

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

DATE: FRIDAY, FEBRUARY 26, 1999  
TIME: 9:00 A.M.  
PLACE: KALANIMOKU BUILDING  
LAND BOARD CONFERENCE ROOM 132  
1151 PUNCHBOWL STREET  
HONOLULU, HAWAII

Chairperson Timothy E. Johns called the meeting of the Board and Natural Resources to order at 9:10 a.m. The following were in attendance.

MEMBERS:

Mr. Timothy Johns  
Ms. Lynn McCrory  
Mr. Russell Kokubun

Mr. William Kennison  
Ms. Kathryn Inouye

STAFF:

Mr. Dean Uchida, Land Division  
Mr. Ralston Nagata, Division of State Parks  
Mr. Carl Watanabe, Bureau of  
Conveyance (BOC)  
Mr. W. Mason Young, BOC

Mr. Michael Buck, Division of  
Forestry and Wildlife (DOFAW)  
Mr. Curt Cottrell, DOFAW  
Mr. Jim Andrews, DOFAW  
Mr. Nelson Ayers, DOFAW

OTHERS:

Ms. Pamela Matsukawa, Department of  
the Attorney General  
Mr. Rodney Harada, D-4  
Mr. Mel Matsumura, D-11  
Mr. Bill Horneman, D-1  
Mr. Michael Broderick, D-14  
Mr. Bill Darrah, D-14  
Mr. Tom Sterling, D-14  
Mr. Michael Golojuch, D14

Mr. Peter Garcia, Department of  
Transportation, DOT  
Mr. Wayne Tanigawa, D-6  
Ms. Masuko Matsumura, D-11  
Mr. Presley Pang, D-14  
Mr. Kamaki Kanahale, D-14  
Mr. Sam King, D-14  
Ms. Geri Marullo, D-14  
Mr. Alan Sanborn, D-14

**ITEM A-1: MINUTES OF SEPTEMBER 11, 1998**

Chairperson Timothy Johns recused himself as he was not present at the meeting. The Board deferred action on this item because of clarifications that needed to be worked out.

Unanimously approved to defer the minutes of September 11, 1998 (McCrorry/Inouye).

**ITEM A-2: MINUTES OF OCTOBER 30, 1998**

Chairperson Johns recused himself and stated that because there were only 4 members present at this meeting, and 1 of those members is not longer on the Board, an opinion from the Attorney General's (AG) Office is needed because there is no quorum to take action. The Board deferred action on the minutes of October 30, 1998.

Unanimously approved to defer the minutes of October 30, 1998. (McCrorry/Inouye).

**ITEM A-3: MINUTES OF DECEMBER 11, 1998**

Member Kathryn Inouye amended the minutes of December 11, 1998 as follows:

- 1) Page 8, 2nd paragraph, correct the spelling of "Mr. Yaab Suyderlands" to "Mr. Jaab Suyderhoud".
- 2) Page 10, 1st paragraph, the motion should end with, "...secure a CDUA permit approval from the Board. The remainder of the paragraph that reads: [and that the CDUA include the following...] should be deleted.
- 3) Page 12, 1st paragraph, should read: "...authorizes them to resume thrill craft activity, pending the evaluation of an accident investigation; 3) Kualoa Ranch full service permit No. O-KB-2a be restricted from conducting scuba diving activity until such time as the department authorizes them to resume scuba diving activity...".

Chairperson Johns recused himself as he was not present at the meeting.

Unanimously approved as amended (Inouye/McCrory).

**ITEM A-4: MINUTES OF JANUARY 22, 1999**

Unanimously approved as submitted (Inouye/McCrory).

**ITEM D-4: FORFEITURE OF GENERAL LEASE NO. S-4665, H. HARADA CONTRACTOR, INC., LESSEE, LOTS 6 & 8, BLK. 40, WAIAKEA INDUSTRIAL LOTS, SOUTH HILO, HAWAII, TMK: 3RD/2-2-37: 98**

Mr. Dean Uchida, Administrator of the Land Division said this is a request for forfeiture of General Lease (GL) No. S-4665 to H. Harada Contractor, Inc. The lessee is currently in default of \$8,938.96 for payments due under its installment agreement, and delinquent of \$16,875.00 on its current regular rent. Staff's recommendation is that the Board authorize the cancellation of GL No. S-4665, subject to standard conditions.

Member Russell Kokubun stated that in conversation with the lessee, the lessee has indicated that he is able to pay the delinquent installment of \$8,938.96 by Monday, March 1, 1999. He said the lessee has requested that the delinquent current regular rent be developed in an installment plan to be paid off within 12 months.

Mr. Rodney Harada of H. Harada Contractor, Inc., explained the reason for his delinquencies and clarified that he will be making payments as mentioned by Member Kokubun. He requested that his lease be continued.

Member Kokubun made a motion to replace staff recommendation with the following:

That the Board allow the lessee to continue operating under the lease and stay the cancellation of GL No. S-4665 provided that the lessee:

1. Pay, in full, the entire installment agreement initiated in December 1997, which currently is at \$8,938.96, by Monday, March 1, 1999.
2. Enter into a Special Installment Agreement for the current delinquent regular rent which was at \$16,875.00 as of 2/7/99, as soon as possible, with the term of this Special Installment Agreement not to exceed one-year.

Should the lessee not fulfill these obligations, the lease is automatically cancelled.

Unanimously approved as amended (Kokubun/Kennison).

**ITEM D-6: GENERAL SERVICES INC., ON BEHALF OF THE QUEEN'S MEDICAL CENTER, REQUESTS THAT THE HEIGHT LIMIT RESTRICTION AFFECTING PARCEL C IN LAND OFFICE DEED NO. S-27821 BE AMENDED FROM 45 FEET TO 65 FEET, AUWAIOLIMU, HONOLULU, OAHU, TMK: 2-1-18: 48**

Member Inouye recused herself from discussion and action on this item.

Mr. Uchida presented the staff submittal recommending that the Board, pursuant to Section 171-63, Hawaii Revised Statutes (HRS), as amended, find that the public interest will be served by amending the height limit affecting Parcel C contained in Land Office Deed No. S-27821 from 45 feet to 65 feet at gratis.

Mr. Wayne Tanigawa, Vice-President of General Services, Inc., was present to answer questions.

Unanimously approved as submitted (Kennison/Kokubun).

**ITEM D-11: DECLARATIONS OF INTENT TO DISPOSE OF INTENSIVE AGRICULTURE; INTENSIVE AGRICULTURE AND EMPLOYEE RESIDENCE; AND PASTURE AND INTENSIVE AGRICULTURE LEASES AT PUBLIC AUCTION, TMK: VARIOUS, KAUAI**

Mr. Uchida said this is a request that the Board declare its intent to dispose of 7 different agricultural leases that are due to expire. He said pursuant to Section 171-33(9), HRS, the Board is required, 2 years prior to the expiration date of a general lease, declare its intention with respect to future uses of the land. Staff's recommendation is that the Board declare its intent to dispose of the 7 properties, for 35 year leases, for Intensive Agricultural purposes.

Mr. Mel Matsumura and his mother Ms. Masako Matsumura testified on GL No. S-3993. Mr. Matsumura gave a brief history of the property and requested that the Board allow them to use the property as they presently are. He felt that given his mothers physical condition, she would not be able to satisfy the state's requirements for Intensive Agriculture. He requested that the Board consider changing the character of use to Pasture.

Mr. Uchida clarified that as long as the lessee meets the character use for Intensive Agriculture, it would be up to the lessee on what he chooses to do. He explained that staff had originally tried to get an approval for this 3 acre parcel for Pasture with Residence use, and based on the carrying capacity of the parcel, the rent would probably be a nominal fee of \$156.00 a year, which might not be an appropriate use and return for land. He felt that if the property is used for residential purposes, the character of use should be "Intensive Agriculture" as opposed to "Pasture with Residence". Member Lynn McCrory concurred with staff.

In response to Mr. Matsumura's questions regarding the possibility of extending the lease if improvements are made on the property, Member McCrory advised the lessee to check with the Kauai District Land Office on the possibility of an extension based on a mortgage.

Unanimously approved as submitted (McCrory/Inouye).

**ITEM D-1: AFTER-THE-FACT CONSENT TO SUBLEASE GENERAL LEASE NO. S-5284-A, HAWAIIAN CEMENT, LESSEE, TO WILLEM VANDERLEE dba VANDERLEE CONCRETE PRODUCTS, SUBLESSEE, PULEHUNUI, WAILUKU, MAUI, TMK: 3-8-08: PORTION 31**

Mr. Uchida presented the staff submittal recommending that the Board consent to the after-the-fact sublease under GL No. S-5284-A between Hawaiian Cement, as Sublessor, and Vanderlee Concrete Products, as Sublessee, subject to standard conditions.

Mr. Bill Horneman, Vice-President of Operations for Hawaiian Cement, testified in favor of staff's recommendation.

Member Inouye questioned the difference in dates on page 2 of the staff submittal that reflects a commencement date of June 3, 1993 and an issuance date of February 23, 1994.

A motion was made to amend staff recommendation by adding condition no. 4 to read as follows:

4. That the staff verify and clarify why the commencement date [June 3, 1993] and the issuance date [February 23, 1994] for GL S-5284A are not the same.

**Unanimously approved as amended (Kennison/McCrory).**

**ITEM D-14: REQUEST FOR APPROVAL OF AMENDMENT TO PRIOR BOARD OF LAND AND NATURAL RESOURCES ("BLNR") ACTION CONCERNING THE JUDICIARY'S REQUEST FOR VARIOUS APPROVALS COVERING THE KAPOLEI JUDICIARY COMPLEX, KAPOLEI, OAHU**

Member Inouye recused herself from any discussion or action on this item.

Chairperson Johns indicated that in his capacity as President of Hawaii Lawyers Care, he wrote a letter on behalf of the Board of Directors in opposition to the move of the Family Court to Kapolei. He said he discussed this issue with the Department of the AG's and its opinion was that he is not required to recuse himself from this matter.

Mr. Uchida presented the staff submittal recommending that the Board: 1) approve the amendments to the September 14, 1994 letter agreement as set forth in the June 30, 1998 letter agreement; 2) authorize the Chairperson, subject to the approval of the AG, Comptroller and Judiciary Branch, State of Hawaii, to execute all pertinent documents necessary to implement the agreement set forth in the June 30, 1998 letter agreement; 3) authorize the Chairperson, in consultation with the State Judiciary, the Department of the AG, and State Comptroller, to negotiate and execute further amendments to the June 30,

1998 agreement under certain conditions; and 4) authorize the acquisition of the subject acres, Parcels 4 and 5, containing an aggregate area of approximately 13.8 acres, approve of and recommend to the Governor the issuance of an executive order setting aside the subject lands for purposes of use by the State of Hawaii Judiciary under the control and management of the Hawaii Judiciary and/or DAGS, subject to standard conditions.

Member McCrory requested that the word "that" be deleted from page 4, item 2, of the staff submittal to read: "Specify [that] the conditions for conveyance by Campbell Estate when the State:....".

Deputy AG Presley Pang, Counsel for the Judiciary, said at the February 11, 1999 Informational Briefing, the Board raised a concern that they be more specific about the scope in which the Chairperson could negotiate or sign an agreement. He said that if amendments are made to the June 30, 1998 letter agreement, they are asking that the Board, through its Chairperson, agree to amend the June 30, 1998 letter agreement, subject to 3 safeguards for the Chairperson: 1) that these amendments not be outside the scope of the perimeters set forth in the June 30, 1998 letter agreement; 2) that if the Chairperson feels that he needs to bring this matter back to the full Board, he can do so, at his own discretion; and 3) that the Chairperson will be talking to its own Counsel, in working in consultation with DAGS and the Judiciary.

Chairperson Johns' indicated that the Board received 5 letters of written testimony in support of staff's recommendation and suggested amending staff recommendation no. 3 (b) to read: "such amendments are deemed by the BLNR Chairperson, in consultation with the AG, not to require BLNR review and/or approval; and..."

Mr. Kamaki Kanahale, President of the Nanakuli Hawaiian Homestead Community Association and Kahu of the State Council of the Hawaiian Homestead Association testified in support of a Kapolei Judiciary Complex to serve the people of the Waianae Coast.

Mr. Bill Darrah read a brief statement on behalf of Mr. Edward Lebb, Chairperson of the Family Law Section of the Hawaii Bar Association, in opposition to staff's recommendation. He requested that the Board defer action until an Environmental Assessment (EA) is completed.

Mr. Sam King, Family Court Practitioner, stated that he is not objecting to a full service Judiciary Center being set up in Kapolei, but objected to moving the entire Family Court to Kapolei. He agreed with Mr. Darrah in that the Board should defer action until an EA is completed.

Mr. Tom Sterling, Vice-President of the Board of Hawaii Lawyers Care, testified in opposition to the move of the entire Family Court to Kapolei. He said there should be 2 Family Courts, 1 in Kapolei to serve the people of Waianae and 1 in downtown. He felt that it was premature for the Board to make a decision and urged the Board to defer this item.

Ms. Geri Marullo, CPO of Child and Family Service, testified on behalf of herself and her staff in support of a Family Court in Kapolei.

Mr. Michael Golojuch, Vice-Chair of the Makakilo Neighborhood Board and Vice-Chair of the Makakilo Community Association testified in favor of staff's recommendation.

In response to Member Kokubun's question regarding a time frame of an EA and/or EIS process, Mr. Michael Broderick, Administrative Director of The Courts, said they anticipate the EA starting in March 1999 and would take approximately 6-8 months. The EIS, if necessary, would take about 6-9 month after the EA is completed.

A motion was made to amend the staff report as follows: 1) amend page 4, item 2, to read: "Specify [that] the condition for conveyance....", and 2) amend condition no. 3 of the staff submittal to read: "...Chairperson, in consultation with the AG, not to require BLNR review..."

**Unanimously approved as amended (McCrary/Kennison).**

**ITEM E-1: RESUBMITTAL - ADOPTION OF AMENDED AND COMPILED  
CHAPTER 13-146, THE ADMINISTRATIVE RULES FOR THE  
HAWAII STATE PARK SYSTEM**

Mr. Ralston Nagata, Administrator of the Division of State Parks presented the staff submittal recommending that the Board approve the adoption of the amended and compiled Hawaii Administrative Rules (HAR) Chapter 13-146, entitled "Hawaii State Park System", pending final approval by the Governor.

**Unanimously approved as submitted (Kennison/Kokubun).**

**ITEM E-2: RESUBMITTAL - REQUEST TO ESTABLISH FEES FOR CAMPING IN  
STATE PARKS, AND ENTRANCE TO DIAMOND HEAD STATE  
MONUMENT**

Mr. Nagata presented the staff submittal recommending that the Board approve the establishment of the proposed fee schedule for camping in state parks, and for entrance to Diamond Head State Monument.

Member McCrary suggested deleting the word "DAILY" from page 2 of the staff report that reads: "DAILY/ENTRY". Her concern was that a tour operator might bring in 3 different groups of people and be charged a daily rate when they should be charged a per entry fee.

Member Inouye asked staff to clarify why the User Fee Comparison Entrance Fees for Hawaii Volcanoes and Haleakala National Park Service does not have a daily rate.

Member McCrory made a motion to delete the word "DAILY" from page 2 of the staff report.

Unanimously approved as amended (McCrory/Kokubun).

**ITEM C-2: REQUEST FOR APPROVAL TO ADOPT HAWAII ADMINISTRATIVE RULES, CHAPTER 13-130, RULES FOR NA ALA HELE, THE HAWAII STATEWIDE TRAIL AND ACCESS PROGRAM**

Mr. Michael Buck, Administrator of the Division of Forestry and Wildlife (DOFAW), introduced Mr. Curt Cottrell, Na Ala Hele (NAH) Program Manager and Mr. Jim Andrews, Chairperson of the Oahu NAH Advisory Council. He amended staff's recommendation to read: "That the Board approve the adoption of HAR, Chapter 13-130 to establish comprehensive Rules for Na Ala Hele, the Hawaii Statewide Trail and Access Program, and upon approval of the rules, all the trails listed in Attachment 4 will be included in the NAH Trail System."

A motion was made to amend staff recommendation, to read as follows: "...the Hawaii Statewide Trail and Access Program, and upon approval of the rules, all the trails listed in Attachment 4 will be included in the NAH Trail System."

Unanimously approved as amended (McCrory/Kokubun).

**ITEM C-1: REQUEST FOR APPROVAL OF A CONTRACT WITH THE HAWAII FOREST INDUSTRY ASSOCIATION (HFIA) TO CONDUCT SERVICES RELATING TO IMPLEMENTING PROJECTS OF THE STATE'S HAWAII FORESTRY AND COMMUNITIES INITIATIVE PROGRAM**

Mr. Buck introduced Mr. Nelson Ayers, Service Forester for DOFAW. He indicated that page 1, last paragraph of the staff submittal should have included: (4) Plan, advertise, and conduct a State-wide woods show in which craftsmen are required to enter pieces made primarily from locally grown species. Staff's recommendation is that the Board authorize the Chairperson to execute the subject contract with the Hawaii Forest Industry Association (HFIA) in the amount of \$66,000.

Member Kokubun made a motion to approve the contract with HFIA, subject to information by staff regarding the non-federal match of \$66,000.00, being submitted to the Chairperson prior to execution.



Unanimously approved as amended (Kokubun/Kennison).

**ITEM D-2: CONSENT TO ASSIGN GENERAL LEASE NO. S-5056, TED BURKART AND NANCY BURKART, ASSIGNOR, TO KAUAI CHRISTIAN FELLOWSHIP, ASSIGNEE, PUU KA PELE PARK LOTS, WAIMEA, KAUAI, TMK: 1-4-02: 41**

Mr. Uchida presented the staff submittal recommending that the Board consent to the assignment of GL No. S-5056 from Mr. and Mrs. Ted Burkart, as Assignor, to Kauai Christian Fellowship, as Assignee, subject to standard conditions.

Unanimously approved as submitted (McCrorry/Inouye).

**ITEM D-3: CONSENT TO SUBLEASING GENERAL LEASE NO. S-4023, TETSURO MAEDA AND YOSHIO HIRANAKA, dba T & Y PARTNERS, LESSEE, TO KAUAI FOOD BANK, INC., A NON-PROFIT CORPORATION, AND HESSE CARPETS, A HAWAII CORPORATION, SUBLESSEES, NAWILIWILI HARBOR LOTS, LIHUE, KAUAI, TMK: 3-2-4: 11**

Mr. Uchida presented the staff submittal recommending that the Board consent to the sublease under GL No. S-4023 between T & Y Partners, as Sublessor, and The Kauai Food Bank, Inc., and Hesse Carpets, as Sublessee's, subject to standard conditions.

Member McCrorry amended the staff recommendation by adding condition no. 4 to read as follows:

4. Prior to executing the final sublease consent documents, Hesse Carpets must obtain clearance from DCCA regarding the final of their annual report for 1997.

Unanimously approved as amended (McCrorry/Kennison).

**ITEM D-5: TIME EXTENSION REQUEST - CONSERVATION DISTRICT USE PERMIT HA-833A FOR MILITARY TRAINING ACTIVITIES AFFECTING PORTIONS OF NORTH AND SOUTH HILO, HAWAII**

Mr. Uchida presented the staff submittal recommending that the Board approve another 5-year extension of Conservation District Use Permit HA-833A, as amended, to allow the continuation of military training exercises, subject to standard conditions.

Unanimously approved as submitted (Kokubun/Kennison).

**ITEM D-7: PARTIAL WITHDRAWAL OF LAND FROM REVOCABLE PERMIT NO. S-5978, AND SET ASIDE TO SAME GOVERNMENT LAND FOR THE ISSUANCE OF AN EXECUTIVE ORDER TO THE DEPARTMENT OF PARKS AND RECREATIONS, COUNTY OF MAUI, AND RIGHT-OF-ENTRY, NAPILI TO MAHINAHINA, LAHAINA, MAUI, TMK: 4-3-01: PORTION 05**

Mr. Uchida presented the staff submittal recommending that the Board authorize the withdrawal of 2.529 acres from Revocable Permit (RP) No. S-5978, authorize the set-aside of the subject area to the County of Maui, Department of Parks and Recreation and authorize the right-of-entry for use of the site, subject to standard conditions.

Unanimously approved as submitted (Kennison/Kokubun).

**ITEM D-8: COUNTY OF MAUI REQUEST TO ENTER INTO AN AFTER-THE-FACT LEASE AGREEMENT ON LANDS UNDER EXECUTIVE ORDER NOS. 9 AND 897, WAILUKU, MAUI, TMK: 3-4-11: 02 AND 19**

Mr. Uchida presented the staff submittal recommending that the Board grant approval to the lease agreement request involving lands under Executive Order Nos. 9 and 897, between the County of Maui and the Maui Aikido Ki Society, subject to standard conditions.

Unanimously approved as submitted (Kennison/Kokubun).

**ITEM D-9: ISSUANCE OF REVOCABLE PERMIT TO RENAL TREATMENT CENTERS - HAWAII, INC. FROM HAWAII HEALTH SYSTEMS CORPORATION, LANAI CITY, TMK: 4-9-11: 03 AND 04**

Mr. Uchida presented the staff submittal recommending that the Board authorize the issuance of a revocable permit to Renal Treatment Centers - Hawaii Inc., subject to standard conditions.

Unanimously approved as submitted (Kennison/Kokubun).

**ITEM D-10: AMEND PRIOR BOARD ACTION OF JANUARY 22, 1999 (ITEM D-38), ASSIGNMENT OF GL NO. S-5033, LOT 67, KOKEE CAMP SITE, WAIMEA, (KONA), KAUAI**

Mr. Uchida presented the staff submittal recommending that the Board amend the Land Board action of January 22, 1999, Item D-38 by including as an Assignor Mr. William J.

McCord and Mrs. Barbara W. McCord, subject to standard conditions.

Unanimously approved as submitted (McCrorry/Inouye).

**ITEM D-12: RESCIND PREVIOUS BOARD ACTION FOR ISSUANCE OF A REVOCABLE PERMIT TO MILTON K.C. CHING AND MELANIE ANN P. CHING, AND ISSUE REVOCABLE PERMIT TO EDWIN MARTINS, LOT 62, KAPAA HOMESTEADS, FIRST SERIES, KAWAIIHAU (PUNA), KAUAI, TMKS: 4-6-6: 28 & 29**

Mr. Uchida presented the staff submittal recommending that the Board rescind its prior action of September 25, 1998, and approve the issuance of a revocable permit to Mr. Edwin Martins, subject to standard conditions.

Unanimously approved as submitted (McCrorry/Kennison).

**ITEM D-13: CONSENT TO SUBLEASE GENERAL LEASE NO. S-3601, WILLIAM T. WHITE, III TRUST, SUBLESSOR, TO BCI COCA-COLA BOTTLING CO. OF LOS ANGELES INC., SUBLESSEE, WAIAKEA, HAWAII, TMK: (3) 2-2-49-7**

Mr. Uchida presented the staff submittal recommending that the Board consent to the sublease under GL No. S-3601 between Mr. William T. White, III Trust, as Sublessor, and BCI Coca-Cola Bottling Co. of Los Angeles Inc., as Sublessee, subject to standard conditions.

Member Kokubun asked staff to consult with the AG's on how they could impose the assignment premium and sublease sandwich language on the "old" leases that do not include these specific conditions.

Unanimously approved as submitted (Kokubun/Inouye).

**ITEM G-1: ADOPTION OF AMENDMENTS TO ADMINISTRATIVE RULES OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES, CHAPTER 13-16, CONVEYANCES**

Member McCrorry recused herself from discussion and action on this item.

Mr. Carl Watanabe, Deputy Registrar of the Bureau of Conveyance presented the staff submittal recommending that the Board adopt the proposed amendments to the HAR, Chapter 13-16, Conveyances.

In response to Member Inouye's question regarding retro-active dates in HAR, Section 13-16-4 and HAR, Section 13-16-22(1), Mr. Watanabe explained that the rules were never amended to clarify statutory changes and that this would bring it in line with what the statute currently provides. Member Inouye also questioned HAR, Section 13-16-22(9) that relates to fees, Mr. Watanabe stated that this is being brought in compliance with DAGS administrative rule changes that was passed prior to June 1, 1997. He clarified that they will not be going back and charging anyone.

In response to Member Kokubun's question regarding technology advances in terms of how plans will be submitted in the future, Mr. W. Mason Young, Acting Registrar of the Bureau of Conveyance said the land court rules stipulate that they have to have tracings of plans. He mentioned some concerns in talks with DAGS Survey Division regarding accuracy, securing information, and unauthorized changes, should the tracings be stored in a database and pulled up at a workstation.

Unanimously approved as submitted (Inouye/Kennison).

**ITEM K-1: REQUEST FOR PERPETUAL, NON-EXCLUSIVE EASEMENT FOR ROADWAY PURPOSES, HILO INTERNATIONAL AIRPORT, ISLAND OF HAWAII (KAMEHAMEHA SCHOOLS/BERNICE PAUAI BISHOP ESTATE) TMK: (3) 2-1-12-9P**

Mr. Peter Garcia, Property Management Officer for the Department of Transportation (DOT) presented DOT's submittal recommending that the Board approve Bishop Estate's request for perpetual, non-exclusive easement for roadway purposes, subject to standard conditions.

Unanimously approved as submitted (Kokubun/Kennison).

**ITEM K-4: GRANT OF EASEMENT TO DEPARTMENT OF TRANSPORTATION, HARBORS DIVISION, HONOULIULI, EWA, OAHU (THE ESTATE OF JAMES CAMPBELL AND KO OLINA COMPANY, LLC/DEPARTMENT OF TRANSPORTATION) TMK: 9-1-14-26P AND 9-15-7-19P AND 24P**

Mr. Garcia presented DOT's submittal recommending that the Board approve the acquisition of the Grant of Easement documents subject to approval of the terms and conditions by the Director of Transportation and the review and approval by the Department of the AG.

Unanimously approved as submitted (Inouye/McCrory).

**ITEM K-2: GRANT OF EASEMENT FOR ELECTRICAL TRANSMISSION AND**

COMMUNICATION SERVICES TO KALAELOA BARBERS POINT  
HARBOR, EWA, OAHU (HAWAII ELECTRIC CO., INC. AND GTE  
HAWAIIAN TELEPHONE COMPANY, INC.) TMK: 9-1-14-27P

Mr. Garcia presented DOT's submittal recommending that the Board approve the issuance of the Grant of Easement covering public lands located at Kalaeloa Barbers Point Harbor, subject to standard conditions.

Unanimously approved as submitted (Inouye/McCrory).

ITEM K-3: RIGHT-OF-ENTRY, PIER 5, HONOLULU HARBOR, OAHU (CITY  
AND COUNTY OF HONOLULU) TMK: 2-1-1-62P

Mr. Garcia presented DOT's submittal recommending that the Board approve the issuance of a Right-of-Entry Agreement, subject to standard conditions.

Unanimously approved as submitted (Inouye/McCrory).

There being no further business, Chairperson Johns adjourned the meeting at 11:56 a.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,



Kimberly C. Keliioomaluu

Approved for submittal:



TIMOTHY E. JOHNS

Chairperson

Board of Land and Natural Resources

