

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

DATE: March 27, 1987  
TIME: 9:00 A.M.  
PLACE: Kalanimoku Building  
Room 132, Board Room  
1151 Punchbowl Street  
Honolulu, Hawaii

ROLL  
CALL

Chairperson William W. Paty called the meeting of the Board of Land and Natural Resources to order at 9:05 A.M. The following were in attendance:

MEMBERS: Mr. J. Douglas Ing  
Mr. Moses W. Kealoha  
Mr. Leonard Zalopany  
Mr. John Arisumi  
Mr. Herbert Arata  
Mr. William W. Paty

STAFF: Mr. Manabu Tagomori  
Mr. Ralston Nagata  
Mr. Mike Shimabukuro  
Mr. Roger Evans  
Mr. John Corbin  
Mr. Maurice Matsuzaki  
Mrs. LaVerne Tirrell

OTHERS: Mr. Johnson Wong, Deputy A.G.  
Mr. Peter Garcia, D.O.T.  
Mr. Kazu Hayashida (Item D-1)  
Ms. Lynn Tilton (Item F-10)

ITEM D-1

HONOLULU BOARD OF WATER SUPPLY USE PERMIT APPLICATION, PEARL HARBOR GROUND CONTROL AREA, OAHU.

ACTION

Unanimously approved as submitted. (Ing/Kealoha)

ITEM D-2

HONOLULU BOARD OF WATER SUPPLY REQUEST TO TRANSFER PRESERVED USES, PEARL HARBOR GROUND WATER CONTROL AREA, OAHU.

ACTION

Unanimously approved as submitted. (Ing/Arisumi)

ITEM D-3

GRACE PACIFIC CORP. WATER USE PERMIT APPLICATION, PEARL HARBOR GROUND WATER CONTROL AREA, OAHU.

ACTION

Unanimously approved as submitted. (Ing/Kealoha)

ITEM F-10

LEASE OF OFFICE SPACE FOR THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING, INFORMATION SYSTEMS OFFICE, ISLAND OF OAHU.

ACTION

Unanimously approved as submitted. (Ing/Kealoha)

ITEM H-3

CDUA FOR RENOVATION OF THE KALIHIWAI IRRIGATION DITCH SYSTEM AT KILAUEA, KAUAI (MR. STAN DUNCAN FOR MR. BRENDON G. MOYNAHAN).

Referring to page 9, last paragraph, third sentence which states in part that because the source of the water originate on privately-owned lands.... Mr. Kealoha asked how it was concluded that the waters originated on privately-owned lands.

Mr. Kealoha felt that Condition Nos. 7 and 10 should be consolidated as one condition.

Mr. Evans said that this information came from the Division of Land Management and he didn't know their rationale as to why they would say that it originates on private land.

Mr. Kealoha said, "you say no license is required."

Mr. Evans, stated that this is really a separate issue from the use. The only thing they want the board to act on is the maintenance.

Mr. Zalopany asked why three years before they do any construction.

Mr. Evans said that the primary purpose of this application is so that the applicant can be in compliance with their water license agreement with Princeville to restore the Hanalei Ditch and this would then fulfill Princeville's water requirement which is delineated in the agreement. The question then came up, "why aren't you going to do it right away?" The answer was that at the immediate time it is economically infeasible. That is why the three years instead of one.

Referring to an earlier question raised by Mr. Kealoha, Mr. Wong said that authorizing the use is giving an inference that they can take the water without a determination as to who owns the water. To say that the water comes from private wells he could not understand how unless they had artesian wells on their property. If it's surface water, then you have to go to where that surface water came from.

Mr. Paty said that the ditch has been there for 85 years but we are not addressing the water issue at this point and time we're just trying to give him the o.k. for flexibility in cleaning.

Mr. Kealoha said that from the maps presented at the hearing, it showed where the water was coming from but not from where it originated.

Mr. Kealoha asked why Condition Nos. 7 and 10 couldn't be tied up together.

Mr. Evans said there would be no problem tying the two together.

Mr. Kealoha felt also that it would be more appropriate from the board's side if this applicant was treated like East Maui Irrigation where they would pay for the water owned by the State.

ACTION

Mr. Zalopany moved to approve with the following amendments:

1. Condition Nos. 7 and 10 to be consolidated as one condition.
2. Add another condition wherein the applicant would pay for the water owned by the State.

Seconded by Mr. Kealoha, motion carried unanimously.

ITEM E-5

SPECIAL USE PERMIT REQUEST TO USE THE STATE CAPITOL GROUNDS FOR CHILD CARE PROGRAMS BY THE RICHARDS STREET YWCA.

Mr. Nagata asked that the 2nd paragraph of page 2 be amended to read "For the first half of 1987" instead of "1986".

ACTION

Unanimously approved as amended. (Kealoha/Zalopany)

ADDED  
ITEMS

Upon motion by Mr. Ing and a second by Mr. Arisumi, the board voted unanimously to add the following items to the Agenda:

Item C-1 -- Filling of Position No. 7520E, Wildlife Management Assistant III, Island of Hawaii.

Item C-2 -- Filling of Position No. 21439, Forestry Worker III, WF 05, Hawaii.

Item C-3 -- Filling of Position No. 02916, Secretary I, Island of Hawaii.

Item C-4 -- Filling of Position Nos. 21434 and 2949, Forestry Workers II, Island of Hawaii.

Item H-6 -- Permission to Contract with the University of Hawaii to Conduct Experiments in the Outdoor Seaweed Culture.

ITEM C-1

FILLING OF POSITION NO. 7520E, WILDLIFE MANAGEMENT ASSISTANT III, ISLAND OF HAWAII (WAYNE TAKA).

ITEM C-2

FILLING OF POSITION NO. 21439, FORESTRY WORKER III, WF 05, HAWAII (GENE K. BURKE).

ITEM C-3

FILLING OF POSITION NO. 02916, SECRETARY I, ISLAND OF HAWAII (FRANCES L. ROCHA).

ITEM C-4

FILLING OF POSITION NOS. 21434 (LESTER M. INOUE) AND 2949 (ROBERT T. OTOMO), FORESTRY WORKERS IIs, ISLAND OF HAWAII.

ACTION

Mr. Arata moved to approve Items C-1, C-2, C-3 and C-4 as submitted. Seconded by Mr. Arisumi, motion carried unanimously.

ITEM D-1

HONOLULU BOARD OF WATER SUPPLY WATER USE PERMIT APPLICATION, PEARL HARBOR GROUND WATER CONTROL AREA, OAHU.

Approved. See Page 1.

ITEM D-2

HONOLULU BOARD OF WATER SUPPLY REQUEST TO TRANSFER PRESERVED USES, PEARL HARBOR GROUND WATER CONTROL AREA, OAHU.

Approved. See Page 1.

ITEM D-3

GRACE PACIFIC CORP. WATER USE PERMIT APPLICATION, PEARL HARBOR GROUND WATER CONTROL AREA, OAHU.

Approved. See Page 1.

ITEM D-4

PERMISSION TO ADVERTISE FOR BIDS - JOB NO. 9-OF-A1, CLEARING WAIMANALO AND KAHAWAI STREAMS, WAIMANALO, OAHU.

ACTION

Unanimously approved as submitted. (Ing/Arisumi)

ITEM D-5

FILLING OF POSITION NO. 33956, GENERAL LABORER I, WAIMEA IRRIGATION SYSTEM, HAWAII.

ACTION

Mr. Arata moved to approve the appointment of Mr. Darin N. Bertelmann to Position No. 33956. Seconded by Mr. Arisumi, motion carried unanimously.

ITEM E-1

FILLING OF POSITION NO. 17627, GROUNDSKEEPER I, WAILOA RIVER STATE RECREATION AREA, HAWAII.

ACTION

Mr. Arata moved to approve the appointment of Mr. Leslie Tachibana to Position No. 17627. Seconded by Mr. Arisumi, motion carried unanimously.

ITEM E-2

REQUEST PERMISSION TO USE A PORTION OF KAIKA STATE RECREATION AREA FOR DAY CAMPS BY GIRL SCOUT COUNCIL OF THE PACIFIC, INC.

ACTION

Mr. Ing moved to approve with the addition of a condition to include the indemnity clause and also that the State be held harmless. Seconded by Mr. Kealoha, motion carried unanimously.

ITEM E-3

APPROVAL OF HISTORIC SITES FOR SUBMITTAL TO THE HAWAII HISTORIC PLACES REVIEW BOARD.

Mr. Ing asked, "once it's processed, what procedure is followed to notify the landowners."

Mr. Nagata said that we need to get the landowner's permission before going onto their land. If this permission is not granted then the review would have to be without any on-site activity. As far as notification, when the sites are being considered by the review board for placement on the Hawaii Register and also should it be considered for the national register, prior to it being placed on the national register the owner of the site is given notice. In the case of the Hawaii Register, there is an appeal procedure. On the National Register, if it's an individual site and the owner is against the nomination, the site would not be placed on the national register even if it does have the historic attributes. However, in the case of the thematic nomination it would be similar to the district nomination where you have multiple owners. For the national register you must have concurrence of the majority of the owners to be placed on the national register.

Mr. Ing voiced concern that a lot of people own property on which a historic site is located. Sometimes they don't realize what impact it has and therefore when they go to do something with their land they can't do it because it's on the register. Particularly fishponds, where we have run into trouble before, they did not know that they were on the register. To say thematic nomination of significant whatever he felt was too wide open. He would like to see more detailed information before it is nominated.

Mr. Nagata asked if he could have a possible condition from the board to go ahead and do the work. However, before submitting it to the review board that each of these nominations be brought back to the land board. The way the board submittal reads now the board would give staff the go ahead and they would prepare the nomination and go directly to the review board.

Mr. Kealoha thought there were a series of steps to be taken before it got to the review board and at that nomination point it was to come back to the board before going to the review board.

Mr. Nagata said that the board was provided a listing rather than a series of the kinds of nominations. Primarily those were stateowned properties. The Board did have concerns about privately owned properties and wanted to make sure before the staff prepared something that it would go through the board. However, as Mr. Ing indicated that because a thematic nomination is so broad there may be other kinds of complications.

- ACTION Mr. Ing moved to approve with the following amendment:
1. That the board approve the preparation of the proposed nominations to the Hawaii Historic Places Review Board for consideration but that the proposed nomination be submitted to the Land Board for approval prior to submittal to the Review Board.
- ITEM E-4 REQUEST PERMISSION TO USE PORTION OF IOLANI PALACE GROUND TO ASSEMBLE FOR THE DAMIEN WEEK PARADE.
- ACTION Unanimously approved as submitted. (Ing/Arisumi)
- ITEM E-5 SPECIAL USE PERMIT REQUEST TO USE THE STATE CAPITOL GROUNDS FOR CHILD CARE PROGRAMS BY THE RICHARDS STREET YWCA.
- (See Page 2 for Action.)
- ITEM F-1 DOCUMENTS FOR CONSIDERATION.
- Item F-1-a AMENDMENT TO SUBLEASE, G. L. S-4644 TO CORMAX CORP. AND DBM OF HAWAII KALAUAO, EWA, OAHU, TMK 9-8-13:14.
- Item F-1-b REQUEST FOR REVOCABLE PERMIT (R.P.) BY ISLAND SOFTWARES, INC., LOT 544-A, SAND ISLAND, HONOLULU, OAHU FOR OFFICE, WAREHOUSE, MANUFACTURING AND STORAGE OF EQUIPMENT AND MATERIAL. RENTAL: \$926.00 PER MO. COMMENCING MAY 1, 1987.
- Item F-1-c REQUEST FOR REVOCABLE PERMIT BY SAFETY SYSTEMS HAWAII, INC., LOT 538-D, SAND ISLAND, HONOLULU, OAHU FOR ACCESS WAY FOR LANDING, UNLOADING, AND RELOADING OF STEEL I BEAMS. RENTAL: \$560.00 PER MO. COMMENCING APRIL 1, 1987.
- Item F-1-d REQUEST FOR REVOCABLE PERMIT BY HARTWELL K. KAMAU, JR., TMK 2-4-52:21, WAIAKEA, SO. HILO, HAWAII FOR RESIDENTIAL PURPOSES. RENTAL: \$29.00 PER MO.
- Item F-1-e CONSENT TO ASSIGNMENT OF LEASE, GENERAL LEASE NO. S-4473 FROM PHILIP C. MEYER TO CARL MEYER RANCH CORPORATION AND THEN FURTHER CARL MEYER RANCH CORPORATION TO ERNEST DE LUZ AND MARION A. DE LUZ, TMK 4-1-06:07, KAOHE 6, HAMAKUA, HAWAII.
- Item F-1-f CONSENT TO ASSIGNMENT OF GRANT OF EASEMENT, G. L. NO. S-4227 FROM ROBERT O. LIPPI TO AZABU U.S.A., TMK 7-8-13:42, KAHALUU, NO. KONA, HAWAII.
- Item F-1-g CONSENT TO ASSIGNMENT OF LEASE, G. L. NO. S-4765 FROM JULES J. GERVAIS AND SOONTAREE GERVAIS to HAWAII FOLIAGE EXPORTS, INC. LOT 18, PANAWEA AGRICULTURAL PARK, WAIAKEA, SO. HILO, HAWAII, TMK 2-2-56:44.
- Item F-1-h CONSENT TO ASSIGNMENT OF LEASE, G. L. NO. S-4114 FROM AXEL PETTERSON TO AXEL F. PETTERSON AND JOYDEANNE B. PETTERSON, LOT 7, SHAFTER FLATS, MOANALUA, HONOLULU, HAWAII, TMK 1-1-64:9.
- Item F-1-i ASSIGNMENT OF INTEREST OF THOMAS S. POWELL, JR., IN GRANT OF EASEMENT, POR. OF GOVERNMENT LAND OF WAKIU, WAKIU, HANA, MAUI, TMK 1-3-04:25.
- ACTION Mr. Zalopany moved to approve Items F-1-a, b, c, d, e, f, g, h, and i as submitted. Seconded by Mr. Kealoha, motion carried unanimously.
- ITEM F-2 HAWAII HOUSING AUTHORITY REQUEST FOR RIGHT OF ENTRY TO STATE LANDS FOR ENGINEERING AND TOPOGRAPHIC SURVEY, LOW-MODERATE INCOME HOUSING PROJECT, LALAMILO, SO. KOHALA, HAWAII, TMK 6-6-01:02.
- ACTION Unanimously approved as submitted. (Arata/Zalopany)

- REQUEST FOR WAIVER OF PERFORMANCE BOND REQUIREMENT, G. L. NO. S-3660, LOT 9, KANOELEHUA INDUSTRIAL LOTS, WAIAKEA, SO. HILO, HAWAII (K. SAKAI ENTERPRISES, INC.).
- ITEM F-3  
ACTION Unanimously approved as submitted. (Arata/Zalopany)
- ITEM F-4  
DIRECT SALE OF WATER EASEMENT AT KAKIO, HANA, MAUI.  
ACTION Unanimously approved as submitted. (Arisumi/Arata)
- ITEM F-5  
STAFF RECOMMENDATION FOR SALE OF LEASE AT PUBLIC AUCTION, TMK 1-1-06:03, MOANALUA, HONOLULU, OAHU.  
ACTION Mr. Ing moved to approve as submitted. Motion carried with a second by Mr. Zalopany.  
Mr. Kealoha was excluded from voting on this item.
- ITEM F-6  
AUTHORIZATION TO HOLD PUBLIC HEARING FOR THE WITHDRAWAL OF LANDS FROM THE HONOLULU WATERSHED FOREST RESERVE AT NUUANU AND MAKIKI AND FROM THE ROUND TOP FOREST RESERVE.  
ACTION Unanimously approved as submitted and with the appointment of Mr. Ronald Walker as Master. (Ing/Kealoha)
- ITEM F-7  
STAFF RECOMMENDATION FOR SALE OF LEASE AT PUBLIC AUCTION, TMK 5-9-05:80, PUPUKEA, KOOLAULOA, OAHU.  
ACTION Unanimously approved as submitted. (Ing/Zalopany)
- ITEM F-8  
STAFF RECOMMENDATION FOR SALE OF LEASE AT PUBLIC AUCTION, TMK 4-1-18:40, LOT 67, WAIMANALO FARMLOTS, WAIMANALO, KOOLAUPOKO, OAHU.  
ACTION Unanimously approved as submitted. (Ing/Kealoha)
- ITEM F-9  
LEASE OF OFFICE SPACE FOR THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING, INFORMATION SYSTEMS OFFICE, ISLAND OF OAHU.  
ACTION Unanimously approved as submitted. (Arisumi/Arata)
- ITEM F-10  
LEASE OF OFFICE SPACE FOR THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING, INFORMATION SYSTEMS OFFICE, ISLAND OF OAHU.  
Approved. See Page 1.
- ITEM F-11  
LEASE ELECTRONIC EQUIPMENT SPACE FOR THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, HAWAII PUBLIC BROADCASTING AUTHORITY, ISLAND OF HAWAII.  
ACTION Unanimously approved as submitted. (Arata/Arisumi)  
Mr. Shimabukuro is to check whether or not a CDUA is required.
- RECESS: The board recessed for 5 minutes at 10:40 A.M.
- ITEM J-10  
CONSTRUCTION RIGHT OF ENTRY, HARBORS DIVISION, PIER 7, HONOLULU HARBOR, OAHU (HAWAII MARITIME CENTER).  
ACTION Unanimously approved as submitted.

ITEM H-1

CDUA FOR SINGLE FAMILY RESIDENCE IN THE GENERAL SUBZONE, WILHELMINA RISE, OAHU (MR. DAVID L. ROVENS).

Mr. Ing asked about the condition requiring the applicant to submit plans. He wanted the condition to be clear that this is to be submitted prior to any work being done.

Mr. Evans said that this could be a part of Condition 8. of the exhibit.

ACTION

Unanimously approved with the added condition that the applicant be required to submit construction plans for review and approval prior to any construction.

ITEM H-2

CDUA FOR CONSOLIDATION AND RESUBDIVISION AND DESIGNATION OF ACCESS EASEMENT AT TANTALUS, MAKIKI, OAHU (R. M. TOWILL CORP. FOR MR. AND MRS. CLINTON HUFFORD.U)

ACTION

Unanimously approved as submitted. (Ing/Zalopany)

ITEM H-3

CDUA FOR RENOVATION OF THE KALIHAIWAI IRRIGATION DITCH SYSTEM AT KILAUEA, KAUAI (MR. STAN DUNCAN FOR MR. BRENDON G. MOYNAHAN).

(See Page 2 for Action.)

ITEM H-4

TEMPORARY FILLING OF POSITION NO. 28999, CLERK-STENO II, NATURAL AREA RESERVES.

ACTION

Mr. Ing moved to approve the appointment of Donna H. Nishimoto to Position 28999. Seconded by Mr. Zalopany, motion carried unanimously.

ITEM H-5

PERMISSION TO CONTRACT WITH THE UNIVERSITY OF HAWAII TO DEMONSTRATE THE PRODUCTION OF BAITFISH AS AN ADDITIONAL CROP FOR SMALL-SCALE COMMERCIAL AQUACULTURISTS.

ACTION

Unanimously approved as submitted. (Ing/Kealoha)

ADDED  
ITEM H-6

PERMISSION TO CONTRACT WITH THE UNIVERSITY OF HAWAII TO CONDUCT EXPERIMENTS IN THE OUTDOOR SEAWEED CULTURE.

ACTION

Unanimously approved as submitted. (Ing/Kealoha)

ITEM I-1

REQUEST TO TERMINATE APPOINTMENTS OF VOLUNTEER CONSERVATION AND RESOURCES ENFORCEMENT OFFICERS, ISLAND OF HAWAII.

ACTION

Upon motion by Mr. Arata and a second by Mr. Zalopany, the Board voted unanimously to terminate the following volunteer officers effective March 27, 1987:

Kenneth Auld	Normal Kunishige
Donald Crockett	Mike Mehau
Don Fergerstrom	Calvin Taga
James Imai	

ITEM I-2

APPOINTMENT OF VOLUNTEER CONSERVATION AND RESOURCES ENFORCEMENT OFFICERS, ISLAND OF HAWAII.

ACTION

Upon motion by Mr. Arata and a second by Mr. Kealoha, the following individuals were named as Volunteer Conservation and Resources Enforcement Officers:

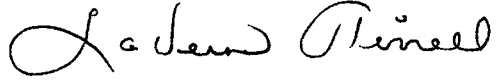
Joe Belmont	Samuel Kahookaulana
Rodney Oshiro	John Spielman
Jensen Kuilipule	Joseph Kealoha
Francis Tajon	Edwin Lewis
Samuel Kamelamela	Lyle Gomes

- ITEM I-3      REQUEST FOR LEAVE WITHOUT PAY FOR POSITION NO. 33271, CLERK TYPIST II, OAHU.
- ACTION      The board voted unanimously to grant Carla Fujikura Leave Without Pay status for the period of July 22, 1987 to February 29, 1988. (Ing/Zalopany)
- ITEM J-1      AIRPORT DIRECT TELEPHONE LINE ADVERTISING SERVICE CONCESSION, HONOLULU INTERNATIONAL AIRPORT, OAHU.
- ACTION      Unanimously approved as submitted. (Ing/Zalopany)
- ITEM J-2      CONSENT TO SUBLEASE GIFTS, APPAREL, AND LUGGAGE CONCESSION, HONOLULU INTERNATIONAL AIRPORT, OAHU (DUTY FREE SHOPPERS, LTD. PARTNERSHIP - ROBERT B. FITHIAN DBA TIARE ENTERPRISES).
- ACTION      Unanimously approved as submitted. (Ing/Zalopany)
- ITEM J-3      CONSENT TO SUBLEASE PACKAGED FOODS CONCESSION, HONOLULU INTERNATIONAL AIRPORT, OAHU (DUTY FREE SHOPPERS, LTD. PARTNERSHIP - ROBERT B. FITHIAN DBA TIARE ENTERPRISES).
- ACTION      Unanimously approved as submitted. (Ing/Zalopany)
- ITEM J-4      AMENDMENT NO. 1 TO LEASE NO. DOT-A-84-26, KEAHOLE AIRPORT, HAWAII (ALAMO RENT-A-CAR, INC.).
- ACTION      Unanimously approved as submitted. (Arata/Zalopany)
- ITEM J-5      AMENDMENT NO. 16 TO LEASE NO. A-62-22, HONOLULU INTERNATIONAL AIRPORT, OAHU (ALOHA AIRLINES, INC.).
- ACTION      Unanimously approved as submitted. (Ing/Kealoha)
- ITEM J-6      APPLICATION FOR ISSUANCE OF REVOCABLE PERMITS 4215, ETC., AIRPORTS DIVISION.
- ACTION      Unanimously approved as submitted. (Kealoha/Zalopany)
- ITEM J-7      ISSUANCE OF PERMIT, KAWAIHAE HARBOR, HAWAII (ORCHID ISLE WATERS CO.).
- ACTION      Unanimously approved as submitted. (Arata/Zalopany)
- ITEM J-8      ISSUANCE OF PERMIT, KEEHI COMMERCIAL SUBDIVISION, HONOLULU, OAHU (JAMES A. HANNA DBA RESEARCH BUILD LTD.).
- Mr. Garcia asked that the area shown in the submittal be changed from 11,825 sq. ft. to 4,000 sq. ft. and the rental from \$946.00 per mo. to \$320.00 per mo.
- ACTION      Unanimously approved as amended. (Ing/Zalopany)
- ITEM J-9      RENEWAL OF REVOCABLE PERMITS 1305, ETC., CONFORMING USE, AIRPORTS DIVISION.
- ACTION      Unanimously approved as submitted. (Zalopany/Arata)
- ITEM J-10      CONSTRUCTION RIGHT OF ENTRY, HARBORS DIVISION, PIER-7, HONOLULU HARBOR, OAHU HAWAII MARITIME CENTER).
- Approved. See Page 6.



ADJOURNMENT: There being no further business, the meeting was adjourned at 11:10 A.M.

Respectfully submitted,



Mrs. LaVerne Tirrell  
Secretary

APPROVED:



WILLIAM W. PATY  
Chairperson

It