

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

June 28, 2013

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

PSF No. 13OD-109

Oahu

Issuance of a Right-of-Entry Permit to Oahu Hawaiian Canoe Racing Association and the Lanikai Canoe Club for the Duke Kahanamoku Long Distance Canoe Race Event to be held on August 18, 2013, at Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037: portions of 021.

APPLICANT:

Oahu Hawaiian Canoe Racing Association, a domestic nonprofit corporation

Lanikai Canoe Club, a domestic nonprofit corporation

LEGAL REFERENCE:

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

LOCATION:

Portion of Government lands of Waikiki, Honolulu, Oahu, identified as tax map key: (1) 2-3-037: portion of 021, as shown on the attached Exhibit 1.

AREA:

- 1. Tented Area: 1,200 square feet
- 2. Canoe Exit/ "De-rigging" Area: 2,400 square feet
- Total Area: 3,600 square feet

ZONING:

State Land Use District: Conservation

TRUST LAND STATUS:

Section 5(a) lands of the Hawaii Admission Act
DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: No

CURRENT USE STATUS:

Requested area is unencumbered

CHARACTER OF USE:

Duke Kahanamoku Long Distance Canoe Race Event

TERM:

From 6 A.M. to 6 P.M. on August 18, 2013

RENTAL:

\$360.00 (One time payment based on 10¢ per square foot per day.)

COLLATERAL SECURITY DEPOSIT:

None

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1) and (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." as included in Exhibit 2.

DCCA VERIFICATION:

Place of business registration confirmed:	YES <u>x</u>	NO <u>__</u>
Registered business name confirmed:	YES <u>x</u>	NO <u>__</u>
Applicant in good standing confirmed:	YES <u>x</u>	NO <u>__</u>

REMARKS:

The Oahu Hawaiian Canoe Racing Association (OHCRA) and the Lanikai Canoe Club (LCC) are requesting to conduct beach activities on State owned lands to finalize a canoe race event.

The Duke Kahanamoku Long Distance Canoe Race event consists of approximately twenty-seven (27) nautical miles. This event will begin at Kailua Beach and will finish offshore from the Duke Kahanamoku Beach, located in Waikiki. The race is scheduled for Sunday,

August 18, 2013, starting at approximately 9 A.M., and is expected to conclude in three to four hours. Once the canoe race is concluded, specific areas of the beach will be utilized by the Applicant for closing the remainder of the event.

The proposed activity is of a similar type and scope of beach activities that periodically occurred and continues to occur on this and other beach areas across the State. Such activities have resulted in no known significant impacts, whether immediate or cumulative, to the natural, environmental and/or cultural resources in the area. As such staff believes that the proposed activity would involve negligible or no expansion or change in use of the subject area beyond that previously existing.

A set-up upon the Duke Kahanamoku Beach is scheduled to begin at 6 A.M. and a teardown is scheduled for 6 P.M. For purposes of concluding the event, the Applicant requests that the Board approve of a right-of-entry permit for its use over two (2) specific areas of the beach.

For Board approval purposes of this request, the subject right-of-entry permit includes Beach Areas: 1 and 2, only. See Exhibit 3.

Beach Area 1 will be a tented area located nearby to the Ala Wai Boat Harbor. This area will be utilized for: awards-giving, hospitality purposes and to house materials for the event.

Beach Area 2 is the canoe exit area fronting the parking lot of the Ala Wai Boat Harbor. This area will be used to “de-rig” the canoes in preparation for their removal and exit onto trailers that will be staged in the nearby parking lot.

As each canoe finishes the race, their accompanying escort boat will proceed to the Hilton Hawaiian Village Pier (currently encumbered under Revocable Permit No. 7566) to allow for the unloading and exiting of crew members who support the canoe teams. Revocable Permit No. 7566 requires a \$1.50 toll per paying customer. However, staff understands that the Hilton Hawaiian Village Hotel (HHVH) is not charging a fee to any of the crew members. Therefore, staff does not believe that HHVH needs to pay the said toll to the State.

No requests were routed to government and/or community agencies for comments since there are currently no outstanding issues associated with this request.

Staff has no objections to the subject request.

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.

Staff now brings the subject request to the Board for its approval.

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 activity 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 Oahu Hawaiian Canoe Racing Association and the Lanikai Canoe Club covering the subject area for the Duke Kahanamoku Long Distance Canoe Race Event 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 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,

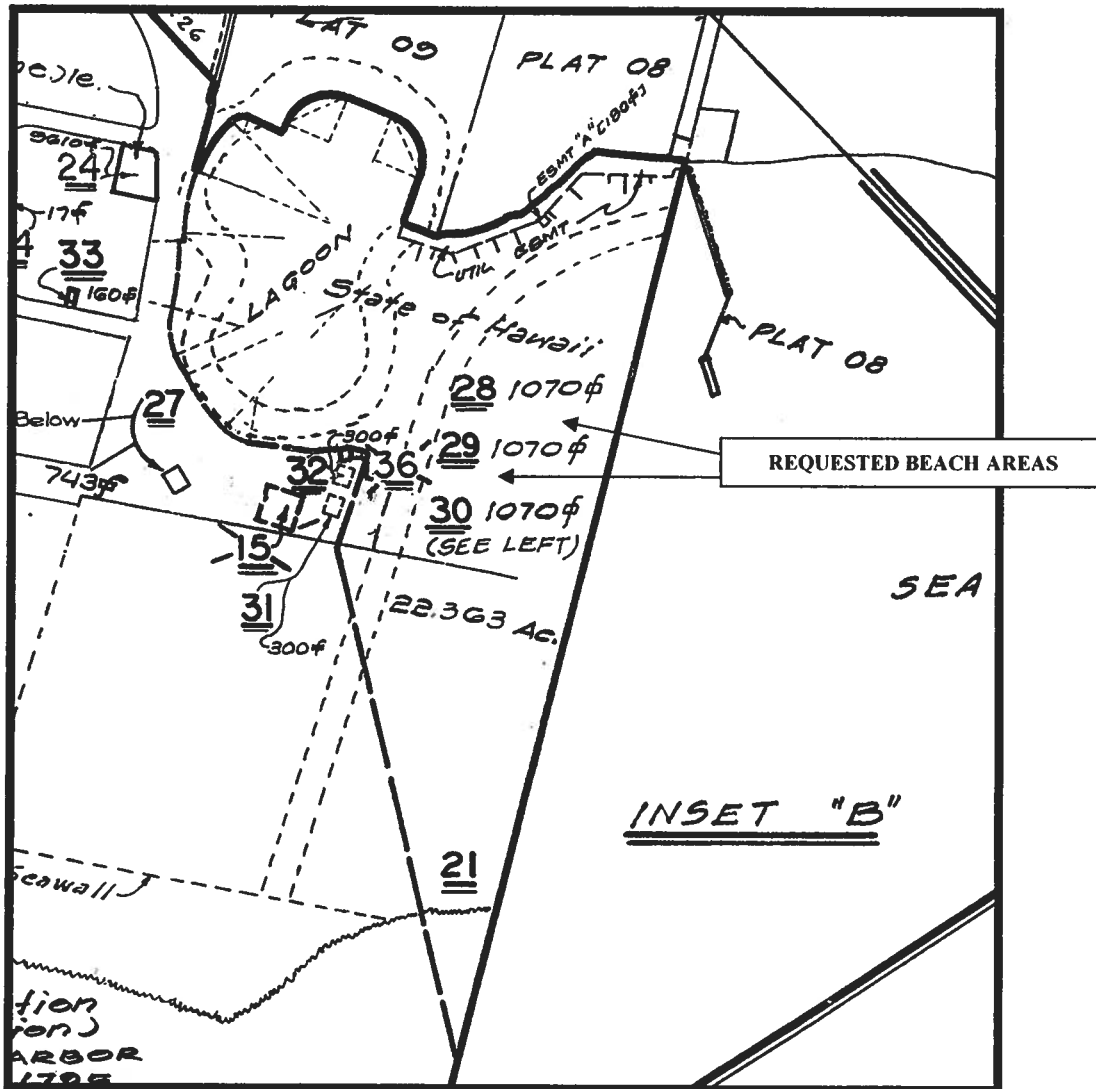


Timmy Chee
Land Agent

APPROVED FOR SUBMITTAL:



William J. Aila, Jr., Chairperson




TAX MAP KEY: (1) 2-3-037: PORTIONS OF 21

EXHIBIT 1

EXEMPTION NOTIFICATION

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

Project Title: Canoe Race Event

Project / Reference No.: PSF 13OD-109

Project Location: Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037: portions of: 021.

Project Description: Issuance of a Right-of-Entry Permit to Oahu Hawaiian Canoe Racing Association and Lanikai Canoe Club for the Duke Kahanamoku Canoe Race Event

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

Exemption Class No.: In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1) and (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."


This Board has permitted similar events in the past. The proposed activity is of a similar type and scope of beach activities that periodically occurred and continues to occur on this and other beach areas across the State. Such activities have resulted in no known significant impacts, whether immediate or cumulative, to the natural, environmental and/or cultural resources in the area. As such, staff believes that the proposed activity would involve negligible or no expansion or change in use of the subject area beyond that previously existing.

Consulted Parties: Not applicable

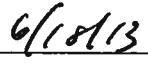
EXHIBIT 2

Recommendation:

That the Board finds this activity 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



