

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

DATE: April 8, 1988
TIME: 9:00 A.M.
PLACE: National Guard Armory
Kaunakakai, Molokai

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

ABSENT & EXCUSED

Mr. J. Douglas Ing

STAFF: Mr. Ronald Walker
Mr. Ralston Nagata
Mr. Mike Shimabukuro
Mr. Roger Evans
Mr. Henry Sakuda
Mrs. LaVerne Tirrell

OTHERS: Mr. Johnson Wong, Deputy A.G.
Mr. Peter Garcia, Dept. of Transportation
Mr. Dick Schuenke (Item H-1)
Mr. David Bills (Item H-8)

MINUTES:

The Minutes of March 11, 1988 were unanimously approved as circulated. (Kealoha/Zalopany)

ADDED
ITEMS:

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

Item B-1 -- Request for Adoption of Hawaii Administrative Rules Amending Chapter 13-48, Waikiki-Diamond Head Shoreline Fisheries Management Area, and New Chapter 13-36, Waikiki Marine Life Conservation District.

Item C-2 -- Filling of General Laborer I, Position No. 27082, WB-02, Island of Hawaii.

Item F-13 -- (Verbal) -- Amend Land Board Action of 3/24/88 (Added Item F-15), to include Libert Landgraf as Master to Conduct Public Hearings of Administrative Rules on Shoreline Determination and Appeals.

ITEM H-1

CDUA FOR MOBILE TELEPHONE CELL SITE AT KOKO HEAD, OAHU, TMK: 3-9-12:02 (HONOLULU CELLULAR TELEPHONE CO.).

Referring to Condition No. 11, page 9, Mr. Kealoha said that the maximum height for the antenna was not addressed in that condition. Mr. Evans replied that he would put that in as 35 feet, which is required by the FAA.

Mr. Kealoha asked Mr. Dick Schuenke of the Honolulu Cellular Telephone Company whether he had problems with any of the conditions listed in the submittal. Mr. Schuenke said that he did not. However he did talk to the FAA people who had asked that he let them know when he was ready to put up the tower.

Mr. Evans asked to add a Condition No. 15 requiring the applicant to submit a Master Plan showing all the existing poles and antenna towers.

ACTION

Mr. Kealoha moved to approve as amended. Seconded by Mr. Zalopany, motion carried unanimously.

ITEM H-2

CDUA FOR A NON-CONFORMING SINGLE FAMILY RESIDENCE AT KIHOLA BAY, NO. KONA, HAWAII (GRAY, HONG & ASSOCIATES).

Staff felt that the applicant had come in with something which they felt was greater than a single family residence. However, they took a look at what was being proposed and, as far as the criteria itself, they felt that the applicant did meet the criteria for non-conforming use.

Mr. Arata asked for a five minutes recess.

RECESS:

Chairman Paty called for a five minute recess at 9:25 a.m.

RECONVENE:

9:30 a.m.

ACTION

Mr. Arata moved to defer this item to the April 22, 1988 meeting.

Mr. Kealoha felt that some resemblance to commercial use was reflected in the building and asked whether, in fact, there would be any commercial use. Mr. David Bills, representing the applicant, assured Mr. Kealoha that there would be no commercial use of this property.

Mr. Kealoha seconded the motion.

Mr. Paty called for the vote; vote was unanimous, motion carried.

ITEM F-2

AMENDMENT TO DIRECT SALE OF EASEMENT, PUUWAAWAA, NO. KONA, HAWAII.

Inasmuch as this item relates to Item H-2, which was deferred, Mr. Shimabukuro asked that this item (F-2), also be deferred to the April 22, 1988 meeting.

ACTION

Deferred to April 22, 1988 meeting.

ADDED
ITEM B-1

REQUEST FOR ADOPTION OF HAWAII ADMINISTRATIVE RULES AMENDING CHAPTER 13-48, WAIKIKI-DIAMOND HEAD SHORELINE FISHERIES MANAGEMENT AREA, AND NEW CHAPTER 13-36, WAIKIKI MARINE LIFE CONSERVATION DISTRICT.

In reply to Mr. Kealoha's question as to why the western wall of the natatorium was chosen as opposed to the wall fronting Michelle's or the Kaimana restaurants, Mr. Sakuda replied that in a couple of years from now the natatorium would be coming under restoration, or some kind of activity, and if this area were part of the marine life conservation district, it would complicate the matter. The reason the boundary was not extended out to the edge of the reef that runs out of the Kaimana Hotel is that the area was needed for people to enter into the fishing management areas to walk down towards Diamond Head.

Mr. Paty asked Mr. Sakuda if he felt that the Enforcement Division was adequate to control this situation. Mr. Sakuda felt it was. He said that the idea for establishing a fishery management area is to make it more practical for the enforcement division to handle. Rather than having individual management measures e.g. tagging, sizing, closed and open season, etc. staff is treating the whole area all at once, which would mean that anyone fishing in the area would be illegal at anytime so it would be easier to enforce.

- ACTION Unanimously approved as submitted. (Kealoha/Zalopany)
- ITEM C-1 FILLING OF POSITION NO. 02892, FORESTER III, CENTRAL TREE NURSERY, KAMUELA, ISLAND OF HAWAII.
- ACTION Mr. Kealoha moved to approve the appointment of Ms. Jeanine M. Branam to fill Position No. 02892. Seconded by Mr. Arisumi, motion carried unanimously.
- ADDED ITEM C-2 FILLING OF GENERAL LABORER I, POSITION NO. 27082, WB-92, ISLAND OF HAWAII.
- ACTION Mr. Arata moved to approve the appointment of Clement Chang, Jr. to fill Position No. 27082. Seconded by Mr. Arisumi, motion carried unanimously.
- ITEM D-1 PERMISSION TO ADVERTISE FOR BIDS - JOB NO. 88-OP-I, KEAIWA HEIAU STATE PARK, ROADWAY RECONSTRUCTION AND WATER SYSTEM IMPROVEMENTS, AIEA, OAHU, HAWAII.
- ACTION Unanimously approved, subject to Governor's approval. (Kealoha/Zalopany)
- ITEM E-1 REQUEST TO USE WAILOA RIVER STATE RECREATION AREA, HILO, HAWAII FOR FUNDRAISING WALK-A-THON.
- Mr. Kealoha suggested that, in requests such as this, a copy of the regulations be attached to the submittal. This would help the board members in establishing consistency.
- ACTION Unanimously approved as submitted. (Arata/Arisumi)
- ITEM E-2 FILLING OF GROUNDSKEEPER II, POSITION NO. 16035, IOLANI PALACE STATE MONUMENT, OAHU PARK SECTION.
- ACTION Mr. Kealoha moved to approve the appointment of Mr. Clarence Hoshino to fill Position No. 16035. Seconded by Mr. Zalopany, motion carried unanimously.
- ITEM F-1 DOCUMENTS FOR CONSIDERATION.
- Item F-1-a CONSENT TO ASSIGNMENT AND MORTGAGE OF GRANT OF EASEMENT (LAND OFFICE DEED NO. S-27556), MAKIKI, HONOLULU, OAHU, TAX MAP KEY 2-5-20:02.
- Item F-1-b ISSUANCE OF REVOCABLE PERMIT TO GRADY PAULY, LOT 516A, SAND ISLAND, HONOLULU, OAHU, TAX MAP KEY 1-5-41A:128.
- Item F-1-c ISSUANCE OF REVOCABLE PERMIT TO PATRICIA WATANABE, SUBMERGED LAND AT KANEOHE, OAHU, TAX MAP KEY 4-4-18:82.
- Item F-1-d ALLEN R. WATANABE REQUEST FOR CONSENT TO ASSIGNMENT OF GENERAL LEASE NO. S-4803, LOT 12, PAHOA AG. PARK, PHASE II, KEONEPOKO IKI, PUNA, HAWAII.
- ACTION Mr. Kealoha moved to approve Items F-1-a, b, c & d as submitted. Seconded by Mr. Zalopany, motion carried unanimously.

ITEM F-2 AMENDMENT TO DIRECT SALE OF EASEMENT, PUUWAAWAA, NO. KONA, HAWAII.
ACTION Deferred. See Page 2.

ITEM F-3 GTE-HAWAIIAN TELEPHONE CO., INC. REQUEST FOR DIRECT SALE OF UTILITY EASEMENTS, SO. HILO, HAWAII.
Mr. Shimabukuro asked to add a Condition A. 8, to read as follows:
8. Allow the Grantee to assign the easement to trustee of bond holder for security purposes.
ACTION Unanimously approved as amended. (Arata/Arisumi)

ITEM F-4 DIRECT AWARD OF PERPETUAL NON-EXCLUSIVE EASEMENT FOR UTILITY PURPOSES (HAWAIIAN ELECTRIC CO., INC.), HEEIA, KOOLAUPOKO, OAHU.
ACTION Unanimously approved as submitted. (Kealoha/Zalopany)

ITEM F-5 DEPARTMENT OF AGRICULTURE REQUESTS EXTENSION OF LEASE COVERING LANDS OF KAAKAIKUKUI, HONOLULU, OAHU (FRUIT FLY ERADICATION PROCESS FACILITY.
ACTION Unanimously approved as submitted. (Kealoha/Zalopany)

ITEM F-6 WITHDRAWAL OF LAND FROM GOVERNOR'S EXECUTIVE ORDER NO. 1780 (DEPT. OF EDUCATION, FORMER ANUENUE SCHOOL GROUNDS), WAIOMAO, PALOLO VALLEY, HONOLULU, OAHU.
Mr. Kealoha asked that staff defer this item for the purpose of reviewing this request to see whether or not there are any other grant homes adjacent to, or part of, this parcel. If there are, then he would like those people advised and also to be the first ones in a position to purchase this parcel. Mr. Shimabukuro explained that this particular parcel was originally a part of the homestead lease which adjoined this parcel. Staff now plans to withdraw this parcel and then offer it to the public or offer it back to the homesteader's family.
ACTION Deferred.

ITEM F-7 EXTENSION OF CABIN CONSTRUCTION REQUIREMENTS FOR GENERAL LEASE NOS. S-4985 AND S-4993, KOKEE CAMP SITE LOTS, WAIMEA, KAUAI.
ACTION Unanimously approved as submitted. (Zalopany/Kealoha)

ITEM F-8 STAFF RECOMMENDATION FOR SALE OF LEASE AT PUBLIC AUCTION, KAPAA, KAUAI, TAX MAP KEY 4-5-15:29.

ITEM F-9 STAFF RECOMMENDATION FOR SALE OF LEASE AT PUBLIC AUCTION, KALAHEO HOMESTEADS, KALAHEO, KOLOA, KAUAI, TAX MAP KEY 2-3-07:13.

ITEM F-10 STAFF RECOMMENDATION FOR SALE OF LEASE AT PUBLIC AUCTION, KAPAA HOMESTEAD LOTS, KAPAA, KAUAI, TAX MAP KEY 4-6-02:1, 13, 17 AND 19.
ACTION Mr. Zalopany moved to approve Items F-8, 9 and 10 as submitted. Motion carried unanimously with a second by Mr. Kealoha.

- DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT REQUEST TO LEASE OFFICE SPACE FOR THE INDUSTRY MANAGEMENT AND THE DEVELOPMENT AND MARKETING DIVISION, OAHU.
- ITEM F-11
- ACTION Unanimously approved as submitted. (Kealoha/Zalopany)
- AMENDMENT TO PRIOR BOARD ACTION REGARDING ASSIGNMENT OF GENERAL LEASE NO. S-3856, LOT 9, WAIMANALO FARM LOTS, TMK 4-1-24:25, WAIMANALO, OAHU.
- ITEM F-12
- ACTION Unanimously approved as submitted. (Kealoha/Zalopany)
- (VERBAL) AMEND LAND BOARD ACTION OF 3/24/88 (ADDED ITEM F-15) TO INCLUDE LIBERT LANDGRAF AS MASTER TO CONDUCT PUBLIC HEARING OF HAWAII ADMINISTRATIVE RULES ON SHORELINE DETERMINATION AND APPEALS.
- ADDED ITEM F-13
- ACTION The board voted unanimously to include Libert Landgraf as master to conduct the above hearings. (Kealoha/Zalopany)
- ITEM G-1
- FILLING OF POSITION NO. 155, LAND DOCUMENT RECEIVING CLERK I, OAHU.
- ACTION Mr. Kealoha moved to approve the appointment of Surapol Pimsarn to Position No. 155. Seconded by Mr. Zalopany, motion carried unanimously.
- CDUA FOR MOBILE TELEPHONE CELL SITE AT KOKO HEAD, OAHU (TMK: 3-9-12:02), (HONOLULU CELLULAR TELEPHONE CO.).
- ITEM H-1
- ACTION Approved as amended. See Page 2.
- CDUA FOR A NON-CONFORMING SINGLE FAMILY RESIDENCE AT KIHOLO BAY, NO. KONA, NO. KONA, HAWAII (GRAY, HONG & ASSOCIATES).
- ITEM H-2
- ACTION Deferred. See Page 2.
- REQUEST FOR A TIME EXTENSION FOR CDUA KA-1977 FOR A NON-CONFORMING SINGLE FAMILY RESIDENCE AT HAENA, KAUAI (DONALD AND JILL CANAPARO).
- ITEM H-3
- Mr. Evans informed the board that Legal Counsel for this applicant did call to say that he was more than willing to travel to Molokai for this item. However, because of the nature of the item, staff felt that they could present it without his presence.
- ACTION Unanimously approved as submitted. (Zalopany/Kealoha)
- AUTHORIZATION TO APPOINT A PUBLIC HEARING MASTER TO HEAR CONSERVATION DISTRICT USE APPLICATIONS (OCEA).
- ITEM H-4
- Mr. Evans asked that CDUA MA-2119, filed by the Department of Transportation for boat ramp purposes, be added to the list of CDUA's requiring a public hearing.
- ACTION Mr. Kealoha moved to approve as submitted and also that CDUA MA-2119 be added to the list of applications to be heard. Mr. Zalopany seconded, motion carried unanimously.
- ITEM J-1
- BARBER SHOP CONCESSION, HONOLULU INTERNATIONAL AIRPORT, OAHU.
- ACTION Unanimously approved as submitted. (Kealoha/Zalopany)

<u>ITEM J-2</u>	<u>CONSENT TO ASSIGNMENT OF LEASE NO. DOT-A-84-1, LIHUE AIRPORT, KAUAI (TRAVELERS RENT A CAR HAWAII, INC. - AUTO RENTAL CO., LTD.)</u>
<u>ITEM J-3</u>	<u>CONSENT TO ASSIGNMENT OF LEASE NO. DOT-A-84-32, HAWAII DISTRICT AIRPORTS, HAWAII (TRAVELERS RENT A CAR HAWAII, INC. - AUTO RENTAL CO., LTD.)</u>
<u>ITEM J-4</u>	<u>CONSENT TO ASSIGNMENT OF LEASE NO. DOT-A-84-20, KAHULUI AIRPORT, MAUI, TRAVELERS RENT A CAR HAWAII, INC. - AUTO RENTAL COMPANY, LTD.)</u>
ACTION	Mr. Zalopany moved to approve Items J-2, 3 and 4 as submitted. Seconded by Mr. Kealoha, motion carried unanimously.
<u>ITEM J-5</u>	<u>RESUBMITTAL OF APPROVED CONTRACT FOR A METERED TAXICAB SERVICES CONCESSION, LIHUE AIRPORT, KAUAI.</u>
ACTION	Unanimously approved as submitted. (Zalopany/Kealoha)
<u>ITEM J-6</u>	<u>AMENDMENT NO. 2 TO LEASE NO. DOT-A-84-7, LIHUE AIRPORT, KAUAI (PACIFIC INTERNATIONAL SERVICES CORP.)</u>
ACTION	Unanimously approved as submitted. (Zalopany/Kealoha)
<u>ITEM J-7</u>	<u>ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, NEAR PIERS 31 AND 32, HONOLULU HARBOR, OAHU (BREWER CHEMICAL CORPORATION)</u>
ACTION	Unanimously approved as submitted. (Kealoha/Zalopany)
<u>ITEM J-8</u>	<u>ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, NEAR PIER 40, HONOLULU HARBOR, OAHU (CLASSIC RUSTPROOFING, INC.)</u>
ACTION	Unanimously approved as submitted. (Kealoha/Zalopany)
<u>ITEM J-9</u>	<u>ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, KEWALO BASIN, HONOLULU, OAHU (WINSTEDT FISHING CO. INC.)</u>
ACTION	Unanimously approved as submitted. (Kealoha/Zalopany)
<u>ITEM J-10</u>	<u>ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, NEAR PIER 35, HONOLULU, OAHU (RONWILL TRUCK CENTER CORPORATION)</u>
ACTION	Unanimously approved as submitted. (Kealoha/Zalopany)
<u>ITEM J-11</u>	<u>ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, PIER 8 SHED, HONOLULU, OAHU (THE WEBE CORPORATION, LTD.)</u>
ACTION	Unanimously approved as submitted. (Kealoha/Zalopany)
<u>ITEM J-12</u>	<u>CONTINUANCE OF REVOCABLE PERMITS H-74-443, ETC., HARBORS DIVISION.</u>
ACTION	Mr. Kealoha moved to approve all permits listed under Item J-12, except for Permit Nos. H-84-1163 to Motor Imports International and H-84-1153 to Servco Pacific Inc., which he asked to be deferred inasmuch there were only four members present and he could not vote on these two items. Seconded by Mr. Zalopany, motion carried unanimously.


ITEM J-13 CONTINUANCE OF REVOCABLE PERMITS H-85-1270, ETC. HARBORS DIVISION.

ACTION Unanimously approved as submitted. (Zalopany/Kealoha)

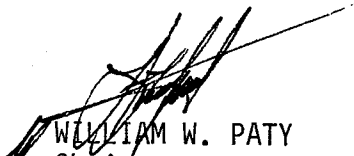
RESOLUTION: The Board unanimously adopted a resolution commending Raymond Hong Sung Hee, Land Agent IV in the Division of Land Management, for his more than twenty-one years of faithful and conscientious service to the State of Hawaii. The Board extended their sincere congratulations and best wishes to Mr. Hee in his well-deserved retirement, and good health and happiness in his future endeavors.

ADJOURNMENT: There being no further business, the meeting was adjourned at 10:30 A.M.

Respectfully submitted,


Mrs. LaVerne Tirrell
Secretary

APPROVED:


WILLIAM W. PATY
Chairperson

WWP:lt