cumbersome to deal with the 1000 ticket allocation because they might just be breaking even and they might not.

Mr. Ono said that it would be kind of hard to make a decision when they don't know what the Friends are thinking.

Mrs. Guild said that what they would like is to offer the tickets first to the Friends then to the public.

Mr. Ono said that if the Friends buy off the 1000 tickets then there would be none for the public.

Mrs. Guild did not believe that the Friends would do this.

In answer to Mr. Ono's question about why a percentage can't be set, Mrs. Guild replied that there is nothing wrong with setting a percentage.

Then Mr. Ono could not understand why the Friends were objecting to a minimum being made available to the public.

ACTION

Mr. Ing moved:

1. With regard to the ball, that the Friends be allowed to distribute the tickets as proposed.
2. With regard to the luau, that the following procedures be established:
 - a) 335 tickets be reserved for the general public and the Friends be allowed to offer for purchase 665 tickets to the membership for a period of four weeks. After that four week period, all of the tickets be made available to the general public.

Mr. Kealoha seconded. Motion carried unanimously.

ITEM E-8

HAWAII NATURE CENTER 1986 SUMMER NATURE AND FUN PROGRAM PROPOSAL.

ACTION

Unanimously approved subject to the conditions listed in the submittal. ((Ing/Kealoha)

ITEM F-14

RESUBMITTAL - STAFF RECOMMENDATIONS ON REGULATION OF HANAIEI BAY/ANINI BEACH MARINE ACTIVITIES, KAUAI.

Mr. Detor said that the County of Kauai had approved the SMA with certain conditions.

Mr. Detor said also that letters were just handed to him this morning from Mr. David Parsons, Chairman of the Ad Hoc committee and James Morrow, Chairman of the Environmental Council.

Mr. Ing asked about going the variance route.

Mr. Detor said that he had discussed this with the CEA office and would like to authorize extension of the permits under the same terms and conditions. This would really be in keeping with the legislative resolution with the moratorium that the present permits be extended.

Mr. Ono felt that the extension should have a fixed date so everyone would have a clear understanding.

Mr. Detor suggested June 30 or sooner if the legislature adopts something.

Mr. Kealoha felt that staff should amend their recommendation to include the May 6 memo.

Mr. Detor suggested that we extend with no changes except for the insurance coverage until June 30 and also that no additional permits are to be added. This would be consistent with the Ad Hoc Committee's recommendation except for the insurance coverage. Also, no transfers and no substitutions.

Mr. Ono said o.k., except if there are violations, there will be cause for cancellation but no more permits would be issued.

Mr. Sam Lee suggested, if staff's recommendation is adopted, that the May 6 memorandum be included.

Mr. Ono said that the May 6th memo runs counter to the Ad Hoc Committee's recommendation.

Mr. Hegarty stated that:

1. All agree a moratorium on permits should be in effect. However, there are now a number of different points that could seriously hurt some of the businesses in the community.
2. That they would be allowed to substitute boats as long as their carrying capacity does not exceed the State's capacity.
3. Some of the permits when they got their starting times, they only got two starting times where others got four starting times. They would like all permittees to have five starting times designated but only be able to use three of them depending on the season.

Mr. Zalopany asked what they meant by starting times.

Mr. Hegarty explained that it is the time that they can disembark from Hanalei. He said the main point here is that the congestion down at the river is being impacted by the number of boats more than the number of people. Mr. Hegarty said also that the Ad Hoc committee's position basically is that nothing be changed until the moratorium is over.

Mr. Ono said that earlier Mr. Detor had presented two objections to the board:

1. Extending the terms of the permits; or
2. Consider the written submittal.

Mr. Ono asked if there was any reaction to any one.

Mr. Hegarty said that if accepted as it is, then he was against it. Also, he would be inclined to go ahead with the memo.

Mr. Ono said that because someone has ordered another boat, what makes you think that the State has an obligation to approve the second boat.

Mr. Hegarty said that he didn't feel that it was an obligation, he just felt that it is a case of fairness.

Several people presented testimony basically favoring staff making their analysis on a case-by-case basis.

Mr. Ing explained that the reason for the variance was to assess what the carrying capacity was in the area in order to give the board some feel as to how they should regulate.

Mr. Richard Marvin of Bluewater Sailing said that they were the first operation to receive a permit to land to pick up passengers from the north side of the Hanalei pier. They were granted permission to conduct business at this site per CPO 436-85, File No. KA-7/20/84-1693. They also received permission from the County of Kauai to conduct tours from Hanalei Bay via an SMA permit.

Mr. Marvin said that they have been serving the island of Kauai since 1980. During the summer months they operate from Hanalei Bay, and during the winter months they operate from Port Allen. It was their understanding that permits would be issued for Hanalei from January 1, 1986 through May 31, 1986. Due to insurance and high surf considerations, they elected to remain in Port Allen until June 1, 1986 and, therefore had not applied for a permit for Hanalei. He said that he just found out however that there has been a resolution that may make it impossible for Bluewater Sailing to obtain the

Hanalei permit. Mr. Marvin said that at no time was there any communication to their company that there was a new resolution and they consider this lack of communication to be totally unjust, unfair, and uncalled for, in light of the efforts put forth by Bluewater Sailing to operate within the framework of absolute legality.

Mr. Ono asked Mr. Parsons when the Legislature wanted the report.

Mr. Parsons said, "by the end of December."

Mr. Ono said that the last time the board met they thought the report would be ready in a couple of weeks. He remarked that it's kind of hard for the board to make a decision without this report.

Mr. Parsons said that the committee would need additional time.

Mr. Ono asked, "how many more boats do you anticipate operating this summer compared to last summer?"

Mr. Parsons said that he really did not now how many, but he would anticipate that it would be doubled.

Mr. Kealoha said, "being that the summer peak ends after the summer, do you think we can get the report by September?"

Mr. Parsons said that he would try to get it done. However, there are things that require additional investigation.

Going to the resolution, Mr. Detor said that it probably would be contrary to what the resolution asks. The resolution is quite specific on that point.

ACTION

Mr. Ing moved to approve the submittal prepared by staff with the following amendments:

1. The permits terminate on June 30, 1987;
2. Incorporate the May 6, 1986 memo to be a part of staff's recommendation;
3. A permit be issued to Mr. Marvin which would increase the boats from 42 to 43 because of his previous situation.
4. While he realized that it differs somewhat from the resolution, he would like to reduce the number of landings from three to one, thus reducing the number of boats but not the passengers.
5. Have insurance coverage to comply with County of Kauai's SMA.

Mr. Ono asked Mr. Parsons whether the committee would take into consideration the new recommendations being proposed.

Mr. Parsons said that it was discussed but the recommendations still stated that there should be no additional boats

Mr. Ing said that one of the things not raised in the motion was the starting times. He would like to hear from Sam Lee about this.

Mr Lee said that 134 landings on a daily basis in his opinion is a lot of activity. Not too much time in the day to allow five starting times.

Mr. Ono asked, "the motion before us, in what manner would it conflict with the resolution?"

Mr. Detor said that except for the addition of Marvin, there is no direct conflict.

Mr. Kealoha seconded. Motion carried unanimously.

ITEM E-9

REQUEST TO EXTEND TWO SPECIAL USE PERMITS TO MAKE COMMERCIAL TOUR BOAT LANDINGS ON NA PALI COAST STATE PARK, KAUAI.

Mr. Nagata said that two existing Special Use Permits issued to Mr. Tom Hegarty and Mr. Clancy Greff III for inflatable commercial tour boat landings on the Na Pali Coast expire June 5, 1986.

Mr. Nagata said that since these 1-year permits were executed, our Department's Land Management Division has also issued revocable permits for commercial tour boat operations on Hanalei Bay and Anini Beach. There are 42 revocable permits currently in effect and staff would like these two special use permits to be as consistent as possible with these permits. Accordingly, he is recommending extension of the two existing Special Use Permits for commercial tour boat landings on the Na Pali Coast for one year with the new conditions listed in the submittal.

Mr. Clancy Greff said that after receiving the revised submittal for renewing his permits, he noticed basic changes which would be detrimental to their operations. Based on the Ad Hoc's report, limiting the boat operations to the same level as last year -- in the Ad Hoc report it has them operating up to eleven boats. If they had to reduce their last year's capacity, it would cause a severe hardship. Also, he would have to cut his employees from 60 to 45. He said that they only use 10 boats with passengers. It's a sizeable operation but we have managed to run that operation without any accidents for ten years.

Mr. Higashi asked if the capacity of his boat was six passengers.

Mr. Greff said that they have five 17 passenger boats, three fifteen passenger boats, one eight passenger boat and one six passenger boat.

Mr. Hegarty said, regarding his permit for two boats, he would ask that the permit have specifics where he can disembark from Hanalei, which was never stated and rather than have two zodiacs which are specifically stated on his permit that he be permitted to have one zodiac and a catamaran and he has also talked to Mr. Greff about purchasing one of his zodiacs. He said that he has met the upgrading standards of American made vessels for landing, the insurance company has a depository binder on these boats so what he needs is permission to operate the zodiac and catamaran on the permit and permission to use Hanalei for disembarking.

Mr. Hegarty said that he would like to operate from Hanalei and specifically have his two boats which are under permit to land under the same permit, separate from the permits already issued for these two boats.

Mr. Kealoha asked if this was the way it is now.

Mr. Hegarty said yes it is but then it isn't separate.

Mr. Ono asked, "what about the shuttle from shore to ship, isn't that another vessel?"

Mr. Hegarty said yes, although that boat would not carry passengers.

Mr. Kealoha asked, "when we last issued the permit, was it recorded with Land Management?"

Mr. Nagata said, no, because at that time the Hanalei landing permits were not in effect. He understood they would not have any permits at Hanalei because they thought they had come before the board on this and the Na Pali Coast landing they had assumed that it was a part of this permit but he finds out now that he has two separate permits at Hanalei.

MOTION

Mr. Higashi moved to approve Mr. Greff's request as submitted by staff with one amendment, that the number of boats allowed be increased from ten to eleven.

Mr. Kealoha seconded, motion carried unanimously.

In Mr. Hegarty's case, the board would like more clarification and asked that this be brought back to the board at its next meeting.

TEMPORARY VARIANCE TO CONDUCT ENVIRONMENTAL IMPACT STATEMENT FOR THE DEVELOPMENT OF A HYDRO-ELECTRIC PROJECT ON THE EAST AND WEST WAILUAIKI STREAMS AT NAHIKU, MAUI.

ITEM H-5

Mr. Evans said that basically the applicant would like to conduct four specific types of studies. They would like to do an Aquatic Survey, a Geology and Soils Survey, a Birds, Plants and Mammals study and an Archaeology study.

Mr. Evans said that among the letters which he received this morning one was a basic concern that they did not feel that it was appropriate for this type of activity to occur there. However, should the board approve this, they ask that the board not allow any chain saws to be used as a part of the preparation for the environmental studies -- only machete, cane knives and the like be allowed.

A second request from the Keanae community also objects to the proposed use of any chain saws in clearing the area.

Mr. Evans felt the above two requests to be reasonable. Should the board consider approval, staff would like to amend their recommendations such that no use of chain saws will be allowed in the area to conduct this temporary variance.

Mr. Evans said that one of the things that he hoped might come out of this study is a disclosure as to what the environmental issues are in the area.

With regard to Messrs. Kealoha's and Higashi's concern, Mr. Evans felt that the study could be done without a chain saw.

Mr. Kealoha asked, "what about the Sierra Club's question regarding Wailuaiki Stream that a condition should be included that this is not disturbed."

Mr. Ono asked Mr. Evans whether he had any reactions to the Keanae Community Association's comments about the need for a public hearing before the board acts on this variance?

Mr. Evans said that no public hearing is required for this variance.

Mr. Evans explained that when someone basically wants to conduct a walk-through survey staff only issues a right of entry because they do not view the walk-through as a land use. However, here staff sees more than just a walk-through survey, which is why this approach was taken.

In answer to Mr. Ono's question, Mr. Evans said that this is the same application which was heard last night.

Mr. Ono's concern was that with a project of this magnitude why they have not yet gone out into the fields and a hearing has already been scheduled for use in the conservation district. It doesn't make sense.

Mr. Evans said that they are doing two separate processes. First the CDUA, then the EIS. When the CDUA comes into our department the environmental requirement, if any, is not placed upon anyone until the application has been in the office for thirty days.

Ms. Mary Evanson of the Sierra Club, Maui Group said that they do not support the Wailuaiki streams project because of the impact it would have on these intact native forest watershed lands. This area is zoned Conservation protected for a very good reason; watershed lands must be saved. She said that she has hiked frequently in the area and appreciate its importance as one of the few intact wilderness areas of Maui and the entire state.

Mr. Ono asked if it wouldn't be better to have as much information as possible before the board makes its final decision.

Ms. Evanson agreed, but she understood that they already have this information.

Mr. Ono asked Ms. Evanson if she would feel more comfortable if we had one of our foresters accompany whoever with the understanding that the applicant pick up the expense of the forester.

Mr. Kealoha thought this should be added to the motion.

Mr. Landgraf, when asked by Mr. Ono, said that he had no objection to having a forester accompany the applicant.

ACTION

Mr. Arisumi moved to approve with the following amendments:

1. That no chain saws are to be used; and
2. That a forester is to accompany the applicant at the applicant's expense.

ITEM H-6

CDUA TO DEVELOP THE KANEOHE CELL SITE FOR THE HONOLULU CELLULAR TELEPHONE AT KANEOHE, HAWAII, TMK: 4-5-32:POR 1.

Mr. Ono asked the A.G. whether the agreement could be with a private party.

Mr. Wong said that legally, this was no problem.

Mr. Kealoha felt that this condition should be included.

ACTION

Unanimously approved as amended. (Kealoha/Higashi)

ITEM H-6

CDUA TO DEVELOP THE KANEOHE CELL SITE FOR THE HONOLULU CELLULAR TELEPHONE AT KANEOHE, HAWAII TMK: 4-5-32:POR 1.

Mr. Evans said that the board had deferred this matter at the May 9, 1986 meeting to allow representatives of the community to discuss possible modification of the project with the applicant.

Mr. Evans said that staff has the same recommendations with one modification. They would like the board to consider approving the application with a new condition 11 as follows:

11. That the applicant comply with the agreement entered into with the Kaneohe Neighborhood Board and the Friendship Garden dated May 13, 1986.

ACTION

Mr. Kealoha moved to approve with the above amendment. Motion carried with a second by Mr. Higashi.

Mr. Ing was excused from acting on this item.

ITEM F-6

U.H. REQUEST FOR CONVEYANCE OF PORTION OF MAUI COMMUNITY COLLEGE PROPERTY, KAHULUI, MAUI.

Mr. Kealoha wanted it shown in the records that the UH did not want to issue permits and that is why we had to issue a permit to Magnum, etc.

Mr. Ono asked whether the UH has been issuing month to month permits to non-UH people.

A representative from the UH said that as far as the studio, that was State land so they had to come to the land board. On this particular one the question was raised whether we were willing to permit the present people to go under month to month tenancy.

ACTION

Unanimously approved as amended. (Kealoha/Zalopany)

ITEM F-8

RESUBMITTAL - MOLOKAI RANCH, LTD. REQUEST FOR AMENDMENT OF PREVIOUS BOARD ACTION (2/14/86, ITEM F-4) AUTHORIZING SALE OF PIPELINE EASEMENTS, MAKAKUPAIA, KAMILOLOA, AND HOOLEHUA, MOLOKAI.

Mr. Detor said that this item was deferred at the May 9, 1986 meeting at the request of the attorney for Molokai Ranch. One of the terms approved by the board at that meeting was that "This easement or any rights granted herein shall not be sold, assigned, conveyed, leased, mortgaged or otherwise transferred or disposed of, directly or by operation of law, except with the prior written consent of the Grantor."

Mr. Detor said that the applicant has asked that this be an appurtenant easement, or running with the land. He said that he has no objection to this. However, Forestry has asked that in connection with one of the easements that certain conditions, which are listed in the submittal, be included as part of the terms and conditions for granting of this easement.

Mr. Detor said that Molokai Ranch did have some suggestions as far as language changes to the conditions spelled out in the submittal which staff does not object to. However, rather than read them into the records, he suggested that the board just authorize the Chairman to make whatever changes are necessary.

ACTION

Mr. Arisumi moved to amend the Board's action of February 14, 1986 providing for the following changes: (1) Reflect the fact that the subject perpetual, non-exclusive easement is an easement appurtenant to Molokai Ranch, Ltd.'s benefitting land (2) Add the terms and conditions recommended by the Forestry and Wildlife Division relative to the easement for the Kamiloloa and Makakupaia portion affecting the Molokai Forest Reserve Lands and subject also to the following condition:

. Other terms and conditions as may be prescribed by the Chairman.

ITEM F-5 DOT REQUEST FOR EXCHANGE OF LAND WITH U. S. POSTAL SERVICE, OAHU, MAUI, HAWAII AND KAUAI.

Mr. Detor called the board's attention to page 3 of the submittal where it states that "The State may apply for Federal Aviation Administration Airport Aid for 75% of those State lands exchanged." He said that when he conveyed this to the Chairman he was of the impression that the 75% of the \$2 million plus they would acquire would go into the DOT fund for lands that were acquired originally with federal funds. Since he talked to the Chairman something else has come up.

Mr. Garcia said that they are checking with FAA right now. They are not sure whether that money that comes back can go to DLNR or whether it has to be used for airport purposes. It is not yet clear. FAA says that it would have to be evaluated at the time DOT makes the application.

Mr. Ono said it might be that the general fund gets a portion of this. He would like to have that pursued. He would like to have the reimbursement matter included as a part of the condition.

ACTION Unanimously approved as amended. (Higashi/Kealoha)

ITEM B-1 REQUEST FOR APPROVAL TO ENTER INTO AGREEMENT EXTENSIONS WITH THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII AND THE UNIVERSITY OF HAWAII FOR ONGOING FISHERIES DEVELOPMENT PROJECTS DURING FISCAL YEAR 1986-87.

ACTION The board unanimously approved the execution of the six project agreement extensions subject to the Governor's approval and approval as to form by the Department of the Attorney General. (Ing/Higashi)

ITEM B-2 OUT-OF-STATE TRAVEL REQUEST FOR HENRY M. SAKUDA, ADMINISTRATOR, DIVISION OF AQUATIC RESOURCES TO ATTEND THE ANNUAL CONFERENCE OF THE WESTERN ASSOCIATION OF FISH AND WILDLIFE AGENCIES AND THE WESTERN DIVISION OF THE AMERICAN FISHERIES SOCIETY.

ACTION The board unanimously approved the proposed out-of-state travel request to attend the Western Association Conference in Portland, Oregon to be held July 20-23, 1986 and provide the transportation, registration, and per diem expenses as requested. (Higashi/Arisumi)

ITEM B-3 APPROVAL TO ENGAGE THE SERVICES OF A CONSULTANT TO ASSIST IN DEVELOPING THE DIVISION OF AQUATIC RESOURCES PLAN FOR DISTRIBUTED INFORMATION PROCESS AND INFORMATION RESOURCE MANAGEMENT (DIPIRM).

ACTION Unanimously approved as submitted. (Ing/Zalopany)

ADDED ITEM B-4 FILLING OF FULL-TIME, TEMPORARY-EXEMPT, LABORATORY ASSISTANT III, POSITION NO. 19881E, IN THE DIVISION OF AQUATIC RESOURCES (OAHU).

ACTION The board unanimously approved the appointment of Mr. Ryan Tatsumoto to Position No. 19881E. (Ing/Zalopany)

ITEM C-1 FILLING OF POSITION NO. 27073, WILDLIFE BIOLOGIST IV, NONGAME/ENDANGERED SPECIES WILDLIFE STAFF, HONOLULU, OAHU, ISLAND OF OAHU.

ACTION The Board unanimously approved the appointment of Mr. Thane K. Pratt to Position No. 27073. (Ing/Zalopany)

ITEM C-2	<u>MASTER'S REPORT ON PUBLIC HEARING.</u>			
ACTION	The board unanimously approved the withdrawal of 200 sq. ft. of State land within the Round Top Forest Reserve to be placed under the management and jurisdiction of the Department of Accounting and General Services. (Ing/Zalopany)			
ITEM C-3	<u>REQUEST TO APPROVE REQUEST FOR THE SHARING OF DEPARTMENT OF LAND AND NATURAL RESOURCES' HALEAKALA AND MAUNA LOA RADIO FACILITIES WITH THE U. S. SECRET SERVICE.</u>			
ACTION	Unanimously approved as submitted. (Higashi/Ing)			
ITEM D-1	<u>PERMISSION TO HIRE A CONSULTANT TO PLAN AND DESIGN A SUPERVISORY CONTROLS SYSTEM FOR THE MOLOKAI IRRIGATION SYSTEM, MOLOKAI.</u>			
ACTION	Unanimously approved as submitted. (Arisumi/Higashi)			
ITEM D-2	<u>SOIL AND WATER CONSERVATION DISTRICT DIRECTORS, HAWAII, KAUAI, AND OAHU.</u>			
ACTION	The board voted unanimously to appoint and certify the following persons for the terms shown below to serve as Directors of the respective Soil and Water Conservation Districts:			
	<u>District</u>	<u>Name</u>	<u>Elected/ Appointed</u>	<u>Term to Expire</u>
	East Kauai	Edward Kawamura, Jr., Farm Enterprise Dealer	Appointed	6/30/89
		William Hicks, Retiree	Elected	6/30/89
	Waiakea	Larry Komata, Agricultural Loan Officer	Elected	6/30/89
	Windward Oahu	Alfred Lee, Office Manager, Del Monte Corp.	Appointed	6/30/86
		Clifford Migita, Farmer	Appointed	6/30/89
ITEM E-1	<u>FILLING OF POSITION NO. 14933, PARK MAINTENANCE SUPERVISOR II, HAWAII PARKS SECTION.</u>			
ACTION	The board voted unanimously to approve the selection of Mr. Allan Takeya to fill Position No. 14933. (Higashi/Ing)			
ITEM E-2	<u>REQUEST TO USE HAPUNA BEACH STATE RECREATION AREA, ISLAND OF HAWAII, FOR A ROUGHWATER SWIMMING EVENT.</u>			
ACTION	Unanimously approved subject to the conditions listed in the submittal. (Higashi/Ing)			
ITEM E-3	<u>REQUEST TO USE WAILOA RIVER STATE RECREATION AREA, HILO, HAWAII, FOR RADIO CLUB "FIELD DAY" EXERCISE.</u>			
ACTION	Unanimously approved subject to the conditions listed in the submittal. (Higashi/Zalopany)			
ITEM E-4	<u>PERMISSION TO NEGOTIATE WITH CONSULTANT(S) TO CONDUCT THE BOTANICAL AND WILDLIFE SURVEYS AS PART OF THE SUITABILITY STUDY FOR THE PROPOSED NATURAL, RECREATIONAL, AND HISTORICAL PARK FROM NOHOMALINO TO MANUKA, SOUTH KONA AND KAU, HAWAII.</u>			
ACTION	Unanimously approved subject to approval of the Governor. (Higashi/Arisumi)			

<u>ITEM E-5</u>	<u>REQUEST TO USE THE OLD KONA AIRPORT STATE RECREATION AREA, HAWAII, FOR A FUND RAISING CARNIVAL.</u>
ACTION	Unanimously approved subject to the conditions listed in the submittal. (Higashi/Arisumi)
<u>ITEM E-6</u>	<u>REQUEST TO USE THE OLD KONA AIRPORT STATE RECREATION AREA, HAWAII, FOR A FATHER'S DAY RACE.</u>
ACTION	The board unanimously approved issuance of a permit to the Big Brothers and Big Sisters of the Big Island to hold their Fathers Day Race at the Old Kona Airport State Recreation Area subject to the conditions listed in the submittal. (Higashi/Arisumi)
<u>ITEM E-7</u>	<u>REQUEST FOR PERMISSION TO USE IOLANI PALACE GROUNDS FOR A CONCERT BY THE ROYAL HAWAIIAN BAND.</u>
ACTION	Unanimously approved subject to the conditions listed in the submittal. (Ing/Zalopany)
<u>ITEM E-8</u>	<u>HAWAII NATURE CENTER 1986 SUMMER NATURE AND FUN PROGRAM PROPOSAL.</u>
	(See Page 4 for Action.)
<u>ITEM E-9</u>	<u>REQUEST TO EXTEND TWO SPECIAL USE PERMITS TO MAKE COMMERCIAL TOUR BOAT LANDINGS ON NA PALI COAST STATE PARK, KAUAI.</u>
	(See Page 8 for Action.)
<u>ITEM E-10</u>	<u>RESUBMITTAL - REQUEST APPROVAL OF SUPPLEMENTARY DETAILS RELATING TO THE KING KALAKAUA JUBILEE CENTENNIAL CELEBRATION AT THE IOLANI PALACE GROUNDS.</u>
	(See Page 4 for Action.)
<u>ADDED ITEM E-11</u>	<u>FILLING OF POSITION NO. 8751E, PARK CARETAKER II, NORTH KOHALA, ISLAND OF HAWAII.</u>
ACTION	Mr. Ing moved to approve the appointment of Mr. Ryan Tatsumoto to Position No. 19881E. Seconded by Mr. Zalopany, motion carried unanimously.
<u>ADDED ITEM E-12</u>	<u>FILLING OF CLERK TYPIST III POSITION NO. 12969, Staff and Supportive SERVICES, OAHU ADMINISTRATIVE OFFICE.</u>
ACTION	Mr. Ing moved to approve the appointment of Mrs. Joan Shimizu to fill Position No. 12969. Seconded by Mr. Higashi, motion carried unanimously.
<u>ADDED ITEM E-13</u>	<u>FILLING OF VACANT GROUNDSKEEPER I POSITION FOR THE OAHU PARK SECTION.</u>
ACTION	Mr. Ing moved to approve the appointment of Mr. Tom Cox to Position No. 31513. Seconded by Mr. Kealoha, motion carried unanimously.
<u>ITEM F-1</u>	<u>DOCUMENTS FOR CONSIDERATION.</u>
<u>Item F-1-a</u>	<u>SUR'S AUTO-TRUCK SERVICE, INC., APPLICATION FOR REVOCABLE PERMIT, SAND ISLAND, HONOLULU, OAHU FOR STORAGE OF EQUIPMENT AND CONSTRUCTION MATERIAL PURPOSES. RENTAL: \$1,306.00 PER MO. COMMENCING JUNE 1, 1986.</u>
<u>Item F-1-b</u>	<u>COMMUNICATIONS HAWAII, ET AL, REQUEST FOR CONSENT TO ASSIGN G. L. NO. S-4631 TO UNITED NETWORK, INC., ET AL, KEWALO BASIN, HONOLULU, OAHU.</u>

- Item F-1-c HAJIME TANAKA REQUEST FOR CONSENT TO ASSIGN G. L. NO. S-4422 TO LON W. SMITH AND TERUKO T. SMITH, LOT 8, PAHOA AG PARK, KEONEPOKO IKI, PUNA, HAWAII.
- Item F-1-d LELAND SPRAGUE REQUEST FOR ISSUANCE OF LAND PATENT IN CONFIRMATION OF LCA NO. 3535, HONUULA, MAKAWAO, MAUI.
- Item F-1-e FRANT HATA APPLICATION FOR REVOCABLE PERMIT FOR PARKING PURPOSES. RENTAL: \$150.00 PER MO. COMMENCING JUNE 1, 1986.
- Item F-1-f FIBRIUM ABREU APPLICATION FOR REVOCABLE PERMIT FOR HOME GARDEN PURPOSES. RENTAL: \$11.00 PER MO.
- Item F-1-g LLOYD PRATT, DBA LOCAL BOY TOURS, APPLICATION FOR REVOCABLE PERMIT TO CONDUCT COMMERCIAL HIKING TOURS ON STATE TRAILS, KAUAI. RENTAL: TO BE DETERMINED BY CHAIRMAN.

The Division of State Parks requested that Item No. 6, listed under LOCATION & DESCRIPTION be excluded.

The board asked that Condition No. 3 be amended by adding that "appropriate authorization from the Divisions of State Parks and Forestry and Wildlife be obtained.

- ACTION Mr. Higashi moved to approve Items F-1-a through f as submitted and F-1-g as amended. Seconded by Mr. Kealoha, motion carried unanimously.
- ITEM F-2 STAFF RECOMMENDATION FOR CANCELLATION OF G. L. NO. S-4798 COVERING LOT 8, PAHOA AG PARK, PHASE II, KEONEPOKO IKI, PUNA, HAWAII.
- ITEM F-3 STAFF RECOMMENDATION FOR CANCELLATION OF G. L. NO. S-4431 COVERING LOT 18, PAHOA AG PARK, KEONEPOKO IKI, PUNA, HAWAII.
- ACTION Mr. Higashi moved to approve Items F-2 and F-3 as submitted. Seconded by Mr. Arisumi, motion carried unanimously.
- ITEM F-4 STAFF RECOMMENDATION FOR AMENDMENT TO G. L. NO. S-4566, HONOKOHAU, NO. KONA, HAWAII.
- ACTION The board voted unanimously to approve amendment to General Lease No. S-4566 by deleting in its entirety, the rental reopening provision as contained on page 2, Paragraph 2, of said general lease. All other terms and conditions to remain the same. (Higashi/Kealoha)
- ITEM F-5 DOT REQUEST FOR EXCHANGE OF LAND WITH U. S. POSTAL SERVICE, OAHU, MAUI, HAWAII, AND KAUAI.
- (See Page 11 for for Action.)
- ITEM F-6 U.H. REQUEST FOR CONVEYANCE OF PORTION OF MAUI COMMUNITY COLLEGE PROPERTY, KAHULUI, MAUI.
- (See Page 10 for Action.)
- ITEM F-7 ROBERT GILLESPIE APPLICATION TO PURCHASE REMNANT PARCEL AT KIPAHULU, HANA, MAUI.
- ACTION Unanimously approved subject to the conditions listed in the submittal. (Arisumi/Higashi)

ITEM F-8	RESUBMITTAL - MOLOKAI RANCH, LTD. REQUEST FOR AMENDMENT OF PREVIOUS BOARD ACTION (2/14/86, ITEM F-4) AUTHORIZING SALE OF PIPELINE EASEMENTS, MAKAKUPAIA, KAMILOLOA, AND HOOLEHUA, MOLOKAI.
	(See Page 10 for Action.)
ITEM F-9	STAFF RECOMMENDATION FOR CONTINUATION OF NOMINAL RENTAL, G. L. NOS. S-3951 S-4017, PUPUKEA, KOOLAULOA, OAHU, AND KAIMUKI, HONOLULU, OAHU.
ACTION	Unanimously approved as submitted. (Ing/Higashi)
ITEM F-10	STAFF RECOMMENDATION FOR AMENDMENT TO PREVIOUS BOARD ACTION (11/22/85, AGENDA ITEM F-7) AUTHORIZING ANCHOR EASEMENTS IN THE WAIMANALO AG. PARK, WAIMANALO, OAHU.
ACTION	Mr. Ing moved to amend the board's action of November 22, 1985 by adding the following condition: "The standard relocation clause shall be waived." Mr. Kealoha seconded. Motion carried unanimously.
ITEM F-11	HAWAIIAN TELEPHONE COMPANY AND CITIZENS UTILITIES CO. APPLICATION FOR UTILITY EASEMENT AT KAPAA, KAWAIHAU, KAUAI.
ACTION	Unanimously approved as submitted. (Zalopany/Ing)
ITEM F-12	DEPARTMENT OF TRANSPORTATION REQUEST FOR AUTHORIZATION TO ACQUIRE EASEMENT AT KIKIAOLA, WAIMEA, KAUAI.
ACTION	Unanimously approved as submitted. (Zalopany/Arisumi)
ITEM F-13	DOWALD REQUEST FOR RIGHT OF ENTRY FOR IMPROVEMENTS TO EAST WAIOLI IRRIGATION SYSTEM, WAIOLI, HANAIEI, KAUAI.
ACTION	Upon motion by Mr. Zalopany and a second by Mr. Arisumi, the board voted unanimously to grant DOWALD and/or its agents and contractors right of entry over and across Tax Map Keys 5-5-08:18, 5-5-02:1, 5-5-5:6 and 5-6-2:1 at Waioli, Hanalei, Kauai for purposes of facilitating the project, subject to the conditions listed in the submittal.
ITEM F-14	RESUBMITTAL - STAFF RECOMMENDATIONS ON REGULATION OF HANAIEI BAY/ANINI BEACH MARINE ACTIVITIES, KAUAI.
	(See Pages 6 & 7 for Action.)
ITEM F-15	DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS REQUEST FOR ACQUISITION OF LEASE COVERING OFFICE SPACE IN HGEA BUILDING, WAILUKU, MAUI.
ITEM F-16	DEPARTMENT OF SOCIAL SERVICES AND HOUSING REQUEST FOR ACQUISITION OF LEASE COVERING OFFICE SPACE AT 2145 KAOHU STREET, WAILUKU, MAUI.
ITEM F-17	DEPARTMENT OF LAND AND NATURAL RESOURCES (STATE PARKS) REQUEST FOR ACQUISITION OF LEASE OF STORAGE SPACE AT HALEIWA, OAHU.
ITEM F-18	DEPARTMENT OF SOCIAL SERVICES AND HOUSING REQUEST FOR ACQUISITION OF LEASE COVERING OFFICE SPACE IN THE DAVIES PACIFIC CENTER, HONOLULU, OAHU.
ITEM F-19	DEPARTMENT OF SOCIAL SERVICES AND HOUSING REQUEST FOR ACQUISITION OF LEASE COVERING OFFICE SPACE IN THE HASEGAWA KOMUTEN BUILDING, HONOLULU, OAHU.
ACTION	The board unanimously approved Items F-15 through F-19 subject to the review and approval of the lease agreement by the Office of the Attorney General. (Higashi/Kealoha)

<u>ITEM F-20</u>	COUNTY OF MAUI REQUEST FOR DRAINAGE EASEMENT, PORTION OF GOVERNMENT LAND AT MAKAWAO, MAUI.
ACTION	Unanimously approved subject to the conditions listed in the submittal. (Arisumi/Higashi)
<u>ITEM F-21</u>	U. S. ARMY REQUEST FOR RIGHT OF ENTRY FOR TRAINING EXERCISE, HAMAKUA, HAWAII.
ACTION	Unanimously approved subject to the conditions listed in the submittal. (Higashi/Arisumi)
<u>ITEM H-1</u>	CDUA FOR A SUBDIVISION AT HONOKOHAU, HAWAII, TMK: 7-4-08:26.
ACTION	Unanimously approved, subject to the conditions listed in the submittal. (Higashi/Arisumi)
<u>ITEM H-2</u>	CDUA FOR THE REPLACEMENT OF AN EXISTING STRUCTURE AND ACCESSORY USES AT NUUANU, OAHU.
	(See Page 2 for Action.)
<u>ITEM H-3</u>	AMENDMENT TO AN APPROVED CDUA FOR A RADIO COMMUNICATION USE AT KAUPULEHU, NORTH KONA, HAWAII.
ACTION	Unanimously approved as submitted. (Higashi/Ing)
<u>ITEM H-4</u>	REQUEST FOR TIME EXTENSION ON CDUA FOR A NON-CONFORMING SINGLE FAMILY RESIDENTIAL USE AT KIHOLU BAY, NORTH KONA, HAWAII.
ACTION	Unanimously approved as submitted. (Higashi/Ing)
<u>ITEM H-5</u>	TEMPORARY VARIANCE TO CONDUCT ENVIRONMENTAL IMPACT STATEMENT FOR THE DEVELOPMENT OF A HYDRO-ELECTRIC PROJECT ON THE EAST AND WEST WAILUAIKI STREAMS AT NAHIKU, MAUI.
	(See Page 9 for Action.)
<u>ITEM H-6</u>	CDUA TO DEVELOP THE KANEOHE CELL SITE FOR THE HONOLULU CELLULAR TELEPHONE AT KANEOHE, HAWAII TMK: 4-5-32:POR. 1.
	(See Page 9 for Action.)
<u>ITEM J-1</u>	AIRPORT DIRECT TELEPHONE LINE ACCOMMODATIONS SERVICE CONCESSION, HONOLULU INTERNATIONAL AIRPORT, OAHU.
<u>ITEM J-2</u>	LEASES FOR LEI VENDING CONCESSION, GENERAL LYMAN FIELD, (GLF), HILO, HAWAII.
<u>ITEM J-3</u>	AMENDMENT NO. 2 TO LEASE NO. DOT-A-82-8, HONOLULU INTERNATIONAL AIRPORT, OAHU (CITICORP (USA), INC.).
ACTION	Items J-1 through J-3 were deferred.
<u>ITEM J-4</u>	AMENDMENT NO. 3 TO LEASE NOS. DOT-A-84-22 (ALAMO RENT-A-CAR, INC.) AND DOT-A-84-23 (MAUI AIRPORT U-DRIVE,, INC.), KAHULUI AIRPORT, MAUI.
	(See Page 1 for Action.)

- ITEM J-5 APPLICATION FOR ISSUANCE OF REVOCABLE PERMITS 4190, 4191 AND 4196, AIRPORTS DIVISION.
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- ITEM J-6 RENEWAL OF REVOCABLE PERMITS 3363, ETC. CONFORMING USE, AIRPORTS DIVISION.
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- ITEM J-7 SALE OF LEASE BY PUBLIC AUCTION, HARBORS DIVISION, ALA WAI BOAT HARBOR, HONOLULU, OAHU.
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- ITEM J-8 ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, SLIP #21, LAHAINA BOAT HARBOR, MAUI (PARDNER, INC.).
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- ITEM J-9 ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, SLIP #10, LAHAINA BOAT HARBOR, MAUI (SCOTCH MIST CHARTERS, INC.).
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- ITEM J-10 RESOLUTION CONCURRING THAT THE DIRECTOR OF TRANSPORTATION SIGNED OFFER TO PURCHASE AREA 46-B, NEAR KEEHI LAGOON, HONOLULU INTERNATIONAL AIRPORT, HAWAII, FROM THE U.S. GOVERNMENT, AIRPORTS DIVISION.
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ACTION Items J-5 through J-10 were deferred.

RESOLUTIONS: Resolutions were adopted by the Board expressing their appreciation to the following employees for their many faithful and conscientious years of serving the State of Hawaii:

- . Mrs. Lillian Yuriko Miki, Land Document Receiving Clerk I in the Bureau of Conveyances -- 34 years of service.
- . Mrs. Jerry Ogawa, Groundskeeper I at the Royal Mausoleum Grounds, Division of State Parks, Outdoor Recreation and Historic Sites - 5 years of service.
- . Mr. Takeo Fujii, Engineering Program Manager, Division of Water and Land Development - 35 years of service.

ADJOURNMENT: There being no further business, the meeting was adjourned at 1:15 p.m.

Respectfully submitted,

LaVerne Tirrell

Mrs. LaVerne Tirrell
Secretary

APPROVED:

S. Ono
SUSUMU ONO
Chairperson

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