

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

DATE: FRIDAY, APRIL 28, 2000
TIME: 9:00 A.M.
PLACE: KALANIMOKU BUILDING
LAND BOARD CONFERENCE ROOM 132
1151 PUNCHBOWL STREET
HONOLULU, HAWAII

Chairperson Timothy Johns called the meeting of the Board of Land and Natural Resources to order at 9:15 a.m. The following were in attendance:

MEMBERS:

Mr. Timothy Johns
Ms. Lynn McCrory

Mr. William Kennison
Ms. Kathryn Inouye

STAFF:

Dr. Kimberly Lowe, Division of Aquatic Resources Mr. Dean Uchida, Land Division
Mr. Michael Buck, Division of Forestry and Wildlife Mr. Andy Monden, Land Division
Mr. Gary Moniz, Division of Conservation and Resources Enforcement

OTHERS:

Mr. Ray Enos, Department of the
Attorney General
Mr. Larry Cobb, DOT
Mr. Richard Grover, D-26
Mr. Christopher Norrie, D-21
Mr. Ernie Dias, D-24
Mr. Jess Griffiths, D-11
Ms. Claire Nakamura, D-11
Mr. Robert Urago, D-10
Mr. Douglas Ing, D-1
Mr. Richard Hoehn, D-6
Ms. Georgette Deemer, K-3

Mr. Peter Garcia, Department of
Transportation (DOT)
Mr. Rory Frampton, D-22
Mr. Tim Lui-Kwan, D-21
Mr. Martin Luna, D-5
Mr. Merlin Keaulana-Dyball, D-7
Mrs. Yaeko Miyata, D-11
Mr. John Howell, D-2
Mr. Wayne Scott, D-10
Mr. Scot Muraoka, D-17
Mr. Terry Hildebrand, D-19
Ms. Ginger Peterson, K-3

ITEM A-1: APPROVAL OF THE MARCH 10, 2000 MINUTES

Member Inouye recused herself, she was not in attendance at this meeting.

Deferred – no quorum.

ITEM D-22: TIME EXTENSION REQUEST – CONSERVATION DISTRICT USE PERMIT MA-2837 FOR SINGLE-FAMILY RESIDENCE, HONOLUA, MAUI, TMK: 2ND/4-2-04: 32

Mr. Dean Uchida, Administrator of the Land Division, presented the staff submittal and recommended that the Board approve an extension of 1-year to initiate the approved single family residence, and 2-years to complete construction, subject to standard conditions.

Mr. Rory Frampton, Chris Hart & Partners, on behalf of the Brennan's, was present to answer questions.

Unanimously approved as submitted (Kennison/McCrory).

ITEM D-26: FORFEITURE OF GENERAL LEASE (GL) NO. S-4978, MR. RICHARD J. TAUBMAN, MS. ELIZABETH FREEMAN, MR. JACOB AQUARIAN, MR. JAMES AND MRS. TRACY WISE, AND WORKSTAR OCCUPATIONAL HEALTH SYSTEMS, INC., LOT 12, KOKEE CAMP SITE LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-3: 10

Mr. Uchida requested that this item be withdrawn. The lessees has cured their default.

Mr. Richard Grover, on behalf of the lessees, apologized for the default and assured the Board that the rental payments will be prepaid in the future.

Unanimously approved to withdraw (McCrory/Kennison).

ITEM D-21: CONSERVATION DISTRICT USE APPLICATION (CDUA) NO. HA-2968 FOR THE CONSTRUCTION OF A SINGLE-FAMILY RESIDENCE AND OTHER RELATED IMPROVEMENTS AT KAAWALOA 2ND, SOUTH KONA, COUNTY OF HAWAII, TMK: 3RD/8-01-10: 05

Mr. Uchida presented the staff submittal and recommended that the Board approve this application, subject to 12 conditions.

Mr. Tim Lui-Kwan, representing the applicant, was present to answer questions.

Unanimously approved as submitted (Inouye/Kennison).

ITEM D-5: CONSENT TO ASSIGNMENT OF A PERPETUAL, NON-EXCLUSIVE EASEMENT FROM W.W. WALLWORK, INC. (ASSIGNOR) TO KAHANA NUI L.L.C. (ASSIGNEE) FOR SEAWALL PURPOSES, KAHANA, LAHAINA, MAUI, TMK: SEAWARD OF 4-3-19: 48

Mr. Uchida presented the staff submittal and recommended that the Board consent to the assignment of the easement, subject to standard conditions.

Mr. Martin Luna, representing the applicant, was present to answer questions.

Unanimously approved as submitted (Kennison/Inouye).

ITEM D-24: CONSENT TO ASSIGN GL NO. S-4946, MS. MOANA LOIS KINIMAKA, ASSIGNOR, TO CONTROLLED ENVIRONMENT AQUACULTURE TECHNOLOGY, INC. (CEATECH), ASSIGNEE HANAPEPE, KAUAI, TMK: 1-9-10: 37

Mr. Uchida presented the staff submittal and recommended that the Board consent to the assignment, subject to standard conditions.

Mr. Ernie Dias, President of CEATECH, was present to answer questions.

Unanimously approved as submitted (McCrorry/Kennison).

ITEM D-7: CONSENT TO ASSIGNMENT OF GL NO. S-4138, FIRST HAWAIIAN BANK, ASSIGNOR, TO MR. MERLIN AND MRS. MOANA KEAULANA-DYBALL, ASSIGNEE, WAIAKEA, SOUTH, HILO, HAWAII, TMK: 3RD/2-4-49: 25

Mr. Uchida presented the staff submittal and recommended that the Board consent to the assignment, subject to 7 conditions.

Mr. Merlin Keaulana-Dyball was present to answer questions.

Unanimously approved as submitted (McCrorry/Kennison).

ITEM D-11: RESCIND PRIOR BOARD ACTION AND FORFEITURE OF GL NO. S-5355, MR. NORMAN AND MRS. YAEKO MIYATA, LESSEES, WAIMANALO, KOOLAUPOKO, OAHU, TMK: 4-1-18: 51

Mr. Uchida presented the staff submittal and recommended that the Board rescind its prior Board action

of October 22, 1999 -- consenting to the assignment of the lease from the Miyata's to the Nakamura's; and allow the Miyata's 45 days to provide a performance bond..

Chairperson Johns noted that a statement was received from Mr. Kenneth Nakamura.

Mr. Jess Griffiths, on behalf of the Miyata's, expressed that the Miyata's, at this point, have done everything they can to help the situation move along. He felt it appropriate that the Nakamura's update the Board on new information that transpired within the last 24-48 hours. He believed the Nakamura's obtained some information regarding the difficulties in securing financing because of certain restrictions.

Ms. Claire Nakamura submitted 3 denial letters from the Farm Credit Services of Hawaii, United States Department of Agriculture, and State of Hawaii Department of Agriculture, stating that the reason for the loan disqualification was based on the fact that a degree in agriculture, or 3 years full-time farm experience is needed. She stated that a loan was in place through the American Pacific Group but pulled back because of the denial of the amendment to the lease to allow for residential use and occupancy by the primary owner of the property. She asked that the Board support the amendment that will allow the financing so they can move forward on this.

A motion was made at 9:42 a.m. to move into executive session to consult with legal counsel. The meeting was reconvened at 10:00 a.m. (Inouye/McCrory).

Member Inouye commented that Mr. Nakamura, an Attorney, had an opportunity to review the lease that had the prohibition requirement for use of a dwelling unit, that it was limited to just employee housing, and that the lease was for agricultural purposes. The Board's understanding is that the Nakamura's had several opportunities and direction from staff on the method in which they should proceed to obtain a loan, unfortunately, it appears that the Nakamura's are not able to move it any further. The Board felt that they have been more than generous in giving the Nakamura's ample time to resolve the issues. Based on that, a motion was made to accept staff's recommendation.

Unanimously approved as submitted (Inouye/McCrory).

ITEM D-2: AMENDMENT TO GL NO. S-4560, THE EASTER SEAL SOCIETY FOR CRIPPLED CHILDREN & ADULTS OF OAHU, INC., HONOLULU, OAHU, TMK: (1) 2-1-38: ROAD

Mr. Uchida presented the staff submittal and recommended that the Board accept the amendment of the lease, subject to conditions.

Mr. John Howell, representing The Easter Seal Society, indicated that their desire is to try and find a way to convert the portion of land into some needed parking spaces for the families and the parents that they serve during the day.

Unanimously approved as submitted (Inouye/Kennison).

ITEM D-10: CDUA NO. OA-2971 FOR THE CONSTRUCTION OF A 130' HIGH ENHANCED SPECIALIZED MOBIL RADIO (ESMR) ANTENNA FACILITY AT PUU PAPAA, KAILUA/KANEOHE, OAHU, TMK: 4-4-12: 01

Mr. Uchida presented the staff submittal and recommended that the Board approve the application submitted by Nextel Communications, to construct and operate a ESMR antenna site, subject to 26 conditions.

In response to a concern raised by the Board regarding co-location, Mr. Robert Urago, on behalf of Nextel Communications, indicated that they attempted to look at existing sites, however, found that it would be infeasible for them to co-locate, due to technical difficulties or compatibility problems with the existing carriers.

Member McCrory was concerned about the aesthetics and asked if camouflaging the pole further with a tree type set-up was looked at, similar to the one built on Kauai, which has had no objections from the community.

The Board recessed at 10:22 a.m. because of a lack in quorum. The meeting was convened 11:28 a.m.

Mr. Wayne Scott, on behalf of Nextel Communications, went over the disadvantages of the tree concept, which is a relatively new concept. He said they understand the visual impacts involved and was hoping to camouflage the monopole itself through a painting scheme, trying to blend it into the background.

Chairperson Johns was concerned that there were no letters from the Kaneohe and Kailua Neighborhood Boards, regarding what their position is on the proposed tower. He asked that the minutes of the meeting, or formal action from both neighborhood board meetings, in which the applicant was invited to attend, be provided to the Land Board.

Member Inouye wanted to see an analysis on whether or not the tree concept is feasible for this site, with and without co-location. Based on that, a motion was made to defer this item to the May 26, 2000 Board meeting.

Unanimously approved to defer (Inouye/McCrory).

ITEM D-1: DIRECT SALE OF A PERPETUAL, NON-EXCLUSIVE EASEMENT TO TIME WARNER TELECOM OF HAWAII L.P. DBA OCEANIC COMMUNICATIONS FOR COMMUNICATION CABLE LINE AND A MANAGEMENT AND CONSTRUCTION RIGHT-OF-ENTRY AT WAIANAE AND WAIALUA, OAHU, TMKs: (1) 8-1-1: PORTION 7; 6-9-3: PORTION 2 & 5, AND 6-9-1: PORTION 4

Mr. Uchida presented the staff submittal and recommended that the Board authorize the direct sale of a perpetual, non-exclusive easement to Time Warner Telecom of Hawaii L.P. dba Oceanic

Communications, subject to conditions.

Mr. Douglas Ing, Attorney for Time Warner Telecom of Hawaii L.P. dba Oceanic Communications, indicated that they would agree to the results on the appraisal that was completed for GTE Hawaiian Telephone, rather than having another one conducted.

The Board amended page 2 of the staff report, under Application Requirements Item 1., changing "Pay for an appraisal...", to "Provide an appraisal..."

Unanimously approved as amended (Inouye/Kennison).

ITEM D-17: CDUA NO. OA-2955 FOR THE EXPANSION OF THE WAIANAE CORPORATION YARD AND SUBDIVISION OF STATE LAND PARCEL, LUALUALEI, WAIANAE, OAHU, TMK: 8-7-06: PORTION 02

Mr. Uchida presented the staff submittal and recommended that the Board approve the application for the proposed expansion of the Waianae Corporation Yard, subject to 19 conditions.

Mr. Scot Muraoka, Board of Water Supply, commented on condition no. 17, regarding vehicular access. He said they are in the process of trying to obtain a second access to the corporation yard for safety reasons, and that DOT has reviewed the construction plans with no objections to the second access road.

The Board was concerned about the comments received from DOT in the staff report that reads: "... we will not allow a new access to Farrington Highway from the expanded area." The Board amended conditions no. 17 to read: "Vehicular access to the new 20,000 square foot parcel must be provided through the existing Waianae Corporation Yard. No new vehicle access to Farrington Highway will be allowed unless approved by DOT-Highways;"

Member Inouye amended condition no. 7 to read: "That the applicant shall cover and mulch any stockpiled material.....".

Unanimously approved as amended (Inouye/McCrory).

ITEM D-6: AFTER-THE-FACT CONSENTS TO ASSIGN PERPETUAL, NON-EXCLUSIVE ACCESS AND UTILITY EASEMENT [L.O.D. NO. S-27321], THE BEACHSIDE CLUB, ASSIGNOR, TO MR. GEORGE W. & MRS. LINDA L. LINDELL, ASSIGNEE, AND FROM THE LINDELL'S TO MR. RICHARD J. HOEHN, ASSIGNEE, WAIOHULI, (KIHAI), WAILUKU, MAUI, TMK: (2) 3-9-09: PORTION 13

Mr. Uchida presented the staff submittal and recommended that the Board consent to the assignment, from The Beachside Club, to the Lindell's, and from the Lindell's to Mr. Hoehn, subject to 4 conditions.

Mr. Hoehn urged the Board to consent to the assignment of the perpetual non-exclusive easement.

Unanimously approved as submitted (Kennison/Inouye).

ITEM D-16: AUTHORIZATION TO ENTER A GRANT-IN-AID AGREEMENT WITH THE ALA WAI WATERSHED ASSOCIATION TO IMPLEMENT THE ALA WAI CANAL WATERSHED IMPROVEMENT PROJECTS

Mr. Uchida presented the staff submittal and recommended that the Board authorize the Chairperson to enter into a Grant-in-Aid Agreement with the Ala Wai Watershed Association for the implementation of the Ala Wai Canal watershed improvement projects.

Mr. Andy Monden, Chief Engineer of the Land Division - Engineering Branch, briefed the Board on the 6 specific projects which were: 1) Manoa Recreation Center, Manoa Stream Bank Erosion Control, 2) Ala Wai Canal to Manoa Trail System, 3) Kaimuki High School Stream Bank Improvement, 4) St. Louis Heights Trail and Erosion Reduction, 5) Manoa and Palolo, Erosion Control, and 6) Greenbelts and Vegetative Buffers.

Unanimously approved as submitted (Inouye/McCrory).

ITEM D-19: SET ASIDE TO CITY AND COUNTY OF HONOLULU FOR THE QUEEN EMMA SQUARE PARK AND A MANAGEMENT RIGHT OF ENTRY, HONOLULU, OAHU, TMK: (1) 2-1-18: 4

Mr. Uchida presented the staff submittal and recommended that the Board authorize and recommend to the Governor issuance of an executive order setting aside the subject lands to the City and County of Honolulu, and authorize the issuance of a management right-of-entry to the City and County of Honolulu, for the purpose of managing the Queen Emma Square Park, subject to standard conditions.

Mr. Terry Hildebrand, City and County of Honolulu, Department of Design and Construction, was present to answer questions.

Unanimously approved as submitted (Inouye/McCrory).

ITEM B-1: REQUEST FOR APPROVAL TO AMEND AN AGREEMENT WITH THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII FOR "SHORELINE FISHING SURVEYS AT SELECTED SITES IN THE MAIN HAWAIIAN ISLAND" UNDER THE MAIN HAWAIIAN ISLANDS MARINE RESOURCES INVESTIGATION (MHI-MRI)

Dr. Kimberly Lowe, MHI-MRI Coordinator for the Division of Aquatic Resources, presented the staff submittal and recommended that the Board authorize the Chairperson to negotiate and execute, subject

to the Governor's approval, the subject amendment with the Research Corporation of the University of Hawaii for Fiscal Year 2000-2001.

Unanimously approved as submitted (Kennison/McCrory).

ITEM C-1: REQUEST FOR APPROVAL OF 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. Michael Buck, Administrator for the Division of Forestry and Wildlife, presented the staff submittal and recommended that the Board authorize the Chairperson to execute the subject contract with HFIA in the amount of \$58,850, pending modification and approval as to form by the Attorney General's Office.

Unanimously approved as submitted (McCrory/Kennison).

ITEM I-1: REQUEST APPROVAL OF SUPPLEMENTAL AGREEMENT WITH THE STATE MARIJUANA ERADICATION TASK FORCE PROJECT

Mr. Gary Moniz, Administrator for the Division of Conservation and Resources Enforcement, presented the staff submittal and recommended that the Board authorize the Chairperson to sign the agreement provided that the Attorney General's Office approves the language.

Unanimously approved as submitted (McCrory/Kennison).

ITEM K-1: ISSUANCE OF REVOCABLE PERMIT, INCONSISTENT USE, KAHULUI AIRPORT, MAUI (M & S TRUCKING, INC.)

Mr. Peter Garcia, Property Management Officer for DOT, presented the submittal and recommended that the Board approve the permit to M & S Trucking, Inc.

Unanimously approved as submitted (Kennison/Inouye).

ITEM K-2: ISSUANCE OF REVOCABLE PERMIT, KAWAIHAE HARBOR, ISLAND OF HAWAII (PACIFIC COAST TRUCKING, INC.)

Mr. Garcia presented the submittal and recommended that the Board authorize the Director of Transportation to issue a revocable permit to Pacific Coast Trucking, Inc.

Unanimously approved as submitted (Kennison/Inouye).

ITEM K-3: ISSUANCE OF REVOCABLE PERMIT, KALAELOA BARBERS POINT HARBOR OAHU, METRO-GOLDWYN-MAYER PICTURES, INC. (MGM)

Mr. Garcia presented the submittal and recommended that the Board authorize the issuance of a revocable permit to MGM for a main base camp and staging area for the filming of the feature film "Windtalkers", subject to terms and conditions.

Ms. Georgette Deemer, Hawaii Film Office, introduced Ms. Ginger Peterson, Location Manager for MGM, who gave a brief presentation.

Unanimously approved as submitted (Inouye/McCrory).

ITEM K-4: REPORT ON REVOCABLE PERMITS ISSUED OR RENEWED BY DOT FOR CONSISTENT USES

No action required.

ITEM D-3: REVISION TO SUBLEASE RENT PARTICIPATION POLICY

Mr. Uchida presented the staff submittal and recommended that the Board rescind its prior Board action of July 9, 1982; approve the policy as presented in the staff submittal; authorize the Chairperson to consent to a sublease when no sandwich profit exists because: 1) the lease has no provision which allows for sandwich profits or 2) the sublease involves improved property and according to the stated policy, the State is not entitled to a sandwich profit; subject to the review and approval of the Department of the Attorney General; and approve the revised Sublease Participation Worksheet identified as Exhibit B.

The Board deferred this item because they wanted clarification on some of the terms used in the Sublease Participation Worksheet.

Unanimously approved to defer (Inouye/McCrory).

ITEM D-4: GRANT OF TERM, NON-EXCLUSIVE EASEMENT TO MR. PAUL SMITH FOR EROSION CONTROL IMPROVEMENT PURPOSES AT HONOLULU, OAHU, TMK: (1) 2-5-20: PORTION OF 6

Mr. Uchida presented the submittal and recommended that the Board authorize the issuance of a 55-year term, non-exclusive easement to Mr. Smith for erosion control improvements, subject to 4 conditions.

Unanimously approved as submitted (Inouye/Kennison).

ITEM D-8: FORFEITURE OF GL NO. S-5043, MS. MABEL NAKANANI, (LESSEE OF RECORD), AND MR. STANFORD LINDSEY & MS. CLAUDIA J. MAGAGNOLI-TRASK (ASSIGNEES OF AN UNCOMPLETED RECORD), LOT 88, KOKEE CAMP SITE LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-4: 53

Mr. Uchida presented the staff submittal and recommended that the Board cancel GL No. S-5043, subject to standard conditions.

Unanimously approved as submitted (McCrorry/Inouye).

ITEM D-9: ACCEPTANCE OF NON-CEDED LAND FROM THE UNITED STATES OF AMERICA AND SUBSEQUENT SET ASIDE TO DOT, AIRPORTS, DIVISION, SITUATE AT BARBERS POINT, HONOULIULI, EWA, OAHU, TMK: (1) 9-1-13: 32

Mr. Uchida presented the staff submittal and recommended that the Board accept the conveyance of the lands from the United States of America, approve of and recommend to the Governor a set aside for airport purposes, and authorize the immediate right-of-entry to DOT, Airports Division, for the purposes of control and management, subject to standard conditions.

Unanimously approved as submitted (Inouye/McCrory).

ITEM D-12: FORFEITURE OF GL NO. S-5481, MR. BRIAN A. SUARD, LESSEE, PARCELS 2 & 3, PART I AT WAILUA, KAWAIHAU (PUNA), KAUAI, TMK: 4-1-9: 5 & 6

Mr. Uchida presented the staff submittal and recommended that the Board cancel GL No. S-5481, subject to standard conditions.

Unanimously approved as submitted (McCrorry/Kennison).

ITEM D-13: FORFEITURE OF GL NO. S-5096, MS. JENNIE L. LYUM AND LESLIE M.H. LYUM, LOT 79, PUU KA PELE PARK LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-2: 76

Mr. Uchida presented the staff submittal and recommended that the Board cancel GL No. S-5096, subject to standard conditions.

Unanimously approved as submitted (McCrorry/Inouye).

ITEM D-14: FORFEITURE OF GL NO. S-5066, MS. RUTH THOMAS, LOT 24, PUU KA PELE PARK LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-2: 13

Mr. Uchida requested that this item be withdrawn. The lessee has cured the default.

The Board replaced staff recommendation with the following:

Authorizing that the lease not be terminated; however, based on the lessee's history of defaults and warnings, the Board required that the lessee replace their existing "unsecured personal surety bond" with a "cash bond" of the same amount. Cash bond is to be provided within 60 days of this action or the lease will be automatically terminated, and no further Board action will be necessary.

Unanimously approved as amended (McCrorry/Inouye).

ITEM D-15: FORFEITURE OF GL NO. S-4973, KOCHER TRUST, LOT 7, KOKEE CAMP SITE LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-3: 5

Mr. Uchida requested that this item be withdrawn. The lessee provided a certificate of insurance.

The Board replaced staff recommendation with the following:

Authorizing that the lease not be terminated; however, based on the lessee's history of defaults, the Board required that the lessee replace their existing "personal surety bond" with a "cash bond" of the same amount. Cash bond is to be provided within 60 days of this action or the lease will be automatically terminated, and no further Board action will be necessary.

Unanimously approved as amended (McCrorry/Inouye).

ITEM D-18: CONSENT TO ASSIGN GRANT OF NON-EXCLUSIVE EASEMENT, MR. DERL GREEN AND MR. FLOYD LARSON, ASSIGNORS, TO MR. KENDRICK AND MRS. KELLEY LEE, ASSIGNEES AND CONSENT TO MORTGAGES, WAIMANALO, OAHU, TMK: (1) 4-1-35: PORTION 13

Mr. Uchida presented the staff submittal and recommended that the Board authorize the consent of assignment of non-exclusive easement, and consent to the first and second mortgage, subject to standard conditions.

Unanimously approved as submitted (Inouye/Kennison).

ITEM D-20: CDUA NO. HA-2967 FOR THE CONSTRUCTION OF A SINGLE-FAMILY RESIDENCE AT KAHAULOA, SOUTH KONA, COUNTY OF HAWAII, TMK:

Mr. Uchida presented the staff submittal and recommended that the Board approve the single-family residential use, subject to 11 conditions.

Unanimously approved as submitted (Inouye/McCrory).

ITEM D-23: AMEND PRIOR BOARD ACTION OF FEBRUARY 25, 2000, AGENDA ITEM D-1, (1) WITHDRAWAL FROM GOVERNOR'S EXECUTIVE ORDER NO. S-3174 ISSUED FOR RAINBOW BAY STATE PARK, (2) TERMINATION OF REVOCABLE PERMIT NO. S-6578 ISSUED TO PACIFIC TRUCKERS ASSOCIATION, INC., (3) SET ASIDE TO THE DEPARTMENT OF DEFENSE, STATE OF HAWAII, FOR THE OAHU VETERANS CENTER, AIEA, EWA, OAHU, TMKs: 9-9-03: 35; 9-9-12: 05, 46 & 47

Mr. Uchida presented the staff submittal and recommended that the Board amend prior action of February 25, 2000.

Unanimously approved as submitted (Inouye/Kennison).

ITEM D-25: FORFEITURE OF GL NO. S-5084, MR. RALPH S. KOUCHI, MR. NEIL SHIRAKI, MR. ERIC SAKAZAKI, MR. ALVIN M. KOUCHI, MR. HAROLD KOJIMA, AND MR. GARRETT SOKEI (LESSEES OF RECORD), AND UNIVERSITY OF HAWAII, KAUAI COMMUNITY COLLEGE (ASSIGNEE OF AN UNCOMPLETED RECORD), LOT 59, PUU KA PELE PARK LOTS, WAIMEA (KONA), KAUAI, TMK: 1-4-2: 59

Mr. Uchida requested that this item be withdrawn. The lessees have paid the delinquent rent and provided a certificate of insurance.

Unanimously approved to withdraw (McCrory/Inouye).

ITEM D-27: AMEND PRIOR BOARD ACTION OF SEPTEMBER 12, 1997, AGENDA ITEM D-23, DIRECT SALE OF PERPETUAL, NON-EXCLUSIVE EASEMENT, TO THE HAWAII ELECTRIC LIGHT COMPANY, WAIAKEA, SOUTH HILO, HAWAII, TMK: 3RD/2-4-49: PORTION OF 16

Mr. Uchida presented the staff submittal and recommended that the Board amend its prior action of September 12, 1997.

Unanimously approved as submitted (Kennison/Inouye).

There being no further business, Chairperson Johns adjourned the meeting at 12:30 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,



Kimberly C. Kelihoomalu

Approval for submittal:


TIMOTHY E. JOHNS

Chairperson

Board of Land and Natural Resources

