

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

June 12, 2015

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

PSF No. 15OD-068

Oahu

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.

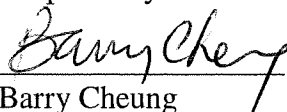
At the time of finalizing this submittal, Department of Parks and Recreation and Department of Education (See **Exhibit C** for DOE's response) indicate no objection to the request. Department of Health, Department of Hawaiian Home Lands, State Historic Preservation Division, Commission on Water Resource 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:

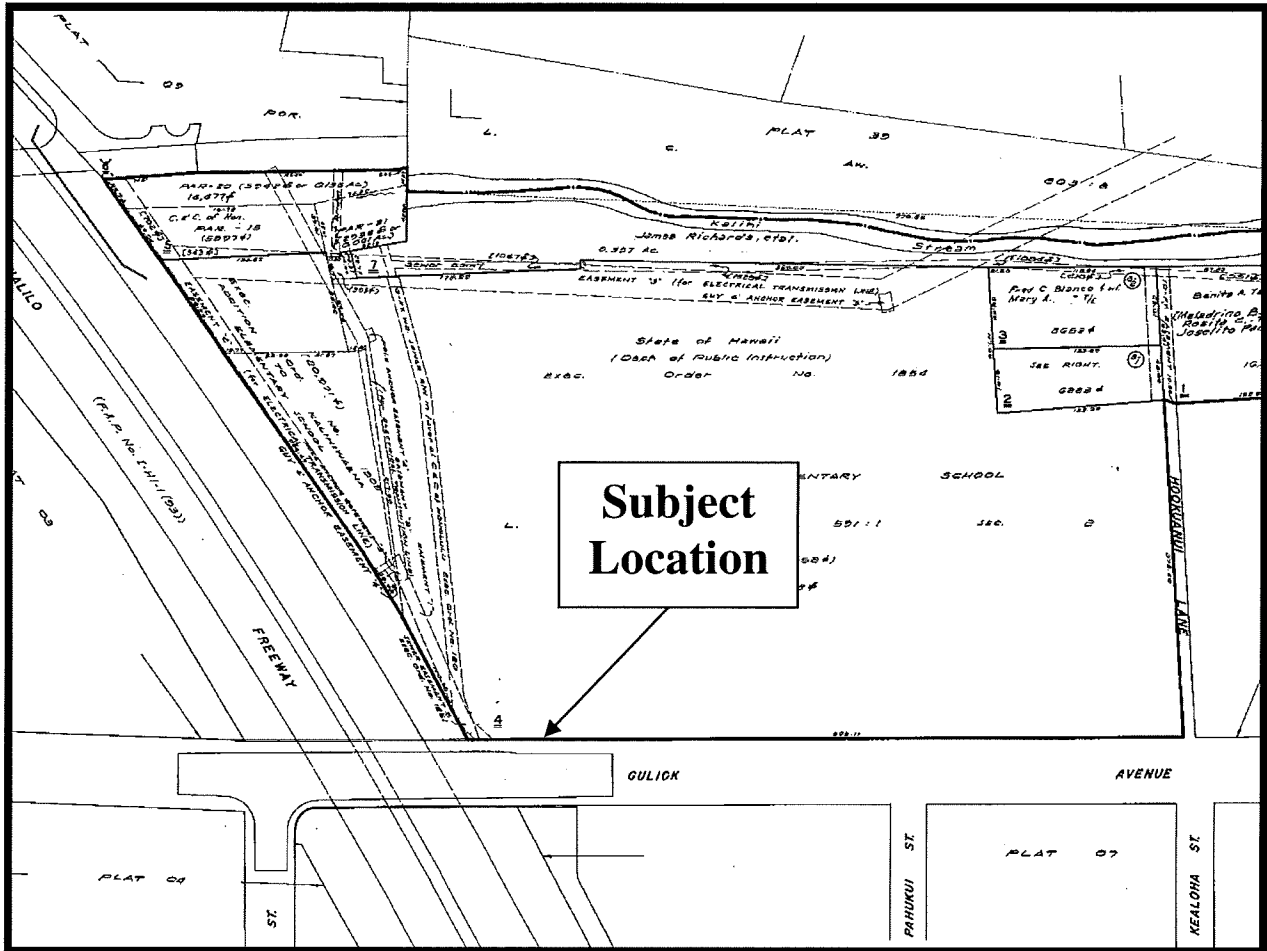
1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
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



**TMK: (1) 1-3-008:Portion of 004**

**EXHIBIT A**

**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

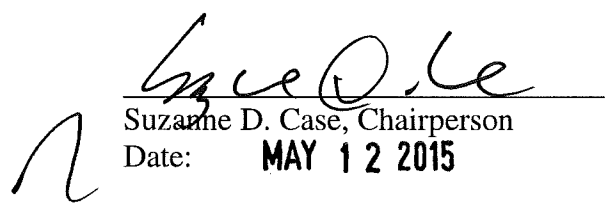
Chapter 343 Trigger(s): Use of State Land

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**

HM

DAVID Y. IGI  
GOVERNOR OF HAWAII



DEPT OF EDUCATION  
SUPT'S OFFICE

2015 APR -9 A 9:31



OSFSS  
Attn.  
#22809

GARY S. CHANG  
INTERIM CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE  
MANAGEMENT

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
LAND DIVISION

POST OFFICE BOX 621  
HONOLULU HAWAII 96809

April 8, 2015

Ref: 15OD-068

MEMORANDUM

TO:

State Agencies:

- DOH (Environmental Planning)
- DHHL
- DLNR-Aquatic Resources
- DLNR-Forestry & Wildlife
- DLNR-Historic Preservation
- DLNR-State Parks
- Department of Education
- DLNR-Water Resource Management

County Agencies:

- Planning and Permitting
- Parks & Recreation
- Facility Maintenance
- Board of Water Supply

Federal Agencies:

- Corps of Engineers
- NRCS

Other Agencies:

- Office of Hawaiian Affairs

FROM: Barry Cheung, District Land Agent *Barry Cheung*

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

RECEIVED  
 LAND DIVISION  
 2015 APR 14 AM 8:49  
 DEPT. OF LAND & NATURAL RESOURCES  
 STATE OF HAWAII

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

- We have no objections.
- We have no comments.
- Comments are attached.

Signed: \_\_\_\_\_  
 Date: APR 13 2015

EXHIBIT "C"