

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

August 28, 2015

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

15MD-129

Maui

Issuance of a Right-of-Entry Permit to the Oahu Hawaiian Canoe Racing Association for the 2015 Na Wahine o Ke Kai and Molokai Hoe, Kaiwi Channel Canoe Race Event Operations and Staging Purposes; Tax Map Key: (2) 5-1-002: 012, Hale-o-Lono, Kaluakoi, Molokai.

APPLICANT:

Oahu Hawaiian Canoe Racing Association, a domestic non-profit corporation.

LEGAL REFERENCE:

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

LOCATION:

Portion of Government lands of Kaluakoi located on Molokai further identified by Tax Map Key: (2) 5-1-002: 012, as shown on the attached map labeled Exhibit A.

AREA:

Total Area = 5,800 square feet (more or less)
4,500 sq. ft. canoe staging area and event stage
800 sq. ft. portable toilet area
500 sq. ft. camping areas

CONSIDERATION:

Total Cost = \$3,480.00 (one-time payment based on \$.10 per square foot per day).
Area of requested use 5,800 sq. ft. x \$.10 = \$580.00 per day
\$580.00 x 6 days of use = \$1,740.00

ZONING:

State Land Use District: Conservation (G)

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:

Unencumbered

CHARACTER OF USE:

Inter-island outrigger canoe event staging and operation purposes

TERM OF RIGHT-OF-ENTRY:

Six (6) days: September 25, 26 & 27, 2015 and October 09, 10 & 11, 2015 to allow for setup, storage and event operations. Both race events start at 8:00 AM on each respective Sunday and it is anticipated that for each race, all racers and event organizers shall be cleared from the area by 11:00 AM.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Chapter 343, Hawaii Revised Statutes (HRS), as amended, and Hawaii Administrative Rules, Title 11, Department of Health, Chapter 200, Environmental Impact Statement Rules, Subchapter 8, 11-200-8(a)(1), Operations, repairs, or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond previously existing, the proposed use is exempt.

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>

APPLICANT REQUIREMENTS:

Applicant shall be required to:

- 1) Obtain required permits from the State of Hawaii's, Division of Boating and Ocean Recreation for the water / ocean portion for each event;

- 2) Upon completion of each event, the entire premises shall be cleared of all trash and debris;
- 3) Prohibit the use of existing concrete piers / pilings within the harbor facility where marked off and identified by Applicant's race officials;
- 4) Prohibit open fires (hibachi is OK) and alcohol use within the premises;
- 5) Camp sites shall be limited to an aggregate of no more than 500 sq. ft. in area;
- 6) Provide a list of vessels authorized to participate in this event;
- 7) Identify and provide to the Maui District Land Office, (808) 984-8103, the contact information for the on-island personnel responsible for event activities during each event;
- 8) Provide required general liability insurance naming the State of Hawaii as additional insured.

REMARKS:

Applicant Oahu Hawaiian Canoe Racing Association has requested the use of unencumbered State lands situate at TMK (2) 5-1-002:012 commonly referred to as Hale-o-Lono. These lands are located on the west side of Molokai and serve as the staging area and start line for the annual Na Wahine o Ke Kai and Molokai Hoe women's and men's outrigger canoe races across the Kaiwi channel to Oahu. These annual events include participants that have 10- and 12-person teams that are each supported by escort boats and crews. The event is overseen by race officials who include ocean safety and security personnel and their related vessels and equipment.

The 5,800 square foot area for which consideration is being paid to the State is for specific event operations that include canoe storage, sound stage, portable toilets and camping areas for teams that are not able to acquire standard overnight accommodations elsewhere on Molokai. Applicant shall be responsible for the prudent management and oversight of the entire premises identified as TMK (2) 5-1-002:012 consisting of 25 acres (more or less). Applicant and various clubs will begin setting up on the Friday and Saturday preceding each event that shall take place on Sunday morning. It is our understanding that private security personnel shall be on site throughout the duration of the event. In case of emergencies, event organizers are encouraged to contact the Molokai Police and/or Fire Department(s) as may be needed.

It is noted that Hale-o-Lono is a substandard harboring facility with no designated slips, parking, mooring or reserved areas for vessels. Portions of existing concrete piers and pilings are in disrepair. Therefore Applicant is responsible to direct vessels away from hazardous conditions by clearly marking off areas to be avoided throughout the term of this

disposition. Furthermore, the applicant shall coordinate with the DLNR Division of Boating and Ocean Recreation regarding all portions of this event which will be occurring on ocean waters. Ocean waters are defined as "waters seaward of the shoreline within the jurisdiction of the State."

RECOMMENDATION: That the Board

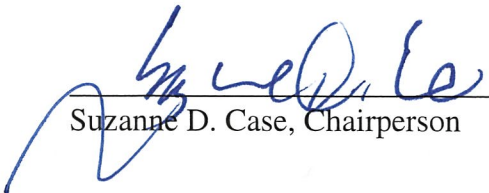
1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Authorize the issuance of a right-of-entry permit to the Oahu Hawaiian Canoe Racing Association 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.

Respectfully Submitted,



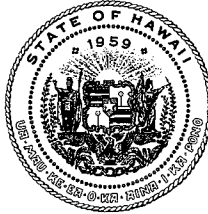
Daniel Ornellas
District Land Agent

APPROVED FOR SUBMITTAL:



Suzanne D. Case, Chairperson

DAVID Y. IGE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

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HONOLULU, HAWAII 96809

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

KEKOA KALUHIWA
FIRST DEPUTY

W. ROY HARDY
ACTING DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

August 28, 2015

EXEMPTION NOTIFICATION


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

Project Title:	Issuance of Right-of-Entry Permit to the Oahu Hawaiian Canoe Racing Association, for the 2015 Na Wahine O Ke Kai and Molokai Hoe Kaiwi Channel Canoe Races from Molokai to Oahu.
Project / Reference No.:	15MD-129
Project Location:	Hale O Lono Harbor, Molokai, Maui, TMK: (2) 5-1-002: Por. of 012.
Project Description:	Event Operations and Canoe Storage
Chap. 343 Trigger(s):	Use of State Land
Exemption Class No. and Description:	In accordance with Hawaii Administrative Rule Section 11-200-8 and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated June 5, 2015, 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 Item No. 51, that states "Permits, licenses, registrations, and rights-of-entry issued by the Department that are routine in nature, involving negligible impacts beyond that previously existing."

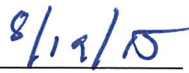
Recommendation:

It is anticipated 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

Doc No: 2612
By: H. C. 2454
Source: Survey Map

SUBJECT AREA

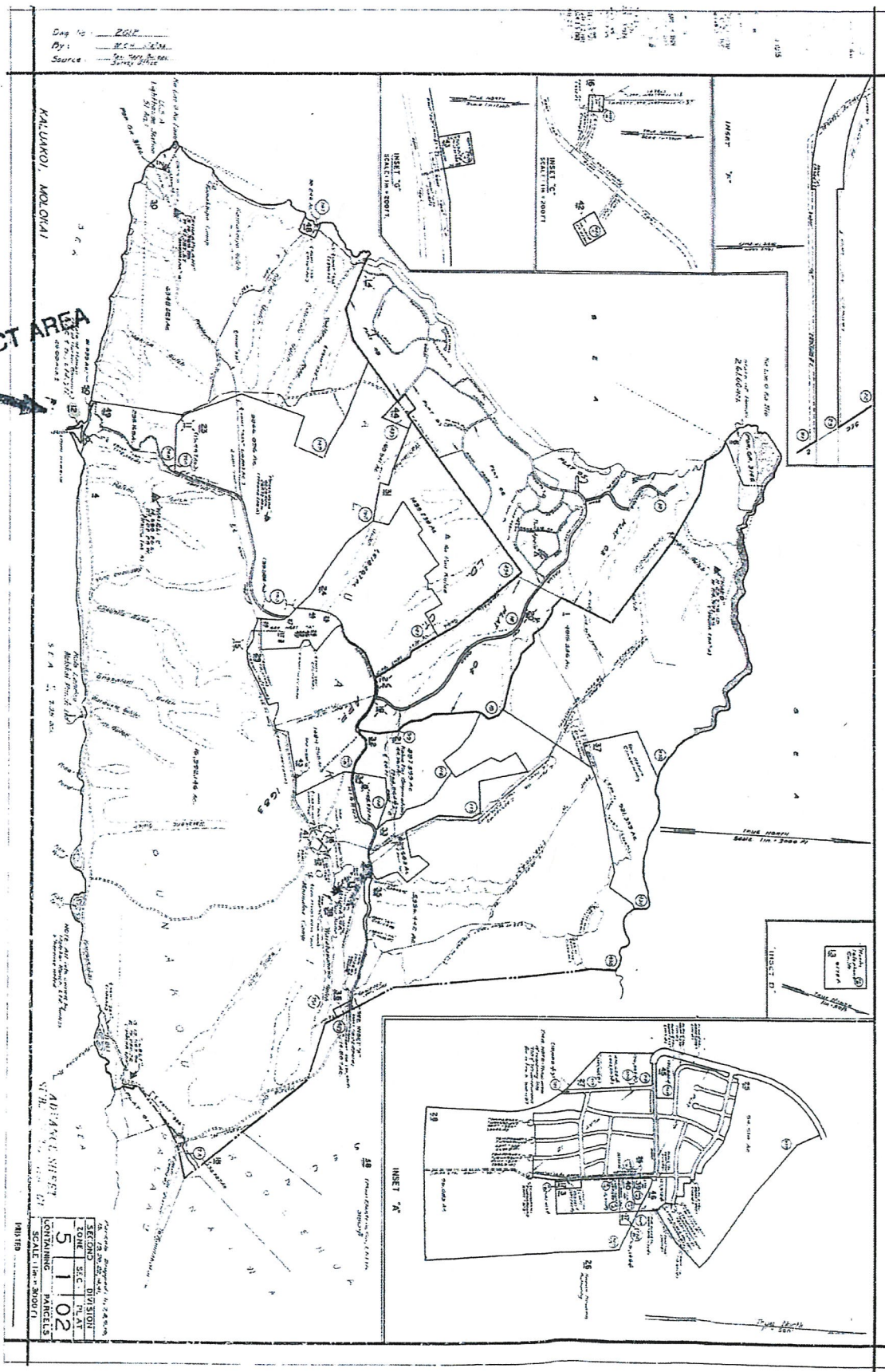


EXHIBIT "A"



09/29/2009

2 of 4

Select Date



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EXHIBIT "B"

HALE O LONO

MOLOKA'I

