

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

DATE: April 14, 1989
TIME: 8:30 A.M.
PLACE: Mauna Kea Conference Room
Kona Surf Hotel
Kona, Hawaii

ROLL
CALL:

Vice-Chair J. Douglas Ing called the meeting of the Board of Land and Resources to order at 8:35 a.m. The following were in attendance:

MEMBERS: Mr. Moses W. Kealoha
Mr. John Arisumi
Mr. Herbert Arata
Mr. Herbert Apaka
Mr. J. Douglas Ing

Absent and Excused

Mr. William W. Paty

STAFF: Mr. Ronald Walker
Mr. Ralston Nagata
Mr. Mike Shimabukuro
Mr. Roger Evans
Mr. Maurice Matsuzaki
Mrs. LaVerne Tirrell

OTHERS: Mr. Johnson Wong, Deputy A.G.
Mr. Peter Garcia, Dept. of Transportation
Mr. Richard Hirata (Items F-12 and F-13)
Mr. Larry Lee and Mr. Jerry Matsuda (Item F-13)
Mr. Ernest Shima (Items H-2 and H-3)
Messrs. Gregory Gillette and Timothy Stack
(Item H-4)

ADDED
ITEMS

Upon motion by Mr. Kealoha and a second by Mr. Apaka, the following item was added to the Agenda:

Item I-2 Filling of Position No. 02955, Conservation and Resources Enforcement Officer IV, Island of Hawaii.

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

ITEM H-4

CDUA FOR A WATERLINE FROM WAIHANAU STREAM TO MEYER LAKE.

Mr. Evans pointed out that the applicant had originally submitted this application on June 26, 1988; it was subsequently withdrawn in order to address deficiencies in their environmental assessment.

Mr. Evans said that while staff's recommendation is for denial, he would like to alter this recommendation. While it is still for denial, the wording is somewhat different. Mr. Evans referred to a letter which staff received April 12 from the State Attorney General's Office that, based upon discussions with the State Attorney General, a specific wording as follows would be added:

"That application MO-2927 be denied without prejudice to reapply in order to allow time for the State to consider the equities of all water users along the stream, including, but not limited to, the present and future needs of the Hawaiian Homes Commission, the National Park Service (at Kalaupapa), which depends on the Wainaha Stream and Watershed for water."

Insofar as this wording, Mr. Evans said that he would request denial of the application with this specific wording as expressed in the April 12, 1989 letter from the Attorney General's office.

Mr. Evans said that this denial would not prevent the applicants from coming back to the board after the matters of equity are studied and considered by the attorney general's office.

Mr. Arisumi asked why this letter was coming in at such a late date. Mr. Evans replied that this was as a result of a lot of questions that were raised at the public hearing on February 1989. Upon review of the transcript, staff asked the attorney general to become involved in the matter relative to some of the questions raised. The question is rather complex so the attorney general is not able to come up with an answer at this time.

Because an environmental impact statement is required under the terms of the CDUA, Mr. Kealoha asked if this application could be extended beyond the April 28, 1989 deadline. Mr. Evans said that the applicant, in this case, was not required to do an environmental impact statement. He explained that the requirement of an EIS or a request for a contested case hearing are the only two variables in the law that would allow an extension.

Mr. Kealoha asked when Hawaiian Home Lands would know what their requirements would be. Mr. Evans could not answer.

With respect to the SMA, Mr. Kealoha asked whether it was determined by the Maui County that an SMA was required. Mr. Evans said no. Staff felt that it was up to the applicant to somehow resolve and be in compliance with the SMA law. This can be done by 1) they either get a permit; or 2) told that they don't have a permit; 3) told by the County that they are outside the SMA area. In this case, that matter is still unresolved. Mr. Kealoha wondered if the fact that this matter is not yet resolved as being a good basis for denial. Mr. Evans said that the SMA clearance for the project has not been received; SMA clearance for the project is a necessary requisite prior to staff recommending approval. According to the law, before the board can approve a project the applicant must have received SMA clearance and, in this case, they have not.

Mr. Gregory Gillette, agent for the applicant, submitted information to address some of the questions asked by the board. According to the information submitted, Mr. Gillette said that the DHHL wells produce 2,160,000 gpd, of which 14% is used and 86% is unused. The Waihanau Intake produces 1,300,000 gpd but the filter system restricts use to 500,000 gpd; maximum recorded flow; 800,000 gpd. The current use for Waihanau by DHHL is zero. As far as agricultural water, the Molokai Irrigation System produces 3,700,000 gpd of which DHHL uses 46% or 1,690,000 gpd. The projected additional need is 1,900,000 for the next ten years. The available unused total after Meyer Waihanau diversion would total 5,070,000 gpd, which he felt would be sufficient for this projected need.

Mr. Gillette called attention to their March 22, 1989 letter to Mr. Paty pertaining to the SMA required by Maui County. He said that through various correspondence from Maui County they were led to believe that a minor permit would be required for this project. They submitted for a minor permit but Maui County responded that a full permit would be necessary. Because they did not have the time to submit for the processing of a full permit, they chose to realign the pipeline. A copy of their proposed waterline alignment was submitted with the CDUA. The March 22 letter to Mr. Paty and this proposed alignment, said Mr. Gillette, was also submitted to Mr. Christopher Hart of Maui County Planning Office and to date

they have not heard from Mr. Hart. Mr. Gillette said that they also received a letter from Joseph Kennedy, Consulting Archaeologist, on March 28 saying that their survey indicated that no surface structures were present along the route of the proposed waterline. Furthermore, it is unlikely that any subsurface remains are present in this mountainous region.

Mr. Kealoha asked whether HHL had used any water from the Waihanau Stream prior to 1970. Timothy Stack said that they were using the water from the Tunnel. According to Belt Collins report the most they ever put through the pipes was 800,000 gpd and the least was 3,000 gpd. The systems capacity is 1.3 million.

With respect to the Table submitted, Mr. Ing said that it looked like the current usage was taken from Maui County documents. Mr. Gillette said that it was also taken from the DLNR's documents on the Molokai Irrigation System. Mr. Ing asked how the board would go about verifying the figures submitted. As far as domestic water from the MIS, this could be gotten from Mr. Tagomori's office; for DHHL wells that was from Belt Collins' study and Maui County and Wainahau figures came from Belt Collins and the Maui County office on Molokai. As far as the projected need, Mr. Gillette said that the only thing he had to go on was the statement made by the DHHL representative at the February 8th public hearing on Molokai. She had stated this number in reply to a question posed by Mr. Kealoha.

Mr. Ing asked Mr. Gillette if Mr. Kennedy, the archaeologist, would be willing to amend his report to include the new alignment and to certify that under the new alignment that there were no sites along the newly aligned route. Mr. Gillette was sure this would be o.k. with Mr. Kennedy.

Mr. Ing noticed that in the revised table of the proposed water alignment two of the TMK's involved had been changed, he asked if this was a result of the new alignment. Mr. Gillette said that the boundary between these two TMK designations is the boundary between Kalalau County and Maui County and as they move the line out of Kalalau County then the tax map designates a change.

Mr. Ing felt that the issue is between the applicant and Hawaiian Homes for cheaper water. Mr. Gillette said that one of the concerns is that it will take a substantial amount of money to put the Waihanau system into use. The pipe has deteriorated considerably; the filter system does not work and the amount of water available from the MIS at a fairly cheap rate is far below Maui County water rates. The apparent attempt to use this Waihanau water is for domestic purposes by virtue of the fact that they put a sand filter system on it, which restricts their usage of 500,000 gallons.

Mr. Evans said that with respect to the tax map keys, for example, if someone applies for Tax Map 1-2-3-4 and they go through a public hearing and then come before the board for a decision, well the public will have the opportunity to speak for parcel 4 so basically if you're going to now put something on parcel 8, you have to give the public an opportunity to speak on parcel 8. In this particular case, what happened is that you are now being presented with a realignment. However, in checking the particular parcels involved, all the parcels in the conservation district, the tax map key is the same as was given in the public hearing notice so it is not a problem.

ACTION

Mr. Arisumi moved to defer this item to the next meeting on Oahu, which is April 28th. Mr. Arata seconded.

ITEM F-12

CONVEYANCE IN FEE TO HOUSING FINANCE AND DEVELOPMENT CORPORATION FOR
DEVELOPMENT OF KAPOLEI VILLAGE PROJECT, HONOULIULI, EWA, OAHU, HAWAII,
TMK 9-1-16:23 AND PORTION 25.

Mr. Kealoha questioned whether, during the time of conveyance, there would be a condition that they cannot sell before coming back to the board. Mr. Shimabukuro said when the property was acquired from Campbell Estate there was an agreement as to how the area will be developed and HFDC would have to follow that development plan, and this plan does not call for any disposition of that particular parcel. Mr. Kealoha was not concerned about what would happen between the State and Campbell Estate but what would happen after the area is conveyed to HFDC. He did not want them to be free to trade this area off to someone else. Mr. Shimabukuro said that normally when the property is transferred it states that the transfer is for the purpose of development of the project but there is no specific language saying what you can or cannot do.

Mr. Ing called the representative from HFDC, Mr. Richard Hirata, to come forward.

In response to some of the questions which were raised, Mr. Hirata said that, in regards to sugar, and the taking down of approximately 888 acres, he said that they had met with Mr. Balfour, manager of the AMFC sugar division and on numerous occasions they had agreed to an orderly take-down and as far as he was concerned he had no problem. Also, with the order to take down, with regards to what kind of absorption rate they are talking about, optimistically they are looking at ten years -- realistically between 10-15 years. With regards to sugar, he believed that the Governor had asked the legislature for about \$60 million to buy another 3,000 acres in the area to preserve sugar. In the long run, however, perhaps turn that over into a housing program. This would probably be a 10-40 year program.

As far as buy-back, Mr. Hirata said that in the concept of the master plan development, they are trying a 60-40 proposition. 60% of the units will be affordable and 40% will be market. What they mean as affordable is that in their project they will try to service from zero income all the way up to 120% of median income. Those units will have a ten year buy back where if the owner wants to sell HFDC would have the first option to pick it up.

Mr. Hirata said that they would like to have the land quitclaimed to them, with no strings attached, except for the present encumbrances such as easements. The reason for this is that in development they will need the flexibility to move. If any lands are exchanged, especially with private entity, they will have to go to the legislature for this approval.

Mr. Hirata said that development rights were given to Oceanic Property in December, 1988. They will be constructing the first village, called Kumuiki, of approximately 500 units.

ACTION

Unanimously approved as submitted. (Kealoha/Apaka)

ITEM F-13

EXCHANGE OF LAND WITH HOUSING FINANCE AND DEVELOPMENT CORPORATION FOR
DEVELOPMENT OF PROPOSED HAWAII VETERANS MEMORIAL CEMETERY, KANEOHE,
KOOLAUPOKO, OAHU, HAWAII, TMK 4-5-33:02.

Mr. Shimabukuro said that HFDC is to convey to the State approximately 89.5 acres of urban and conservation land to provide the Department of Defense, Office of Veterans Services, with suitable land at Kaneohe for development of a Hawaii Veterans Memorial Cemetery and the State would, in turn, convey to HFDC parcels at Hanapepe Heights for development of affordable housing.

Mr. Larry Lee of the Veterans Office introduced Jerry Matsuda, staff engineer from the Department of Defense, and also the contracting officer for the entire project. Mr. Lee said that if Hawaii does not build their own cemetery in a few years our veterans would have to go to California for burial. If plans go as planned, Mr. Lee said that the first burial would be sometime in 1991.

Major Matsuda had on view for the benefit of the board members a rendering of what they plan for the new cemetery. He said that the design concept is based on military. He continued explaining to the board use of the various buildings shown on the drawings. He said they are talking about providing approximately 70,000 grave sites and these will be 4' x 8' grave sites with double interment. They will also have column burials for about 3,600. They are talking about a 20-year period, which is a part of the veteran affairs design criteria that they have to abide by to get 50% funding. The project itself will be designed in four key phases.

Increment A will involve about \$700,000 existing state monies which have been appropriated for this project and they are still trying to get the federal matching funds of another \$700,000 so they can start the first project in July.

Major Matsuda continued that the total project cost, which includes design, construction cost, construction management cost, etc. is estimated at \$14 million. The funds have been programmed through the Governor's budget at this time. Initially they were talking about \$19 million and had to cut the project back.

ACTION Unanimously approved as submitted. (Arisumi/Apaka)

ITEM F-14 ACCEPTANCE OF DONATION OF LAND FOR ADDITION TO PROPOSED HAWAII VETERANS MEMORIAL CEMETERY SITE, KANEOHE, KOOLAUPOKO, OAHU.

Mr. Shimabukuro explained that the land to be donated is located makai and adjacent to an 89.5 acre parcel which the State recently selected for the proposed Hawaii Veterans Memorial Cemetery. The landowner, Hawaii Memorial Park Cemetery Association, has agreed to donate the subject 33 acres to the State with a condition that the lands be used for veterans cemetery purposes.

Mr. Shimabukuro asked also to amend Recommendation A.1 by deleting Warranty Deeds shown on the second line and adding "gift deed".

ACTION Unanimously approved as amended. (Kealoha/Apaka)

ITEM F-15 DIRECT SALE OF ACCESS AND UTILITY EASEMENT OVER AND ACROSS PORTION OF PROPOSED HAWAII VETERANS MEMORIAL CEMETERY SITE, KANEOHE, KOOLAUPOKO, HAWAII, TMK 4-5-33:02.

ACTION Unanimously approved as submitted. (Kealoha/Apaka)

ITEM H-2 REQUEST FOR TIME EXTENSION ON THE CDUA FOR A TELECOMMUNICATION FACILITY AT KAUPULEHU CRATER, NO. KONA, HAWAII.

ITEM H-3 REQUEST FOR TIME EXTENSION ON THE CDUA FOR A TELECOMMUNICATION FACILITY AT MAUNA KAPU, EWA, OAHU.

Mr. Ernest Shima of the Budget and Finance Office was present to answer any questions posed by the board.

ACTION Mr. Arata moved to approve Items H-2 and H-3 as submitted. Mr. Arisumi seconded; motion carried unanimously.

- ITEM C-1 APPROVAL OF SURRENDER AGREEMENT WITH MCBRYDE SUGAR COMPANY, LTD., WAINIHA WATERSHED LANDS, KAUAI.
- ACTION Unanimously approved as submitted. (Apaka/Arisumi)
- ITEM C-2 FILLING OF TEMPORARY POSITION NO. 37064, CLERK TYPIST II, ISLAND OF HAWAII.
- ACTION Unanimously approved the appointment of Cora Yamashita to fill temporary position no. 37064. ((Arata/Arisumi)
- ITEM C-3 APPROVAL TO AMEND THE EXISTING CONTRACT OF DEBORAH CHANG ABREU, COORDINATOR OF THE NA ALA HELE STATEWIDE TRAIL AND ACCESS SYSTEM.
- ACTION Unanimously approved as submitted. (Kealoha/Apaka)
- ITEM C-4 APPROVAL TO CONTRACT THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII TO PROVIDE RESEARCH ASSISTANCE AND TECHNICAL SUPPORT IN THE IMPLEMENTATION OF THE STATEWIDE TRAIL AND ACCESS SYSTEM.
- ACTION Unanimously approved as submitted. (Kealoha/Apaka)
- ITEM D-1 PUBLIC HEARINGS ON PROPOSED DAM SAFETY RULES.
- ACTION Unanimously approved as submitted. (Kealoha/Apaka)
- ITEM D-2 FILLING OF POSITION NO. 9872, CARPENTER I, WAIMANALO IRRIGATION SYSTEM, WAIMANALO, HAWAII.
- ACTION Unanimously approved the appointment of Mr. Carlos P. Sumaylo to Position No. 9872. (Kealoha/Apaka)
- ITEM D-3 FILLING OF POSITION NO. 9879, IRRIGATION SYSTEM SERVICE WORKER, WAIMANALO IRRIGATION SYSTEM, WAIMANALO, HAWAII.
- ACTION Unanimously approved the appointment of Mr. Jerry Cantere to Position No. 09879. (Kealoha/Apaka)
- ITEM E-1 GUIDELINES ON RENTAL OR USE OF THE EVENTS PAVILION AT THE OLD KONA AIRPORT STATE RECREATION AREA, KAILUA-KONA, HAWAII.

Mr. Arata asked that action on this item be deferred to the June meeting in Kona.

Mr. Nagata said that subsequent to preparation of this submittal staff received a request to also consider last minute cash sales of political fundraisers that have been occurring at the pavilion. Mr. Nagata felt that the board should also consider this request.

Mr. Arata had a problem with this.

Mr. Ing said that under this particular item staff is seeking guidelines on the rental use of the pavilion just for the old Kona Airport but there is now a request to allow for a particular function. He asked Mr. Nagata if he wanted to amend the submittal to include this as a part of the submittal. Mr. Nagata said that he did indicate to the applicant that he would be doing this at this meeting.

Mr. Ing said that the first thing to do is to amend the item. Mr. Arata suggested deferring this item and then authorize staff to negotiate with the parties involved for the event. Mr. Arata said that his reason for deferring was so he could go back to the community groups to find out guidelines that would help them; he would also meet with the business groups to make sure that what the board allows will not affect them.

Mr. Ing said that there is an agenda item which Mr. Arata is asking to defer. At the same time Mr. Nagata has a pending request for the use of the pavilion which would take previously required board approval if this guideline is not changed. Since Mr. Arata had asked to defer, but not before giving Mr. Sakata a chance to speak, Mr. Ing asked whether Mr. Sakata's testimony would have anything to do with the request now pending before Mr. Nagata. Mr. Arata did not know. Mr. Nagata said that while Mr. Sakata did not have anything to do with the request for the political fundraiser, he may want to share his ideas with respect to the rest of the submittal even though he did not have the opportunity to review this submittal.

Mr. Sakata said that he was not here to testify on the matter submitted this morning. However, if this request is for a special permit to sell things then he is concerned. Last year he pleaded with the board to allow him to sell food at the Boy Scouts Makahiki and they have to go through this every year which makes it difficult for them to plan this event. He suggested, if at all possible, that the board approve special requests from non-profit organizations such as the Boy Scouts to sell food just to meet the cost of their food. Mr. Ing recalled allowing the presale of script for food. However, what the board objected to was the exchange of cash on the site. Mr. Sakata acknowledged this. However, he said that this process was very complicated.

Mr. Arata moved to defer to the June meeting in Kona. Mr. Arisumi seconded.

Because of the fact that we use guideline and not rules and regulations, Mr. Ing was concerned about the legal course of guidelines so asked that Mr. Nagata discuss this with the Attorney General's office to see what course, and affect, guidelines would have over rules and regulations.

Mr. Ing called for the vote. Vote was unanimous; motion carried.

ITEM E-2

REQUEST FOR PERMISSION TO EXTEND EMERGENCY RULES FOR THE HAWAII STATE PARK SYSTEM.

ACTION

Unanimously approved as submitted. (Arata/Arisumi)

ITEM E-3

FILLING OF POSITION NO. 12969, ACCOUNT CLERK III, STAFF AND SUPPORTIVE SERVICES OFFICES, STATE PARKS DIVISION.

ACTION

Unanimously approved the appointment of Bryan Goo to Position No. 12969. (Arisumi/Apaka)

Mr. Shimabukuro received the board's concurrence to consider Item F-21 at this time.

ITEM F-21

LEASE OF OFFICE SPACE FOR THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, ISLAND OF HAWAII.

ACTION

Unanimously approved as submitted. (Arata/Arisumi)

ITEM F-1

DOCUMENTS FOR CONSIDERATION.

Item F-1-a

ISSUANCE OF REVOCABLE PERMIT TO MR. EDWARD T. STRICKLAND FOR RECREATIONAL BOAT PIER, HEEIA, KOOLAUPOKO, OAHU, TMK 4-6-22:130.

Item F-1-b ISSUANCE OF REVOCABLE PERMIT TO OBIE BROADCASTING OF MAUI, INC. DBA KMVI-FM, TMK 2-2-04:PORTION 01, KEOKEA, MAKAWAO (KULA), MAUI.

Mr. Arisumi asked who would be monitoring this program as mentioned in Condition No. 4 of page 3. Mr. Shimabukuro said that this is a Maui County requirement so he did not know who would be monitoring. Mr. Arisumi felt that the results of the monitoring should be reported to the department.

Mr.

Shimabukuro said that he would include this as a condition of the permit.

Item F-1-c ISSUANCE OF REVOCABLE PERMIT TO STRATFORD AND ANITA WHITING FOR RECREATIONAL BOAT PIER AT KANEOHE, KOOLAUPOKO, OAHU.

Item F-1-d ISSUANCE OF REVOCABLE PERMIT TO KEITH R. AND MAJORIE LEE YOKUM FOR RECREATIONAL BOAT PIER AT KANEOHE, KOOLAUPOKO, OAHU.

Item F-1-e ISSUANCE OF REVOCABLE PERMIT TO A SECOND CHANCE, INCORPORATED, STATE LAND AT PUU MANAWAHUA, HONOULIULI, EWA, OAHU, TMK 9-2-05:POR. 14.

Mr. Shimabukuro asked to amend Page 2, where it shows the word "REMARKS" in the last paragraph, that it be changed to "RECOMMENDATION". Also, that the following be added to Condition No. 1. "That the applicant will be responsible not only for the cost but also be responsible for working with the utility company for all utility hook-ups.

Mr. Ing voiced concern that this group was using a letter signed by Mr. Paty to gain credibility in the community and felt that this item should be deferred. He was not sure that the two individuals using this letter were bona fide members of Second Chance.

Item F-1-f CONSENT TO ASSIGNMENT OF GENERAL LEASE NO. S-5060, LOT 15, PUU KA PELE PARK LOTS, WAIMEA (KONA), KAUAI, TMK 1-4-02:23.

Item F-1-g ISSUANCE OF REVOCABLE PERMIT TO MAUI KAMAOLE ENTERPRISES FOR LANDSCAPING AND MAINTENANCE PURPOSES, TMK 3-9-04:POR. 61, KAMAOLE, WAILUKU (KULA), MAUI.

ACTION

Mr. Kealoha moved to approve Items F-1-a, c, d, f and g as submitted and Item F-1-b as amended. Mr. Apaka seconded; motion carried unanimously. Item F-1-e was deferred.

ITEM F-2

REQUEST TO CONSTRUCT ADDITIONAL EMPLOYEE DWELLING, LOT 16-B, LALAMILO FARM LOTS, LALAMILO, SO. KOHALA, HAWAII.

Mr. Arata asked why staff was requiring construction of a masonry building since it is more expensive. Mr. Shimabukuro said that this has been a standard requirement -- masonry or all new material.

ACTION

Mr. Arata moved to approve with an amendment to Condition No. 1 that the dwelling be not less than 800 sq. ft., but not more than 1300 sq. ft., exclusive of garage or any other open area. Mr. Arisumi seconded; motion carried unanimously.

ITEM F-3

DIRECT SALE OF PERPETUAL NON-EXCLUSIVE EASEMENT FOR ACCESS AND UTILITY PURPOSES AND ISSUANCE OF CONSTRUCTION RIGHT OF ENTRY, KAMAOLE, MAKAWAO, MAUI.

ACTION

Unanimously approved as submitted. (Arisumi/Arata)

ITEM F-4 AMENDMENT TO PRIOR BOARD ACTION RELATING TO DIRECT SALE OF NON-EXCLUSIVE EASEMENT FOR REPAIR AND MAINTENANCE OF EXISTING SEAWALL AND CONCRETE DECK, PORTION OF RECLAIMED (FILLED) LAND FRONTING TMK 4-5-01:09, LAHAINA, MAUI.

ACTION Unanimously approved as submitted. (Arisumi/Arata)

ITEM F-5 SET ASIDE OF LAND TO THE COUNTY OF MAUI FOR ADDITION TO MALU-ULU-O-LELE PARK, TMK 4-6-07:01, WAIOKAMA, LAHAINA, MAUI.

ACTION Unanimously approved as submitted. (Arisumi/Arata)

ITEM F-6 RESUBMITTAL - DIRECT SALE OF PERPETUAL NON-EXCLUSIVE EASEMENT FOR ACCESS AND UTILITY PURPOSES AND GRANT OF CONSTRUCTION RIGHT OF ENTRY, TMK 2-1-06:POR. 77, MOOMOKU AND NAU, HONUULA, MAKAWAO, MAUI.

Mr. Arisumi said that after conversations with both the Maui Land Department and the Jacinthos, he found out that Mr. Jacintho had done a favor for the county to remove a fallen tree during a storm and placed it on state property and the adjacent landowner filed a complaint to the state. Mr. Jacintho also cleared a 50-ft. wide area of State land overgrown with brush and overhanging tree branches for fire protection purposes. Mr. Arisumi suggested that Mr. Jacintho not be fined but that this fine be changed to requiring him to do public service. He therefore asked to amend Condition D. 2. by calling for 6-ft. logs instead of 3-ft. logs. Mr. Arisumi felt that those people using the cabins where these logs are to be delivered can cut it to their specifications.

ACTION Mr. Arisumi moved to:

1. Delete Condition C.
2. Delete Condition D. 1.
3. Amend Condition D. 2. requiring Mr. Jacintho to cut the logs no more than 6-ft. instead of 3-ft., and that these logs be delivered to the Division of Forestry and Wildlife's Maui Baseyard within 90 days.

Mr. Arata seconded; motion carried unanimously.

ITEM F-7 ACQUISITION OF A PERPETUAL EASEMENT FOR THE HOAEAE ELEMENTARY SCHOOL PARKING LOT ADDITION AND RAMP, TMK 9-4-107:POR. 99, HOAEAE, EWA, OAHU.

ACTION Unanimously approved as submitted. (Kealoha/Apaka)

ITEM F-8 ACQUISITION OF BUFFER STRIP (0.08 FT. WIDE) AS AN ADDITION TO THE NEW WAIANAE III ELEMENTARY SCHOOL SITE, WAIANAE, OAHU.

ACTION Unanimously approved as submitted. (Kealoha/Arisumi)

ITEM F-9 DIRECT SALE OF LOT 2, PALOLO HOMESTEAD LEASES, HOMESTEAD LEASE NO. 46, PALOLO, OAHU, TMK 3-4-03:05.

ACTION Unanimously approved as submitted. (Kealoha/Apaka)

ITEM F-10 REQUEST TO EXTEND NAVY LICENSE (LOD NO. S-26830) FOR PARKING LOT AREA AT LEHUA ELEMENTARY SCHOOL, PEARL CITY, OAHU.

ACTION Unanimously approved as submitted. (Kealoha/Apaka)

ITEM F-11 DIRECT SALE OF RECLAIMED (FILLED) LAND, KANEOHE, OAHU, TMK 4-6-01:SEAWARD OF 21.

ACTION Unanimously approved as submitted. (Kealoha/Apaka)

- ITEM F-12 CONVEYANCE IN FEE TO HOUSING FINANCE AND DEVELOPMENT CORPORATION FOR DEVELOPMENT OF KAPOLEI VILLAGE PROJECT, HONOULIULI, EWA, OAHU, HAWAII, TMK 9-1-16:23 AND PORTION 25.
- ACTION See Page 4.
- ITEM F-13 EXCHANGE OF LAND WITH HOUSING FINANCE AND DEVELOPMENT CORPORATION FOR DEVELOPMENT OF PROPOSED HAWAII VETERANS MEMORIAL CEMETERY, KANEOHE, KOOLAUPOKO, OAHU, HAWAII, TMK 4-5-33:02.
- ACTION See Page 5.
- ITEM F-14 ACCEPTANCE OF DONATION OF LAND FOR ADDITION TO PROPOSED HAWAII VETERANS MEMORIAL CEMETERY SITE, KANEOHE, KOOLAUPOKO, OAHU.
- ACTION See Page 5.
- ITEM F-15 DIRECT SALE OF ACCESS AND UTILITY EASEMENT OVER AND ACROSS PORTION OF PROPOSED HAWAII VETERANS MEMORIAL CEMETERY SITE, KANEOHE, KOOLAUPOKO, OAHU, HAWAII, TMK 4-5-33:02.
- ACTION See Page 5.
- ITEM F-16 ACQUISITION OF EASEMENT FOR DRAINAGE IMPROVEMENTS AT WAIMEA CANYON ELEMENTARY SCHOOL, WAIMEA, KAUAI.
- ACTION Unanimously approved as submitted. (Apaka/Kealoha)
- ITEM F-17 CITIZENS UTILITIES COMPANY AND HAWAIIAN TELEPHONE COMPANY REQUEST FOR PERPETUAL NON-EXCLUSIVE EASEMENT FOR ELECTRIC AND TELEPHONE TRANSMISSION FACILITIES AFFECTING UHA ROAD, LAWAI, KAUAI.
- ITEM F-18 PERPETUAL NON-EXCLUSIVE EASEMENT FOR ACCESS AND UTILITY PURPOSES AFFECTING UHA ROAD, LAWAI, KAUAI.
- ACTION Mr. Apaka moved to approve Items F-17 and F-18 as submitted. Mr. Kealoha seconded; motion carried unanimously.
- ITEM F-19 REQUEST FOR PERPETUAL NON-EXCLUSIVE EASEMENT FOR ACCESS PURPOSES, KAPAA HOMESTEADS, 4TH SERIES, KAPAA, KAWAIHAU (PUNA), KAUAI.
- ACTION Unanimously approved as submitted. (Apaka/Kealoha)
- ITEM F-20 LEASE OF OFFICE SPACE FOR THE DEPARTMENT OF LAND AND NATURAL RESOURCES. DIVISION OF WATER AND LAND DEVELOPMENT FOR THE GEOTHERMAL/CABLE PERMITTING PROJECT, HONOLULU, OAHU.
- ACTION Unanimously approved as submitted. (Kealoha/Apaka)
- ITEM F-21 LEASE OF OFFICE SPACE FOR THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, ISLAND OF HAWAII.
- ACTION See Page 21.
- ITEM H-1 PERMISSION TO FILL THE POSITION OF AQUACULTURE SPECIALIST, POSITION NO. 38213, IN THE AQUACULTURE DEVELOPMENT PROGRAM, OAHU.
- ACTION Unanimously approved as submitted. (Kealoha/Arisumi)

- ITEM H-2 REQUEST FOR TIME EXTENSION ON THE CDUA FOR A TELECOMMUNICATION FACILITY AT KAUPULEHU CRATER, NO. KONA, HAWAII.
- ACTION See Page 5.
- ITEM H-3 REQUEST FOR TIME EXTENSION ON THE CDUA FOR A TELECOMMUNICATION FACILITY AT MAUNA KAPU, EWA, OAHU.
- ACTION See Page 5.
- ITEM H-4 CDUA FOR A WATERLINE FROM WAIHANAU STREAM TO MEYER LAKE.
- ACTION See Page 5.
- ITEM I-1 APPOINTMENT OF VOLUNTEER CONSERVATION AND RESOURCES ENFORCEMENT OFFICER.
- ACTION Unanimously approved the appointment of Roy Santos and Sheldon Hayashi as volunteer officers to serve on the island of Hawaii. (Apaka/Kealoha)
- ADDED
ITEM I-2 FILLING OF POSITION NO. 02955, CONSERVATION AND RESOURCES ENFORCEMENT OFFICER IV, ISLAND OF HAWAII.
- ACTION Unanimously approved the appointment of Bryan Sugiyama to fill Position No. 02955. (Arata/Arisumi)
- ITEM J-1 AIRPORT SHUTTLE BUS, HONOLULU INTERNATIONAL AIRPORT, OAHU.
- ACTION Unanimously approved as submitted. (Arisumi/Arata)
- ITEM J-2 MANAGEMENT OPERATION OF AUTOMOBILE PARKING FACILITIES AT HONOLULU INTERNATIONAL AIRPORT, OAHU.
- ACTION Unanimously approved as submitted. (Kealoha/Apaka)
- ITEM J-3 LEASE, HONOLULU INTERNATIONAL AIRPORT, OAHU (UNITED STATES DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE).
- ACTION Unanimously approved as submitted. (Kealoha/Apaka)
- ITEM J-4 LEASE OF LEI VENDING CONCESSION, GENERAL LYMAN FIELD, HILO, HAWAII (AH LAN HIRO, AH LIN LOO, ANNA KAMAHELE).
- ACTION Mr. Arata moved to approve but that the term be amended from three years to eighteen (18) months and to be renewed after the first eighteen months after an audit of the business. Mr. Arisumi seconded; motion carried unanimously.
- ITEM J-5 AMENDMENT NO. 3 TO LEASE NO. DOT-A-85-6, HONOLULU INTERNATIONAL AIRPORT, OAHU (GREETERS OF HAWAII, LTD.).
- ACTION Unanimously approved as submitted. (Kealoha/Apaka)
- ITEM J-6 RIGHT-OF-ENTRY, REEF RUNWAY (8L-26R), HONOLULU INTERNATIONAL AIRPORT, OAHU (U.S. ARMY CORPS OF ENGINEERS).
- ACTION Unanimously approved as submitted. (Kealoha/Apaka)
- ITEM J-7 AMENDMENT NO. 14 TO LEASE NO. DOT-A-78-2, HONOLULU INTERNATIONAL AIRPORT, OAHU (MARRIOTT CORPORATION).
- ACTION Mr. Kealoha moved to approve as submitted. Motion carried with a second by Mr. Apaka. Mr. Ing was excused from acting on this item.

- ITEM J-8 APPLICATION FOR ISSUANCE OF REVOCABLE PERMITS 4537 AND 4540, AIRPORTS DIVISION.
- ACTION Unanimously approved as submitted. (Arisumi/Arata)
- ITEM J-9 RENEWAL OF REVOCABLE PERMITS 2845, ETC., AIRPORTS DIVISION.
- ACTION Mr. Kealoha moved to approve as submitted. Motion carried with a second by Mr. Arata. Mr. Ing was excused from acting on this item.
- ITEM J-10 CONSTRUCTION OF RIGHT OF ENTRY AND DISPOSITION OF LEASE BY DIRECT NEGOTIATION, BARBERS POINT HARBOR, OAHU (HAWAII PACIFIC INDUSTRIES, INC., A HAWAII CORPORATION).
- ACTION Unanimously approved as submitted. (Kealoha/Arisumi)
- ITEM J-11 LEASE BY DIRECT NEGOTIATION, HARBORS DIVISION, KEWALO BASIN, HONOLULU, OAHU (SERVCO PACIFIC INC. DBA MCWAYNE MARINE SUPPLY).
- ACTION Mr. Arata moved to approve as submitted. Motion carried with a second by Mr. Arisumi. Mr. Kealoha was excused from acting on this item.
- ITEM J-12 ISSUANCE OF REVOCABLE PERMIT, HARBORS DIVISION, FORT ARMSTRONG, HONOLULU, OAHU (PACIFIC CONSTRUCTION CO., LTD.).
- ACTION Unanimously approved as submitted. (Apaka/Arisumi)
- ITEM J-13 CONTINUANCE OF REVOCABLE PERMITS H-74-443, ETC., HARBORS DIVISION.
- ACTION 1. Mr. Arisumi moved to approve as submitted. Motion carried with a second by Mr. Arata. Mr. Kealoha was excused from acting on Permit No. H-84-1163.
- ACTION 2. Mr. Arisumi moved to approve as submitted. Motion again carried with a second by Mr. Arata. Mr. Ing was excused from acting on Permit No. H-87-1418.
- ITEM J-14 APPLICATION FOR ISSUANCE OF REVOCABLE PERMITS 4536, 4541 AND 4542, AIRPORTS DIVISION.
- ACTION Unanimously approved as submitted. (Arisumi/Arata)
- RESOLUTION: The board voted unanimously to adopt a resolution commending Mr. Edward Coit, Parks Maintenance Supervisor at Lapakahi State Historical Park for his more than fifteen years of conscientious and faithful service to the State of Hawaii.
- ADJOURNMENT: The meeting was adjourned at 12:05 p.m.

Respectfully submitted,



Mrs. LaVerne Tirrell
Secretary

APPROVED:


WILLIAM W. PATY
Chairperson

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