

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

June 13, 2014

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

PSF No.: 14OD-107

OAHU

Cancellation of Revocable Permit No. 7212; Issuance of Revocable Permit to Tactical Airgun Games Hawaii LLP, Honolulu, Oahu, Tax Map Key: (1) 1-1-003:003, 204 to 207, 212.

APPLICANT:

Tactical Airgun Games Hawaii LLP, a domestic limited liability partnership

LEGAL REFERENCE:

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

LOCATION:

Portion of Government lands situated at Honolulu, Oahu, identified by Tax Map Key: (1) 1-1-003:003, 204 to 207, and 212, as shown on the attached map labeled **Exhibit A**.

AREA:

13.090 acres, more or less.

ZONING:

State Land Use District: Urban/Conservation
City and County of Honolulu LUO: P-1/P-2

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:

Encumbered by Revocable permit No. 7212, Hawaii All-Star Paintball Games, LLC, Permittee, for commercial recreational use.

CHARACTER OF USE:

Commercial Recreational Use.

COMMENCEMENT DATE:

The first day of the month to be determined by the Chairperson.

MONTHLY RENTAL:

\$1,058 per month [same rent as RP 7212]

COLLATERAL SECURITY DEPOSIT:

Twice the monthly rental.

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." See **Exhibit B**.

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:

RP 7212 was issued to Hawaii All-Star Paintball Games since 2000. Following the death of the owner of the company recently, people participating in the games decided to form a limited liability partnership to continue operating the same facility. Staff understands that the partnership includes people helping to manage the facility, which means the applicant has


experience to continue operating the facility. There are no compliance issues under the current permit.

Since there will be no changes to the existing use, staff did not solicit comments from other agencies on the subject 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 cancellation of Revocable Permit No. 7212 upon issuance of the new revocable permit.
3. Authorize the issuance of a revocable permit to Tactical Airgun Games Hawaii LLP covering the subject area for commercial recreational 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 revocable permit form, as may be amended from time to time;
 - b. Review and approval by the Department of the Attorney General; and
 - c. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

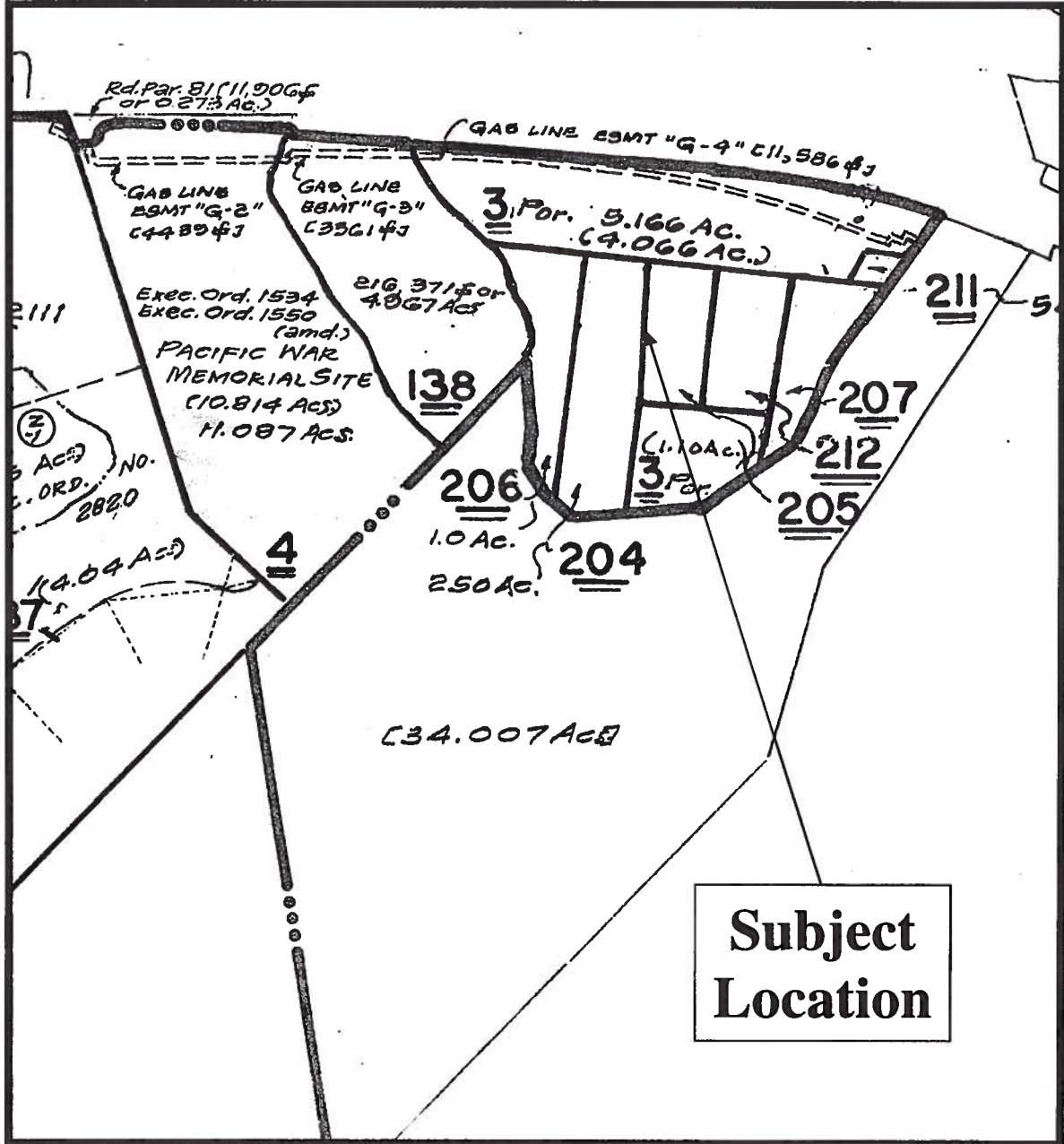
Respectfully Submitted,


Barry Cheung
District Land Agent

APPROVED FOR SUBMITTAL:


William J. Aila, Jr., Chairperson





TMK (1) 1-1-003:003, 204 to 207, and 212

EXHIBIT A

EXEMPTION NOTIFICATION

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

Project Title: Revocable Permit for Commercial Recreational Purposes

Project / Reference No.: PSF 14OD-107

Project Location: Honolulu, Oahu, Tax Map Key: (1) 1-1-3: 3, 204 to 207, and 212.

Project Description: Revocable permit to continue operating the existing facility

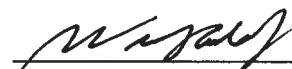
Chap. 343 Trigger(s): Use of State Land

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."

The request pertains to the change in the management of the facility. As such, staff believes that the request would involve negligible or no expansion or change in use of the subject area beyond that currently existing.

Consulted Parties: Not applicable

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: 5/28/14



EXHIBIT B