

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

January 27, 2012

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

OAHU

Consent to Revocable Permit of Lands under Governor's Executive Order No. 4097 to the Department of Business, Economic Development and Tourism, Honolulu, Oahu, Tax Map Key (1) 3-1-042:portion of 009.

CONTROLLING AGENCY (of subject executive order):

Department of Business, Economic Development and Tourism (DBEDT)

APPLICANT (requesting permit):

Woodridge Production Inc.

LEGAL REFERENCE:

Section 171-11, Hawaii Revised Statutes, as amended.

ZONING:

State Land Use District: Urban  
City and County of Honolulu LUO: R-10

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: No

CURRENT USE STATUS:

Governor's Executive Order No. 4097 to Department of Business, Economic Development and Tourism for Film Studio and Related Purposes.

PERMIT TERMS & CONDITIONS:

LOCATION:

State Film Studio facility situated at Honolulu, Oahu, identified by Tax Map Key: (1) 3-1-042:portion of 009, as shown on the attached map labeled Exhibit A.

AREA:

7.5 acres, more or less.

CHARACTER OF USE:

Film studio and related activities related to the production of the television series “The Last Resort

TERM:

Month-to-month basis, tentatively scheduled to commence on or about January 13, 2012.

RENT AMOUNT:

To be determined and approved by the Director of DBEDT. See Remarks.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

The controlling agency shall be responsible for ensuring compliance with Chapter 343, HRS.

DCCA VERIFICATION:

Film Office advised the staff that they have been informed by the Department of the Attorney General that it is not a requirement that the film production applicants be registered with DCCA.

REMARKS:

On July 8, 2011, under agenda item D-12, the Board gave its consent to the issuance of a revocable permit to FTP Productions, LLC (FTP) for film studio and related activities purposes. FTP has finished the production of its seven (7) episodes of “The River” and stores its equipment at the subject permit location. No active production is currently being conducted by FTP as the production is awaiting word on whether “The River” will be picked up after it begins to air in February 2012. Meanwhile, Woodridge Production Inc. requests the use of portions of the permit area pertaining to the production of a TV pilot, "The Last Resort".

FTP has agreed to relinquish its interest under the current revocable permit for the areas and duration requested by Woodridge Productions. Upon approval of today's request,

DBEDT will coordinate with FTP regarding any adjustment of rent due to the reduced permit area.

DBEDT request the Board consent to the issuance of a monthly revocable permit to Woodridge Production Inc. over portion of the film studio for activities related to the production of the television series, "The Last Resort".

At the time of writing this submittal, staff understands that the name of the applicant could be changed, as it is not uncommon for the production company setting up one separate company to handle one project. In addition, rent for the proposed permit is being negotiated between DBEDT and the applicant. In view of the scheduled commencement date of the permit and the Board schedule, DBEDT will not have time to bring the issue of applicant name, rent to the Board for approval. Therefore, staff recommends the Board authorize the director of DBEDT to accept any change in the applicant's name, provided the applicant is related to the production of the subject television series, and approve the rent of the proposed permit.

The proposed permit is consistent with the purpose of the set aside. There are no other pertinent issues or concerns. Staff has no objection to the request.

**RECOMMENDATION:** That the Board consent to the permit between the Department of Business, Economic Development and Tourism and Woodridge Production Inc., subject to any applicable conditions cited above which are by this reference incorporated herein and further subject to the following:

1. Authorize the subject requests to be applicable in the event of a change in the name of the applicant, provided the succeeding applicant is related to the production of the subject television series.
2. Authorize the Director of the Department of Business, Economic Development and Tourism to determine the rent;
3. Review and approval by the Department of the Attorney General; and
4. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

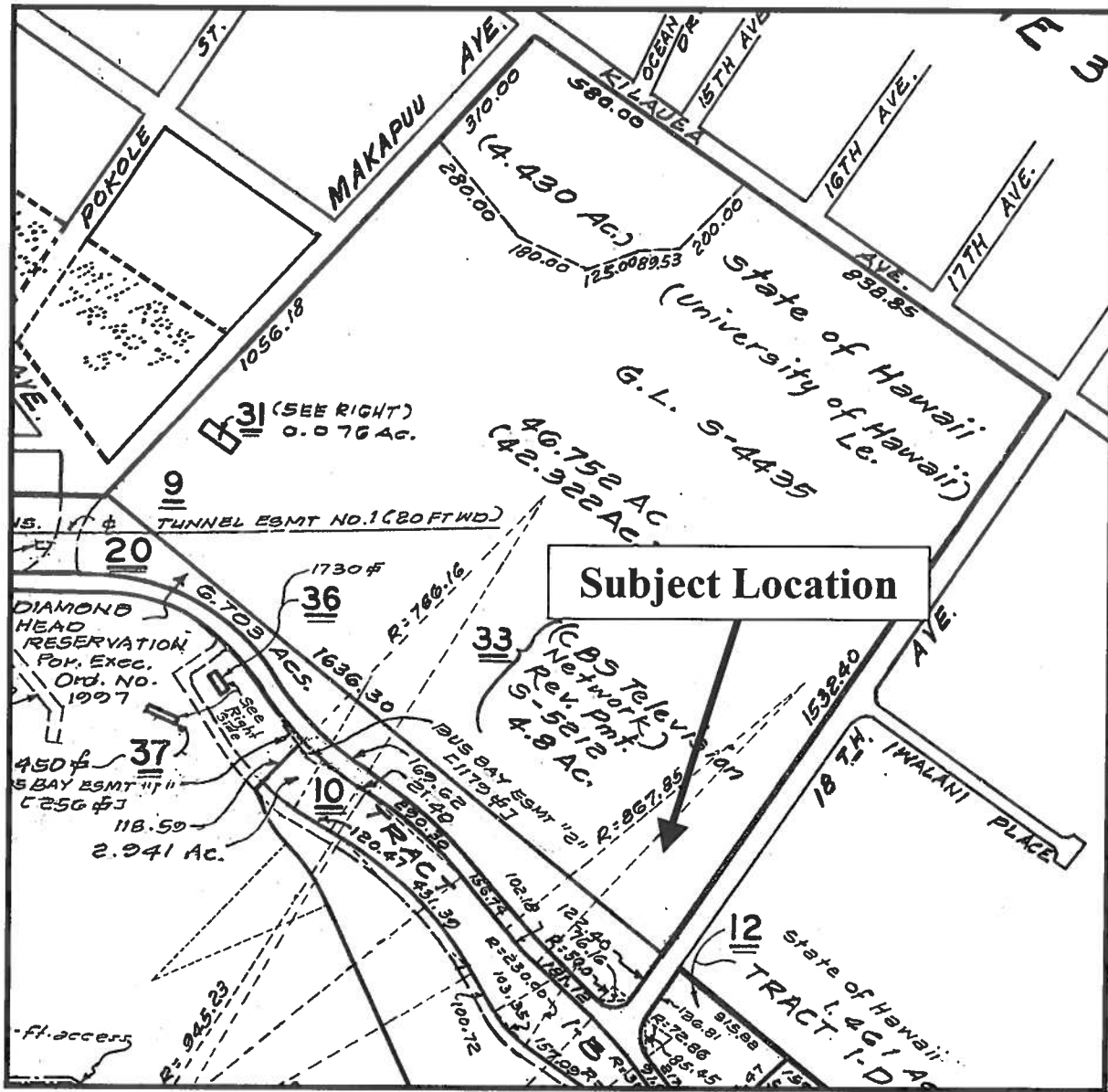
Respectfully Submitted,



Barry Cheung  
District Land Agent

APPROVED FOR SUBMITTAL:

  
William Aila, Chairperson



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EXHIBIT A