

**AGENDA
FOR THE MEETING OF THE
BOARD OF LAND AND NATURAL RESOURCES**

DATE: FRIDAY, APRIL 28, 2006
TIME: 9:00 A.M.
PLACE: KALANIMOKU BUILDING
LAND BOARD CONFERENCE ROOM 132
1151 PUNCHBOWL STREET
HONOLULU, HAWAII 96813

A. MINUTES

1. February 24, 2006
2. March 16, 2006
3. April 13, 2006 briefing
4. April 13, 2006

C. FORESTRY AND WILDLIFE

1. Mo'omomi Preserve Continued Enrollment in the Natural Area Partnership Program and Authorization of Funding for FY07-12.
2. Kamakou Preserve Continued Enrollment in the Natural Area Partnership Program and Authorization of Funding for FY07-12.
3. Waikamoi Preserve Continued Enrollment in the natural Area Partnership Program and Authorization of Funding for FY07-12.
4. Request for Approval to Enter into a Contract with JBH to Furnish, Deliver, and Install Ungulate-Proof Fencing in Kuia Natural Area Reserve and Na Pali-Kona Forest Reserve, Kauai.

D. LAND

1. Issuance of Right-of-Entry Permit to County of Kauai on Lands Encumbered by General Lease S-3832 to Pixar Development LLC, Kapaa Town Lots, Kapaa, Kauai, TMK: (4) 4-5-11:46.
2. Amend Prior Board Actions of February 25, 2005, Item D-1, Grant of Perpetual, Non-Exclusive Easement to Philip K. Binney and Peter A. Binney for Access and Utility Purposes, Keahialaka, Puna, Hawaii, TMK: (3) 1-3-08:por. of 04 and 12.
3. Set Aside to the County of Hawaii for Adult Day Care and Other Related Community Purposes, Piionua, South Hilo, Hawaii, TMK: (3) 2-3-31:por. 01.

4. Lease to the University of Hawaii for Education, Housing, and Related Purposes; Waiakea, South Hilo, Hawaii, TMKs: (3) 2-4-01:por. of 24; 2-4-56:17 & por. of 14.
5. Set Aside to Division of State Parks; Issuance of Management and Construction Right-of-Entry, for Park and Related Purposes at Lalamilo, South Kohala, Hawaii, TMK: (3) 6-2-02:01; 6-6-02:02, 06, 07, 31, 40, 41 & 42; and 6-9-01:por. 01.
6. Consent to Assign Perpetual, Non-Exclusive Easement (LOD No. S-27613), Puuwaawaa Waterworks, Inc., Assignor, to Napuu Water, Inc., Assignee, Puuwaawaa and Puuanahulu, North Kona, Hawaii; TMKs: (3) 7-1-01:por. of 06 and 7-1-04:por. of 18.
7. Amend Prior Board Action – Approval of a Set Aside to the Division of Forestry and Wildlife; Approval of Set Aside to the Division of State Parks; Approval of Natural Resource Management Guidelines and Priorities for State Lands at Puuwaawaa and Puuanahulu, North Kona, Hawaii, TMK: (3) 7-1-03:07.
8. Withdrawal from Governor’s Executive Order No. 2312 to the Department of Education for Kealakehe School; Conveyance by Land Patent Grant to County of Hawaii, Kealakehe, North Kona, Hawaii, TMK: (3) 7-4-19:44.
9. Amend Prior Board Actions of August 28, 1998, Item D-27, Direct Sale of Two Perpetual, Non-Exclusive Easements to Nohona Partners Inc. at Kaumalumu and Pahoehe 1st, North Kona, Hawaii, TMK: (3) 7-7-04:por. of 02 and 7-7-08:por. of 27.
10. Amend Prior Board Actions of October 22, 1999, Item D-19, and October 13, 2000, Item D-21, Direct Sale of Eight Perpetual, Non-Exclusive Easements to Nohona Partners Inc. at Kaumalumu and Pahoehe 1st, North Kona, Hawaii, TMK: (3) 7-7-04:por. of 02 and 7-7-08:por. of 27.
11. Consent to Assignment of Term, Non-Exclusive Seawall Easement Identified as General Lease No. S-5211, Philip D. Gray and Carolyn M. Gray, Trustees of the Philip & Carolyn Gray Living Trust and Mark Van Pernis, Assignor, to Alohi Kai Partnership, Assignee, and Assignment of Easement from Alohi Kai Partnership, Assignor to Ke Alohi Kai Association, Incorporated, Assignee, Kaumalumu, North Kona, Hawaii, TMK: (3) 7-7-24:makai of 07 (formally (3) 7-7-04:makai of 03).
12. Request to Approve Resolution to Lease Violation, General Lease No. S-4372, U.S. Department of Agriculture, Natural Resource Conservation Service, Hawaii Plant Material Center and Field Office, Hoolehua, Molokai, TMK: (2) 5-2-01:07.
13. Mutual Cancellation of Revocable Permit S-3835 to Tennent Art Foundation and Issuance of a Revocable Permit to Hawaii Preparatory Academy; Auwaiolimu, Honolulu, Oahu, TMK: (1) 2-2-03:94.
14. Consent to Sublease General Lease No. S-4488, University of Hawaii, Sublessor, to the Department of Transportation, Harbors Division, Sublessee; Kalihi-Kai, Honolulu, Oahu; TMK: (1) 1-2-25:por. of 17.

15. Issuance of a 2nd Right-of-Entry Permit to Natural Systems, Inc., for Insitu Phytoremediation of the Ala Wai Canal Purposes, Waikiki, Honolulu, Oahu, TMK: (1) 2-7-36:02-B (Ala Wai Canal).
16. Resubmittal: Grant of Perpetual, Non-Exclusive Easement to Hawaiian Electric Company, Inc. and Hawaiian Telecom, Inc. for Access and Utility Purposes and Issuance of Construction Right-of-Entry, Waimanalo, Oahu, TMK: (1) 4-1-08:05 & 80 por.
17. Amend Prior Board Action of November 19, 2004 under Agenda Item D-44, for Sale of Reclaimed (Filled) Land to Alvin and Anne Maeda Revocable Trust and Confirmation, at Kaneohe, Koolaupoko, Oahu, TMK: (1) 4-5-58:seaward of 17.
18. Re-submittal Cancellation of Easement 12 and Grant of Perpetual, Non-Exclusive Easement to 300 Corporation, Housing and Community Development Corporation of Hawaii and State of Hawaii on behalf of the Department of Accounting and General Services for Access and Utility Purposes and Issuance of a Construction Right-of-Entry, Honolulu, Oahu, TMK: (1) 1-5-07:por. 01 and 02.
19. Mutual Cancellation of General Lease No. S-5663, and Issuance Direct Lease to Honolulu Community Action Program, Inc., Waianae, Oahu, TMK: (1) 8-5-02:12.

F. AQUATIC RESOURCES

1. Request for Approval to Enter into a DLNR/UH Contract for a Bottomfish Project (\$407,940) to be Conducted between July 1, 2006 through June 30, 2007.
2. Request for Approval to Hold Public Hearings to Amend Hawaii Administrative Rules (HAR), Chapter 13-75, Rules Regulating the Possession and Use of Certain Fishing Gear, To Further Restrict the Use of Lay Gill Nets, for Prohibiting their Use in Certain Waters of the State, Including Redescription of Restricted Areas, Define Affected Species, Clarify Penalties, and Other Housekeeping Measures.
3. The Division of Aquatic Resources Requests Board of Land and Natural Resources (BLNR) Authorization/Approval to Issue One (1) Northwestern Hawaiian Islands (NWHI) Special Activity Permit to CDR. TY W. Rinoski, U.S. Coast Guard Cutter (USCGC) Kukui, for Entry of State Waters and marine Debris Removal at Maro Reef.
4. The Division of Aquatic Resources Requests Board of Land and Natural Resources (BLNR) Authorization/Approval to Issue Two (2) Northwestern Hawaiian Islands (NWHI) Permits: 1) A Special Activity Permit to C.O. Scott E. Kuester, National Oceanic and Atmospheric Administration (NOAA) Ship Hiialakai, for Access to State Waters to Support Marine Research Activities, and 2) A Research, Monitoring and Education Permit to Dr. Randall Kosaki of NOAA to Observe, Monitor, and Facilitate Marine Research Covered under Separate Permit Applications.
5. The Division of Aquatic Resources Requests Board of Land and Natural Resources (BLNR) Authorization/Approval to Issue One (1) Northwestern Hawaiian Islands

(NWHI) Research, Monitoring and Education Permit to Dr. Carl Meyer of the Hawaii Institute of Marine Biology for 1) The Capture, Tagging and Release of Apex Predators, and 2) Deployment and Downloading of Acoustic Receivers.

6. The Division of Aquatic Resources Requests Board of Land and Natural Resources (BLNR) Authorization/Approval to Issue One (1) Northwestern Hawaiian Islands (NWHI) Research, Monitoring and Education Permit to Dr. Brian Bowen of the Hawaii Institute of Marine Biology, for the Take of Fishes for Genetic Sampling in Order to Study Coral Reef Connectivity.
7. The Division of Aquatic Resources Requests Board of Land and Natural Resources (BLNR) Authorization/Approval to Issue One (1) Northwestern Hawaiian Islands (NWHI) Research, Monitoring and Education Permit to Dr. Robert Toonen of the Hawaii Institute of Marine Biology, for the Take of Invertebrates for Genetic Sampling in Order to Study Coral Reef Connectivity.
8. The Division of Aquatic Resources Requests Board of Land and Natural Resources (BLNR) Authorization/Approval to Issue Two (2) Northwestern Hawaiian Islands (NWHI) Research, Monitoring and Education Permit to: 1) Dr. Michael Rappe, and 2) Dr. Ruth Gates, both of the Hawaii Institute of Marine Biology, for the Non-Lethal Sampling of Corals to Identify Biological Indicators of Coral Disease and/or Bleaching Susceptibility.
9. The Division of Aquatic Resources Requests Board of Land and Natural Resources (BLNR) Authorization/Approval to Issue Two (2) Northwestern Hawaiian Islands (NWHI) Research, Monitoring and Education Permit to: 1) Dr. Greta Abby, and 2) Dr. Stephen Karl, Both of the Hawaii Institute of Marine Biology, for the Non-Lethal Sampling of Corals for Investigations of Coral Disease and Bleaching Susceptibility.
10. The Division of Aquatic Resources Requests Board of Land and Natural Resources (BLNR) Authorization/Approval to Issue One (1) Northwestern Hawaiian Islands (NWHI) Research, Monitoring and Education Permit to Cynthia Vanderlip of the State of Hawaii Department of Land and Natural Resources, Division of Forestry and Wildlife, for the Removal of Marine Debris at Kure Atoll.

K. CONSERVATION AND COASTAL LANDS

1. Conservation District Use Application (CDUA) MA-3290 for After-the-Fact Permit for 20,000-Gallon Water Storage Tank and Proposed Cement Wellhead Platform located at Kahua, Kaupo, Hana, Island of Maui, TMK: (2) 1-7-002:001.
2. Enforcement File No. OA-06-34 Regarding Alleged Unauthorized Placement of Structures on State Leased Lands General Lease S-4900 located at Maunalaha Homesites, Island of Oahu, TMK: (1) 2-5-024:005.
3. Conservation District Use Application (CDUA) HA-3269 for a Single Family Residence located at Paoo, North Kohala, Island of Hawaii, TMK: (3) 5-7-001:005.

4. Conservation District Use Application (CDUA) OA-3271 for a Single Family Residence & Related Improvements Variance to Lot's Setback (Joint Lot Development) located at Tantalus, Honolulu, island of Oahu, TMK: (1) 2-5-017:006 & 018.

M. OTHERS

1. Consent to Sublease of Lease No. DOT-A-95-0025 Nunui & Associates, LLC to Royal Hawaiian Movers, Inc. Honolulu International Airport.
2. Rescission of Land Board Action of March 24, 2006, Item M-4 Issuance of an Inconsistent Revocable Permit A Tom Moffatt Production, Inc. Pier 19 Ferry Terminal Building, Honolulu Harbor.
3. Issuance of Lease by Direct Negotiation to Izuo Brothers, Limited, Parcel 4, Domestic Commercial Fishing Village, Pier 38, Honolulu Harbor, Oahu.
4. Issuance of Lease by Direct Negotiation to DCL, Inc., Units FV7E, FV7F and FV7H, Multi-User Building, Domestic Commercial Fishing Village, Pier 38, Honolulu Harbor, Oahu.
5. Issuance of Lease by Direct Negotiation to Honolulu Fish & Seafood Corp. DBA Honolulu Fish Company, Units FV7A, FV7B, FV7C and FV7D, Multi-User Building, Domestic Commercial Fishing Village, Pier 38, Honolulu Harbor, Oahu.
6. Issuance of Lese from Department of Accounting and General Services, Lessor, to Washington Place Foundation, Lessee, for a portion of Washington Place, Honolulu, Oahu, TMK: (1) 2-1-18:1.

ALL MATERIALS LISTED ON THIS AGENDA ARE AVAILABLE FOR REVIEW IN THE DLNR CHAIRPERSON'S OFFICE. ANY INDIVIDUAL REQUIRING SPECIAL ASSISTANCE OR ACCOMMODATIONS IS ASKED TO CONTACT THE CHAIRPERSON'S OFFICE AT (808) 587-0400 AT LEAST THREE DAYS IN ADVANCE OF THE MEETING.