

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

DATE: June 26, 1987
TIME: 9:00 A.M.
PLACE: Hawaii County Council Chambers
25 Aupuni Street
Hilo, Hawaii

ROLL
CALL

Chairperson William W. Paty 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. Moses W. Kealoha
Mr. Leonard Zalopany
Mr. John Arisumi
Mr. Herbert Arata
Mr. William W. Paty

STAFF: Mr. Ronald Walker
Mr. Manabu Tagomori
Mr. Ralston Nagata
Mr. Mason Young
Mr. Roger Evans
Mr. Maurice Matsuzaki
Mr. Charles Wakida
Mr. Charles Supe
Mr. Glenn Taguchi
Mrs. Geraldine M. Besse

OTHERS: Johnson H. Wong, Esq.
Mr. Peter Garcia, DOT
Mr. Earl Eckert (Item E-3)
Mr. Jonathan Tennyson (Item E-7)
George Lindsey, Esq. (Item F-11)
Mr. Paul Low (Item H-2)
Jan N. Sullivan, Esq. (Item H-2)
Mr. Michael Sussman (Item H-3)
Mr. Clarence Eblen (Item H-5)
Mr. Philip Kahn (Item H-7)

APPROVAL
OF MINUTES

Mr. Ing moved that the minutes of the March 27, 1987, meeting be approved as written. The motion was seconded by Mr. Arisumi and unanimously carried.

ADDED ITEM

Upon motion by Mr. Ing and a second by Mr. Zalopany, the Board voted unanimously to add the following item to the agenda:

Item E-9 - Filling of a Groundskeeper I Position for Oahu Park Section

ITEM E-3

RESUBMITTAL - REQUEST TO USE THE OLD KONA AIRPORT STATE RECREATION AREA,
HAWAII, FOR A FUND RAISING CARNIVAL

Upon questioning by Mr. Zalopany in reference to condition 11, Mr. Nagata stated that he believes the applicant has liability insurance and the State will be insured prior to commencement of the carnival. Mr. Nagata stated he informed the applicant he would not be able to proceed without the proper documentation.

Mr. Arata asked that the applicant, Earl Eckert of the Kona Hawaiians Pop Warner Football organization, be called forth. Mr. Arata reminded Mr. Eckert that Pop Warner must comply with the conditions set forth in the permit,

including the condition that the applicant meet a DOCARE officer and a park employee on site at least one week prior to setup to review the site and permit conditions and similarly to conduct inspection at the conclusion of the carnival.

ACTION Mr. Arata moved for approval. The motion was seconded by Mr. Arisumi and unanimously approved by the Board.

ITEM F-1-a REVOCABLE PERMIT (R.P.) FOR HONOMANU WATER LICENSE AREA TO EAST MAUI IRRIGATION CO., LTD., HONOMANU, MAUI

ITEM F-1-b R.P. FOR NAHIKU WATER LICENSE AREA TO ALEXANDER & BALDWIN, INC., NAHIKU, MAUI

ITEM F-1-c R.P. FOR KEANAE WATER LICENSE AREA TO EAST MAUI IRRIGATION CO., LTD., KEANAE, MAUI

ITEM F-1-j R.P. FOR HUELO WATER LICENSE AREA TO EAST MAUI IRRIGATION CO., LTD., HUELO, MAUI

Mr. Young asked that Items F-1-a, -b, -c, and -j be considered together since they relate to the same subject matter.

Mr. Kealoha asked whether the residents from Honomanu and Keanae were still contesting the water diversion. Mr. Young answered in the affirmative and stated that the Attorney General's Office advised that the revocable permits would not affect the litigation but would continue the occupancy of the area until the contested case hearing and water code is resolved. Mr. Paty stated that there has been some dialogue on this matter but a contested case hearing has not been scheduled as of this date.

Mr. Arata moved that Items F-1-a, -b, -c, and -j be approved as submitted; motion seconded by Mr. Zalopany.

Mr. Young, however, asked to add a proviso to the permits as follows:

The revocable permit shall cease and be void upon the issuance of a lease pursuant to public auction of the right to collect water from the premises.

ACTION Mr. Arisumi moved that Items F-1-a, -b, -c, and -j be approved as amended. Mr. Arata seconded the motion, and the motion carried unanimously.

Mr. Ing asked that Item F-1-d and Item F-1-e be considered separately and asked to be excused from voting.

ITEM F-1-d ASSIGNMENT OF SUDBRINK BROADCASTING CO. OF HAWAII (KPOI) INTEREST IN GENERAL LEASE (G.L.) NO., S-4631, RADIO TRANSMITTER AND TOWER SITE AT KAAKAUKUKUI, HONOLULU, OAHU, TMK 2-1-58:48

Mr. Young stated that Sudbrink is requesting a sublease to its co-tenants.

Mr. Kealoha asked whether there would be the opportunity for another user of the tower and asked that Mr. Young report back to the board.

ACTION Unanimously approved (Kealoha/Arisumi).

ITEM F-1-e ASSIGNMENT OF H&W COMMUNICATIONS, INC. (KSSK) INTEREST IN G.L. NO. S-4631

ACTION Unanimously approved (Kealoha/Arisumi).

ITEM F-1-f R.P. TO FRANCIS KIDANI GENERAL CONTRACTING, LOT 222-B, SAND ISLAND, HONOLULU, OAHU, TMK 1-5-41A:300

ACTION Unanimously approved (Kealoha/Zalopany).

- ITEM F-1-g R.P. TO HAITSIKA BROTHERS, LTD., LOT 11, SAND ISLAND, HONOLULU, OAHU, TMK 1-4-41A:POR. 77
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- ACTION Unanimously approved (Kealoha/Zalopany).
- ITEM F-1-h CONSENT TO SUBLEASE G.L. NO. S-5106 TO STADIUM BOWL-O-DROME, INC., HONOLULU, OAHU
-
- ACTION Unanimously approved (Kealoha/Zalopany).
- ITEM F-1-i ASSIGNMENT OF G.L. NO. S-4752, LOT 5, PANAWEA AGRICULTURAL PARK, WAIAKEA, SO. HILO, HAWAII, TMK 2-2-56:31
-
- ACTION Unanimously approved (Kealoha/Zalopany).
- ITEM F-11 AMENDMENT TO PRIOR BOARD ACTION RE DIRECT LEASE TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY, KAAKAUKUKUI, HONOLULU, OAHU (ITEM F-13 OF OCTOBER 24, 1986)
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- Messrs. Ing and Kealoha asked to be excused from voting on this item.
- George Lindsey, Esq., representing Robert's Ilima Tours, asked for deferral of condition no. 7 to allow Robert's additional time to submit information to the Board regarding consideration of equity relating to Robert's expenses and improvements to the area.
- ACTION Mr. Arata moved for approval of Item F-11 with the six listed conditions and deferral of condition no. 7. Seconded by Mr. Arisumi. Motion unanimously carried.
- ITEM H-7 REQUEST FOR RECONSIDERATION CDUA FOR GRUBBING AND GRADING USE AT PUNA, HAWAII (MR. PHILIP KAHN)
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- Mr. Evans stated that the staff's recommendation on the reconsideration remains the same as the Board's previous denial because the reconsideration does not address the concerns raised by the original denial.
- Mr. Kealoha stated he believed the request for consideration should be a request to reconsider to place the item on the agenda, rather than to act on the application. If the Board approves to reconsider, then the item may be placed on the agenda and the Board can proceed to review the application. Deputy Attorney General Johnson H. Wong indicated that Mr. Kealoha's statement was correct. Mr. Paty said the Board would proceed on the basis as to whether to place it back on the agenda. Mr. Evans stated that the staff would recommend it not be placed on the agenda for reconsideration and the rationale is that the request for reconsideration did not address the issues. When the original application was received, he said, the staff's study and recommendation was sent to the applicant, who had approximately five days to review it and had the opportunity to address the Board; however, applicant failed to utilize that opportunity. Mr. Evans stated that failure to exercise that option at that time was the risk Mr. Kahn took and if the applicant chose at that point to resubmit a new application and go through the process again, the department would be bound to process it. The immediate question, Mr. Evans stated, is whether the Board should consider the reconsideration; he would not recommend it.
- Mr. Ing noted that the zip code for applicant's address is shown as "96779," which he says is Paia and not Pahoehoe. A review of the correspondence attached as submittal 1, indicates the zip as "96778" on one communication and "96779" on another. Applicant says the reason he was unable to attend the first meeting was because he received the notice one day prior to the meeting and was unable to rearrange his schedule. Mr. Kahn noted that his envelope indicated a postmark at Paia on the 20th; he received the notice on the 23rd. Mr. Kahn stated that the Board denied the original request because the Board felt his objective could be achieved by the use of a topo map. He consulted the county but the county could

not come up with the scale he wanted to work with. Because of the nature of the site, he was proposing to develop a topo map, which would thoroughly define the contours of the site and enable him to develop a residential plan.

Mr. Kealoha moved to reconsider to place the item on the agenda; seconded by Mr. Ing. Motion carried.

Applicant stated that he was just trying to clarify his correspondence with the staff as it appears some matters mentioned in his correspondence were not addressed.

Mr. Kahn showed photographs of the site and stated he developed a plot plan. It was never his intent, he said, to clear-cut the property but to establish an area to develop grade points.

The area is the only area he may be able to work with on the site, Mr. Kahn stated. Mr. Arisumi questioned the applicant on the time-frame for building the residence. Mr. Kahn stated he has listed his home on the market. His original proposal, he said, was a 3- to 5-year time-frame but he now proposes a 1- to 3-year time-frame with the resubmission of another CDUA. He said he could not develop a scheme without knowing the site and, therefore, did not apply for a complete residential package originally.

Mr. Evans stated that this was not the usual procedure and had encouraged the applicant to come in with a residential package; the applicant, however, chose not to take advantage of his advice.

Mr. Ing noted that the Board normally grants temporary variances to conduct surveys. Applicant stated he would do the grubbing by hand and also grade the easement. Applicant stated there is an existing driveway but did not want to inconvenience his neighbor. Mr. Kahn stated it would be easier to get the equipment on the site because he is an amputee. Mr. Arisumi questioned Mr. Kahn regarding the type of equipment he would need on the site. Mr. Kahn said he might need more space if he had to hire people to do the grubbing.

Mr. Arisumi moved for denial of the present request, subject to resubmittal of complete package. Seconded by Mr. Zalopany.

Mr. Ing asked whether the denial is with the understanding that applicant could hand cut through the vegetation for the survey if it was required. Mr. Arisumi stated that handcutting would be no problem.

Mr. Kealoha asked for clarification on whether he can resubmit a complete plan and also for grubbing and grading. Mr. Arisumi stated it would have to include the building of the home. Mr. Kealoha wanted to know whether a new CDUA was required. Mr. Ing stated it would have to be a new CDUA. Mr. Evans concurred. Mr. Kealoha also asked whether a variance was required to conduct a survey. Mr. Arisumi stated clearing would have to be done by hand.

ACTION

The motion to deny Mr. Kahn's present request was unanimously carried.

ITEM E-7

RESUBMITTAL - REQUEST TO USE THE OLD KONA AIRPORT STATE RECREATION AREA, HAWAII, TO TEST A SOLAR POWERED CAR

Mr. Nagata stated that one of the concerns of the original submittal was the test dates and times, which are subject to completion of the vehicle. It would be no earlier than July 13 and no later than October 1, 1987, when the vehicle will be shipped to Australia. Approximately 10 dates are scheduled during this period, and it is not expected that they will be

will be consecutive dates except to accommodate the National Geographic Society film documentary crew. Days will be weekdays only, excluding holidays and subject to 48 hours verbal notice to the Hilo State Parks office. Mr. Nagata stated that times will be during day light hours. Mr. Ing asked whether this was brake testing. Mr. Nagata said he understood that the brakes are manufactured and pretested on the mainland. The testing involves, he said, crew changing and equipment changing, such as wheels. The solar car is capable of attaining speed up to 50-60 miles per hour, and the applicants anticipate attaining that speed in Australia; however, they have agreed not to exceed 20 miles per hour during the tests. The insurance matter has not yet been completed but is a condition to the permit. Mr. Nagata stated that he recommends approval.

Mr. Arata inquired about the name of the vehicle. Mr. Jonathan Tennyson, the applicant, was called forward and indicated that the name designated for the vehicle is "Manala" which means "power of the sun" in Hawaiian. They also applied for a Hawaiian license plate designated Sun 32.

ACTION

Mr. Arata moved for approval; seconded by Mr. Arisumi. Motion unanimously carried.

ITEM H-2

AMENDMENT TO A CDUA AND A STREAM CHANNEL ALTERATION APPLICATION FOR A DRAINAGE STREAM CHANNEL MODIFICATION USE AT KAHUKU, OAHU, HAWAII (MR. PAUL LOW, AGENT FOR KUILIMA DEVELOPMENT CO.)

Mr. Evans stated that this item involves separate actions: amending the CDUA, granting of a right-of-entry to perform the work, and approving an instream water use permit. Mr. Tagomori stated that the alteration includes improvements to the existing drainage system in the Kawela area. The application has been subjected to various reviews by different agencies, including a public hearing, and recommends approval. Mr. Paty asked about the Section 401 Water Quality Certification. Mr. Tagomori stated that the Corps of Engineers is awaiting that report. Ms. Sullivan, representing Kuilima Development Co., stated that a consultant is presently conducting the necessary baseline studies to submit with their 401 application. She stated that the other item still outstanding is the Memorandum of Agreement pertaining to the archaeology portions of the project. An archaeologist has drafted a data recovery plan.

Mr. Ing asked how #3, page 13 of the submittal, related to the right of entry. Mr. Evans stated that if there is future disposition, any disposition would have to be discussed with the Land Management Division. Mr. Ing also asked whether the applicants needed a Land Management permit before construction commenced. Mr. Young stated the action would require the granting of an easement across the State land and, normally, when the easement is granted, the Board is asked for a construction right of entry. Mr. Low commented that when they did the original drainage channel in 1968, the construction plans were prepared from which they prepared the necessary easements. They still need to design the actual structures setting the dimensions, and the easements will be based upon those plans. Mr. Low stated they did not expect the plans to change after the construction phase. Right of entry is contingent upon the submission of request for easement, together with survey maps.

ACTION

Mr. Ing moved for approval; seconded by Mr. Kealoha and unanimously approved.

ITEM H-5

CDUA FOR A 50-FT ANTENNA TOWER FOR FM TRANSMITTER, TMK:2-2-07:09, KOLEKOLE HILL, MAKAWAO, MAUI (MR. CLARENCE EBLEN)

Should the Board sustain the staff recommendation, Mr. Evans asked that an additional condition be added: that the applicant shall obtain FAA approval prior to construction of the tower. The FAA concern, he stated, was that there is an FAA facility near the proposed tower. Mr. Evans also stated that although a public hearing was not required a substantial amount of correspondence was received supporting the tower.

Mr. Eblen appeared before the Board and stated that he agreed with all the conditions and indicated that they have had discussions with the FAA.

ACTION

Mr. Arisumi moved for approval with the added condition, and it was seconded by Mr. Arata. Motion was unanimously approved.

ITEM H-3

AFTER-THE-FACT CDUA FOR A SINGLE FAMILY RESIDENCE AND ACCESSORY USES AT ANAHOLA, KAUAI (MR. EDDIE TANGEN, AGENT FOR MR. EDWARD BITTNER)

Mr. Evans stated that there are actually two applicants: Mr. Sussman and Mr. Bittner. Mr. Evans stated that the consultant representing one of the landowners requested that this item be deferred. Mr. Zalopany stated that he preferred deferment of the item. Mr. Ing asked that Mr. Sussman, one of the applicants who made the trip, be given the opportunity to be heard. The Chairperson called Michael Sussman. He stated it was within the last few years he discovered that they were in a conservation district. When he first applied for telephone service, the telephone company informed him an easement was required; however, three years later, he was advised to put the phone lines underground, the telephone company would maintain it, and that an easement was not necessary. He withdrew the application for the easement shortly thereafter. An application was never refiled because he was unable to obtain clarification concerning what was allowed on the property. Mr. Sussman asked that the phone line remain, along with the 1-1/2 inch and 5-inch water lines. He pointed out that a second 5-inch water line does not exist. The only water line comes in from the plantation's old ditch. Mr. Sussman asked to be allowed to compensate the State of Hawaii through his work with the State Foundation of Culture and the Arts. He is a guitar maker and has a guitar on loan to the State Foundation for a touring exhibition for the next year.

In answer to a question from Mr. Kealoha, Mr. Sussman said he was not aware of the conservation zoning when he purchased the property in 1976. He stated that the first tax bill he received listed the property in agricultural zoning. He said that the Hawaiian Telephone engineers informed him it was not necessary to obtain an easement. His neighbors were hooked up in the same fashion. He stated he does not recall anything in writing.

Mr. Sussman stated that there is only one 5-inch water line which comes in through the old lower Anahola Ditch from the plantation spillway. Mr. Kealoha asked whether he had constructed the water line; he answered in the affirmative. He stated that he consulted the plantation and received written approval. He will submit a current agreement to the Board.

In response to Mr. Kealoha's question, Mr. Sussman answered that he thought the entire parcel is in conservation.

Mr. Kealoha asked Mr. Sussman whether he agreed with the staff's recommendations. He replied that in reference to recommendation no. 4,

he asks that the fine be as lenient as possible as he is not a wealthy man, or be allowed to compensate the State through his work. He also disagreed with no. 3 c. because there is no 5-inch line directly from Anahola Stream. He does not agree with B-10, removal of all other improvements on the property.

Mr. Kealoha asked whether applicant had complied with items outlined in the March 10, 1983, letter. He said he believed so. He said the only change was that the Board or the staff was under the impression he needed telephone poles down the access road; however, the line was put underground. There are no future plans for improvements. Mr. Kealoha asked when the water and telephone lines were installed and Mr. Sussman replied that it was after 1983 because he thought he was given proper advice by the telephone company and the plantation.

Mr. Evans noted that Attachment A dated July 27, 1979, was a report by a conservation and enforcement officer who went out to the property conducting a field inspection and informed Mr. Bittner to cease and desist because the property was in a conservation district. On April 3, 1979, on a follow-up check, Mr. Bittner was found to have continued work on the property.

Mr. Sussman stated his house is relatively small by modern standards. It's about 1,000 square feet. Mr. Bittner's is under 500 square feet. Mr. Sussman stated that he did not get a building permit from the county but is trying to comply with the county requirements. He said a county planner, Michael Laureta, advised him to talk with Sammy Lee and work with the State first. He said he has also paid back taxes to the county.

Mr. Sussman explained that he did go to the Kauai office to explain the situation to Sammy Lee and Tony Nakamura in 1980-81. He was told he should have filed a CDUA and that was the first time he was aware he was in the conservation district. Mr. Nakamura sent someone to talk to Mr. Bittner and advised him not to build anything else. Mr. Sussman said that nothing has been added to the property except the water line and the telephone line. Mr. Sussman was unsure of the date of the telephone line installation but he claims it took the company three years to hook it up so he believes his work was done before that. He said the connection may possibly have been done after 1983.

Mr. Ing stated that he thought Lihue Plantation should have been aware of the conservation zoning and the conservation laws regarding improvements. Mr. Evans stated he would follow up on this item. Mr. Sussman stated that the State had started the proceedings to get approval for the telephone poles down the access road, and the plantation said they had no objections. When the phone company decided not to put in the poles, he believes they did not contact the plantation at all.

Mr. Ing also questioned the involvement of the telephone company which should have known it was conservation land and that any improvements require Board approval.

Mr. Sussman stated that in 1983, the dwelling and the 1-inch line was already installed; the only thing not installed was the 5-inch line.

ACTION

Mr. Zalopany moved for deferral until the Board hears from Mr. Bittner. Mr. Arisumi seconded the motion. The motion to defer was unanimously carried.

The Chairperson asked that Mr. Evans set the meeting with Mr. Tangen and move it along as expeditiously as possible. Mr. Evans stated that the request could be deferred to next meeting on Oahu.

ITEM C-1 AWARD OF CONTRACT FOR FURNISHING AND DELIVERY OF FENCING MATERIALS FOR WILDLIFE POPULATION CONTROL AT MAUNA KEA GAME MANAGEMENT

ACTION Unanimously approved (Arata/Arisumi).

ITEM C-2 FILLING OF POSITION NO. 02912, FORESTRY SUPERVISOR II, ISLAND OF MAUI

ACTION Unanimously approved (Arisumi/Arata).

ITEM C-3 FILLING OF POSITION NO. 12479, FORESTER IV, ISLAND OF HAWAII

ACTION Unanimously approved (Arata/Arisumi).

ITEM C-4 MUTUAL AID AGREEMENT BETWEEN THE DIVISION OF FORESTRY AND WILDLIFE AND COUNTY OF HAWAII

Copies of the draft mutual aid agreement were distributed to the Board. Mr. Arata moved for approval. The motion was seconded by Mr. Zalopany.

Mr. Ing stated that there was considerable discussion during the last Legislature concerning State-County responsibilities. Mr. Ing asked whether there was now an agreement on allocation of funds and responsibilities. Mr. Walker said there was a proposal that all of the funds appropriated to DLNR for forest firefighting would be given to the Statewide Fire Council to parcel to the county fire departments. That bill did not pass. Mr. Walker stated that there had been some disagreement on whether the appropriation should go directly to the fire departments or DLNR; it was a matter of how the money was spent and through whom it was spent.

Mr. Paty asked for clarification of page three of the agreement. Charles Wakida, Hawaii district forester, stated that the RFCP equipment is military surplus, and U.S. Forest Service makes available to the counties and any other firefighting organizations; in this case, the Department of Land and Natural Resources, Division of Forestry and Wildlife. The federal government, however, retains ownership, although DLNR repairs and refurbishes the equipment for firefighting purposes, and the vehicles carry State license plates. Although the counties can obtain and utilize the equipment through the State, Mr. Wakida stated that the State must maintain ownership-type responsibilities. For vehicles used by the counties, the counties provide their own funding for refurbishing and maintenance.

ACTION With no further discussion, the motion was unanimously carried.

ITEM D-1 SOIL AND WATER CONSERVATION DISTRICT DIRECTORS, WEST KAUAI, WAIAKEA, AND WEST MAUI

ACTION Unanimously approved (Zalopany/Arata).

ITEM E-1 REQUEST FOR A SIX MONTHS LEAVE OF ABSENCE WITHOUT PAY

Mr. Nagata stated that the request is for leave without pay for Dolores Camanse, who is a Caretaker II at Sand Island Recreation Area. She has been on leave since April 2, 1987. Her position will remain vacant or filled on an emergency or temporary basis.

ACTION Mr. Ing moved for approval; seconded by Mr. Kealoha and unanimously carried.

ITEM E-2 FILLING OF POSITION NO. 30396, PARK CARETAKER II, SAND ISLAND STATE PARK, OAHU PARK SECTION

ACTION Unanimously approved (Kealoha/Ing).

ITEM E-4 RESUBMITTAL - REQUEST TO USE PORTION OF THE AINA MOANA STATE RECREATION AREA (MAGIC ISLAND) WALKWAY TO HOLD A FUN RUN BY NA PUALEI O LIKOLEHUA

Mr. Nagata stated that the hula halau arranged with the City and County of Honolulu to commence and end the run at the McCoy Pavillion.

ACTION Unanimously approved (Ing/Kealoha).

ITEM E-5 REQUEST TO USE A PORTION OF THE WAILOA RIVER STATE RECREATION AREA, HILO, HAWAII, FOR TEMPORARY STORAGE OF CANOES

Mr. Arata moved for approval; seconded by Mr. Arisumi.

Mr. Nagata stated that there may be some problems with insurance. Hawaii County does require insurance for use of their property; however, he believes that the City and County of Honolulu does not for this type of activity.

Mr. Kealoha asked whether fishing was included in recommendation no. 7. Mr. Nagata stated that he will add a proviso allowing fishermen to fish in that area.

ACTION Unanimously approved.

ITEM E-6 REQUEST TO OPERATE A CURATOR PROGRAM FOR HISTORIC SITES

Mr. Nagata stated that the draft agreement was not attached as indicated in the submittal. Mr. Ing suggested that until the department has gone through a number of curator programs the first couple agreements be brought before the Board to give members the opportunity to input on those agreements. If the program seems to be working, then allow the Chairperson and one Board member to negotiate future agreements. Mr. Kealoha said he concurred with the suggestion.

ACTION Mr. Ing moved for approval as amended; seconded by Mr. Kealoha. Unanimously carried.

ITEM E-8 AUTHORIZATION TO ISSUE A SPECIAL USE PERMIT TO THE AMERICAN YOUTH SOCCER ORGANIZATION FOR USE OF THE WAILOA RIVER STATE RECREATION AREA, HILO, HAWAII

ACTION Unanimously approved (Arata/Arisumi).

ITEM E-9 FILLING OF GROUNDSKEEPER I POSITION FOR OAHU PARK SECTION

ACTION Unanimously approved (Ing/Kealoha).

ITEM F-2 EXCHANGE OF LAND FOR ADDITION TO WAIMEA INTERMEDIATE AND ELEMENTARY SCHOOL, WAIMEA, SO. KOHALA, HAWAII

Mr. Young asked to amend his submittal to include under the listing of parcels to be conveyed by the State: 6-6-1:5, 6-6-1:9, and 6-6-1:45.

ACTION Unanimously approved as amended (Arata/Zalopany).

ITEM F-3 REQUEST TO WAIVE PERFORMANCE BOND REQUIREMENT, G.L. NO. S-4556 TO ISLAND TROPICALS, KAUMANA, SO. HILO, HAWAII

ACTION Unanimously approved (Arata/Arisumi).

ITEM F-4 FILLING OF POSITION NO. 27731, CLERK-STENOGRAPHER II, HAWAII DISTRICT OFFICE, HILO, HAWAII

ACTION Unanimously approved (Arata/Arisumi).

- ITEM F-5 REQUEST BY HAWAII HOUSING AUTHORITY FOR DIRECT SALE OF STATE LAND AT WAIAKEA, SO. HILO, HAWAII
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- ACTION Unanimously approved (Arata/Arisumi).
- ITEM F-6 GRANT OF PERPETUAL NON-EXCLUSIVE EASEMENT FOR ROADWAY, PURPOSES COVERING STATE LAND AT PEARL CITY, MANANA-IKI, EWA, OAHU, TMK 9-7-23:POR. 9
-
- ACTION Unanimously approved (Ing/Kealoha).
- ITEM F-7 AMENDMENT TO PRIOR BOARD ACTION RE DIRECT LEASE OF LAND TO HAWAII ECUMENICAL HOUSING CORP., KAPALAMA, HONOLULU, OAHU
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- ACTION Unanimously approved (Ing/Kealoha).
- ITEM F-8 PACIFIC RESOURCES TERMINALS, INC. REQUEST TO SURRENDER GRANT OF EASEMENT NO. S-4216 AT KAPALAMA, HONOLULU, OAHU, TMK 1-5-34:14
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- ACTION Unanimously approved (Ing/Kealoha).
- ITEM F-9 AMENDMENT TO PRIOR BOARD ACTION RE CONVEYANCE TO CITY AND COUNTY OF HONOLULU OF ROADWAY AT SUNSET VIEW LOTS, AIEA, OAHU (ITEM F-11 OF MAY 8, 1987)
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- ACTION Unanimously approved (Ing/Kealoha).
- ITEM F-10 AMENDMENT TO GRANT OF EASEMENT NO. S-4606 TO HAWAIIAN INDEPENDENT REFINERY, INC., HONOULIULI, EWA, OAHU
-
- ACTION Unanimously approved (Ing/Kealoha).
- ITEM F-12 STAFF RECOMMENDATION FOR EXTENSION OF DEFAULT DEADLINE APPLICABLE TO G.L. NO. S-4942. HANAPEPE, KAUAI
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- ACTION Unanimously approved (Zalopany/Arata).
- ITEM F-13 LEASE OF OFFICE SPACE FOR THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, WAILUKU, MAUI
-
- ACTION Unanimously approved (Arisumi/Arata).
- ITEM F-14 NOBORU AND MICHIE MUNECHIKA REQUEST FOR EXTENSION OF BUILDING REQUIREMENT, G.L. NO. S-3800, HANAPEPE, KAUAI
-
- ACTION Unanimously approved (Zalopany/Ing).
- ITEM H-1 CDUA FOR A SUBDIVISION WITHIN THE EWA FOREST RESERVE TO CREATE AN 8,000 SQ. FT. LOT FOR A .5 MILLION GALLON (M.G.) RESERVOIR USE AT WAHIAWA, HAWAII (HON. KAZU HAYASHIDA)
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Mr. Evans stated that one of the concerns was the location of the tank. DLNR has been assured that more trees will be planted in front of the tank. Discussion also held with the Board of Water Supply about securing the reservoir to prevent public access.

Mr. Ing inquired whether the gentleman who testified at the public hearing, who lived at the last house on California Avenue, was given notice of the disposition. Mr. Evans answered that he was not given a copy and didn't think the particular individual was aware of it. Mr. Ing asked whether or not he had been told the Board would give him a follow-up. Mr. Evans said he did not recall specifically but that the gentleman's primary concern was that people were going inside and drinking beer; his secondary concern was the location of the proposal. Mr. Evans said he would follow up.

Mr. Ing made a motion requesting that a landscape plan be submitted. He noted that evergreens would serve as an additional screen without a great deal of expense.

ACTION Mr. Ing moved to approve as amended. The motion was seconded by Mr. Arisumi and unanimously approved.

ITEM H-4 CDUA FOR SUBZONE AMENDMENT AND CONSTRUCTION OF A GOLF GREEN AND RETAINING WALL, TMK: 3-5-2:19, LIHUE, KAUAI (HEMMETER/VMS KAUAI CO. III)

ACTION Unanimously approved (Zalopany/Arisumi).

ITEM H-6 CDUA FOR DRILLING TEST WELLS IN WAIKOLU VALLEY, MOLOKAI (MR. MANABU TAGOMORI)

Mr. Evans stated that this is a request for the drilling of three test wells on Molokai in Waikolu Valley. He stated it is a reasonable request, within the subzone, and that it is part of Kalaupapa Peninsula in terms of ownership, administered by the Department of Health. If the drilling is successful, there will be a follow-up CDUA for the development of the wells. If the drilling is not successful, the wells will be capped and sealed.

Mr. Arisumi moved for approval; seconded by Mr. Arata.

In response to a question from Mr. Paty, Mr. Tagomori stated the wells would be 200 feet deep. High level dike waters will be tapped, not basal water. The State has two existing wells there and three more will be added. Mr. Tagomori stated DLNR is confident of tapping successful sources. He said that the water will supplement the Molokai Irrigation System.

Mr. Ing asked for clarification of the location. Mr. Tagomori said it was makai of the tunnel portal. There's a pump house at the bottom of the valley at the 750 foot elevation and the wells would be drilled in the area between the portal and the pumphouse. There is an existing roadway to the pump house. Exiting the tunnel, it's at the left, downstream. Mr. Tagomori stated that one well will be on the same side, lower than the pumphouse across the stream, and two will be drilled on the west side further down the path toward the pumphouse. Mr. Tagomori then showed the Board a map of the drilling site.

In response to an inquiry from Mr. Arisumi, Mr. Tagomori answered that the Kualapuu Mauka Well has been drilled to 1,000 feet and they are nearing the water table.

Because of the closing of Del Monte, Mr. Arisumi wanted to know what the overflow would be of the water supply. Mr. Tagomori stated that Del Monte takes up to 20% and that water would now be available. It is anticipated that the Ag Park II, which is nearing completion, possibly the tree farm people and Hawaiian Home Lands would be able to use that supply.

ACTION Unanimously approved.

ITEM H-8 AFTER-THE-FACT CDUA FOR RELIGIOUS USE AT WAIMEA BAY BEACH PARK, WAIMEA, OAHU (MR. KAMUELA PRICE) (SUBMITTAL TO BE DISTRIBUTED AT BOARD MEETING)

ACTION Mr. Evans stated that Mr. Price asked that his CDUA be deferred to next meeting on Oahu. Mr. Ing moved for deferral; motion seconded by Mr. Zalopany and unanimously carried.

ITEM H-9

REQUEST FOR APPROVAL TO ENTER INTO THREE RESEARCH CONTRACTS WITH THE UNIVERSITY OF HAWAII (UH)

Mr. Corbin stated that the first project is for early-stage mahi. Mr. Corbin asked to amend the amount of the contract to \$90,362, which includes \$47,000 enhancement appropriation from the Legislature. The second project is mass culture from 30 to 90 days, and the third project is finfish, feeds and eating program. Mr. Corbin called to the Board's attention that funds for these projects are subject to restriction by the Governor.

ACTION

Mr. Kealoha moved for approval. Mr. Zalopany seconded the motion, which was unanimously carried.

ITEM H-10

REQUEST FOR APPROVAL TO ENTER INTO SIX RESEARCH CONTRACTS WITH THE UNIVERSITY OF HAWAII (UH)

Mr. Corbin stated that these are six new projects grouped under three headings: terrestrial seaweed farming, shrimp disease research, and marine biotechnology, subject to the Governor's restriction of funds. Mr. Corbin noted he just received word that \$100,000 has been awarded by National Coastal Research Institute.

Mr. Corbin stated a study of salt water shrimp was being done at Kahuku. Mr. Paty stated his impression was that the work at Kahuku was private in nature; however, Mr. Corbin stated that the federal group in hatchery technology and feeds composition has been quite open and the State has cooperated with them on a number of projects. Information will be 100% public. Mr. Corbin noted that the Marine Culture Enterprises project in cooperation with the University of Arizona gives Hawaii the opportunity to do world class shrimp disease research because Don Lightner from the University of Arizona is working on the project.

Mr. Paty queried Mr. Corbin on funding arrangements for research projects involving new pharmaceuticals and agrochemicals from marine animals that possess symbiotic microorganisms and who recommends that type of research. Mr. Corbin stated that the program is put together on a request-for-proposal basis. Approximately 100 letters are sent out to the research community in Hawaii. Once the proposals from the community are accepted, the State works with Sea Grant to develop funding relationships with them. A technical advisory committee of private sector industry people review the proposals, taking into consideration potential economic impacts, capabilities of the research group, and the amount of money requested. They try to have a balanced program with aid to existing industries as well as developing new technologies. This is the first biennium where there has not been prawn research and they are trying to phase in marine shrimp and marine finfish, and on a long-term basis, marine biotechnology. Once the technical committee has evaluated the proposals, the State reviews the proposals and the potential for joint funding with the Sea Grant program, and negotiates each project. Sea Grant then has peer review by Hawaiian and national scientists. They also follow the recommendations of the Sea Grant advisory council, which advises them on all marine research.

ACTION

Mr. Kealoha moved for approval; motion seconded by Mr. Zalopany and unanimously carried.

- ITEM I-1 RESUBMITTAL - FILLING OF POSITION NO. 34580, CONSERVATION AND RESOURCES ENFORCMENT OFFICER II, ISLAND OF HAWAII
- ACTION Unanimously approved (Arata/Zalopany).
- ITEM I-2 APPOINTMENT OF LICENSE AGENT, "WAIPOULI VARIETY STORE," ISLAND OF KAUAI
- ACTION Unanimously approved (Zalopany/Kealoha).
- ITEM I-3 APPOINTMENT OF VOLUNTEER CONSERVATION AND RESOURCES ENFORCEMENT OFFICERS, ISLAND OF KAUAI
- ACTION Unanimously approved (Zalopany/Kealoha).
- ITEM I-4 FILLING OF POSITION NO. 38562, CLERK-TYPIST II, ISLAND OF OAHU (TEMPORARY HIRE)
- Mr. Matsuzaki asked that the date July 13 be changed to July 1, 1987.
- ACTION Unanimously approved, as amended (Kealoha/Zalopany).
- ITEM J-1 AMENDMENT NO. 2 TO LEASE NO. DOT-A-84-11, LIHUE AIRPORT, KAUAI (THE HERTZ CORP.)
- ACTION Unanimously approved (Zalopany/Arisumi).
- ITEM J-2 AMENDMENT NO. 2 TO LEASE NO. DOT-A-84-4, LIHUE AIRPORT, KAUAI (ALAMO RENT-A-CAR, INC.)
- ACTION Unanimously approved (Zalopany/Arisumi).
- ITEM J-3 APPLICATION FOR ISSUANCE OF R.P.'s 4357, ETC., AIRPORTS DIV.
- ACTION Unanimously approved (Kealoha/Arata).
- ITEM J-4 RENEWAL OF R.P.'s 3195, ETC., CONFORMING USE, AIRPORTS DIV.
- ACTION Unanimously approved (Zalopany/Kealoha).
- ITEM J-5 SALE OF LEASE BY PUBLIC AUCTION, HARBORS DIV., KALIHI-KAI, HONOLULU, OAHU
- ACTION Unanimously approved (Kealoha/Zalopany).
- ITEM J-6 APPROVAL OF CONSENT TO SUBLEASE, HARBORS DIV., HONOKOHU BOAT HARBOR, HAWAII (GENTRY PACIFIC, LTD.)
- ACTION Unanimously approved (Arata/Zalopany).
- ITEM J-7 APPROVAL OF CONSENT TO SUBLEASE A PORTION OF THE PREMISES OF LEASE NO. 42, PIER 35, HONOLULU HARBOR, OAHU (NATIONAL CO., INC.)
- ACTION Unanimously approved (Kealoha/Zalopany).
- ITEM J-8 ISSUANCE OF R.P., HARBORS DIV., PIER 2, KAHULUI HARBOR, MAUI (YOUNG BROTHERS, LTD.)
- ACTION Unanimously approved (Arata/Kealoha).
- ITEM J-9 ISSUANCE OF R.P., HARBORS DIV., KAWAIHAE HARBOR, HAWAII (MR. GEORGE TAMASHIRO DBA TAMASHIRO TRUCKING)
- ACTION Unanimously approved (Arata/Arisumi).

ITEM J-10

USE OF HARBORS DIVISION FACILITIES, SAND ISLAND ACCESS ROAD, HONOLULU, OAHU
(JAMES S. FREDERICK AND MARK S. NEUMANN DBA TROPICAL SKI SHOP)

ACTION Unanimously approved (Kealoha/Zalopany).

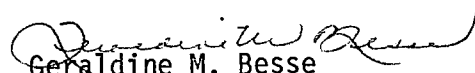
RESOLUTION

The Board unanimously adopted a resolution commending Mr. Matsuji Dochin, Irrigation System Service Worker II in the Waimea-Lalamilo Irrigation Section of the Division of Water and Land Development, for his more than twenty-five years of service to the State of Hawaii. Mr. Dochin retired on June 30, 1987.

ADJOURNMENT

There being no further business, the Chairperson adjourned the meeting at 12:28 P.M.

Respectfully submitted,


Geraldine M. Besse
Secretary

APPROVED: 

WILLIAM W. PATY
Chairperson