

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

May 10, 2013

Board of Land and Natural Resources  
PSF#13MD-056  
State of Hawaii  
Honolulu, Hawaii

Maui

Issuance of Right-of-Entry Permit to Jeanine Thomason (Event Manager) for The Maui Film Festival at Wailea 2013 Event, at Wailea Beach, Maui, Hawaii: Tax Map Key:(2) 2-1-023: seaward of 007.

APPLICANT:

Ms. Jeanine Thomason (Event Manager) whose mailing address is 1

LEGAL REFERENCE:

Sections 171-13 and -55, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands of Wailea, Maui identified by Tax Map Key: (2) 2-1-023: seaward of 007, as shown on the attached GIS overview map labeled Exhibit (A) and the sketch of the area provided by the applicant labeled Exhibit (B).

AREA:

1,400 square feet, more or less.

ZONING:

State Land Use District: Conservation

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State constitution: YES  NO

CURRENT USE STATUS:

Vacant and unencumbered.

CHARACTER OF USE:

Film Projection and Viewing Tent

TERM:

This is a five-day event, commencing on June 12, 2013 at 8:00 a.m. through June 16, 2013 at 11:00 p.m.

RENTAL:

Payment of \$700.00 rental fee. (Rental fee based on \$.10 per square foot per day; 1,400 square feet x \$.10 = \$140.00 per day x 5 days = \$700.00).

COLLATERAL SECURITY DEPOSIT:

None

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1)(4) the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 4, that exempts activities, which involve "Minor alteration in the conditions of land, water, or vegetation." Staff consulted the Office of Conservation and Coastal Lands and was advised that they had no objection to the proposed activities due to the temporary and minimally intrusive nature of the activities.

DCCA VERIFICATION:

Not applicable. Applicant is a natural person and not required to register with DCCA.

REMARKS:

Ms. Jeanine Thomason is requesting a right-of-entry permit for The Maui Film Festival at Wailea, to utilize a portion of Wailea Beach for the five-day film-viewing event. A large viewing screen and a 15'x 15' projection tent will be set up within an 20' wide x 70' in length (1,400 sq. ft) area for exclusive use on Wailea beach. There will be no seating or placement of chairs within the subject area. The film festival is scheduled for the dates of June 12, 2013, through June 16, 2013. The projection then will remain up for the duration of the permit, inclusive of the poles for the large viewing screen. Daily set up will start at approximately 4:00 p.m. The event will take place from 8:00 p.m. until 12:00 a.m. On June 16, 2013, the event including clean up, will be completed by approximately 11:00 p.m. This annual event has taken place at Wailea Beach for the past 13 years.

Applicant has not had a lease, permit, easement or other disposition of State lands terminated within the past five years due to non-compliance with such terms and conditions.

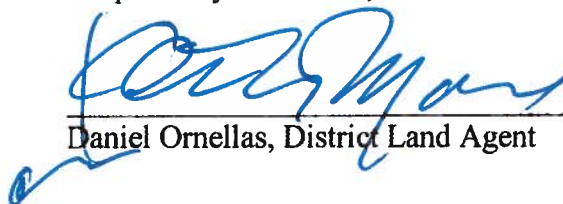
No comments were solicited from government or community agencies.

There are no other pertinent issues or concerns. Staff has no objections to this request.

RECOMMENDATION: That the Board:

1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Authorize the issuance of a right-of-entry permit to Jeanine Thomason (Event Manager) for the annual Maui Film Festival at Wailea, covering the subject area for film viewing purposes under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:
  - a. The standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time; and
  - b. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



Daniel Ornellas, District Land Agent

APPROVED FOR SUBMITTAL:



---

William J. Aila Jr., Chairperson





**STATE OF HAWAII**  
**DEPARTMENT OF LAND AND NATURAL RESOURCES**  
**LAND DIVISION**

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

May 10, 2013

**EXEMPTION NOTIFICATION**

regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200, HAR

Project Title: Jeanine Thomason – The Maui Film Festival at Wailea

Project / Reference No.: 13MD-056

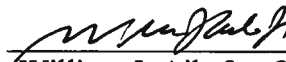
Project Location: Wailea Beach, Maui. TMK: (2) 2-1-023: Seaward of 007


Project Description: Erection of a Film Projection and Viewing Tent

Chap. 343 Trigger(s): Use of State Land

Exemption Class No. and Description: In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1)(4) and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation."

Recommendation: It is anticipated this project will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.

  
\_\_\_\_\_  
William J. Aila Jr., Chairperson

  
\_\_\_\_\_  
Date