

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

DATE: June 24, 1997  
TIME: 9:00 a.m.  
PLACE: Board Room  
Kalanimoku Building, Room 132  
1151 Punchbowl Street  
Honolulu, Hawaii 96813

Chairperson Michael D. Wilson called the meeting of the Board of Land and Natural Resources to order at 9:29 a.m. The following were in attendance:

**MEMBERS:**

- |                      |                       |
|----------------------|-----------------------|
| Mr. William Kennison | Mr. Colbert Matsumoto |
| Ms. Lynn McCrory     | Mr. Michael Nekoba    |
| Mr. Christopher Yuen | Mr. Michael D. Wilson |

**STAFF:**

Mr. Dean Uchida, Land

**OTHERS:**

- |   |   |
|---|---|
| Ms. Pamela Matsukawa, Esq.<br>Deputy Attorney General | Mr. Peter Garcia, State<br>Department of Transportation |
| Mr. Norman Hong, Group 70, D-15                       | Mr. Jeff Overton, Group 70,<br>D-15                     |
| Mr. Tom Fujikawa, DOT-Harbors,<br>D-14                | Mr. Clint Tayler, Sea-Land,<br>Public Affairs, D-14     |
| Mr. Fred Nunes, DOT-Harbors, D-14                     | Mr. Peter Schall, Hilton<br>Hawaiian Village, D-12      |
| Mr. Greg Wingham, D-14, D-12                          | Mr. Ron Williams, Atlantis Sub-<br>marines, D-12        |
| Mr. Terry O'Halloran, Atlantis<br>Submarines, D-12    |   |
| Ms. Juliet Begley, D-12                               |   |

**Business:**

**Approval of the minutes of February 28, 1997 and May 23, 1997:**

The minutes of February 28, 1997, Item D-24 (p. 6, para. 4), were amended to read:

...5) If any of the conditions are not complied with in the specified time frames, the matter need not come before the Board again, and the lease will be automatically canceled.

By a unanimous vote of the six members present, the minutes of February 28, 1997 were approved as amended (McCrorry/Nekoba).

The minutes of May 23, 1997 were unanimously approved as submitted (Matsumoto/Nekoba).

**ITEM D-15 REQUEST FOR EXTENSION OF TIME - CONSERVATION DISTRICT USE PERMIT, AND SUBDIVISION OF PARCEL TO ALLOW FOR THE RELOCATION OF AN EXISTING COAST GUARD NAVIGATIONAL LIGHT POLE, HAWEA POINT, KAPALUA, MAUI, TMK: 4-2-04: 30 (PREVIOUSLY IDENTIFIED AS 4-2-1: 03)**

Mr. Dean Uchida presented the submittal to the Board. Mr. Uchida informed the Board that the lengthy procedure involved in working with the Coast Guard to relocate the navigational light pole required more time and requested a one-year extension to November 1998. He further noted that the present project included a subdivision of the parcel to accommodate the light pole on a separate Federal Reserve parcel (instead of merely relocating the pole to a portion of the parcel).

Mr. Norman Hong, V.P. of Group 70, representing the applicant, introduced Planner Jeff Overton, and testified regarding the lengthy process faced by the applicant. Mr. Hong stated that the house which was part of the original approval had been completed on time and that all that was currently needed was the construction of the navigational light pole.

By a unanimous vote of the six members present, Item D-15 was approved as submitted (Kennison/Yuen).

**ITEM K-1 SALE OF LEASE BY DIRECT NEGOTIATION, PIER 38, HONOLULU HARBOR, OAHU (CITIZENS UTILITIES COMPANY)**

Mr. Peter Garcia presented the submittal.

Member Yuen questioned the computation of the annual rent specified on the submittal. He noted that the rental was based on a fair market value charge of \$55.40 per square feet, making the 47,000+ parcel worth \$2.5+ million. Member Yuen observed that at 8% per annum, the yearly rental should correctly be over 10 times the amount specified on the submittal. Mr. Garcia concurred that the rent stated on the submittal appeared to be incorrect, and stated that he would check the computation and amend the submittal, if necessary. Therefore, Member Yuen, with Member Nekoba seconding, moved to defer action until later in the calendar.

Discussion on Item K-1 resumed following Item D-14.

Mr. Garcia informed the Board that the rent specified on the submittal was a monthly rent, and that the annual rent should be \$209,000. He requested that the submittal be amended to reflect the change.

No public testimony was presented.

By a unanimous vote of the five members present, Item K-1 was approved as amended (Nekoba/McCrory). Member Matsumoto was not present for the vote.

**ITEM D-14 SET ASIDE TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES, LAND MANAGEMENT DIVISION, FOR INDUSTRIAL PARK AND BUSINESS PURPOSES ON GOVERNMENT LANDS SITUATE SAND ISLAND, HONOLULU, OAHU, TMK: 1-5-041: 22**

Mr. Uchida presented the submittal.

Mr. Tom Fujikawa, Administrator, Department of Transportation Harbors Division, testified that the Harbors Division, in a letter dated June 25, 1997, had requested that the lands specified in the subject submittal (plus an additional 6+ acres of adjacent lands) be set aside for maritime use by the Harbors Division. Mr. Fujikawa stated that the area on Sand Island currently being utilized by Matson and Sea-Land would soon be too small for both operations and that the subject lands represented the best short-term expansion areas for Honolulu Harbor. (A map of the area was shown to board members).

ITEM D-14 (cont.)

Mr. Fujikawa gave board members a brief history on the Commercial Harbors 2020 Master Plan. He noted that, by the year 2020, it has been projected that the Harbors Division will be approximately 100 acres short for cargo operations. Mr. Fujikawa testified that, although Kapalama represented the most viable expansion alternative, the area required major renovations which would not be possible in the near future. Mr. Fujikawa also shared with members various projections made in the 2020 Master Plan.

Member Yuen questioned what the projected revenues of cargo operations vs. the projected revenues from industrial park lease would be. He noted that the revenues to the State should play a part in the Board's decision. Mr. Fujikawa responded that, although revenue to the State is important, it is also important to look at the overall use of the harbor area.

Member Nekoba noted that an industrial park need not be located at the harbor, and that, perhaps, a deferral to let DOT and DLNR talk may be in the State's best interest. Member Kennison concurred.

Member Matsumoto requested that board members be provided with a copies of the 2020 Master Plan. In response to Member Matsumoto's question regarding which portions of Sand Island are ceded lands, Mr. Uchida stated that Sand Island is comprised of a "jigsaw puzzle" of non-ceded lands and different categories of ceded lands.

Mr. Clint Tayler, Manager of Public Affairs, Sea-Land, testified that 149.5 acres of land are shared between Matson and Sea-Land for their cargo operations. In response to members' questions, Mr. Tayler stated that Sea-Land moves approximately 12,000 containers per year.

Member Nekoba inquired as to the role, if any, played by the deep draft harbor in West Oahu. Mr. Tayler responded that, although the West Oahu harbor has relieved the congestion for bulk cargo (cement, coal, etc.), it is currently not feasible to use the harbor for consumer goods.

In response to Member Nekoba's question regarding whether West Oahu has enough lands available for expansion, Mr. Fred Nunes, Planning Engineer, DOT-Harbors Division, stated that the potential for Barbers Point deep draft harbor is there -- there are approximately 190 acres of total land area, 300 acres if the water is included.

ITEM D-14 (cont.)

In response to Member McCrory's question regarding the impact of a deferral, Mr. Uchida stated that the submittal is to set aside lands so there would be no impact.

Members, Mr. Fujikawa and Mr. Nunes discussed the various expenses related to improvements needed to both Barbers Point and Kapalama. Mr. Fujikawa stated that the Sand Island expansion would maximize the use of available lands at Honolulu Harbor. He further stated that, until demand rises at West Oahu, the development at Kapalama would be needed to incorporate a second entrance for larger ships into Honolulu Harbor.

In response to Member Matsumoto's question, Mr. Fujikawa stated that no operator at Honolulu Harbor holds exclusive use to the facilities, and any operator would be able to use the facilities when they are not in use by Sea-Land or Matson.

Mr. Greg Wingham testified that the ceded lands should be easily identifiable by the study authorized by the legislature. He stated, however, that two issues are not being addressed: 1) the load capacity of Sand Island is not known and no environmental study has been conducted, and 2) no rules are in place at the industrial park currently at Sand Island.

Member Nekoba moved to defer Item D-14 to allow talks between the Land Division and the Department of Transportation. Member McCrory requested that the motion be amended to include a 60-day time frame for the talks.

By a unanimous vote of the five members present, Item D-14 was deferred (Nekoba/Kennison). Member Matsumoto was not present for the vote.

Member Yuen noted that it would be helpful to the Board if information/justification for both the maritime use and industrial park use was available when the issue was brought back.

**ITEM D-12 REQUEST BOARD APPROVAL, AMEND RENT, REVOCABLE PERMIT NO.  
S-3528, HILTON PIER, WAIKIKI, OAHU , TMK: 2-6-08:29**

Mr. Uchida presented the submittal and provided background for the proposed per head charge.

In response to Member Nekoba's question regarding how the \$2 per head charge was determined, Mr. Uchida stated that the charge was similar to the Department of Transportation's charge to Voyager Submarines which operates off of Kewalo. Member Nekoba stated that he wanted to be certain that the State is getting their "fair share" of the revenue off of the pier.

Mr. Uchida stressed that the proposed arrangement was an interim measure and that the division was still trying to work out a long-term solution with Hilton. He stated that, since the permit was already in effect, the purpose of the subject submittal was to allow the State to get a more reasonable return. Mr. Uchida stated that the Voyager arrangement was the best comparable currently available.

In response to Member McCrory, Mr. Uchida noted that ownership of the pier still has not been determined.

Discussion by members identified:

- 1) That Hilton has exclusive use of the pier and the only operator currently using the pier is Atlantis Submarines. Thus the \$2 charge will only be for customers of Atlantis.
- 2) That the \$2 charge was based on a 2% of the gross revenues of the operation computation which staff thought mimicked DOT's arrangement with Voyager Submarines at Kewalo Basin. (Although members recalled representatives of Voyager stating that they company paid DOT 2% of the full ticket price, numbers provided by Peter Garcia, DOT, later in the meeting, indicated that Voyager paid only 2% of the revenues generated from the shuttle transporting passengers to the submarines).
- 3) That there existed some concern regarding discounted and complimentary tickets which generated no income for the company yet would be counted in the toll.
- 4) That staff would need to come up with way to accurately account for each "toll" charge.

ITEM D-12 (cont.)

In response to Member Nekoba's question regarding when the Attorney General's opinion on direct negotiations for a long-term lease might be forthcoming, Mr. Uchida stated that staff would bring the matter back to the Board as soon as possible.

Mr. Peter Schall, Managing Director, Hilton Hawaiian Village, testified that he believed that Voyager Submarines payment to DOT was based only on a shuttle service fee. Mr. Schall asserted that turnstile counts may not an appropriate measure; large discount and complimentary tickets that are a part of doing business means that ticket prices are not always reflective of the revenues generated. Mr. Schall further testified that Hilton built and maintains the pier, and covers excess liability insurance for the pier. He noted that the \$870,921 reported gross revenues was not "clean profit" and did not take into consideration the expenses associated with the pier.

Mr. Schall stated that, after looking at the numbers from Hilton, Atlantis and the State, it is Hilton's belief that a charge of \$1.20 per person would be a "fairer, more equitable charge."

Member Nekoba noted, however, that the State has not been receiving its "fair share" for prior years and that, because the charge would not be retroactive, a \$2 charge seemed fair. Member McCrory noted that discounted and complimentary tickets are often given to generate revenue and should be counted as a marketing expense.

Discussion between board members and messrs. Terry O'Halloran and Ronald Williams, representing Atlantis, identified the average price of a ticket, the number of complimentary rides given by the company, general customer profile, and other fees paid by the company, including dockage and port fees at Honolulu Harbor and the payments for the dive site easement. Messrs. O'Halloran and Williams testified that a \$2 per person charge would hurt the company financially (a company financial reported was submitted).

Mr. Greg Wingham testified on the recent public protests regarding Hilton's use of the pier and its Enter-Ocean lagoon project. He noted that Hilton's commercial endeavors do not take into consideration any public wish to use the pier and the fact that the pier was constructed on crown lands.

**ITEM D-12 (cont.)**

Member Matsumoto stated his belief that non-revenue uses should not be tolled. However, he noted that toll measurements, if done accurately, would provide for the best way to charge since the value would be derived from the pier and Atlantis' relationship with Hilton. He stated that, based on an average ticket price of \$60, a \$1.50 per person charge would be fair. He further stated that a minimum charge should be required and that the rental should be retroactive to the December, 1996 permit approval date.

The submittal was amended to reflect:

A monthly rental of \$1.50 per paying customer or a \$30,000 minimum retroactive to December, 1996, and

That Hilton shall provide a monthly record of the total number of paying customers to support the toll calculations.

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

**ITEM D-1 REQUEST FOR 3RD EXTENSION OF CONSTRUCTION DEADLINE, SPECIAL SALE AGREEMENT NO. S-5598, LOT 99, HANAPEPE TOWN LOTS, FIRST SERIES, HANAPEPE, WAIMEA (KONA) - TMK: 1-9-10: 50**

Mr. Uchida presented the submittal.  
No public testimony was presented.

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

**ITEM D-2 REQUEST TO RESCIND THE BOARD'S JUNE 9, 1995, AGENDA ITEM F-1-J, ACTION INVOLVING AN ASSIGNMENT OF GENERAL LEASE NO. S-4350 AND PURCHASE MONEY MORTGAGE CONSENTS, TMK: 5-6-02: 01, LOT 2, PART 1, UALAPUE LOTS, KONA, MOLOKAI**

Mr. Uchida presented the submittal.  
No public testimony was presented.

By a unanimous vote of the five members present, Item D-2 was approved as submitted (Kennison/Nekoba). Member McCrary was not present for the vote.



**ITEM D-3 RECONSIDERATION OF PRIOR BOARD ACTION FOR CANCELLATION OF GENERAL LEASE #S-3631, WAIAKEA, HAWAII, TMK: (3) 2-2-50-79**

Mr. Uchida presented the submittal.  
No public testimony was presented.

By a unanimous vote of the five members present, Item D-3 was approved as submitted (Yuen/Kennison). Member McCrory was not present for the vote.

**ITEM D-4 REQUEST AUTHORIZATION TO CONSTRUCT TWO (2) GREENHOUSES ON GOVERNMENT LANDS UNDER REVOCABLE PERMIT NO. S-7065 ISSUED TO BETTY DORRIS AND STEPHEN DORRIS, TMK: 2-9-03: 08, HONOPOU-HOOLAWA, HAMAKUALOA, MAKAWAO, MAUI**

Mr. Uchida presented the submittal.

Chairperson Wilson questioned why the parcel was under a revocable permit instead of a long-term lease. Mr. Uchida stated that staff would investigate if parcel was authorized for public auction. Chairperson Wilson requested that the staff make certain that the permittee understand the conditions of a revocable permit as opposed to a long-term lease.

No public testimony was presented.

By a unanimous vote of the five members present, Item D-4 was approved as submitted (Kennison/Yuen). Member McCrory was not present for the vote.

**ITEM D-5 FORFEITURE OF GENERAL LEASE NO. S-4364, GORDON C. HEIT DBA GH TRADING COMPANY, LOT 2, PANAWEA FARM LOTS, 2ND SERIES, WAIAKEA, SOUTH HILO, HAWAII, TMK: 3RD/2-4-49: 17**

Mr. Uchida presented the submittal.  
No public testimony was presented.

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

**ITEM D-6 AMEND PRIOR BOARD ACTION FOR ISSUANCE OF A REVOCABLE PERMIT TO TROPICAL HAWAIIAN PRODUCTS, KAIMU, PUNA, HAWAII, TMK: (3) 1-2-6-15 AND -16**

Mr. Uchida presented the submittal.  
No public testimony was presented.

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

**ITEM D-7 DIRECT SALE OF A PERPETUAL, NON-EXCLUSIVE EASEMENT FOR ACCESS AND UTILITY PURPOSES AT PUUWAAWAA, NORTH KONA, HAWAII, TMK: (3) 7-1-2-4 AND -7**

Mr. Uchida requested that a condition #5 be added requiring a CDUA if the easement is constructed or graded.

Member Yuen noted that the area has "been on the books" as a state park and requested a condition that provided for the relocation of the easement if the park is developed in the future.

No public testimony was presented.

By a unanimous vote of the six members present, Item D-7 was approved as amended (Yuen/Kennison).

Chairperson Wilson noted that staff should be aware of identified "Hot Spots" when processing applications and should, perhaps, have the affected division be a part of the internal review process.

**ITEM D-8 SALE OF LEASE AT PUBLIC AUCTION FOR INTENSIVE AGRICULTURE PURPOSES, SITUATE AT WAIAKEA, SOUTH HILO, HAWAII, TMK: (3) 2-4-49-21**

Mr. Uchida presented the testimony.  
No public testimony was presented.

By a unanimous vote of the five members present, Item D-8 was approved as submitted (Yuen/Matsumoto). Member Nekoba was not present for the vote.

**ITEM D-9 APPROVAL OF A LAND EXCHANGE BY AND BETWEEN THE STATE OF HAWAII BY ITS BOARD OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF HAWAIIAN HOME LANDS BY ITS HAWAIIAN HOMES COMMISSION, STATE OF HAWAII AT KEKAHA AND HANAPEPE, KAUAI, HAWAII**

Mr. Uchida presented the submittal.  
No public testimony was presented.

By a unanimous vote of the five members present, Item D-9 was approved as submitted (McCrorry/Yuen). Member Nekoba was not present for the vote.

**ITEM D-10 UNAUTHORIZED COMMERCIAL USE OF STATE LAND SITUATE AT  
KAILUA VILLAGE, LANIHAU 1ST AND KEOPU 1ST, NORTH KONA,  
HAWAII, TMK: 7-5-06: 22**

Mr. Uchida provided background on the problems regarding the subject parcel (a map of the parcel was provided). He noted that an subsequent to a change in parcel identification by the Tax Office, an existing concession which had been a part of the original permit was no longer situated on lands now covered by the permit. Mr. Uchida stated that, although the permittee was technically in violation of the permit, confusion over the "subdivision" of the parcel had contributed to the violation and recommended that a negotiated settlement be accepted by the Board.

Member Yuen stressed the need to make sure that all parties who use, manage and/or oversees the area -- the canoe clubs, kayakers, the hotel, and DOBOR -- understand the conditions of the revocable permit. Chairperson Wilson suggested that all the parties be present at a future meeting so that the record reflect that all agree to the arrangement; Member Yuen suggested that a letter from each party might be sufficient.

Member Yuen further suggested to staff to review the back rent for the permit and require payment of either the back rent or the \$10,000 negotiated settlement (whichever sum is greater).

By a unanimous vote of the six members present, Item D-10 was deferred (Yuen/Matsumoto).

**ITEM D-11 REQUEST BOARD APPROVAL FOR THE DIRECT ISSUANCE OF  
PERPETUAL NON-EXCLUSIVE EASEMENT TO THE CITY AND COUNTY  
OF HONOLULU, DEPARTMENT OF WASTEWATER MANAGEMENT, FOR  
SEWER LINE PURPOSES IN CONJUNCTION WITH THE AMFAC  
INDUSTRIAL SUBDIVISION ON WAIPAHU DEPOT ROAD AT WAIKELE,  
EWA, OAHU, TMK: 1ST/9-4-11: 11**

Mr. Uchida presented the submittal.  
No public testimony was presented.

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

**ITEM D-13 FORFEITURE OF GENERAL LEASE NO. S-3653, JACK L. AYERS, TRUSTEE & ELSIE M. AYERS, TRUSTEE, LOT 13, KANOELEHUA INDUSTRIAL LOTS, WAIAKEA, SOUTH HILO, HAWAII, TMK: 3RD/2-2-50: 81**

Mr. Uchida informed the Board that the Lessee had committed to a special installment agreement, and thus, requested that the item be withdrawn.

No public testimony was presented.

By a unanimous vote of the six members present, Item D-13 was withdrawn (Yuen/Kennison).

**ITEM D-16 AFTER-THE-FACT CONSENT TO SUBLEASES, LOT 83, HANAPEPE TOWN LOTS, 1ST SERIES, HANAPEPE, WAIMEA (KONA), KAUAI, TMK: 1-9-05: 9**

Mr. Uchida presented the submittal.

No public testimony was presented.

By a unanimous vote of the six members present, Item D-16 was approved as submitted (McCrory/Nekoba).

**ITEM D-17 REQUEST THE CANCELLATION OF REVOCABLE PERMIT NO. S-6124 TO SUMMIE LI AND THE ISSUANCE OF A REVOCABLE PERMIT TO 1942/1946 PAHOA ROAD OWNERS ASSOCIATION FOR PARKING PURPOSES ON GOVERNMENT LAND SITUATE AT PAUOA, HONOLULU, OAHU, TMK: 2-2-010: 34 AND 21 (POR.)**

Mr. Uchida presented the submittal.

No public testimony was presented.

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

**ITEM D-18 REQUEST TO AMEND THE BOARD'S JUNE 25, 1993 AGENDA ITEM F-4 AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT TO THE PRESENT OCCUPANT FOR PASTURE PURPOSES AND SALE OF LEASE AT PUBLIC AUCTION FOR PROPERTY IDENTIFIED AS TMKs: 2-2-04: 01, 02, 29, AND 66, SITUATE AT WAIOHULI-KEOKEA, KULA, MAKAWAO, MAUI**

Mr. Uchida presented the submittal.

No public testimony was presented.

By a unanimous vote of the six members present, Item D-18 was approved as submitted (Kennison/Nekoba).

**ITEM D-19 REQUEST BY BERNARD K. HALAMA, ET AL., TO REPLACE EXISTING STRUCTURE LOCATED ON STATE LANDS UNDER REVOCABLE PERMIT NO. S-6336, TMK: 5-8-03: POR. 12, SITUATE AT HONOULIWAI, MOLOKAI**

Mr. Uchida presented the submittal.  
No public testimony was presented.

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

**ITEM D-20 FORFEITURE OF GENERAL LEASE NO. S-5043, KOKEE**

Mr. Uchida presented the submittal.  
No public testimony was presented.

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

**ITEM D-21 ISSUANCE OF REVOCABLE PERMIT TO ADAM KLAUSNER AND STEPHEN SICO, POR. KAPAA HOMESTEADS, 1ST AND 3RD SERIES, KAWAIHAU, KAUAI, TMK: 4-6-8: 1**

Mr. Uchida presented the submittal.  
No public testimony was presented.

By a unanimous vote of the six members present, Item D-21 was approved as submitted (McCrorry/Nekoba).

**ITEM D-22 FORFEITURE OF GENERAL LEASE #S-4138, PANAWEA, WAIAKEA, SOUTH HILO, HAWAII, TMK: (3) 2-4-49-25**

Mr. Uchida presented the submittal.  
No public testimony was presented.

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

**ITEM D-23 ASSIGNMENT OF PARTNERSHIP INTEREST IN GENERAL LEASE NO. S-5284-A, "PULEHUNUI QUARRY SITE" SITUATE AT PULEHUNUI, WAILUKU, MAUI, HAWAII, TMK: 2ND/3-8-08: 31**

Mr. Uchida informed the Board that the Land Division and the Department of Transportation would be submitting a joint submittal at the next board meeting and requested that the Board defer Item D-23.  
No public testimony was presented.

By a unanimous vote of the six members present, Item D-23 was deferred (Kennison/Nekoba).

**ITEM D-24 CERTIFICATION OF ELECTION AND APPOINTMENT OF SOIL AND WATER CONSERVATION DISTRICT DIRECTORS (MAUNA KEA)**

Mr. Uchida presented the submittal.  
No public testimony was presented.

By a unanimous vote of the six members present, Item D-24 was approved as submitted (Kennison/Nekoba).

**ITME D-25 CERTIFICATION OF ELECTION AND APPOINTMENT OF SOIL AND WATER CONSERVATION DISTRICT DIRECTORS (EAST KAUAI)**

Mr. Uchida presented the submittal.  
No public testimony was presented.

By a unanimous vote of the six members present, Item D-25 was approved as submitted (McCroory/Nekoba).

**ITEM K-2 ISSUANCE OF REVOCABLE PERMIT, PIER 36, HONOLULU HARBOR, OAHU (CHAUMONT B. DEVIN)**

Mr. Garcia presented the submittal.  
No public testimony was presented.

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

**ITEM K-3 ISSUANCE OF REVOCABLE PERMIT, NEAR PIER 32, HONOLULU HARBOR, OAHU (CALIFORNIA SEAFOODS, INC.)**

Mr. Garcia presented the submittal.  
No public testimony was presented.

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

**ITEM K-4 ISSUANCE OF REVOCABLE PERMIT, NEAR PIER 32, HONOLULU HARBOR, OAHU (KAM K. WONG DBA KAM'S WHOLESALE MEAT)**

Mr. Garcia presented the submittal.  
No public testimony was presented.

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

There being no further business, Chairperson Wilson adjourned the meeting at 12:33 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*  
Gail Y. Murayama  
Secretary

Approved for submittal:

*Michael D. Wilson*  
MICHAEL D. WILSON  
for Chairperson  
Board of Land and Natural Resources

11

