

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

DATE: FRIDAY, FEBRUARY 28, 2003  
TIME: 9:00 A.M.  
PLACE: KALANIMOKU BUILDING  
LAND BOARD CONFERENCE ROOM 132  
1151 PUNCHBOWL STREET  
HONOLULU, HI

Chairperson Peter Young called the meeting of the Board of Land and Natural Resources to order at 9:10 a.m. The following were in attendance:

**MEMBERS**

|                   |                    |
|-------------------|--------------------|
| Mr. Peter Young   | Ms. Lynn McCrory   |
| Mr. Timothy Johns | Ms. Kathryn Inouye |
| Mr. Ted Yamamura  | Mr. Gerald DeMello |
| Mr. Toby Martyn   |                    |

**STAFF**

|                                |                              |
|--------------------------------|------------------------------|
| Ms. Dede Mamiya, Land Division | Mr. Sam Lemmo, Land Division |
| Mr. Dan Quinn, State Parks     | Mr. Peter Garcia             |
| Mr. Randy Kennedy, DOFAW       |                              |

**OTHERS:**

|  |                             |
|--|-----------------------------|
| Mr. Jay Paige, Deputy Attorney General |                             |
| Mr. Bruce Provisor, D-18               | Mr. Tom Leuteneker, D-1     |
| Mr. Jonathan Chun, D-9                 | Mr. Alan Ewell, D-8         |
| Mr. Edward Lever, D-8                  | Mr. Tim Lui Kwan, D-10      |
| Ms. Darcie Young, M-3, M-4             | Ms. Lisa Bail, D-6          |
| Mr. Rory Frampton, D-5                 | Mr. David Kirkpatrick, D-13 |
| Mr. Richard Horn, D-13                 | Mr. Gerald Sumida, D-13     |
| Mr. Sebastian Nola, D-13               | Mr. Brian Hayashida, D-13   |
| Mr. Niels Rider, D-13                  | Mr. Craig Nakanishi, D-13   |

{Note: language for deletion is [bracketed], new/added is underlined}

**Item A-1: Minutes of February 14, 2003**

Chairperson Young recused himself.

The Board amended page 2 of the minutes to read as follows:

**“Brian Takeda with [Arenthal] R.M. Towill Corporation who is a service agent to Hawaii Wind Energy testified . . .”**

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

**Item D-3: Amend prior Board Action, Special Permit to Bayview Banyan Corp. for change in use from Hotel/Resort to Apartment/Hotel, General Lease No. S-5018, Waiakea, South Hilo, Hawaii, TMK: 3<sup>rd</sup>/2-1-5: 021.**

**Motion to Withdraw**

**Unanimously approved to Withdraw (DeMello/Johns).**

**Item D-2: Rescind prior Board action of January 10, 2003 (Agenda Item D-18), forfeiture of General Lease S-5576, Rex Provisor and Pantip Provisor, Lessees, Papa, South Kona, Hawaii, TMK: 3<sup>rd</sup>/8-8-04: 11.**

Dede Mamiya Administrator of the Land Division informed the Board on the January 10, 2003 meeting the Board cancelled the above lease due to a default in rent payment and liability insurance. After the meeting the lessee's son made payment to cure the rental default and brought the liability insurance for the property current. The lessee has told staff they would like to continue with the lease and will make every effort to keep rental payments and insurance current. Ms. Mamiya recommended the Board rescind its prior action of January 10, 2003 and reinstate General Lease No. S-5576.

Mr. Bruce Provisor son of the applicant appeared before the Board and noted the mailing address for the rental payments will be changed to his address so he can keep payments up to date.

**Unanimously approved as submitted (DeMello/Johns).**

**Item D-1: Grant of term, non-exclusive Easement to Richard Bruce Blackwell for waterline purposes, Kahakuloa, Wailuku, Maui, TMK: (2) 3-1-006: portions of 001 and 003.**

Ms. Mamiya told the Board the applicant is seeking permission to install a connection to the existing waterline of James and Susan Bendon. She noted the applicant's request does not alter the Bendon's waterline. Ms. Mamiya recommended the Board authorize the issuance of a term, non-exclusive easement to Richard Bruce Blackwell for waterline purposes.

Mr. Tom Leuteneker representing Mr. Blackwell was present to answer any questions.

**Unanimously approved as submitted (Yamamura/McCrory).**

**Item D-9: Request for an Extension of Time to remove illegal boulders and clarification regarding what boulders need to be removed regarding a December 13, 2002 Board Action on the unauthorized construction of a shoreline structure and fill at Aliomanu, Kauai, TMK: seaward of 4-9-4:4.**

Sam Lemmo Planner for the Land Division noted this was a violation case that came before the Board in December. At the December meeting the landowner was ordered to remove the dirt fill within five days and the boulders within sixty days of the Board's action. The landowner was also ordered to pay a \$4,000 fine to be used for a shoreline mitigation project. Today the landowner is asking for a time extension to remove the illegal boulders and for clarification regarding which boulders need to be removed. Mr. Lemmo also mentioned the landowner would like to complete the removal of the boulders at the same time as placement of the sand bags thereby reducing the potential for environmental harm. According to the consultant for the landowner, the dirt fill has been removed. As far as to which boulders to remove, Mr. Lemmo told the Board it is their policy for Mr. Simpson to remove all boulders whether he or a previous owner placed it. Mr. Lemmo is recommending the Board amend its December 13, 2002 action by allowing the landowner to remove all of the boulders placed at the shoreline by May 1, 2003 and restore the shoreline area to its previous condition.

Jonathan Chun an attorney was present to represent the landowner Josh Simpson. He told the Board his client is not responsible for all of the illegal boulders on site. Previous owners placed some of the boulders. Mr. Chun said his client is trying to get ariel photographs from the county planning department that will show which rocks existed prior to Mr. Simpson purchase this piece of property. With regards to the overall solution, Mr. Chun pointed out his client is interested in beach nourishment with sand possibly coming from Anahola River mouth. Mr. Chun asked the Board for additional time so he can try and workout some type of solution with the other landowners (Lemkes and Lizamas).

**The Board amended the Recommendation Section by:**

**1) Amending paragraph 1 to read as follows:**

**"1. That the landowner shall remove all of the boulders placed at the shoreline by [~~May 1, 2003~~] August 1, 2003, and restore the shoreline area to its previous condition;"**

**2) Amending paragraph 2 to read as follows:**

**"2. If the boulders placed at the shoreline are not removed by [~~May 1, 2003~~] August 1, 2003, fines of \$2,000 per day shall accrue on the landowner until this condition is met;"**

3) **Amending paragraph 3 to read as follows:**

**“3. That in lieu of removing boulders not installed by the current landowner, a Conservation District Use Application may be filed with the DNLR to determine the final disposition of these boulders. If a CDUA (deemed to be complete in accordance with the Department’s Administrative Rules), is not received for this purpose by ~~[May 1, 2003]~~ August 1, 2003, fines of \$2,000 per day shall accrue on the landowner until this condition is met or these boulders are also removed by ~~[May 1, 2003]~~ August 1, 2003.”**

**Unanimously approved as amended (McCrorry/Johns).**

**Item D-8: Conservation District Use Application (No. OA-3113) to construct Holland single family residence and landscaping at 166 Poloke Place, Honolulu, Hawaii, TMK: (1) 2-5-015: 024.**

Mr. Lemmo informed the Board the applicant is proposing to build a 2,584 square feet single family residence consisting of a one-story wood frame structure, two 9,000 gallon concrete catchment water tanks, a wastewater treatment system and 250 square feet leach field. Mr. Lemmo recommended the Board approve this application to construct a SFR.

The Board asked if the applicant could provide a letter from the Tantalus Neighborhood Board stating the presentation made regarding the above structure was well received. Mr. Alan Ewell produced a letter but it did not state the board’s view on the construction of the residence. The letter only stated the applicant made a presentation to the board.

Alan Ewell of Integrated Architecture was on hand to represent the Charles and Allison Holland. Mr. Ewell noted even though the Lever residence is about four or five feet from then Holland’s property line there are thick rows of bamboo planted on the Lever’s side.

Edward Lever appeared before the Board and asked that they defer action on this item thereby giving him the opportunity to look at Mr. Lever’s construction plans. Mr. Lever noted his concern with the erosion taking place on his property and the integrity of the hillside. Mr. Lever also mentioned his concern with regards to the density of the area.

**The Board amended the Recommendation Section by amending paragraph 9 to read as follows:**

**“9) The applicant will submit the final list of proposed landscape trees and plants for the Department’s approval along with the construction plans.”**

amending page 4 first paragraph, sixth line to read as follows:

**“DOCARE), Division of Aquatic Resources (DAR) and the Tantalus [Neighborhood Board] Community Association. The following comments were received:”**

amending page 5, first paragraph, first line to read as follows:

**“The applicant notes they made a presentation to the Tantalus [Neighborhood Board] Community Association (September 16, 2002), . . . ”  
Unanimously approved as amended (Inouye/McCrory).**

**Item D-10: Time extension request – Conservation District Use Permit HA-2968B single family residence, Kaawaloa, South Kona, Island of Hawaii, TMK: (3) 8-1-10: 05.**

Mr. Lemmo noted this is the second request by the applicant for a time extension. In his first request, Christopher Norrie asked and was granted a two year extension from April 28, 2004 to April 28, 2006. The main reason for this time extension is a letter from Wood Metal Concrete Architecture sent to the permittee. The letter notes that the coordination between the different agencies and contractors would result in a construction process of three years. Mr. Lemmo recommended the Board amend condition 5 of CDUP OA-2968B to provide that the completion deadline of April 28, 2005.

Tim Lui Kwan was present to represent the permittee, Christopher Norrie. Mr. Kwan asked the Board for a 2 year extension but also noted construction has started on the structure. Mr. Kwan went over the history of this project and the amount of money his client has already spent on this project. With reference to the schedule put forth by Wood Metal Concrete Architecture, Mr. Kwan feels it is realistic for the type of house Mr. Norrie is building.

The Board questioned as to why it would take so long to build this house. After looking over the time line provided by Wood Metal Concrete Architecture the Board felt there were items on the time line that could be done simultaneously with others thereby reducing the construction time.

**Approved as submitted (DeMello/Martyn).  
Member Johns voted no.**

**Item M-3: Issuance of a Construction Right-of-Entry and Subsequent Lease to U.S. Federal Aviation Administration for Collocation of a Stand Alone Weather Sensor (SAWS) System and F-420 Wind Instrument at Lihue Airport, Kauai, TMK (4) 3-5-01-8P.**

Peter Garica of the Department of Transportation informed the Board this item is for a construction right of entry for the collocation of a Stand Alone Weather Sensor (SAWS) with a F-420 wind instrument. Mr. Garcia recommended the Board approve the issuance on the Construction Right-of-Entry to the Federal Aviation Administration (FAA).

Darice Young of the Federal Aviation Administration was present to answer questions.

**Unanimously approved as submitted (McCrorry/Johns).**

**Item M-4: Issuance of a Construction Right-of-Entry and Amendment to Lease No. A-98-0003 to U.S. Federal Aviation Administration for the Collocation of An Automated Weather Sensors System (AWSS) near the Existing Glide Slope at Lanai Airport, TMK (2) 4-9-02-41.**

Mr. Garcia pointed out this request is for the collocation of a Automated Weather Sensors System (AWSS) near the existing FAA Glide Scope (GS) at Lanai Airport. He recommended the Board approve the issuance of the Construction Right-of-Entry to the FAA.

Darcie Young of the Federal Aviation Administration was present to answer questions.

**Unanimously approved as submitted (Yamamura/Johns).**

**Item M-1: Issuance of Lease by Direct Negotiation to Dependable Hawaiian Express, Inc., Near Pier 23, Honolulu Harbor, Oahu, TMK (1) 1-5-39-15.**

Mr. Garcia let the Board know the lease area is 70,642 square feet of open unpaved land and the lessee will be using the area for parking of containers and chassis. Mr. Garcia recommended the Board authorize the disposition of a lease for the stated purpose.

**The Board amended the Recommendation Section by removing condition one.**

**Unanimously approved as amended (Inouye/Johns).**

**Item M-2: Issuance of Revocable Permit to Honolulu Festival Foundation, at Pier 33, Honolulu Harbor, Oahu, TMK: (1) 1-5-36-9.**

Mr. Garcia made it known the lease area is for 3,478 square feet of shed space. The permittee will be using the area for storage of seven (7) containers and various materials for the construction, decoration and dismantling of parade floats. Mr. Garcia recommended the Board authorize the issuance of a Revocable Permit for the stated purpose.

**Unanimously approved as submitted (Inouye/McCrorry).**

**Item D-6: Non-compliance with Board Order in violation action for unauthorized road improvements at North Kohala, Hawaii, TMK: (3) 5-8-001: 009**

Mr. Lemmo briefed the Board on history of the subject matter. He informed the Board the matter was previously referred to the Attorney General's office but it was sent back and staff was told do deal with it as a noncompliance issue and bring it before the Board. Mr. Lemmo recommended the Board impose fines to cover all administrative costs totaling

\$607, within 30 days of the Board's action, the alleged shall submit a Conservation District Use Application and failure to comply will result in a fine of \$2,000 per day from November 26, 1999 to the present.

Lisa Bail was present to address the Board. She informed the Board her client is in a remote location in India and she has been unable to contact her. She told the Board she does not have Ms. Heffner's permission to represent her on this matter as Ms. Heffner does not know her matter is before the Board today.

**The Board amended the Recommendation Section by amending paragraph C to read as follows:**

**“C. That upon payment of the fine by the alleged [~~within thirty (30) days of the Board's action~~] by July 1, 2003, the alleged shall submit a Conservation District Use Application [~~within ninety (90) days of the date of the Board's action~~] by July 1, 2003 for the subject road improvements, to determine their final disposition. Additional land use elements may also be included in the application. If damage to archaeological/cultural resources is discovered during the application process, the Department and Board may levy additional fines and requirements on the applicant;”**

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

**Item D-5: Conservation District Use Application No. MA-3114B after-the-fact approval of an existing seawall, fill area and concrete stairs at (State shore land abutting TMK: (1) 4-3-015: 052.**

Mr. Lemmo asked that this item be deferred because there is a question with regards to another area of encroachment.

Rory Frampton of Chris Hart Partners was on hand to represent Warner Lusardi.

**Motion to Defer**

**Unanimously approved to defer (Yamamura/DeMello).**

The Board took a brief recess at 11:30 a.m. and reconvened at 11:41 a.m.

**Item E-1: Request from Thomas E. McCue to Use a Portion of the Hapuna Beach State Recreation Area in South Kohala, Hawaii, for a Swim Clinic.**

Dan Quinn Administrator of State Parks indicated Thomas E. McCue has requested use of the Hapuna State recreation area to conduct a swim clinic. He noted enrollment for the swim clinic will be between 10 to 20 participants and will take place on March 9 at 8:00 a.m. and conclude around noon. He informed the Board Mr. McCue will be paying \$100

rental fee. He recommended the Board approve the issuance of a Special Use Permit to Thomas E. McCue for the stated purpose.

The Board asked staff to look at charging a reasonable fee (\$250-\$500) for activities conducted in the park.

**Unanimously approved as submitted (DeMello/Johns).**

**Item E-2: Role of the Board of Land and Natural Resources in the Project Selection Process for the Land and Water Conservation Fund Program.**

Mr. Quinn indicated that every year the National Park Service (NPS) notifies State Parks of Hawaii's apportionment of grant funds for administering the Land and Water Conservation Fund (LWCF). State Parks in turn informs the counties about the availability of funds and invites them to submit project applications. In 2002, NPS suggested that State Parks identify and appoint a representative government entity to review and approve State Parks' selection. Mr. Quinn recommended the Board of Land and Natural Resources serve as the final approval entity for the selection and award of projects to receive LWCF grant funds.

**Unanimously approved as submitted (Johns/DeMello).**

**Item D-13: Issuance of direct lease to GE Wind Energy and/or Hawi Renewable Development, Inc. for commercial wind farm purposes; rescind prior approval of December 15, 2000; Olowalu-Ukumehame, Lahaina, Maui, TMK: (2) 4-8-01: por. 1.**

Ms. Mamiya went over the history and the status of where GE Wind Energy/Hawi Renewable and Hawaii Wind Energy stood on the issues (Collection of Wind Data, Completion of Interconnect Requirement Study with Hawaiian Electric Company (HECO), Negotiation of Power Purchase Agreement (PPA) with HECO and the ability to Obtain Financing) involved in the development of a Wind Farm. She pointed out she solicited comments from other individuals involve in the wind farm industry. Based on the research done, staff finds that GE/HRD would be able to complete the project much more successfully and timely than Hawaii Wind Energy therefore Ms. Mamiya is recommending the Board authorize the issuance of a direct lease to GE Wind Energy and/or Hawi Renewable Development, Inc. covering the subject area and rescind its approval of December 15, 2000, under agenda item D-22.

David Kirkpatrick of GE Wind Energy told the Board they are in full support of Ms. Mamiya's recommendation. Mr. Kirkpatrick informed the Board of the following; they have the site specific wind data that are necessary in helping to negotiate the PPA, they are in final discussions with HECO on the PPA, as far as the interconnect they have chosen a proven technology and lastly they have the financial capabilities to move through with this project. He also mentioned they have reached a tentative agreement between the parties and are ready to move forward on the project. Mr. Kirkpatrick also would like to clear up any misunderstandings by stating GE in not working with GREP but is working and have



reached an agreement with HRD. With regards to selling off the assets to HRD, Mr. Kirkpatrick explained that for every unit of power generated a company can receive a tax offset by way of a federal production tax credit but because GE uses an Alternative Minimum tax structure they can not take advantage of the tax benefits derived from the project. On the other hand HRD can take advantage of this credit and that's why they've partnered together with them on this project. GE's has continued to maintain their interest in the project. Their role will be to provide expertise in terms of the site and wind data while HRD will be the primary owner and project manager of the project.

Richard of Horn, representing HRD told the Board the wind turbine they have selected to use for this project is a proven model. Upon the completion of the negotiations for a lease, GE/HRD could have the windfarm up and running by mid year, next year. Mr. Horn went on to explain the process of approvals prior to operation of the windfarm. In terms of overall project cost, Mr. Horn estimates it at \$23-\$25 million.

Gerald Sumida of Carlsmith Ball Law firm was present to represent Hawaii Wind Energy and GREP. He brought with him Sebastian Nola, Senior Vice President for GREP, Brian Hayashida CEO of Hawaii Wind Energy and Neils Rider CEO of GREP. Mr. Sumida informed the Board they were very disappointed in the staff report and provided written testimony on comments they deem to be key inaccuracies contained in the staff report. Mr. Sumida's main concern is that the Board has all the pertinent information before they make a decision. Mr. Sumida asked to speak about 3 issues of concern: Creditability, Race to Completion and Taking Advantage of Someone Else's Effort. On the issue of creditability, the staff report refers to Hawaii Wind Energy as a new entity and therefore seeks to review the experience of its principle's, but being a new entity Hawaii Wind Energy would not have any track record. With regards to Brian Hayashida and the statement "Mr. Hayashida has not done anything in the wind business that he knows of since the South Point project." Mr. Sumida noted the South Point project was a success and the project is still operating today. In fact it is the first and only continuously operating wind energy project in Hawaii and this project was led by Brian Hayashida. Addressing the "Race to Completion," he noted there was four essential components the staff report looked at; wind data collection, interconnect study requirement, the Power Purchase Agreement and financing. He noted all of the parties are strong and they are all in the process of completing the above conditions. Therefore the question arises if the above four components are the only ones Staff should be using. He felt that staff was missing one component, the strong intention and commitment to design, develop, operate manage, own and see this project through for the term of the proposed 30 year lease. Lastly the issue of "taking advantage of other's efforts," Mr. Sumida notes that when the permit obtained by Zond expired, per law the site became available to anyone and that is when Hawaii Wind Energy sought to take advantage of that opportunity. In summary Mr. Sumida asked the Board to look beyond the paper credits when making the correct decision.

Neils Rider CEO of GREP made it known their parent company, NEG Micon is in full support of the project, which also includes funding or risk capital for the development and construction of the project. Mr. Rider provided a letter in support of the above statement.

The Board asked GREP what would be involved in order for the wind turbine they are using to receive certification.

Mr. Rider told the Board Mitsubishi will begin certification once the turbines are in the ground. Prior to certification Mitsubishi will provide warranty on the turbines. If for whatever reason, Mitsubishi does not receive certification they will be able to use other machines that have been certified.

Henry Curtis executive director of Life of the Land addressed the following view points. First he believed that the utility company (HECO) must have some type of performance guarantees per their contracts. Measuring wind data from the back of a truck would not work alone, you would also need height data as well. He suggested the windfarm companies need to determine when wind will be at the windfarm site and at that time they should hook up into the electric company's grid system. Therefore time of day output is very important data to have. Lastly he encourages standardize PPA and interconnection agreements thereby streamlining the process.

Daniel Ching of HECO came forward to answer any questions. Mr. Ching made it known that HECO is in negotiations with both parties. In addressing whether HECO requires minimum onsite data as part of negotiations and for the PPA, Mr. Ching said HECO does not require that data. But in the PPA they require an identification of performance requirement for the facility. HECO requires the wind farm companies be able to meet HECO's power quality requirements which are: Ramp Rate Requirements, Power Fluctuation Standards and the Ability to Ride thru Temporary Disturbance Conditions (under voltage and under frequency conditions).

Craig Nakanishi of the firm Catalani, Nakanishi & Caliboso who represent HRD was present to answer any questions.

The Board thanked the members of the different wind farm companies for their efforts in this worth while project.

**Unanimously approved as submitted (Yamamura/McCrory).**

**Item D-11: Amend prior Board Action of November 12, 1971 (Agenda Item F-27), acquisition of lands for Kaena Point State Park acquisition of private lands; set aside to the Department of Land and Natural Resources, Division of Forestry and Wildlife, Natural Area Reserve System for addition to the Kaena Point Natural Area Reserve; Kaena, Oahu, TMKs: (1) 6-9-2: 3, 7, 8, 11, 12.**

Ms. Mamiya briefed the Board and reminded the Board approval was received for the acquisition and set aside to the Division of State Parks for the Kaena Point State Park. Today staff is asking to rescind the previous action and allow a set aside to NARS. NARS has obtained a \$150,000 U.S. Fish and Wildlife Service, Section 6 Recovery Land Acquisition Program Grant for the above mentioned area. The objective is to purchase the

last 5 private lands along the Kaena coastline. Ms. Mamiya recommended the Board amend its prior Board action and approve and recommend to the Governor the issuance of an executive order setting aside the subject lands to the Department of Land and Natural Resources, Division of Forestry and Wildlife, Natural Area Reserve System.

Randy Kennedy NARS Program Manager was present.

**Unanimously approved as submitted (Inouye/Johns).**

**Item D-12: Rescind prior Board Action of May 11, 1990 (Agenda Item F-2) proposed land acquisition of 725 acres at Akoakoa Point, Pololu, North Kohala, TMKs: (3) 5-1-1: 17, portion 4; 5-1-2: 6, 8, 10, 14, 15, 17; 5-2-1: 2, 6, 12, portion 1; 5-2-2: 1, 8 portion 3; 5-2-5: portion 1.**

Ms. Mamiya pointed out the Department received an appropriation for land acquisition for a State Park. Because State Parks did not receiving funding for the project they have asked staff to close the file. Ms. Mamiya recommended the Board rescind its prior action of May 11, 1990 under agenda item F-2.

**Unanimously approved as submitted (DeMello/Martyn).**

**Item D-14: Amend prior Board Action of January 10, 2003, Agenda Item D-17, issuance of right-of-entry permit to the Federal Highway Administration and Okahara & Associates Inc., at Kaumana, Piihonua, Ponahawai and Upper Waiakea, South Hilo, Hawaii, TMKs: (3) 2-4-08: 1, 4 & 8 2-5-01: 2, 6, & 8; 2-5-02: 1 & 14; 2-5-03: 20, 44 & 80 and 2-6-18: 4 & 10.**

Ms. Mamiya indicated staff inadvertently omitted a particular tax map key parcel number in its recommendation for a right of entry. The parcel omitted in the right of entry is TMK (3) 2-5-02: 01. Ms. Mamiya is recommending the Board amend its prior Board action to add Tax Map Key: 3<sup>rd</sup>/2-5-02:01 onto the Right-of-Entry Permit.

**Unanimously approved as submitted (DeMello/Johns).**

**Item D-4: Rescind prior Board Action of May 27, 1977 (Agenda Item F-1-h), Land License to Hawaiian Hula Craft, Inc. for harvesting bamboo purposes, Makawao, Maui, TMK: (2) 2-9-14: 5.**

Ms. Mamiya briefed the Board and noted Hawaiian Hula Craft, Inc never obtained a land License for harvesting bamboo. She recommended the Board rescind its prior Board action of March 27, 1997 under agenda item F-1-h.

**Unanimously approved as submitted (Yamamura/Johns).**

**Item D-7: Grant of perpetual, non-exclusive Easement to Verizon Hawaii Inc. (Verizon) for telecommunication purposes, Kalihi Uka, Honolulu, Oahu, TMK: 1-4-18: 06 por.**

Ms. Mamiya informed the Board that in 1966 the Board granted a perpetual, non-exclusive easement to Verizon Hawaii Inc but the easement was never issued. She is recommending the Board authorize the issuance of a perpetual non-exclusive easement to Verizon Hawaii Inc. covering the subject area for utility purposes.

**Unanimously approved as submitted (Inouye/Johns).**

There being no further business, Chairperson Young adjourned the meeting at 2:05 p.m.

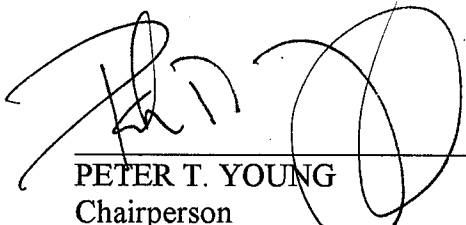
Tapes of the meeting and all written testimony submitted at the meeting are filed in the Chairperson's Office and are available for review. Certain items on the agenda were taken out of sequence to accommodate applicants or interested parties present.

Respectfully submitted,

*Terry Crowell*

Terry Crowell

Approved for submittal:

  
\_\_\_\_\_  
PETER T. YOUNG  
Chairperson  
Department of Land and Natural Resources