

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

DATE: FRIDAY, JUNE 23, 1995  
TIME: 9:00 A.M.  
PLACE: 1151 PUNCHBOWL STREET  
132 KALANIMOKU BUILDING  
HONOLULU, HAWAII 96813

Presiding Chairperson Herbert Apaka called the meeting of the Board of Land and Natural Resources to order at 9:10 a.m.

**ROLL CALL:**

**PRESENT**

<b>Members:</b>	Herbert Apaka	Colbert Matsumoto
	William Kennison	Michael Nekoba

<b>Staff:</b>	Ralston Nagata	Mason Young
	Roger Evans	Mike Buck
	Samuel Lemmo	Catharine Tilton
	Pearlyn Fukuba	Herb Kikugawa
	Curt Cottrell	Mike Markrich
	Steve Tagawa	Michelle Bradley

**Guests:** Jordan Wagner, Deputy Attorney General  
Jean Kapapa, Kahuku High School Vice Principal  
Garth Spurrier  
Tosh Hosoda, Gentry Waialae Iki V Partners  
Debbie Luning, Gentry Waialae Iki V Partners, Planning Department  
Dawn Suenaga, General Counsel for Gentry Waialae Iki V Partners  
James Banigan, III, resident of Waialae Iki V  
Karen Nakagawa, resident of Waialae Iki V  
Representative Barbara Marumoto  
Dr. Marc Nakamura, Chairperson of Waialae Iki V Trail Committee  
Gail Ota, resident of Waialae Iki  
Reid Nakamura, resident of Waialae Iki  
Gwen Tanno, Member of Waialae Iki V Trail Committee  
Roy Ohye, resident of Waialae Iki  
Webster Low, resident of Waialae Iki  
Henry Curtis, Executive Director, Life of the Land  
Robert Wenkam  
William Reese Liggett, Chair of Outings Committee, Oahu Group,  
Hawaii Chapter, Sierra Club

Donna L. Davis-Brown, President of Hawaiian Trail and Mountain Club  
("HTMC")

Peter Ho

Rodney Jose, President of Oahu Pig Hunters Association

Mr. Pascual

Annette Niles, Stephen Perreira's daughter

Myron Ueoka, Counsel for Stephen Perreira

Susan Matsuura

Clancy Greff

Harold Broski

Carol Wilcox

Pualani Baptista

Stacy Moniz, Esq.

**ABSENT**

**Members:** Michael Wilson (excused)  
Christopher Yuen (excused)

All written testimonies, relevant documentation submitted herein, and cassette recordings of the instant meeting are available for inspection and/or review in the Chairperson's Office at the Department of Land and Natural Resources.

**ADDED ITEM:**

Mason Young, Administrator, Division of Land Management, requested that **ITEM F-11** be added to the agenda.

**ACTION:** Unanimously approved (Kennison/Nekoba).

**REGULAR BUSINESS:**

Certain agenda items were taken out of sequence to accommodate those individuals who were present at the meeting.

**ITEM E-1: REQUEST OF KAHUKU HIGH SCHOOL AND INTERMEDIATE TO  
EXTEND ITS PERMIT FOR AN ALTERNATIVE EDUCATION CENTER  
AT KAHANA VALLEY STATE PARK, OAHU**

Ralston Nagata, Administrator, Division of State Parks, presented the staff recommendations to the board for all items submitted by his division.

Mr. Garth Spurrier, Teacher and Coordinator of Kahuku High School, requested that in addition to the staff submittal, he would like to extend the lease for more than just a year-to-year basis so when they're in the process of repairing the building one year, they could use it the next year. Also, in the future they'd like to add more portables to expand.

Nagata indicated that this was the first time he heard of their request and wasn't prepared to properly evaluate the situation. It was mutually agreed between the parties that the next time their lease comes before the board, their request for a longer lease will be considered.

**ACTION:** Unanimously approved as submitted (Nekoba/Matsumoto).

**ITEM H-1:** CDUA FOR THE CONSTRUCTION OF THE WILIWILINUI PUBLIC ACCESS HIKING TRAIL AT EAST HONOLULU, OAHU; TMK: 3-5-24:POR.3; APPLICANT: GENTRY WAIALAE IKI V PARTNERS

Roger Evans, Administrator, Office of Conservation and Environmental Affairs ("OCEA"), presented the staff recommendations to the board for all agenda items submitted by his office.

The following individuals testified before the board:

**Tosh Hosoda** testified that he had not gone through the 1979 CDUA process with The Kamehameha Schools Bishop Estate ("KSBE") but came on board around 1980-81. As improvements were being made to Waialae Iki which began at the makai end of Waialae Iki V (or the mauka end of Waialae Iki IV), it consisted of five phases -- 1A, 1B, 2A, 2B, and 2C. Waialae Iki V, or Phase 2C, represents the last area to be developed on Waialae Iki Ridge. Development of Phases 1A and 1B began around 1980-81. At that time, there was a question about whether there would be private or public streets. At some point when Phases 1A and 1B were being developed, it was decided the road would be private. In accordance with the 1979 CDUA, hikers were permitted access through Waialae Iki V to the Wiliwilinui Trail. Because this meant the hikers would be crossing KSBE land, KSBE asked that the hikers obtain a permit from them. During the later phases of this project, we didn't permit hikers through the area because of construction and questions of liability. Besides that, KSBE took the position that they did not want the added liability as well. An alternate access route was then proposed through Halakau Street. They're trying to systematically achieve this by obtaining the necessary approval by the various government agencies. They do want to provide public access and to keep the Waialae Iki residents happy, too.

Member Matsumoto asked about the significance of Easement 39.

**Ms. Debra Luning** said that Easement 39 is filed with the Department of Land Utilization, but the grant of easement was never recorded at the Bureau of Conveyances.

**Ms. Dawn Suenaga** stated that Easement 39 exists on the subdivision maps, but there has been no actual grant to the City. The reason is because the City was aware and understood that Gentry was planning to move the public access easement so the City allowed Gentry to hold off on the grant until it actually happened. Easement 39 has not been recorded at the Bureau of Conveyances. The draft of Gentry's executed document is still in the City's hands.

**Mr. James Banigan** expressed concerns about Gentry's application requesting that an easement be granted in order to cut a new trail through virgin forest when an existing trail on the mauka end of Okoa Street already exists and has been approved by two County agencies. There were two instances in the past (November 29, 1991, and October 12, 1992) where storm water run-off has caused serious drainage/erosion problems in the area. Therefore, he strongly urged the board to deny Gentry's application.

**Ms. Karen Nakagawa** urged the board to deny Gentry's application for the following reasons:

1) Current residents purchased property in a gated community with a private road and pay for maintenance and 24-hours security; however, Gentry failed to disclose that it was a condition of its subdivision approval that public access to Wiliwilinui Trail be provided to recreational users;

2) Gentry's proposal for alternate access on Halakau Street would create a gated area within our already gated community which would isolate the developers' new lots from the public; in doing this, our lots (without security) are devalued, and Gentry's lots on Okoa Street become significantly more valuable;

3) Residents don't want maintenance fees to be increased by the construction of a parking lot; and

4) There are imminent drainage/flooding problems for properties in Waialae Iki V from storm water run-off.

Should the board deny Gentry's application, the residents would work diligently and responsibly with Gentry staff to come up with a solution to provide recreational users with public access to the Wiliwilinui Trail.

**Representative Barbara Marumoto** supports the position of the Waialae Iki V residents and hopes the board considers every alternative. She requested that Gentry's application be denied.

**Dr. Marc Nakamura** said that we're all here to create access and not create a new hiking trail. Photographs were presented to the board, and Nakamura provided a brief explanation for each one.

**Ms. Gail Ota** read written testimonies from several residents of Waialae Iki V. Both requested that the board deny Gentry's application.

**Mr. Reid Nakamura** mentioned that the Kalani Iki Estates have been subject to flooding in the past from heavy rains. Gentry is passing the buck with respect to the liability

issue. As far as he can see, Gentry has complied with all the requirements so there really is no need for a new trail.

**Ms. Gwen Tanno** read testimony from Susan Spangler (The Outdoor Circle) asking the board to deny Gentry's application.

**Mr. Roy Ohye** submitted written testimony and summarized written testimony from Dr. Johnson, a resident on Aleale Place. The reasons behind moving the trail are questionable -- it seems to be based on motive rather than in the public's interest.

**Mr. Webster Low** felt moving the trail site to Halakau Street isn't a good idea. We should not disturb our forest lands. He also submitted written testimonies asking the board to deny Gentry's application.

**Mr. Henry Curtis** stated that in applying for removal of the existing trail, Gentry is currently in violation of the existing CDUA by having a guard shack at the bottom of the hill and denying public access up to the trailhead. The board must:

- 1) reaffirm that public access exist and continue to exist; and
- 2) that any proposals by Gentry should not be considered until it is in conformance with the existing board rulings.

**Mr. Robert Wenkam** testified that the public has a right to access to the shorelines, as well as to the mountains. The idea of hikers having to park their cars at a guard shack and walk up to the trailhead is denial of public access.

**Mr. William Reese Liggett** mentioned that he oversees about 8-10 hikes a month and is a strong supporter of DLNR's Na Ala Hele Trails and Access Program. He's satisfied with the current access to the trail and would be satisfied with the proposed alternate access to the trail. However, there's no sense in making a new trail when there's already an existing one. In addition, having hikers park at the guard shack and walk 9/10ths of a mile up a hill to the trailhead is basically denying public access. Imagine how difficult this would be for the elderly and/or family hiking groups. There are communities today that provide public access to trails that exist near their homes (*e.g.*, Kuliouou and Maunalani) with virtually no problems.

**Ms. Donna L. Davis-Brown** requested to get the public as close to the trail as possible. Gentry needs to obey the laws. HTMC schedules this particular hike once a year. About two to four weeks prior to the date of the scheduled hike, HTMC's own crew does a trail clearing to ensure safety for their hikers.

**Mr. Peter Gomes** testified that the Waialae Iki Association, comprised of community volunteers/neighbors, formed a trail committee which raised issues concerning limiting the public's access to the proposed CDUA, confirming who was responsible for maintaining the trail/parking area, and other related matters. With respect to public access, the association was informed by the City and County of Honolulu that laws require pedestrian and/or vehicular access to the public. The trail committee proposed to DLNR's OCEA that in order to protect the security of the community and the rights of the association, yet not restrict public access,

hikers register their vehicles at the guard shack (erected/controlled by the association since 1989), and provide proof of current driver's licenses, no-fault insurance cards, and vehicle registrations. In addition, hikers sign acknowledgments consenting to indemnify the association from any liability while in the parking area and/or on the trail. Second, it is the association's understanding that the State of Hawaii is responsible for maintaining the parking area/trail. Regarding hunting, the association proposed permitted use of bows and arrows, but prohibition of hunting dogs and firearms. Regarding the location of the CDUA application, the association proposed that the application not be approved until an extensive assessment is made indicating no potential drainage problems.

**Mr. Rodney Jose** stated that hunters deserve access to the trail, too. If the pig population is not kept in check, it will double in a year's time. When the food supply starts to diminish, the pigs may come down from the mountains and go into the residents' yards. About 90% of their hunts are done without firearms. When hunting for pigs, knives and hunting dogs are used.

**Mr. Pascual** testified that hunting dogs should be allowed on the trail, not only to pick up the animal's scent, but to protect the hunters from potential attacks.

**ACTION:** Unanimously denied (Nekoba/Apaka). The existing trail should continue to be used. Furthermore, if Gentry still does not provide public access pursuant to the 1979 CDUA, even after consulting with all parties in an attempt to achieve a mutually-agreeable solution, Mr. Roger Evans, through DLNR, can come before the board in two weeks with a recommendation to render the 1979 CDUA null and void, thereby causing removal of the Board of Water Supply water tank, as well as the entire subdivision.

Chairperson Apaka called a recess at 12:50 p.m.; the meeting reconvened at 1:15 p.m.

**ITEM F-10:** REQUEST FOR EXTENSION OF LEASE TERM, MODIFICATION OF FIX RENTAL PERIOD, AND CONSENT TO MORTGAGE OF GENERAL LEASE NOS. S-4303 AND S-4379 AND AUTHORIZATION TO CONSOLIDATE LOTS 5, 6 AND 7, BLOCK 48, WAIAKEA HOUSE LOTS EXTENSION, WAIAKEA, SO. HILO, HAWAII, TMK: 2-2-58:15 AND 36

**ACTION:** Unanimously approved, as amended. Amendments:

1. Revise Recommendation A.2 to read:

"Immediate reopening and redetermination of the lease rental and additional reopening every five years thereafter, said determination of lease rental to be based on appraisal by an independent appraiser. The rental reopening shall include a fixed minimum rent and a percentage rent. The

effective rent shall not be less than the rental for the preceding term."

**2. Revised Recommendation A.3 to read:**

"The term "gross receipts" is defined as all receipts, income, and revenue derived from, related to, or connected with the operations, sales, and service rendered on the lease premises, whether for cash or credit and whether paid or unpaid; provided, however, that the following shall be excluded from the computation of gross receipts:

a. The landed costs of goods, such as automobiles and parts (purchase price and overseas freight charges);

b. Any and all retail sales taxes, excise taxes, or related direct taxes upon the consumer and collected by the Lessee on these sales."

**3. Revise Recommendation A to include the following condition:**

Business Records. The Lessee shall submit to the Lessor on or before the sixtieth (60th) day following the end of each lease year at the place fixed for payment of rent a statement certified as correct by the Lessee, or a person duly authorized by the Lessee, to certify, showing in accurate detail, the amount of gross receipts during the preceding year, duly verified by an independent certified public accountant. The statements shall be in a form and style and contain details and breakdowns the Lessor may require.

**4. Revise Recommendation B.1 to read:**

"Immediate reopening and redetermination of the lease rental and additional reopening every five years thereafter, said determination of lease rental to be based on appraisal by an independent appraiser. The rental reopening shall include a fixed annual minimum rent and an annual percentage rent. The effective rent shall be the

greater of the two and shall not be less than the rental for the preceding term."

**5. Revised Recommendation B.2 to read:**

"The term "gross receipts" is defined as all receipts, income, and revenue derived from, related to, or connected with the operations, sales, and service rendered on the lease premises, whether for cash or credit and whether paid or unpaid; provided, however, that the following shall be excluded from the computation of gross receipts.

a. The landed costs of goods, such as automobile and parts (purchase price and overseas freight charges).

b. Any and all retail sales taxes, excise taxes, or related direct taxes upon the consumer and collected by the Lessee on these sales."

**6. Delete Recommendation B.3.**

**7. Revised Recommendation B.4 to delete "annual lease rental" and substitute with "fixed annual minimum rent and annual percentage rent".**

**8. Revised Recommendation B to include the following condition:**

Business Records. The Lessee shall submit to the Lessor on or before the sixtieth (60th) day following the end of each lease year at the place fixed for payment of rent a statement certified as correct by the Lessee, or a person duly authorized by the Lessee to certify, showing in accurate detail, the amount of gross receipts during the preceding year, duly verified by an independent certified public accountant. The statements shall be in a form and style and contain details and breakdowns the Lessor may require.



**ITEM F-3:** STAFF REQUESTS AUTHORIZATION TO CANCEL REVOCABLE PERMIT NO. S-6675 TO STEPHEN PERREIRA FOR PASTURE PURPOSES, PORTION OF WAIAKOA-ALAE 3 & 4 HOMESTEADS, MAKAWAO, MAUI, TMK: 2-2-15:16

**ACTION:** Unanimously approved as submitted (Kennison/Matsumoto).

The board members further requested help from the Division of Land Management with the following issues:

--Have Maui District Land Office follow-up on alleged use of State land by Mr. Simpson;

--Have DAGS's Survey Division complete the survey of the State premises, including resolving the problem of the boundary pin location; and

--Draft response to Mr. Perreira advising him of the status of the return of his bond.

**ITEM E-2:** RESUBMITTAL - REQUEST FOR A ONE-YEAR EXTENSION FOR THREE SPECIAL USE PERMITS TO MAKE COMMERCIAL TOUR BOAT LANDINGS AT THE NA PALI COAST STATE PARK, KAUAI

**ACTION:** Unanimously approved, as amended (Kennison/Nekoba). Amendment:

Revise Special Use Permit Provision 1) to read:

1)Permittee shall maintain a minimum 300-yard distance from the Na Pali sand beaches, except for emergencies or when conducting permitted landings/launchings at the premises.

**ITEM F-1-a:** ASSIGNMENT OF GENERAL LEASE NO. S-5029, LOTS 60 AND 63, KOKEE CAMP SITE LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-04:1

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM F-1-b:** ASSIGNMENT OF GENERAL LEAST NO. S-5082, LOT 53, PUU KA PELE PARK LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-02:53

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM F-1-c:** ISSUANCE OF REVOCABLE PERMIT TO LIHUE PLANTATION COMPANY, LIMITED, PORTION OF THE GOVERNMENT LAND OF MOLOAA, BEING THE MOLOAA FOREST RESERVE, PAPAA, MOLOAA, KAWAIHAU, KAUAI, TMK: 4-9-01:POR.1

**ACTION:** Unanimously approved, as amended (Kennison/Nekoba). Amendment: "Purpose" revised to read as follows:

-- Develop ground water within the permit area by the construction of tunnels, shafts, wells, pumps, reservoirs and appurtenances, etc., subject to the approval of the board and at locations approved by the board, provided, however, that there shall be no more than five wells of the permittee in the permit area;

-- Divert by means of any system or systems, now or hereafter situate on the permit area, government-owned ground water; and

-- Use government-owned water so diverted for the permittee's own purposes, or with the approval of the board, for sale to others.

**ITEM F-1-d:** SUBLEASE OF GENERAL LEASE NO. S-3977, LOT 23, HANAPEPE TOWN LOTS, 1ST SERIES, HANAPEPE, KAUAI, TMK: 1-9-05:7

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM F-1-e:** ASSIGNMENT OF GENERAL LEASE NO. S-5353, GOVERNMENT (CROWN) LAND OF WAIMANALO, KOOLAUPOKO, OAHU, TMK: 4-1-08:76

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM F-1-f:** ASSIGNMENT OF GENERAL LEASE NO. S-4898, LOT 15, MAUNALAHA HOMESITES, OPU, MAKIKI, HONOLULU, OAHU, TMK: 2-5-24:29

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM F-1-g:** ASSIGNMENT OF GENERAL LEASE NO. S-4897, LOT 14, MAUNALAHA HOMESITES, OPU, MAKIKI, HONOLULU, OAHU, TMK: 2-5-24:28

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM F-1-h:** ASSIGNMENT OF GENERAL LEASE NO. 3811, NON-EXCLUSIVE ROADWAY EASEMENT TO KAMEHAMEHA DRIVE-IN THEATER, MOANALUA, KALAUAO, EWA, OAHU, TMK: 9-8-13:15

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM F-1-i:** SUBLEASE OF GENERAL LEASE NO. S-5284-A BETWEEN HAWAIIAN CEMENT, SUBLESSOR, AND ALLIED HAULING, INC., SUBLESSEE, "PULEHUNUI QUARRY SITE, " PULEHUNUI, WAILUKU, MAUI, TMK: 3-8-08:POR. 31

**ACTION:** Unanimously approved, as amended (Kennison/Nekoba). Amendment: Lessor shall review the sublease rent again for sandwich profit at the end of the 10th, 20th, 30th and 40th years of the lease and sublease term.

**ITEM F-1-j:** SUBLEASE OF GENERAL LEASE NO. S-5284-A BETWEEN HAWAIIAN CEMENT, SUBLESSOR, AND GOODFELLOW BROTHERS, INC., SUBLESSEE, "PULEHUNUI QUARRY SITE, " PULEHUNUI, WAILUKU, MAUI, TMK: 3-8-08:POR. 31

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM F-1-k:** SUBLEASE OF GENERAL LEASE NO. S-5284-A BETWEEN HAWAIIAN CEMENT, SUBLESSOR, AND MAUI BLOCKS, INC., SUBLESSEE, "PULEHUNUI QUARRY SITE, " PULEHUNUI, WAILUKU, MAUI, TMK: 3-8-08:POR. 31

**ACTION:** Unanimously approved, as amended (Kennison/Nekoba). Amendment: Lessor shall review the sublease rent again for sandwich profit at the end of the 10th, 20th, 30th and 40th years of the lease and sublease term.

**ITEM F-1-l:** ISSUANCE OF LAND PATENT IN CONFIRMATION OF LAND COMMISSION AWARD NO. 8659-B, APANA 20, TO WM. C. LUNALILO, 2 WAIEHU, WAILUKU, MAUI, TMK: 3-3-1:103

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM F-1-m:** ASSIGNMENT OF GENERAL LEASE NO. S-5054, LOT 6, PUU KA PELE PARK LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-02:28

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM F-2:** AMENDMENT TO PRIOR BOARD ACTION OF AUGUST 12, 1994, (AGENDA ITEM F-2 AS AMENDED), OFFICE OF STATE PLANNING REQUESTS RIGHT-OF-ENTRY TO CONDUCT BIOLOGICAL STUDIES FOR STATE LAND USE DISTRICT BOUNDARY REVIEW, UPPER PAAUHAUKAOHE, HAMAKUA, HAWAII, TMKS: 4-3-10:PORS. 2 & 8; 4-4-14:PORS. 2, 3, 4 AND 4-4-15:PORS. 2 & 4

**ACTION:** Unanimously approved as submitted (Matsumoto/Nekoba).

**ITEM F-4:** REQUEST FOR APPROVAL OF EXTENSION OF LEASE, AND CONSENT TO MORTGAGE, GENERAL LEASE NO. S-3768, LOT 28, WAIMANALO AGRICULTURAL SUBDIVISION, WAIMANALO, KOOLAUPOKO, OAHU, TMK: 4-1-27:27

**ACTION:** Unanimously approved, as amended (Nekoba/Matsumoto). Amendment: Include under **Paragraph A of Recommendation** the following condition:

Business Records. The Lessee shall submit to the Lessor on or before the sixtieth (60th) day following the end of each lease year at the place fixed for payment of rent, a statement certified as correct by the Lessee or a person duly authorized by the Lessee to certify, showing in accurate detail, the amount of gross receipts during the preceding year, duly verified by an independent certified public accountant. The statements shall be in a form and style and contain details and breakdowns the Lessor may require.

**ITEM F-5:** UNITED STATES GEOLOGICAL SURVEY, WATER RESOURCES DIVISION REQUESTS RIGHT-OF-ENTRY ONTO STATE LAND TO DRILL EXPLORATORY WATER WELL, SITE D, LIHUE BASIN, WAILUA, KAUAI, TMK: 3-9-02:POR. 20

**ACTION:** Unanimously approved as submitted (Matsumoto/Nekoba).

**ITEM F-6:** HOUSING FINANCE AND DEVELOPMENT CORPORATION ON BEHALF OF THE COUNTY OF KAUAI REQUESTS PERPETUAL, NON-EXCLUSIVE EASEMENT FOR DRAINAGE PURPOSES, CLIFFSIDE AT HANAPEPE, KAUAI, TMK: 1-8-07:POR. 18

**ACTION:** Unanimously approved as submitted (Apaka; Nekoba).

**ITEMS F-7 - 9:** FORFEITURE OF GENERAL LEASE NO. S-5074 TO ROBERT L. STEVENS, J.S. ROBERTSON, JAMES TUCKER AND HENRIETTA KAOHELALII, LOT 43, PUU KA PELE PARK LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-02:37

FORFEITURE OF GENERAL LEASE NO. S-5076 TO HELEN S. VIERRA AND THOMAS W. VIERRA, LOT 46, PUU KA PELE PARK LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-02:37

FORFEITURE OF GENERAL LEASE NO. S-4999 TO KENNETH AND CATHERINE HARDING, LOT 46, KOKEE CAMP SITE LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-04:10

**ACTION:** Unanimously approved as submitted (Nekoba/Kennison).

**ITEM F-11:** AMENDMENT TO PRIOR BOARD ACTION OF APRIL 28, 1995 (AGENDA ITEM F-9), CONSENT TO ASSIGNMENT OF LEASE AND CONSENT TO MORTGAGE, GENERAL LEASE NO. S-4297, LOT 19, WAIMANALO AGRICULTURAL SUBDIVISION, WAIMANALO, KOOLAUPOKO, OAHU, TMK: 4-1-1-:04

**ACTION:** Unanimously approved as submitted (Nekoba/Matsumoto).

**ITEM K-1:** LEASE-AUTOMATIC TELLER (VENDING MACHINE), OAHU (BANK OF AMERICA, FSB, BANK OF HAWAII, AMERICAN EXPRESS TRAVEL RELATED CO., INC. AND FIRST HAWAIIAN BANK)

Peter Garcia, State Department of Transportation Representative, presented all staff recommendation to the board for items submitted by his department.

**ACTION:** Unanimously approved as submitted (Kennison/Apaka).

**ITEM K-2:** FOREIGN EXCHANGE SERVICES AND BUSINESS CENTER CONCESSION, HONOLULU INTERNATIONAL AIRPORT, OAHU

**ACTION:** Unanimously approved as submitted (Nekoba/Kennison).

**ITEM K-3:** FLORIST CONCESSION, LIHUE AIRPORT, KAUAI

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM K-4:** GIFT, PACKAGED FOODS, JEWELRY AND SUNDRIES CONCESSION, LIHUE AIRPORT, KAUAI

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM K-5:** AMENDMENT NO. 1 TO LEASE DOT-A-84-41, HAWAII (FEDERAL AVIATION ADMINISTRATION)

**ACTION:** Unanimously approved as submitted (Kennison/Nekoba).

**ITEM K-6:** AMENDMENT NO. 3 TO LEASE DOT-A-70-15, HAWAII (FEDERAL AVIATION ADMINISTRATION)

**ACTION:** Unanimously approved as submitted (Matsumoto/Nekoba).

**ITEM K-7:** AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE OF HIGHWAY REMNANT, INTERSTATE HIGHWAY, FAP NO. 1-H1-1(14), WAIAWA INTERCHANGE, OAHU

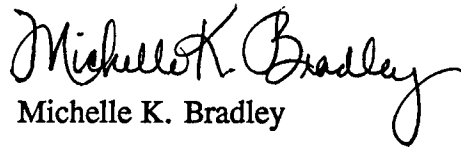
**ACTION:** Unanimously approved as submitted (Matsumoto/Nekoba).

**ITEM K-8: REPORT ON REVOCABLE PERMITS ISSUED BY THE DEPARTMENT OF TRANSPORTATION FOR CONSISTENT USES**


Peter Garcia provided the board with a list of revocable permits that were issued or renewed for consistent uses by the Department of Transportation, Harbors Division, for the month of May 1995. No board action was required.

There being no further business, Chairperson Apaka adjourned the meeting at 3:05 p.m.

Respectfully submitted,

  
Michelle K. Bradley

APPROVED FOR SUBMITTAL:

  
MICHAEL D. WILSON, CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES