

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

February 28, 2014

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

OAHU

Issuance of Right-of-Entry Permit to the City and County of Honolulu, by its Board of Water Supply for Boundary and Topographic Surveys Purposes on Lands Encumbered by Revocable Permit No. 7402, Honouliuli, Ewa, Oahu, Tax Map Key: (1) 9-1-018:por.008.

APPLICANT:

City and County of Honolulu, by its Board of Water Supply.

LEGAL REFERENCE:

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

LOCATION & AREA:

Portion of Government lands situated at Honolulu, Oahu, identified by Tax Map Key: (1) 9-1-018:por.008, as shown on the map attached as **Exhibit A1** and **A2**, about 2.5 acres.

ZONING:

State Land Use District: Urban
City & County of Honolulu LUO: AG-1

TRUST LAND STATUS:

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

CURRENT USE STATUS:

Encumbered by Revocable Permit No. 7402, Larry Jefets dba Sugarland Farms, Inc, for agriculture purposes.

CHARACTER OF USE:

Boundary and topographic survey purposes

TERM OF RIGHT-OF-ENTRY:

Three (3) months

CONSIDERATION:

Gratis. Government related project.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with the Division of Land Management's Environmental Impact Statement Exemption List, approved by the Environmental Council and dated April 28, 1986, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class 5, No. 1, that states " Permission to enter State lands for the purpose of basic data collection, research, experimental management and resources evaluation activities such as archaeological survey, topographic survey, test borings for soil test, ground cover survey inspection of property for appraisal and development feasibility study purposes." **(Exhibit B)**

DCCA VERIFICATION:

Not applicable

APPLICANT REQUIREMENTS:

Applicant shall be required to obtain written concurrence from the Permittee of Revocable Permit No. 7402.

REMARKS:

Pursuant to Governor's Executive Order No. 4307, the adjacent Parcel 7 has been set aside to the Board of Water Supply of the City and County of Honolulu ("BWS") for reservoir purposes. BWS plans to construct an elevated recycled water reservoir on a portion of Parcel 8 ("Subject Location") with a capacity of 3 million gallons and a spillway elevation of 215 feet. The proposed reservoir will facilitate the expansion of recycled water service to both private and public developments in Kapolei.

BWS plans to conduct boundary and topographic survey for the subsequent acquisition of the Subject Location. Upon completion of the survey and other compliance issues, including environmental assessment, BWS will come back to the Board seeking a land disposition for

the Subject Location.

Staff does not have any objection to the requested right-of-entry permit.

In addition, staff recommends the Board authorize the Chairperson extend the duration of the requested right-of-entry for good cause. The authorization is planned to accommodate unforeseen circumstances, for example, weather, during the duration of the right-of-entry period.

RECOMMENDATION: That the Board

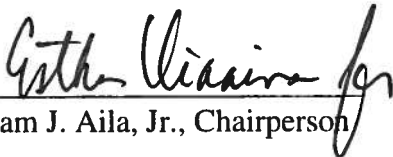
1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Subject to the Applicant fulfilling all of the Applicant Requirements listed above, authorize the issuance of a right-of-entry permit to the City and County of Honolulu, by its Board of Water Supply covering the subject area 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;
 - B. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
 - C. Authorize the Chairperson to extend the duration of the requested right-of-entry for good cause.

Respectfully Submitted,



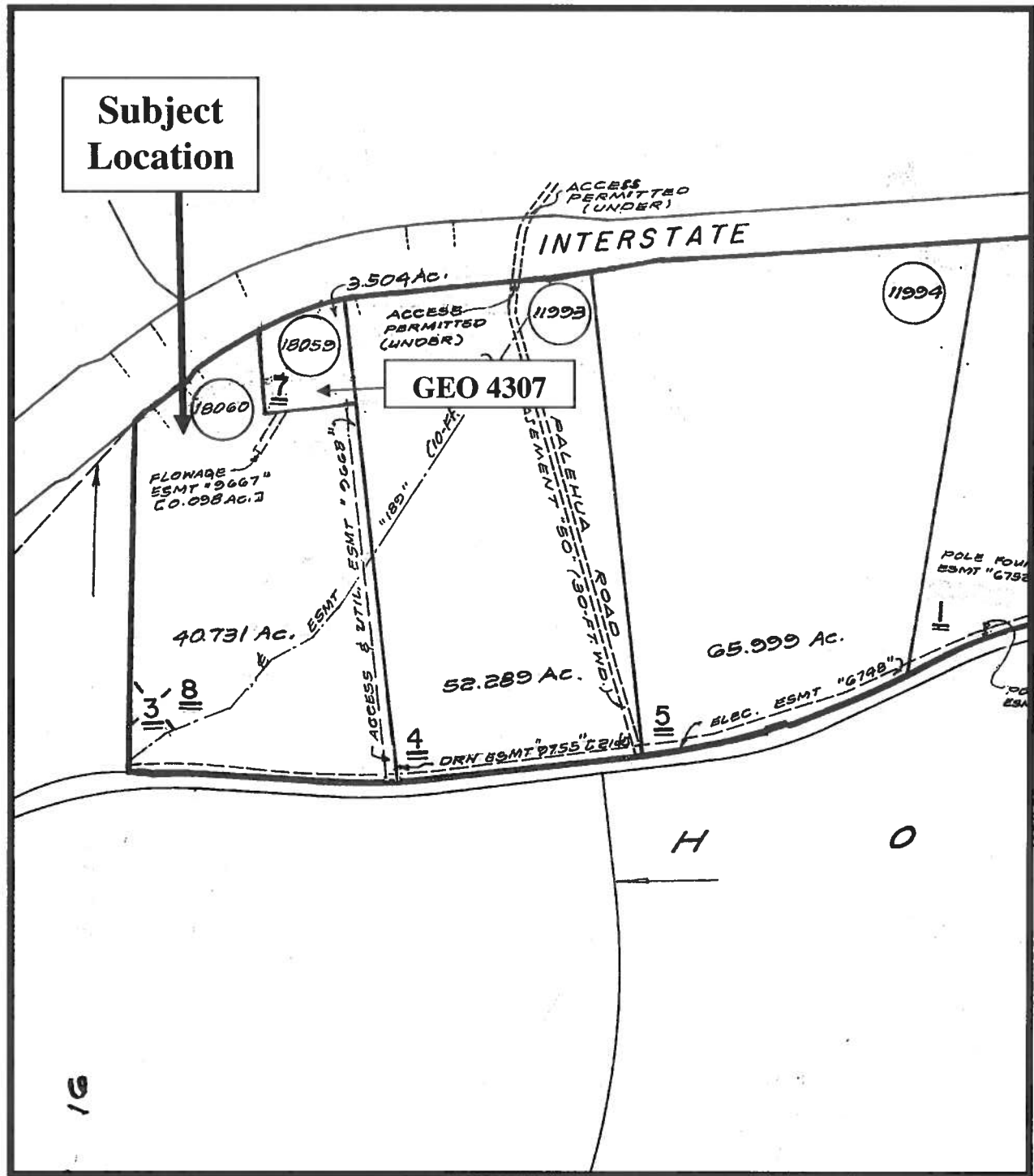
Barry Cheung
District Land Agent

APPROVED FOR SUBMITTAL:



William J. Aila, Jr., Chairperson

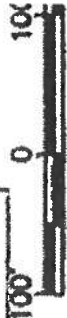




TMK (1) 9-1-018:portion of 008

EXHIBIT A1

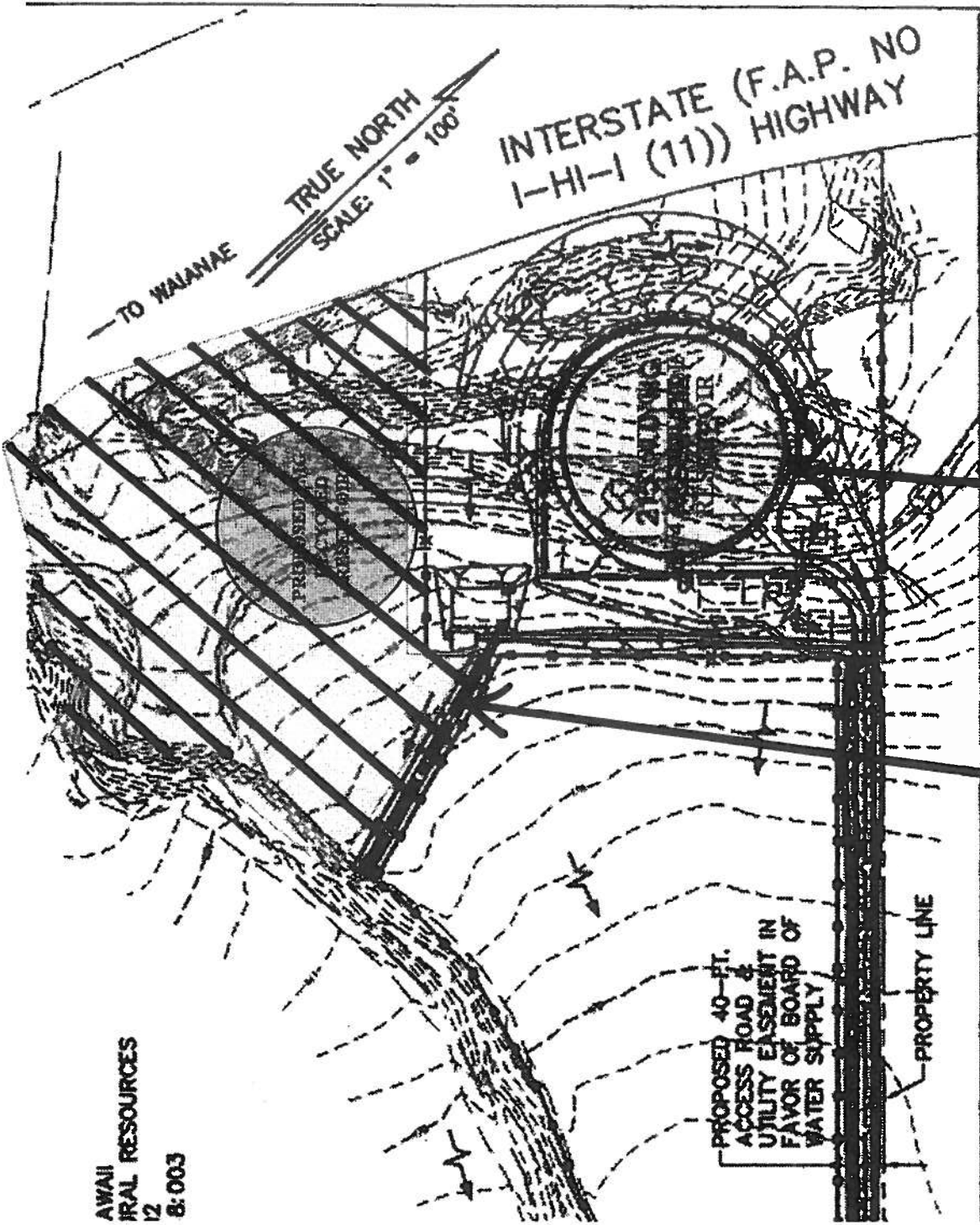
2:1 SLO
MAX.



TRUE NORTH
SCALE: 1" = 100'

INTERSTATE (F.A.P. NO
I-HI-1 (11)) HIGHWAY

TO WAIANA



GEO 4307

Subject Location

PROPOSED 40-FT.
ACCESS ROAD &
UTILITY EASEMENT IN
FAVOR OF BOARD OF
WATER SUPPLY

PROPERTY LINE

AWAII
RURAL RESOURCES
12
8:003

EXHIBIT "A2"

EXEMPTION NOTIFICATION

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

Project Title: Right-of-Entry for Boundary and Topographic Survey Purposes

Project / Reference No.: Not applicable

Project Location: Honouliuli, Ewa, Oahu Tax Map Key: (1) 9-1-018:portion of 008

Project Description: Boundary and topographic survey purposes for recycled reservoir.

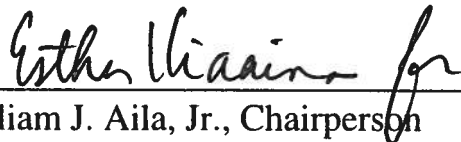
Chap. 343 Trigger(s): Use of State Land

Exemption Class No.: In accordance with Hawaii Administrative Rule Section 11-200-8(a), the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation", and pursuant to Exemption Class No. 5, that states "Basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource."

The request is related to a boundary and topographic survey for a proposed recycled water reservoir. Staff does not expect there will be major alteration in the conditions of the land, water or vegetation at the location.

Consulted Parties Not applicable

Recommendation: That the Board find 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



EXHIBIT B