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

Grant of Perpetual, Non-Exclusive Easement for Water Meter Purposes and the 
Issuance of Management Right-of-Entry to the City and County of Honolulu, 
Kalihi, Honolulu, Oahu, Tax Map Key (1) 1-3-008:portion of 004.

APPLICANT:

City and County of Honolulu, for the use by the Board of Water Supply.

LEGAL REFERENCE:

Section 171-55 and 95, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands situated at Kalihi, Honolulu, Oahu, identified by Tax Map 
Key: (1) 1-3-008:portion of 004, as shown on the map attached as Exhibit A.

AREA:

249 square feet, more or less.

ZONING:

State Land Use District: Urban 
City and County of Honolulu R-3.5

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:

Encumbered by Governor’s Executive Order No. 1854 setting aside the land for Kalihi Waena School.

CHARACTER OF USE:

Right, privilege and authority to construct, use, maintain, repair, replace and remove the water meter over and across State-owned land.

COMMENCEMENT DATE:

To be determined by the Chairperson.

CONSIDERATION:

Gratis

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 No. 3, that states "Construction and location of single, new, small equipment and facilities and the alteration and modification of same, including, but not limited to: ...water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities ... “ See Exhibit B.

DCCA VERIFICATION:

Not applicable.

APPLICANT REQUIREMENTS:

None. Applicant has provided the map and legal description of the easement area.

REMARKS:

The City and County, Board of Water Supply requests a perpetual, non-exclusive water meter easement for an area of approximately 249 square feet over a portion of the Kalihi Waena Elementary School.

At the time of finalizing this submittal, Department of Parks and Recreation and Department of Education (See Exhibit C for DOE’s response) indicate no objection to the request. Department of Health, Department of Hawaiian Home Lands, State Historic Preservation Division, Commission on Water Resource Management, Department of
Planning and Permitting, Department of Facility Maintenance, and Office of Hawaiian Affairs have not responded to the solicitation for comment.

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 perpetual, non-exclusive easement to the City and County of Honolulu covering the subject area for water meter 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 perpetual easement document 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.

3. Issuance of a management right-of-entry permit to the City and County of Honolulu covering the subject area for water meter installation and maintenance 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 management right-of-entry permit document 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.

Respectfully Submitted,

Barry Cheung
District Land Agent

APPROVED FOR SUBMITTAL:

Suzanne D. Case, Chairperson
EXEMPTION NOTIFICATION

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

Project Title: Perpetual, Non-Exclusive Easement for Water Meter Purposes

Project / Reference No.: PSF 15OD-068

Project Location: Kalihi, Honolulu, Oahu, Tax Map Key: (1) 1-3-008:portion of 004

Project Description: Issuance of perpetual, non-exclusive easement for water meter purposes and management right-of-entry

Chapter 343 Trigger(s): Use of State Land

Exemption Class No.: 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 No. 3, that states “…Construction and location of single, new, small equipment and facilities and the alteration and modification of same, including, but not limited to: water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities …”

The subject request pertains to the installation of a water meter over a portion of the Kalihi Waena Elementary School, which involves minimal alteration in the conditions of land, water, or vegetation.

Consulted Parties: Agencies as noted in the submittal.

Recommendation: It is recommended that the Board find that 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.

Suzanne D. Case, Chairperson
Date: MAY 12 2015

EXHIBIT B
MEMORANDUM

TO:        

State Agencies:

x DOH (Environmental Planning)

x DHHL

x DLNR-Aquatic Resources

x DLNR-Forestry & Wildlife

x DLNR-Historic Preservation

x DLNR-State Parks

✓ x Department of Education

✓ x DLNR-Water Resource Management

County Agencies:

x Planning and Permitting

x Parks & Recreation

x Facility Maintenance

x Board of Water Supply

Federal Agencies:

✓ x Corps of Engineers

✓ x NRCS

Other Agencies:

x Office of Hawaiian Affairs

FROM: Barry Cheung, District Land Agent

SUBJECT: Grant of Perpetual, Non-Exclusive Easement and Management Right-of-Entry for Water Meter Purposes

LOCATION: Kalihi, Honolulu, Oahu, Tax Map Key (1) 1-3-008:portion of 004

APPLICANT: City and County of Honolulu

Transmitted for your review and comment is a draft Board submittal of the above referenced request involving State lands. We would appreciate your comments on this application. Please submit any comments by May 8, 2015. If no response is received by this date, we will assume your agency has no comments. If you have any questions about this request, please contact my office at 587-0430. Thank you.

Enclosure

(x) We have no objections.

(x) We have no comments.

✓ Comments are attached.

Signed: [Signature]

Date: APR 13 2015

EXHIBIT “C”