

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

DATE: FRIDAY, SEPTEMBER 14, 2012
TIME: 9:00 A.M.
PLACE: KALANIMOKU BUILDING
LAND BOARD CONFERENCE ROOM 132
1151 PUNCHBOWL STREET
HONOLULU, HAWAII 96813

A. MINUTES

1. Approval of August 10, 2012 Minutes
2. Approval of August 24, 2012 Minutes

D. LAND DIVISION

1. RESUBMITTAL: Denial of Request for Contested Case Hearing Regarding BLNR Agenda Item D-3, January 13, 2012, regarding Grant of Perpetual, Non-Exclusive Easement to Eric A. Knudsen Trust for Access and Utility Purposes, Poipu, Koloa, Kauai, TMK: (4) 2-8-014:from Parcel 19 (Hapa Road).

(The Board may go into Executive Session pursuant to Section 92-5 (a)(4), Hawaii Revised Statutes, in order to consult with its attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities and liabilities).

2. After-the-Fact Consent to License and Lease of Lands under Governor's Executive Order No. 1040 to Volcano School of Arts and Sciences, Olaa Summer Lots, Block B, Olaa, Puna, Hawaii, Tax Map Key: (3) 1-9-4:19.
3. Approve the Withdrawal of Approximately 3 Acres from General Lease S-5320, Peter H. Jose and Richard A.J. Jose, Lessees; Authorize Amendment of General Lease No. S-5320, Peter H. Jose and Richard A.J. Jose, Lessees, to Reflect the Withdrawal, Decrease the Acreage of the Premises, Reduce the Rent, and Clarify that There is No Improved Legal Access to the Lease Premises from a Public Highway; Laupahoehoe, Hawaii, TMK: 3rd/ 3-6-6: portion of 46

4. Amend Prior Board Action of January 27, 2012, Item D-2, and Prior Board Action of April 25, 2008, Item D-9, Regarding Issuance of Direct Lease to United States of America, Department of Agriculture (USDA), for Research and Educational Purposes, Laupahoehoe, North Hilo, Hawaii, TMK: (3) 3-6-6: portion of 46. The Purpose of the Amendment is to Clarify that There is No Legal Access to the Proposed Lease Premises from a Public Highway, and to Include Requirements in the Proposed Lease that USDA Fence the West, North and East Sides of the Lease Premises and Reimburse Lessees under General Lease No. S-5320, Peter H. Jose and Richard A.J. Jose, \$1,560.00 for Their Costs Incurred in Clearing and Planting the Proposed Lease Premises in Grass.
5. Grant of Term, Non-Exclusive Easement to the United States of America, Department of Agriculture, for Access and Utility Purposes, Laupahoehoe, North Hilo, Hawaii, TMK: (3) 3-6-6: portion of 46.
6. Issuance of Right-of-Entry Permit to the State of Hawaii, Department of Transportation-Highways Division, Under Project Number 190C-01-12, to Conduct Topographical and Environmental Survey for Proposed Drainage Improvements at Puuwaawaa, North Kona, Hawaii, Tax Map Key: (3) 7-1-002:013 por. and 7-1-004:018 por.
7. Denial of Request for Grant of After-the-Fact Term, Non-Exclusive Easement to LBUBS 2007 – C2 Alii Drive, LLC, for Drainage and Utility Purposes; Denial of Request for Issuance of Right-of-Entry for Survey, Mapping and Maintenance Purposes, Auhaukeae, North Kona, Hawaii, Tax Map Key: (3) 7-5-09:43 pors.
8. Amend Prior Board Action of May 25, 2012, Item D-8, for the Consent to Assign Grant of Non-Exclusive Easement No. S-5798, Frederic W.C. and Mary F.C. Constant, Assignor, to Maui Happy Place, LLC., Assignee; Amendment of Grant of Non-Exclusive Easement No. S-5798 to Allow Easement to Run with the Land Identified as Tax Map Key No.: (2) 2-1-006:006 situate at Honuaula, Makawao, Maui, Further Identified as Tax Map Key: (2) 2-1-006:Por. 098, and Add the Requirement for Increased Liability Insurance Limits.
9. Issuance of Right-of-Entry Permit to Waikiki Beach Activities, Ltd. for Beach Activities Purposes on October 18, 2012, Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037:021 (Portion).
10. Issuance of Right-of-Entry Permit to Hawaii Explosives & Pyrotechnics, Inc. for Set up and Firing of Aerial Fireworks Display on October 6, 2012, Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037:021 (Portion)
11. Issuance of Right-of-Entry Permit to Hilton Hawaiian Village LLC for Beach Volleyball Event Purposes from October 18 to 22, 2012, Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037:021 (Portion).

12. Request Approval of Plans for Construction of New Residence, Mike Wunnicke, Owner, Diamond Head View Lots, Unit Two, Increment One, Lot 39, Honolulu, Oahu, Hawaii, Tax Map Key: (1) 3-1-048:046.
13. Issuance of Right-of-Entry Permit to Steven Boyle dba Steven Boyle Design for Beach Activities Purposes to be held from September 14 -16, 2012, Waialae, Honolulu, Oahu, Tax Map Key: (1) 3-5-023:041.
14. Amend Prior Board Action of January 27, 2012, D-11 by Revising the Remnant Area; Sale of Remnant to Harry Y N Mau Family Trust and Kenneth and Estrellita Leonhardt, and Withdrawal from Governor's Executive Order No. 1598; Waimanalo, Koolaupoko, Oahu; TMK (1) 4-1-024:portions of 066.
15. Grant of Term, Non-Exclusive Easement to Bruce H.S. Kim for Seawall Purposes in Kaalaea, Koolaupoko, Oahu, Tax Map Key: (1) 4-7-024:seaward of 022
16. Approval in Principle for Issuance of Direct Lease to Ka'ala Farm, Inc. for Educational, Cultural, Agricultural, and Workforce Development Program and Activities Purposes, Waianae, Oahu, Tax Map Key: (1) 8-5-006:004.

E. STATE PARKS

1. Termination of Revocable Permit No. SP0064 to Hawaii Pack and Paddle, LLC, Kealakekua Bay State Historical Park, South Kona, Hawaii, Tax Map Key: (3) 8-1-011: 001, 006, 010, 011, por.

F. AQUATIC RESOURCES

1. Request for Approval of Special Activity Permit 2013-3 for Ms. Eva Schemmel, University of Hawaii at Manoa, Zoology Department to Take Undersized Bonefish or O'io for a Study on Their Life History and Reproduction
2. Request for Approval of Special Activity Permit 2013-5 for Ms. Eva Schemmel, University of Hawaii at Manoa, Zoology Department to Take Undersized Convict Tang or Manini for a Study on Their Life History and Reproduction
3. Request for Approval of Special Activity Permit 2013-14 for Ms. Marjorie Awai, Disney Vacation Club Hawaii Management Company to Use Small Mesh Nets to Collect Marine Life for Stocking into a Saltwater Swimming Pool

J. BOATING AND OCEAN RECREATION

1. Status Report on Proposed Waikiki Landing Project at Ala Wai Small Boat Harbor (AWSBH); Kalia, Honolulu, Oahu, Hawaii. Tax Map Key Nos: (1) 2-6-010:003 (por), 005, 15 & 016; 2-3-37:020

K. OFFICE OF CONSERVATION AND COASTAL LANDS

1. Conservation District Use Violation File OA-13-07 Regarding an Alleged Unauthorized Erosion Protection Structure, by 4615 Kahala Avenue Corporation, at Kahala, Island of Oahu, Tax Map Key: (1) 3-5-005:015
2. Conservation District Use Violation File KA-13-08 for an Alleged Violation of the Permit Conditions of Conservation District Use Permit (CDUP) KA-1706, by Gary D. Stice, at Haena, Island of Kauai, Tax Map Key: (4) 5-2-002:022
3. Conservation District Use Application (CDUA) MA-3624 Regarding the Proposed Waiakeakua Communications Facility, by the Maui Police Department, located at Mt. Lanaihale, Pu'u Kole, Island of Lana'i, Tax Map Key: (2) 4-9-002:001 (por.)
4. Conservation District Use Violation File KA-13-10 for an Alleged Violation of the Permit Conditions of Conservation District Use Permit (CDUP) KA-3379, by David Kuraoka, at Haena, Island of Kauai, Tax Map Key: (4) 5-2-002:052
5. Action to Deny Henry Chang Wo's and Michael Kumukauoha Lee's Requests for a Contested Case and Reconsider the Board's Decision to Grant a Conservation District Use Permit (OA-3604), or Grant a Discretionary Hearing and Authorize the Chairperson to Select and Appoint a Hearing Officer for the Kalo'i Gulch Drainage Improvements, by Haseko (Ewa) Inc., Located at Oneula Beach Park, Honouliuli, Ewa, Oahu, Makai of Tax Map Keys: (1) 9-1-011:007 & (1) 9-1-134:006

L. ENGINEERING

1. Appointment of JoLoyce Kaia as a Director of the Hana Soil and Water Conservation District
2. Application for a DLNR DAM Safety Construction/Alteration Permit No. 53 - Waimea 60 MG Reservoir (HA-0042) Dam Safety Improvement by Department of Agriculture (DOA), Waimea, Hawaii, TMK: (3) 6-4-002:125
3. Application for a DLNR DAM Safety Construction/Alteration Permit No. 63 - Oahu Reservoir 545A (OA-0039) Dam Alteration/Removal by Kamehameha Schools, Waiawa, Hawaii, TMK: (1) 9-6-004:024

4. Application for a DLNR DAM Safety Construction/Alteration Permit No. 64 - Oahu Reservoir 530 (OA-0038) Dam Alteration/Removal by Kamehameha Schools, Waiawa, Hawaii, TMK: (1) 9-6-004:024
5. Application for a DLNR DAM Safety Construction/Alteration Permit No. 65 - Oahu Reservoir 510 (OA-0037) Dam Alteration/Removal by Kamehameha Schools, Waiawa, Hawaii, TMK: (1) 9-6-004:024

M. OTHER

1. Issuance of a Revocable Permit to Hawaii Petroleum, Inc., at Kawaihae Harbor, Kawaihae 1st, South Kohala, Island of Hawaii, Tax Map Key No. 3rd/6-1-03:34 (portion)
2. Issuance of an On-Demand Airport-Based Shuttle Bus Concession at Kahului Airport, TMK: (2) 3-8-01: Portion of 19

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TO BE PLACED ON THE MOVE UP AGENDA, PLEASE SIGN IN BY 8:50 A.M. THE DAY OF THE MEETING.

ALL MATERIALS LISTED ON THIS AGENDA ARE AVAILABLE FOR REVIEW IN THE DLNR CHAIRPERSON'S OFFICE OR ON THE DEPARTMENT WEBSITE THE WEEK OF THE MEETING AT: <http://hawaii.gov/dlnr/chair/meeting/index.html>

INDIVIDUALS REQUIRING SPECIAL ACCOMMODATIONS (ie. large print materials, sign language interpreters) AT THE DLNR MEETING, ARE ASKED TO CONTACT THE CHAIRPERSON'S OFFICE AT (808) 587-0400 AT LEAST THREE DAYS IN ADVANCE OF THE MEETING.