

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

DATE: June 14, 1996
TIME: 9:00 a.m.
PLACE: Board Room
Kalanimoku Building, Room 132
1151 Punchbowl Street
Honolulu, Hawaii 96813

ROLL CALL Chairperson Michael D. Wilson called the meeting of the Board of Land and Natural Resources to order at 9:19 a.m.
The following were in attendance:

MEMBERS:

Mr. Herbert K. Apaka	Mr. William Kennison
Mr. Colbert Matsumoto	Mr. Michael Nekoba
Mr. Michael D. Wilson	

STAFF:

Mr. Michael Buck	Mr. Dean Uchida
Mr. Ralston Nagata	Mr. Lawrence Cobb

OTHERS:

Ms. Linnel Nishioka, Esq. Deputy Attorney General	Mr. Daniel Doyle, Commodore, Waikiki Yacht Club
Mr. J. Douglas Ing, Watanabe Ing & Kawashima	Mr. Clancy Greff, Captain Zodiac
Mr. Tom Hegarty	Ms. Susan Matsuura, Lady Ann Cruises
Ms. Diane Faye	Mr. Richard Rice
Ms. Mary Cooke	Mr. Harold Bronstein
Ms. Mina Morita	Mr. Robert Jordan, Project Coordinator for HUGO
Mr. Rodney Kim, Exec. Director, Sand Island Business Assn.	Ms. Juliet Begley
Thomas Fee, Helber Hastert & Fee Planners	Mr. Warren Kobatake
Mr. Rob McWilliams	Mr. Fred Hoppe
Ms. Lori Hoppe	Ms. Janet Mandrell
Mr. Richard Johnson, Chairman Ala Wai Marina Committee	Mr. Allen Hoe, Honolulu Polo Club
Mr. Charles McKay, Keehi Marine, Inc.	Mr. Steven Ching, Keehi Marine, Inc.
Mr. Peter Garcia, State Department of Transportation	

Approval of the Minutes of May 10, 1996:

The minutes of the meeting of May 10, 1996 was unanimously approved as submitted (Kennison/Nekoba).

Business:

ITEM J-5 AUTHORIZATION TO LEASE AT PUBLIC AUCTION GOVERNMENT LANDS SITUATED AT ALA WAI BOAT HARBOR, ISLAND OF OAHU

Mr. Daniel Doyle, Commodore, Waikiki Yacht Club, presented the Club's comments and concerns on the proposed authorization to lease the Yacht Club's site. Specifically, Mr. Doyle stressed that all improvements are owned by the Yacht Club, and that the successful bidder must deal with the Club with regards to the improvements. Mr. Doyle also requested clarification on some of the requirements of the submittal. (Written testimony submitted)

Mr. Cobb responded that many of the Yacht Club's concerns were beyond the scope of the submittal and would be dealt with in the subsequent lease.

By a unanimous vote of the five members present, Item J-5 was approved as submitted (Nekoba/Kennison).

ITEM D-26 STAFF RECOMMENDATION FOR ISSUANCE OF REVOCABLE PERMIT TO UNIVERSITY OF CALIFORNIA SAN DIEGO SCRIPPS INSTITUTION OF OCEANOGRAPHY FOR A SUBSEA CABLE PURPOSES SITUATED BETWEEN BARKING SANDS AND HAENA POINT, KAUAI FOR ACOUSTIC THERMOMETRY OF OCEAN CLIMATE (ATOC) PROJECT

Mr. Uchida submitted amendments requested by Mr. Douglas Ing. The request was made in order to conform the terms of the revocable permit to the terms and conditions of the conservation district use permit adopted earlier by the board. No public testimony was presented.

By a unanimous vote of the five members present, Item D-26 was approved as amended (Apaka/Kennison).

ITEM E-1 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

Mr. Clancy Greff presented oral testimony in support of the submittal. Discussion ensued regarding littering and the responsibility of commercial boat operators.

Ms. Susan Matsuura presented oral testimony in support of the submittal.

Mr. Tom Hegarty presented oral testimony in support of the submittal.

ITEM E-1 cont.

Ms. Diane Faye, a resident of the Haena area, presented her concerns about allowing Mr. Clancy to launch his boats from the Makua or Tunnels Beach area. She stated that Mr. Clancy is the only operator allowed to launch from the site, and argued that he should not be given special privileges.

Ms. Mary Cooke, a resident of the Haena area, presented her concern about allowing launchings from the Tunnels Beach area. She stated that the commercial activities exacerbate traffic and parking problems in the already congested residential area (written testimony submitted). Ms. Cooke also presented testimony from Mary Moore and Barbara Larsen.

Mr. Richard Rice testified in opposition to allowing launchings from the Haena area.

Ms. Mina Morita, a Hanalei resident, testified that none of three boat operators included in the permit have valid permits to launch in the Hanalei area. She further argued that any permit allowing landings should also address launchings.

Mr. Harold Bronstein, Esq., testified that residents of the area are frustrated because the State is doing nothing to reprimand illegal boat operators. He stated that regulation for the Hanalei area is needed, and that all commercial operators should have to go through a permit process which allows the community concerns to be met.

Board members discussed the confusion between the State and the County of Kauai over the management authority of the Hanalei area. Chairperson Wilson stated the rules addressing the management of Hanalei are currently being drafted.

Member Apaka, noting that the current submittal addressed only landings, moved to approve Item E-1.

By a unanimous vote of the five members present, Item E-1 was approved as submitted (Apaka/Nekoba).

ITEM D-16 REQUEST BOARD APPROVAL, EXTENSION OF TIME, COMPLETION, TENANT IMPROVEMENTS, GENERAL LEASE NO. S-5261, SAND ISLAND INDUSTRIAL PARK, HONOLULU, OAHU, TMK: 1-5-41

Mr. Rodney Kim, representing the Sand Island Business Association (SIBA), testified to the need for the two-year extension of time. Mr. Kim stated that, due to the downturn in the economy, many of the tenants were unable to meet the 5-year, 1997 deadline for completion of improvements.

ITEM D-16 cont.

During extensive questioning of the applicant, Member Matsumoto consistently stated his discomfort with a "blanket" two-year extension for all 111 of the tenants of the industrial park. Questioning by Board members revealed that only 35 of the tenants would be able to meet the deadline currently set forth in the lease. SIBA was unable to give a status or timetable for the remaining 76 tenants.

Member Nekoba stated that, given the fact that infrastructure improvements needed to be completed before tenants began individual improvements, it was understandable that some tenants required additional time for completion. However, he noted that knowing the status of individual tenants would make Board members more comfortable in granting an extension.

Board members agreed that SIBA should "survey" individual tenants and present the Board with a status of each tenant, including a timeline for completion of improvements. The Board further requested that each tenant who could not meet the current deadline present information supporting their claim.

Chairperson Wilson exited the meeting during the discussion on Item D-16.

By a unanimous vote of the four members present, Item D-16 was deferred (Nekoba/Matsumoto).

Member Apaka recessed the meeting at 12:11 p.m.
The meeting was reconvened at 1:06 p.m.

ITEM D-1 CONSERVATION DISTRICT USE APPLICATION FOR THE HAWAII UNDERSEA GEO-OBSERVATORY (HUGO) PROJECT AT LOIHI SEAMOUNT, HONUAPO, KAU, HAWAII, TMK: 9-5-14:01, 07, 29, 49

Mr. Bob Jordan, Project Coordinator, described the HUGO Project to the Board. Photos showing the proposed layout of the cable lines were passed to Board members.

By a unanimous vote of the four members present, Item D-1 was approved as submitted (Kennison/Nekoba).

ITEM J-2 ISSUANCE OF RIGHT-OF-ENTRY AGREEMENT AND GRANT OF EASEMENT HONUAPPO LANDING, ISLAND OF HAWAII (SCHOOL OF OCEAN AND EARTH SCIENCES AND TECHNOLOGY, DEPARTMENT OF GEOLOGY AND GEOPHYSICS, UNIVERSITY OF HAWAII

No public testimony was presented.

By a unanimous vote of the four members present, Item J-2 was approved as submitted (Kennison/Nekoba).

ITEM J-3 GRANT OF RIGHT-OF-ENTRY AGREEMENT, KAA NAPALI BEACH, ISLAND OF OAHU

No public testimony was presented.

By a unanimous vote of the four members present, Item J-3 was approved as submitted (Kennison/Nekoba).

ITEM D-17 REQUEST FOR CONSENT TO MORTGAGE AND LEASE EXTENSION, GENERAL LEASE NO. S-3774, MASHITA INC., WAIMANALO, OAHU, TMK: 4-1-27:10

No public testimony was presented.

By a unanimous vote of the four members present, Item D-17 was approved as submitted (Nekoba/Kennison).

ITEM D-3 TIME EXTENSION REQUEST FOR CONSERVATION DISTRICT USE APPLICATION OA-2751 TO CONSTRUCT AN ACCESS DRIVEWAY FOR THE PROPOSED HOPE CHAPEL KANEOHE, KANEOHE, OAHU, TMK: 4-5-23:POR. 2 AND 3

No public testimony was presented.

By a unanimous vote of the four members present, Item D-3 was approved as submitted (Nekoba/Kennison).

Member Apaka recessed the meeting at 1:51 p.m.
The meeting was reconvened at 1:56 p.m.

ITEM J-4 PARKING CONTROL CONTRACT, ALA WAI BOAT HARBOR, ISLAND OF OAHU

Mr. Fred Hoppe and Ms. Lori Hoppe testified in support of controlled parking for the Ala Wai marina. Both stated that controlled vehicular access would help relieve problems with theft, vandalism and other illegal activities around the marina.

Ms. Janet Mandrell testified that more research should be done before anything is implemented. She stated that, although she had been in favor of controlled parking, she currently feels that the three issues of revenue, parking and security should be studied further.

ITEM J-4 cont.

Mr. Richard Johnson testified that the Ala Wai Marina Committee is currently working on a community-based management plan for the Ala Wai. He stated that parking is only one small problem with the marina; overall management problems should be addressed first. He requested a deferral of the item until Board members could be familiarized with the community-based management plans for the marina.

Board members further discussed concerns with the loss of free public parking spaces, and the unfair parking fee schedule for boat owners vs. the public.

Member Nekoba motioned to defer Item J-4 until the Board could see a presentation by the Ala Wai Marina Committee and study the overall management of the marina.

By a unanimous vote of the four members present, Item J-4 was deferred (Nekoba/Matsumoto).

ITEM J-6 CONTINUANCE OF REVOCABLE PERMITS (DIVISION OF BOATING AND OCEAN RECREATION):

- A. ISLAND ADVENTURE, NAWILIWILI BOAT HARBOR, ISLAND OF KAUAI
- B. AKANA PETROLEUM, INC., KAILUA-KONA PIER AND KEAULOHOU BOAT HARBOR, ISLAND OF HAWAII
- C. HAWAII PETROLEUM DISTRIBUTORS, INC., KAILUA-KONA PIER, ISLAND OF HAWAII
- D. MDR, INC., HONOKOHAU BOAT HARBOR, ISLAND OF HAWAII
- E. PATRICK D. CULLEN dba lau lau shack, keehi boat harbor, island of oahu
- F. NA ALII WATER SKI CLUB, KEEHI LAGOON, ISLAND OF OAHU
- G. KEEHI MARINE, INC., KEEHI LAGOON, ISLAND OF OAHU

It was noted that all of the subject revocable permits were current in payments except for Keehi Marine, Inc. Discussion then focussed primarily on Item J-6G: Continuance of Revocable Permit for Keehi Marine, Inc.

Mr. Cobb testified that the State and Keehi Marine, Inc. are currently at an impasse in re-negotiations of the lease rent for the site. It was revealed that the difference between the State's appraisal (done by Mitsuo Shimizu) and Keehi Marine's appraisal (Jan Modesky) was five-fold. The applicant had recently initiated arbitration proceedings. The Boating Division recommended continuance of the revocable permit until the re-opening of the lease rent was resolved.

ITEM J-6 cont.

Mr. Charles McKay, representing Keehi Marine, Inc., testified to the problems with regard to the lease rent negotiations. He further testified that Keehi Marine, Inc. had inherited a large delinquency from the previous lessee, and was unable to bring payments current without financing; at the same time, banks were unwilling to finance unless the rent was set. Mr. McKay noted that Keehi Marine was making regular monthly payments, and had made a previous "lump sum" payment.

Member Matsumoto stated his concern with the Boating Division's management of Keehi Marine's arrearage. He emphasized that the delinquencies should not have been allowed to continue for such a long period of time. He stated that it was not in the State's best interest to allow the lessee to decide whether and/or when they will come current on their lease.

Board members agreed that, with regards to the lease rent, arbitration should be allowed to proceed. Members further stressed the need for Keehi Marine to pay off some of the delinquencies owed the State before any further favorable action on the revocable permit would be taken by the Board.

By a unanimous vote of the five members present, Item J-6G was deferred (Matsumoto/Nekoba).

By a unanimous vote of the five members present, Items J-6A through J-6F were approved as submitted (Matsumoto/Nekoba).

Chairperson Wilson re-joined the meeting during discussion on Item J-6.

ITEM D-18 REQUEST AUTHORIZATION TO CANCEL REVOCABLE PERMIT NO. S-6392 TO THE HONOLULU POLO CLUB, WAIMANALO, KOOLAUPOKO, OAHU, TMK: 4-1-09:262

Mr. Uchida submitted a letter from the Honolulu Polo Club, requesting withdrawal of Item D-18. Mr. Uchida stated that the Club had done some of the corrective stream cleaning required.

Mr. Allen Hoe, representing the Honolulu Polo Club testified that the Club contracts out for annual stream cleaning, but that heavy rains often cause overgrowth within weeks. He further testified that some of the problems are caused by overgrowth on lands not controlled by the Club and illegal conduits beneath bridges.

By a unanimous vote of the five members present, Item D-18 was withdrawn (Matsumoto/Nekoba).

Member Nekoba exited the meeting at 3:50 p.m.

ITEM C-1 APPLICATION FOR FISCAL YEAR 1997 RURAL COMMUNITY FIRE PROTECTION FUNDS (KAUAI FIRE DEPARTMENT)

No public testimony was presented.

By a unanimous vote of the four members present, Item C-1 was approved as submitted (Apaka/Kennison).

ITEM C-2 PERMISSION TO CONDUCT A PUBLIC HEARING TO WITHDRAW LAND FROM OLAA FOREST RESERVE, ISLAND OF HAWAII, FOR LEASE TO THE VOLCANO ART CENTER

No public testimony was presented.

By a unanimous vote of the four members present, Item C-2 was approved as submitted (Kennison/Apaka).

Member Nekoba re-joined the meeting at 3:56 p.m.

ITEM C-3 REQUEST FOR THE BOARD TO ESTABLISH REQUIREMENTS AND FEES FOR THE 1996-97 HAWAII WILDLIFE CONSERVATION STAMP

No public testimony was presented.

By a unanimous vote of the five members present, Item C-3 was approved as submitted (Matsumoto/Nekoba).

ITEM C-4 APPROVAL OF LICENSE RENEWAL FOR ULUPALAKUA HUNTING CLUB FOR A COMMERCIAL SHOOTING PRESERVE

No public testimony was presented.

By a unanimous vote of the five members present, Item C-4 was approved as submitted (Matsumoto/Kennison).

ITEM K-1 LEASE HONOLULU INTERNATIONAL AIRPORT, OAHU (LEI STAND CONCESSIONS)

No public testimony was presented.

By a unanimous vote of the five members present, Item K-1 was approved as submitted (Nekoba/Kennison).

ITEM K-2 RIGHT-OF-ENTRY HONOLULU INTERNATIONAL AIRPORT, OAHU (CIRCLE RAINBOW AIR, INC.)

No public testimony was presented.

By a unanimous vote of the five members present, Item K-2 was approved as submitted (Nekoba/Apaka).

ITEM K-3 AMENDMENT NO. 3 TO LEASE NO. DOT-A-78-29, KEAHOLE-KONA INTERNATIONAL AIRPORT, KONA, HAWAII (HAWAIIAN AIRLINES, INC.)

Mr. Peter Garcia, State Department of Transportation, clarified that Lease No. DOT-A-78-29 involved lands at Keahole-Kona Airport on the island of Hawaii, not Honolulu International Airport on Oahu, as stated on the agenda. No public testimony was presented.

By a unanimous vote of the five members present, Item K-3 was approved as submitted (Kennison/Nekoba).

ITEM K-4 APPLICATION FOR ISSUANCE OF REVOCABLE PERMIT NON-CONFORMING USE KAHULUI AIRPORT, MAUI (E.A. WILLIAMS CONSTRUCTION, INC.)

No public testimony was presented.

By a unanimous vote of the five members present, Item K-4 was approved as submitted (Nekoba/Kennison).

ITEM K-5 APPLICATION FOR ISSUANCE OF REVOCABLE PERMIT, NON-CONFORMING USE, HONOLULU INTERNATIONAL AIRPORT, OAHU (PUNALUU BUILDERS, INC. AND BLUELINE, INC.)

No public testimony was presented.

By a unanimous vote of the five members present, Item K-5 was approved as submitted (Nekoba/Kennison).

ITEM K-6 FIRST AMENDMENT TO HARBOR LEASE NO. H-94-2, PIER 42, HONOLULU HARBOR, OAHU (ISLAND MOVERS, INC.)

No public testimony was presented.

By a unanimous vote of the five members present, Item K-6 was approved as submitted (Nekoba/Kennison).

ITEM K-7 CONSTRUCTION RIGHT-OF-ENTRY AND ISSUANCE OF GRANT OF EASEMENT AGREEMENTS, SAND ISLAND CONTAINER FACILITY, PIER 51, HONOLULU HARBOR (HAWAII FUELING FACILITIES CORPORATION)

No public testimony was presented.

By a unanimous vote of the five members present, Item K-7 was approved as submitted (Nekoba/Kennison).

ITEM K-8 REPORT ON REVOCABLE PERMIT, RENEWALS FOR CONSISTENT USES, HARBORS DIVISION

Mr. Garcia stated that no action from the Board was required for Item K-8.

ITEM K-9 REPORT ON REVOCABLE PERMITS, RENEWALS FOR CONSISTENT USERS, AIRPORTS DIVISION

Mr. Garcia stated that no action from the Board was required for Item K-9.

ITEM K-10 RIGHT-OF-ENTRY, KAHULUI AIRPORT, MAUI (MAC VRC PARTNERS, & KW LTD.)

No public testimony was presented.

By a unanimous vote of the five members present, Item K-10 was approved as submitted (Kennison/Matsumoto).

ITEM J-1 ISSUANCE OF REVOCABLE PERMIT, MAALAEA BOAT HARBOR, ISLAND OF MAUI (SILENT LADY, INC.)

No public testimony was presented.

By a unanimous vote of the five members present, Item J-1 was approved as submitted (Kennison/Nekoba).

ITEM D-2 CONSERVATION DISTRICT USE APPLICATION FOR WETLAND HABITAT CONSTRUCTION AT KAUNAKAKAI, MOLOKAI, TMK: 5-3-5:6

Mr. Uchida stated that the Land Division had received a letter requesting withdrawal of the application from Molokai Ranch. No public testimony was presented.

By a unanimous vote of the five members present, Item D-2 was withdrawn (Kennison/Apaka).

ITEM D-4 SALE OF A PASTURE LEASE AT PUBLIC AUCTION, LOTS 1317, 1417, AND 1516, WAIAKEA HOMESTEADS, THIRD SERIES, WAIAKEA, SOUTH HILO, TMKS: 2-4-06:13, 12 AND 2-3-07:37, RESPECTIVELY

No public testimony was presented.

By a unanimous vote of the five members present, Item D-4 was approved as submitted (Kennison/Apaka).

ITEM D-5 SALE OF A PASTURE LEASE AT PUBLIC AUCTION AND ISSUANCE OF AN INTERIM REVOCABLE PERMIT, SITUATE AT LOTS 1 AND 2, HAUKALUA HOMESTEADS, HAUKALUA 2ND, SOUTH KONA, HAWAII, TMK: 8-7-05:3 AND 5

No public testimony was presented.

By a unanimous vote of the five members present, Item D-5 was approved as submitted (Kennison/Apaka).

ITEM D-6 CONSENT TO THE ASSIGNMENT OF GENERAL LEASE 2-5372, KAPAPALA, KAU, HAWAII, TMK: 9-8-1:POR. 2

No public testimony was presented.

By a unanimous vote of the five members present, Item D-6 was approved as submitted (Matsumoto/Nekoba).

ITEM D-7 CONSENT TO ASSIGNMENT OF LEASE BETWEEN DWAYNE P. GOUVEIA, ASSIGNOR TO ROBERT M. GOUVEIA, JR. ASSIGNEE, GENERAL LEASE NO. 2-5225, LOT 2, MILOHII-HOOPULOA HOUSE LOTS, HOOPULOA, SOUTH KONA, HAWAII, TMK: 8-9-04:POR. 7

No public testimony was presented.

By a unanimous vote of the five members present, Item D-7 was approved as submitted (Kennison/Apaka).

ITEM D-8 REQUEST FOR APPROVAL OF PROPOSED LAND EXCHANGE IN PRINCIPLE BETWEEN LILIUOKALANI TRUST ESTATE (LTE) AND STATE OF HAWAII FOR THE NEW KONA CIVIC CENTER, NORTH KONA, HAWAII, TMK: 7-4-08

No public testimony was presented.

By a unanimous vote of the five members present, Item D-8 was approved as submitted (Kennison/Apaka).

ITEM D-9 AMENDMENT TO PRIOR BOARD ACTION OF NOVEMBER 21, 1992 (AGENDA ITEM F-5) FOR THE DIRECT LEASE OF GOVERNMENT LANDS AT ALAMIHI, LAHIANA, MAUI, TMK: 4-5-05:17

No public testimony was presented.

By a unanimous vote of the five members present, Item D-9 was approved as submitted (Kennison/Nekoba).

ITEM D-10 AUTHORIZATION TO WITHDRAW LANDS FROM GOVERNOR'S EXECUTIVE ORDER NO. 3605 AND SUBSEQUENT CONVEYANCE IN FEE TO THE CITY AND COUNTY OF HONOLULU, DEPARTMENT OF PUBLIC WORKS, AMENDMENT TO PRIOR BOARD ACTION OF JUNE 10, 1993, ITEM F-2, RELATIVE TO CONVEYANCE IN FEE OF A FORTY-FOUR (44) FOOT WIDE ROAD LOT TRAVERSING THROUGH GOVERNOR'S EXECUTIVE ORDER NO. 2649 IN CONJUNCTION WITH DEVELOPMENT OF THE WAIANAE PUBLIC HOUSING, PHASE 1, WAIANAE-KAI, WAIANAE, OAHU, TMK: 8-5-28:40, 41 AND 42

No public testimony was presented.

By a unanimous vote of the five members present, Item D-10 was approved as submitted (Nekoba/Matsumoto).

ITEM D-11 CONSENT TO PURCHASE MONEY REAL PROPERTY MORTGAGE AND FINANCING STATEMENT BETWEEN CHARLOTTE K. BATALONA, FORMERLY KNOWN AS CHARLOTTE NEEDHAM, UNMARRIED, AS BORROWER/MORTGAGOR, AND HAWAII HABITAT FOR HUMANITY (HHH), AS LENDER/MORTGAGEE, ON GENERAL LEASE S-4905, MAUNALAHA HOMESITES, MANALAHU, OPU, MAKIKI, HONOLULU, OAHU, TMK: 2-5-24:19

No public testimony was presented.

By a unanimous vote of the five members present, Item D-11 was approved as submitted (Nekoba/Apaka).

ITEM D-12 RESUBMITTAL, AUTHORIZATION TO AMEND REVOCABLE PERMIT NO. S-6957, J'S MACHINERY SERVICE, REDUCTION IN AREA, AT KALIHI-KAI, HONOLULU, OAHU, TMK: 1-2-23:47 AND 48

Mr. Uchida stated that Items D-12, D-13, and D-14 were submittals related to the Keehi Industrial Lots. D-12 and D-13 were requests for a reduction in the lease rent area for two of the tenants; D-14 was a request by staff to return the site to DOT control.

Mr. Uchida gave a brief history of the Keehi Industrial Lots, emphasizing that the Department had intended to develop the site as an industrial park. However, the bond commitment required by the Department of Transportation (who controlled the property), added to the development costs and rent, put the lots over market value, thus making park development unfeasible. Staff recommended that the site be returned to the Department of Transportation. Staff further recommended that the two subject tenants be allowed to reduce the month-to-month permit area due to current economic conditions.

No public testimony was presented.

By a unanimous vote of the five members present, Item D-12 was approved as submitted (Nekoba/Matsumoto).

ITEM D-13 RESUBMITTAL, REQUEST LAND BOARD APPROVAL FOR REDUCTION IN AREA AND MONTHLY RENTAL, REVOCABLE PERMIT NO. S-6859, HAITSUKA BROTHERS LIMITED, KEEHI INDUSTRIAL LOTS, KALIHI-KAI, OAHU, TMK: 1-2-23:63

Board members expressed a concern with the possible loss of revenue if a tenant for the "released" area could not be found. Members suggested that tenants be in place before the lessee be allowed a reduction in area.

No public testimony was presented.

By a unanimous vote of the five members present, Item D-13 was deferred (Nekoba/Apaka).

**ITEM D-14 CANCELLATION OF GOVERNOR'S EXECUTIVE ORDER NO. 3558 AND
RESET ASIDE TO THE DEPARTMENT OF TRANSPORTATION, HARBORS
DIVISION OF THE KEEHI INDUSTRIAL LOTS AT KEEHI, KALIHI-
KAI, HONOLULU, OAHU, TMK: 1-2-23:63**

Because Mr. Uchida had attested to a market interest for an industrial park, Board members expressed an interest in pursuing the removal of the Department of Transportation's requirement of a bond commitment on the Keehi Industrial Lots. Mr. Uchida testified that the possibility of transferring the bond commitment to another property would make development of an industrial park feasible. Board members agreed that the cancellation should be deferred until further discussions with DOT and the Governor.

No public testimony was presented.

By a unanimous vote of the five members present, Item D-14 was deferred (Nekoba/Matsumoto).

**ITEM D-15 REQUEST BOARD APPROVAL TO CANCEL GOVERNOR'S EXECUTIVE
ORDER NO. 1857 AND RE-SETASIDE TO THE DEPARTMENT OF
ACCOUNTING AND GENERAL SERVICES, WAIPAHU, OAHU, TMK: 9-4-
11:67**

Mr. Uchida stated that the State Department of Accounting and General Services had requested a deferral on Item D-15.

No public testimony was presented.

By a unanimous vote of the five members present, Item D-15 was deferred (Nekoba/Apaka).

**ITEM D-19 AMENDMENT TO PRIOR ACTION OF MARCH 22, 1996 (AGENDA ITEM
D-9) ISSUANCE OF A REVOCABLE PERMIT TO KAPAHULU BUSINESS
ASSOCIATION FOR PARKING LOT PURPOSES ON GOVERNMENT LAND
SITUATED AT WAIKIKI, HONOLULU, OAHU, TMK: 2-7-36:4**

No public testimony was presented.

By a unanimous vote of the five members present, Item D-19 was approved as submitted (Apaka/Nekoba).

**ITEM D-20 SALE OF NONE (9) FIFTEEN (15) YEAR PASTURE LEASES AT
PUBLIC AUCTION, AND ISSUANCE OF REVOCABLE PERMITS UPON
EXPIRATION OF LEASE, KAUAI, TMKS: VARIOUS**

No public testimony was presented.

By a unanimous vote of the five members present, Item D-20 was approved as submitted (Apaka/Nekoba).

ITEM D-21 REQUEST FOR EXTENSION OF CONSTRUCTION DEADLINE, SPECIAL SALE AGREEMENT NO. S-5597, LOTS 77A AND 77C, HANAPEPE TOWN LOTS, FIRST SERIES, HANAPEPE, WAIMEA, TMK: 1-9-09:3

No public testimony was presented.

By a unanimous vote of the five members present, Item D-21 was approved as submitted (Apaka/Matsumoto).

ITEM D-22 APPROVAL OF CONSENT FOR REFINEMENT TO THE REQUIREMENT TO OBTAIN FIRE INSURANCE FOR STATE LESSEES AT THE PUU KA PELE PARK AND KOKEE CAMP SITE LOTS, WAIMEA, KAUAI

Mr. Uchida requested the Board's approval to research other means (including requiring the lessee to put up bonds) instead of requiring fire insurance.

No public testimony was presented.

By a unanimous vote of the five members present, Item D-22 was approved as submitted (Apaka/Matsumoto).

ITEM D-23 ASSIGNMENT OF GENERAL LEASE NO. S-5121, LOT 19, HANAPEPE RICE AND KULA LOTS, HANAPEPE, WAIMEA, KAUAI, TMK: 1-9-2:19

No public testimony was presented.

By a unanimous vote of the five members present, Item D-23 was approved as submitted (Apaka/Matsumoto).

ITEM D-24 FORFEITURE OF GENERAL LEASE NO. S-5074, LOT 43, PUU KA PELE, WAIMEA, KAUAI, TMK: 1-4-02:39

Mr. Uchida requested that Item D-24 be withdrawn as the applicant had paid off the delinquencies.

No public testimony was presented.

By a unanimous vote of the five members present, Item D-24 was withdrawn (Nekoba/Apaka).

ITEM D-25 FORFEITURE OF GENERAL LEASE NO. S-5042, LOT 87, KOKEE CAMP SITE LOTS, WAIMEA, KAUAI, TMK: 1-4-04:52

No public testimony was presented.

By a unanimous vote of the five members present, Item D-25 was approved as submitted (Apaka/Kennison).

ITEM D-27 CANCELLED, UNCOLLECTIBLE ACCOUNTS TO BE DELETED FROM THE ACCOUNTS RECEIVABLE RECORDS

No public testimony was presented.

By a unanimous vote of the five members present, Item D-27 was approved as submitted (Apaka/Kennison).

ITEM D-28 APPROVED FOR AWARD OF CONSTRUCTION CONTRACT - JOB NO. 80-OP-M PARK IMPROVEMENTS, MALAEKAHANA STATE RECREATION AREA, KAHUKU, OAHU, HAWAII

No public testimony was presented.

~~By a unanimous vote of the five members present, Item D-28 was approved as submitted (Nekoba/Apaka).~~

ITEM D-29 APPROVAL FOR AWARD OF CONSTRUCTION CONTRACT - JOB NO. 25-OW-C LEEWARD POTABLE WATER (EXPLORATORY) WELL, HONOULIULI, OAHU, HAWAII

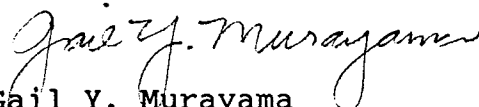
No public testimony was presented.

By a unanimous vote of the five members present, Item D-29 was approved as submitted (Nekoba/Matsumoto).

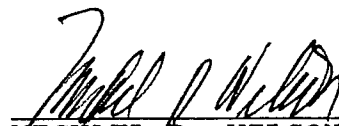
There being no further business, Chairperson Wilson adjourned the meeting at 5:26 p.m.

Tapes of the meeting and all written testimony submitted at the meeting are filed in the Chairperson's Office and are available for review. Certain items on the agenda were taken out of sequence to accommodate applicants or interested parties present.

Respectfully submitted,


Gail Y. Murayama
Secretary

Approved for submittal:


MICHAEL D. WILSON
Chairperson
Board of Land and Natural Resources

11/11

