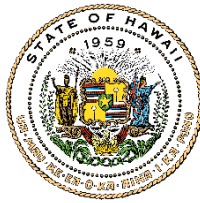


JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE



APPROVED AT ITS
BOARD MEETING
HELD ON
FEBRUARY 14, 2025

HS

DAWN N.S. CHANG
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE
MANAGEMENT

RYAN K.P. KANAKA'OLE
FIRST DEPUTY

DEAN D. UYENO
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

STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII'
DEPARTMENT OF LAND AND NATURAL RESOURCES
KA 'OIHANA KUMUWAIWAI 'ĀINA

P.O. BOX 621
HONOLULU, HAWAII 96809

**SUMMARY MINUTES
FOR THE MEETING OF THE
BOARD OF LAND AND NATURAL RESOURCES**

Audio Link: <https://files.hawaii.gov/dlnr/meeting/audio/Audio-LNR-250110.m4a>

Date: January 10, 2025

Time: 9:00 AM

Place: DLNR Boardroom, Kalanimoku Bldg.
1151 Punchbowl Street, 1st floor/ & Online via Zoom

MEMBERS:

1. Dawn Chang, Chairperson
2. Vernon Char, At-Large Member
3. Riley Smith, Hawai'i Island Member
4. Karen Ono, Kaua'i Member
5. Doreen Canto (Zoom), Maui Member
6. Aimee Barnes (Absent), Oahu Member
7. Kaiwi Yoon (Absent), At-Large Member
8. Colin Lau, Deputy AG
9. Henny Saraswati, Board Secretary

STAFF:

1. Russell Tsujii (Land, Administrator)
2. Candace Martin (Land, Hawai'i Island)
3. Alison Neustein (Land, Kauai)
4. Kevin Moore (Land, Oahu)
5. Curt Cottrell (State Parks, Administrator)
6. Alan Carpenter (State Parks)
7. Meghan Statts (DOBOR Administrator)
8. Richard Howards (DOBOR)
9. Emma Yuen (DOFAW)

00:03:07 Chair Chang called the meeting to order. The contested case standard statement was read.

00:08:24 Approval of the Summary Minutes of the December 13, 2024, meeting.
ITEM A-1

Comments:

Member Ono requested that the Deputy Attorney General attending be included in the minutes after the board members. Deputy AG Colin confirmed with the Office of Information Practices (OIP) that board members and the deputy AG should always be included in the meeting minutes, as their attendance and any actions taken during the meeting are considered important to document for legal and accountability reasons. He also suggested that future minutes include the names of all members, staff, and deputy AG present.

00:09:52 (1) To Approve Summary Minutes as Commented.
MOTION (Ono, Smith)

00:10:18 (1) PASSED

VOTE 5 – Unanimous

00:12:29

ITEM D-1 Request Amend Prior Board Action of December 14, 2007, Item D-4, Grant of Perpetual, Non- Exclusive Easement to Francis U. Merriman for Access and Utilities Purposes, Waioli, Hanalei, Kauai, Tax Map Key: (4) 5-5-008:002 and 5-6-002:001.

The purpose of the amendment is to remove the utility portion of the easement request, resulting in the easement being approved for access purposes only.

00:14:17 **To Approve Staff Recommendation as Submitted.**
MOTION (Ono, Smith)

00:14:29 **PASSED**
VOTE 5 – Unanimous

00:14:35

ITEM D-2 Consent to Assign Land Office Deed No. S-28120, Gary W. Rodrigues and John S. Rodrigues, Assignors, to Wendell B. Bandman, Assignee, Kapaa Homesteads, 3rd Series, Kawaihau, Kauai, Tax Map Key: (4) 4-6-032: Por. 022.

Amend Land Office Deed No. S-28120, to allow the easement to “Run with the Land” and to be assignable without the prior written consent from the Board of Land and Natural Resources.

00:15:52 **To Approve Staff Recommendation as Submitted.**
MOTION (Ono, Smith)

00:16:00 **PASSED**
VOTE 5 – Unanimous

00:16:10

ITEM D-3 Issuance of Month-to-Month Revocable Permit to Aloha Petroleum LLC Retroactive to May 19, 2024, for Bulk Storage and Distribution of Petroleum Products Purposes, Waiakea, Hilo, Hawaii, Tax Map Key: (3) 2-1-009:042.

Non-Action Item: First Public Hearing Pursuant to Act 114, Session Laws of Hawaii 2024, on Potential Issuance of New Direct Lease to Aloha Petroleum LLC, for Bulk Storage and Distribution of Petroleum Products Purposes, Waiakea, Hilo, Hawaii, Tax Map Key: (3) 2-1-009:042.

Amendments:

At the request of staff, the Board deleted all references to a new direct lease from the submittal at this time, allowing staff additional time to investigate and evaluate all facts and circumstances on the appropriateness of a new lease. As to the

issuance of a new revocable permit: ¹ (i) added the requirement for the removal of improvements and all trade fixtures at the end of the tenancy if the permittee does not continue operation under a new lease; (ii) required a removal bond in an amount as determined by the department; and (iii) required the permittee to pay for all costs incurred by the department in determining an appropriate amount for the removal bond.

00:51:06 **To Approve Staff Recommendation as Amended.**
MOTION (Smith, Char)

00:51:22 **PASSED**
VOTE 5 – Unanimous

00:53:10
ITEM D-4

After-the-Fact Consent to Subleases under General Lease No. S-4330, Michael T. and Janis Y. Nakashima, Lessee, to: Lalalux LLC, Lynnanne Chu dba Kai's, Styles N' Smiles LLC, Kelly Higaki dba Aloha Signs Plus, SNR Services, Gayne Kobayashi dba Kobayashi Doors & Maintenance, Tomas Sales dba TLS Motorsports, Paula Gealon, Dennis Delfin Jr. dba Different Level Tattoos, Art & Apparel, Island Hair Design, Inc., Kaycie Parks dba Waisted by Kay C; Lift All Things Body LLC, Sublessees, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-2-037:122.

01:03:27 **To Approve Staff Recommendation as Submitted.** ²
MOTION (Smith, Ono)

01:03:34 **PASSED**
VOTE 5 – Unanimous

01:05:50
ITEM D-5

After Issuance of Right-of-Entry Permit to Department of Land and Natural Resources, Division of Forestry and Wildlife, for Access for Coqui Frog Control and Reforestation Purposes; Waimanalo, Koolaupoko, Oahu, Tax Map Keys (1) 4-1-010:001 and 4-2-027:013.

01:07:02 **To Approve Staff Recommendation as Submitted.**
MOTION (Char, Smith)

01:07:11 **PASSED**

¹ Board member Smith asked staff to check with the Department of Health to assure Aloha Petroleum is compliant with all environmental laws and regulations, including laws and regulations involving the handling and storage of petroleum products. A representative of Aloha Petroleum testified that the US Coast Guard gave its approval of Aloha Petroleum's handling and storage of petroleum products at the site near Hilo Harbor. There was also a discussion on assuring any lease issued contain a removal bond requirement.

² There was a discussion for disclosure purposes that the actual lot size was below the minimum 1 acre required under the County ordinance for the designated zoning on the subject parcel.

VOTE 5 – Unanimous

01:07:19

ITEM D-6 After the Fact Consent to Two (2) License Agreements under General Lease No. S-4588, Insite Towers Development, LLC, Licensor, to (a) Blow Up, LLC and (b) Polynesian Broadcasting, Inc., as Licensees, Kalawahine and Opu, Honolulu, Oahu, Tax Map Key: (1) 2-5-019: portions of 013.

01:19:02 **To Approve Staff Recommendation as Submitted.**
MOTION (Char, Ono)

01:19:21 **PASSED**
VOTE 5 – Unanimous

01:19:32

ITEM D-7 Amend Prior Board Action of October 27, 2023, Item D-1, Consent to Assign General Lease No. S-4649, Ficker & Hunt, a Hawaii Partnership, Assignor, to Chester Wayne Hunt, Trustee of the Hunt Family Revocable Living Trust, Assignee, Kekaha, Waimea, Kauai, Hawaii; Tax Map Key: (4) 1-3-008:003.

The purpose of the amendment is to correct the name of the above-referenced trust to include an erroneously omitted trustee and the date the trust was created. The full, correct name of the trust should be, Chester Wayne Hunt and Letitia Hunt, Trustees of the Hunt Family Revocable Living Trust dated October 15, 1990.

01:20:40 **To Approve Staff Recommendation as Submitted.**
MOTION (Ono, Smith)

01:20:50 **PASSED**
VOTE 5 – Unanimous

01:20:54

ITEM D-8 Sale of Remnant (abandoned ditch) and Immediate Right of Entry Permit for Survey Purposes to Weddings West LLC, Hanapepe Village, Waimea, Kauai, Tax Map Key: (4) 1-9-005:030.

01:21:58 **To Approve Staff Recommendation as Submitted.**
MOTION (Ono, Smith)

01:22:08 **PASSED**
VOTE 5 – Unanimous

01:22:14

ITEM D-9 Consent to Assign General Lease No. S-4275, Denny’s Repair & Service, Inc., Assignor, to Garden Island Marine LLC, Assignee; Approval of 10-year Term

Extension of General Lease No. S-4275, Hanapepe, Waimea (Kona), Kauai, Hawaii; Tax Map Key: (4) 1-9-005:009.

01:26:02 **To Approve Staff Recommendation as Submitted.**
MOTION (Ono, Smith)

01:26:09 **PASSED**
VOTE 5 – Unanimous

01:26:35

ITEM D-10

Cancellation of Revocable Permit No. S-7302, Franklin M. Contrades, Jr. and Patricia Contrades; Waiver of Phase I Environmental Site Assessment; Issuance of New Revocable Permit to Carla Contrades-Barrett, Chatson Barrett and Kawaiola Barrett for Home Garden Purposes, Anahola Lots & Kuleanas, Kawaihau, Kauai, Tax Map Key: (4) 4-8-008: 002.

01:27:10 **To Approve Staff Recommendation as Submitted.**
MOTION (Ono, Smith)

01:27:20 **PASSED**
VOTE 5 – Unanimous

01:27:23

ITEM D-11

Cancellation of Governor’s Executive Order No. 4045 to the County of Kauai for Hawaiian Stewardship Program Purposes; Issuance of Direct Lease to the University of Hawaii for Avian Rescue and Research Purposes and Issuance of Immediate Management Right-of-Entry, Hanapepe, Waimea, Kauai, Tax Map Key: (4) 1-8-008:063.

01:28:54 **To Approve Staff Recommendation as Submitted.**
MOTION (Ono, Smith)

01:29:06 **PASSED**
VOTE 5 – Unanimous

01:29:08

ITEM D-12

Consent to Assign Grant of Easement No. S-4135, McBryde Sugar Company, LLC, Assignors to BBCP Kauai Operating, LLC, Assignee, Hanapepe, Waimea, Kauai, Tax Map Keys: (4) 1-9-003:002, 003 and 004.

Amend Grant of Easement No. S-4135 to allow the easement to “Run with the Land” and to be assignable without the prior written consent from the Board of Land and Natural Resources.

01:39:04 **To Approve Staff Recommendation as Submitted.**
MOTION (Ono, Smith)

01:39:12 **PASSED**
VOTE 5 – Unanimous

01:39:24

ITEM D-13 After-the-Fact Consent to Assignment of Lease by way of a 48.56% Stock Transfer in Sunrise Capital, Inc., Lessee Under General Lease No. S-4946, and Permittee Under Revocable Permit No. S-7256, from Christopher D. Howell, James N. Sweeney and Integrated Aquaculture International, LLC, Transferors, to Hendrix Genetics USA LLC, Transferee; Assignment of General Lease No. S-4946 from Sunrise Capital, Inc, Assignor, to Aloun Kauai Farming LLC, Assignee; Cancellation of Revocable Permit No. S-7256 to Sunrise Capital, Inc., Permittee and Waiver of Phase I Environmental Site Assessment Required under Revocable Permit No. S-7256; and Issuance of a New Revocable Permit to Aloun Kauai Farming LLC for Parking, Storage and/or Access Purposes, Hanapepe, Waimea (Kona), Kauai, Tax Map Keys: (4) 1-9-010:037 (general lease) and (4) 1-9-010:034, 035, 038, and 1-9-011:007 (revocable permit).

The Board deferred the Item D-13.

02:20:08

ITEM D-14 Amend Prior Board Action of January 12, 2024, Item D-2, as Amended, Approval of 25-Year Term Extension of General Lease No. S-4946, Sunrise Capital, Inc., Lessee, Hanapepe, Waimea (Kona), Kauai, Tax Map Key: (4) 1-9-010:037.

In the January 12, 2024, Board action, the Board amended the staff recommendation by approving a one-year extension of General Lease No. S-4946 (GLS-4946) without requiring lessee to make any improvements to the property. The purpose of the present amendment is to change the Board's previously approved 1-year lease extension to a 25-year lease extension of GLS-4946 for lessee-financed improvements to the lease premises.

02:21:30 The Board deferred the Item D13 and D-14

02:21:36 The Board recessed for 10 minutes break.

02:37:18 The Board returned from their break.

02:37:25 The Board deferred Item D13 and D14 until they returned from their break.

02:37:32 The Board moved to Item D-15

02:37:55

ITEM D-15 Grant of Term, Non-Exclusive Easement and Revocable Permit for Seawall Purposes; Immediate Right-of-Entry for Seawall Purposes, to John Murray, Koloa, Kauai, Tax Map Key: (4) 2-6-003: seaward of 015.

02:40:30 **To Approve Staff Recommendation as Submitted.**
MOTION (Ono, Smith)

02:40:43 **PASSED**
VOTE 5 – Unanimous

02:40:52

ITEM D-18 Issuance of Right-of-Entry Permit to Hawaii Housing Finance and Development Corporation for Due Diligence Purposes; General Lease No. S-5805; Waikiki Community Center, Lessee, Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-6-025:008.

02:43:49 **To Approve Staff Recommendation as Submitted.**
MOTION (Char, Smith)

02:44:00 **PASSED**
VOTE 5 – Unanimous

02:44:20

ITEM D-16 Issuance of Revocable Permits to DWE, Inc., Wesco Distribution, Inc., Fastenal Company, and John Tavares, for Uses Allowed Under the Current County of Hawaii Zoning Code Purposes, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-2-058:025.

Non-Action Item: First Public Hearing Pursuant to Act 114, Session Laws of Hawaii 2024, on Potential Issuance of New Direct Lease to DWE, Inc. for Uses Allowed Under the Current County of Hawaii Zoning Code Purposes, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-2-058:025.

03:03:51 **To Approve Staff Recommendation as Submitted.** ³
MOTION (Smith, Char)

03:03:58 **PASSED**
VOTE 5 – Unanimous

03:04:14 **The Board returned to Item D13 and D14**

03:05:18
D-13

Proposal:
Russell Y. Tsuji, Land Division recommended the board to waive any premium to the 2020 assignment. If the board would consent to the 2025 assignment, and if the premium would be adequate and to accept the premium of \$75,000 instead of the \$125,152.

Amendments:

³ As to the issuance of a new lease, there was a discussion about assuring the lease contains the latest standard provisions approved by the Department of the Attorney General on converting large capacity cesspools to either the County sewer system or an independent wastewater system, and the latest assignment of lease provision. There was also discussion for disclosure purposes that the actual lot size was below the minimum 1 acre required under the County ordinance for the designated zoning on the subject parcel.

The Board approved the amendments proposed to \$75,000. Taking out the 2020 premium of \$82,005.15 and reducing the premium from the 2025 transaction of \$125,152 to a total of \$75,000.

03:06:08 **To Approve the Staff Amendment as Proposed.**
MOTION (Ono, Smith)

03:09:57 **PASSED**
VOTE 5 – Unanimous

ITEM D-14 Amend Prior Board Action of January 12, 2024, Item D-2, as Amended, Approval of 25-Year Term Extension of General Lease No. S-4946, Sunrise Capital, Inc., Lessee, Hanapepe, Waimea (Kona), Kauai, Tax Map Key: (4) 1-9-010:037.

In the January 12, 2024, Board action, the Board amended the staff recommendation by approving a one-year extension of General Lease No. S-4946 (GLS-4946) without requiring lessee to make any improvements to the property. The purpose of the present amendment is to change the Board's previously approved 1-year lease extension to a 25-year lease extension of GLS-4946 for lessee-financed improvements to the lease premises.

03:12:15 **To Approve Staff Recommendation as Submitted.**
MOTION (Ono, Smith)

03:12:21 **PASSED**
VOTE 5 – Unanimous

03:13:07

ITEM D-17 Issuance of Revocable Permits to Mark Mangibin, West Hawaii Community Health Center, Inc, Jerry Koizumi, Anvil Inc., Big Island Courier Service Inc., John Elkjer dba Sustainable Island Products, and Joshua Oili dba Big Island Image Screen Printing, for Uses Allowed Under the Current County of Hawaii Zoning Code Purposes, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-2-037:081.

Non-Action Item: First Public Hearing Pursuant to Act 114, Session Laws of Hawaii 2024, on Potential Issuance of New Direct Lease to DWE, Inc. for Uses Allowed Under the Current County of Hawaii Zoning Code Purposes, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-2-037:081.

Amendments:

The Board amended recommended number two (2) by replacing the stated permittees with Mark Mangibin, West Hawaii Community Health Center, Inc., John Elkjer dba Sustainable Island Products, and Joshua Oili dba Big Island Image Screen Printing.⁴

⁴ As to the issuance of a new lease, there was a discussion about assuring the lease contains the latest standard provisions approved by the Department of the Attorney General on converting large capacity cesspools to either the County sewer system or an independent wastewater system, and the latest assignment of lease provision. There was also discussion for

03:17:04 **To Approve Staff Recommendation as Amended.**
MOTION (Smith, Ono)

03:17:10 **PASSED**
VOTE 5 – Unanimous

01:29:08

ITEM D-19 Grant of Perpetual, Non-Exclusive Easement to Department of Transportation for Footbridge and Footpath Purposes, Auwaiolimu, Honolulu, Oahu, Tax Map Key: (1) 2-2-014: portions of 012.

03:21:52 **To Approve Staff Recommendation as Submitted.**
MOTION (Char, Smith)

03:22:03 **PASSED**
VOTE 5 – Unanimous

03:22:18

ITEM D-20 Issuance of Right-of-Entry Permit to D. R. Horton Hawaii LLC for Ground and Aerial Survey Purposes; Kapolei, Ewa, Oahu, Tax Map Key: (1) 9-1-018: portions of 014 and 015.

03:24:15 **To Approve Staff Recommendation as Submitted.**
MOTION (Char, Smith)

03:24:20 **PASSED**
VOTE 5 – Unanimous

03:24:30

ITEM D-21 Grant of Perpetual Non-Exclusive Easement to the City and County of Honolulu on behalf of the Honolulu Authority for Rapid Transportation for Elevated Guideway Purposes; Issuance of Immediate Construction Right-of-Entry Permit; Honolulu, Oahu, Tax Map Key: (1) 2-1-026: portion of 022.

03:25:27 **To Approve Staff Recommendation as Submitted.**
MOTION (Char, Smith)

03:25:40 **PASSED**
VOTE 5 – Unanimous

03:25:51

ITEM D-22 Assess Lease Assignment Premium in Connection with the Board's Prior Action of August 9, 2024, Item D-6: *Consent to Assign General Lease No. S-6089, BRE*

disclosure purposes that the actual lot size was below the minimum 1 acre required under the County ordinance for the designated zoning on the subject parcel.

Turtle Bay Resort, LLC, a Delaware limited liability company, Assignor, to North Shore Bay Owner LLC, a Delaware limited liability company, Assignee, Kahuku, Koolaupoko, Oahu, Tax Map Keys: (1) 5-7-006:026, 027 & 032.

Consent to Sublease General Lease No. S-6089, from North Shore Bay Owner LLC, a Delaware limited liability company, Sublessor, to North Shore Bay TRS LLC, a Delaware limited liability company, Sublessee, Kahuku, Koolaupoko, Oahu, Tax Map Keys: (1) 5-7-006:026, 027 & 032.

And

Authorize the Chairperson to Execute an Estoppel for General Lease S-6089, Kahuku, Koolaupoko, Oahu, Tax Map Keys: (1) 5-7-006:026, 027 & 032.

03:28:28 **To Approve Staff Recommendation as Submitted.**
MOTION (Char, Smith)

03:28:35 **PASSED**
VOTE 5 – Unanimous

03:29:12 The Board recessed for 30 minutes lunch break.

04:08:46 The Board returned from the lunch break.

04:08:56
ITEM E-1

Approval to Issue a Request for Qualifications (RFQ)/Request for Proposals (RFP) for the Development and Operation of a Commercial Campground and Public Day Use Beach Park at Mālaekahana State Recreation Area, Kahuku Section, Lā'ie, Ko'olauloa, O'ahu, Hawai'i, Tax Map Keys: (1) 5-6-001:024-025, 045-047, 049, 051 and 053-65.

Delegate Authority to the Chairperson to Appoint Members to an Evaluation Committee and to Award and Execute a Long-Term Lease to the Selected Offeror.

And

Declare the Issuance of the RFP/RFQ Exempt from the Requirements of an Environmental Assessment under Chapter 343, HRS and Title 11, Chapter 200.1, Hawai'i Administrative Rules.

Amendments:

The board approved of staff recommendation to modify recommendation three (3) for the issuance of the lease from chairperson to authorize to the board.

04:27:56 **To Approve Staff Recommendation as Amended.**
MOTION (Char, Ono)

04:28:20 **PASSED**
VOTE 5 – Unanimous

04:28:30
ITEM E-2

Issuance of a Revocable Permit to Halau Nohona Hawai'i for the Operations and Management of the Banquet Hall and Facilities at He'eia State Park, He'eia, Ko'olaupoko, O'ahu, Hawai'i Tax Map Key no. (1)4-6-005:009 Portion.

And

Authorize the Issuance of a Right of Entry to Halau Nohona Hawai'i to Initiate what is Needed for Management of the Banquet Hall and Ancillary Facilities.

Amendments:

Authorize the issuance of a Revocable permit to Halau Nohona Hawai'i pursuant to the terms above which, by this reference, are incorporated herein, on a month-to-month basis. State Parks shall initiate a Request for Proposals (RFP) for a longer-term disposition within a recommended timeframe of six (6) months from the start date of the Revocable Permit (RP), and the RP will be terminated upon the awarding and start date of the successful RFP offeror.

05:34:59 **To Approve Staff Recommendation as Amended.**
MOTION (Chang, Ono)

05:35:10 **PASSED**
VOTE 5 – Unanimous

05:36:25
ITEM C-1

Set aside Tax Map Parcels (2) 2-1:006:076 and (2) 2-1:004:111 as part of the 'Āhihi Kina'u Natural Area Reserve, Maui.

05:37:22 **To Approve Staff Recommendation as Submitted.**
MOTION (Canto, Ono)

05:37:31 **PASSED**
VOTE 5 – Unanimous

05:37:47 The Board recessed for 5 minutes.

05:48:03 The Board returned from recess.

05:48:05
ITEM J-1

Denial of Petition for Contested Case Hearing filed on June 24, 2024, by John Fitzpatrick regarding Item J-7 on the June 14, 2024 Board Agenda, titled: Approve One of the Dispositions to Applicant, Secure Parking Hawaii LLC, for Vehicle Parking Management in the Designated Areas Located Within the

Maalaea Small Boat Harbor, Wailuku, Maui, Hawaii, Identified by Tax Map Keys: (2) 3-6-001:002 (por.) and (2) 3-8-014:028 (por.) as follows:

Option A: Direct Issuance of a Parking Concession to Secure Parking Hawaii LLC, Vehicle Parking Management in the Designated Areas Located Within the Maalaea Small Boat Harbor, Wailuku, Maui, Hawaii, Identified by Tax Map Keys: (2) 3-6-001:002 (por.) and (2) 3-8-014:028 (por.) and Extend the Current Revocable Permit from June 30, 2024, Until the Concession Contract Can Be Implemented.

OR

Option B: Continuation of Revocable Permit No. 125 to Secure Parking Hawaii LLC for Vehicle Parking Management in the Designated Areas Located Within the Maalaea Small Boat Harbor, Wailuku, Maui, Hawaii, through June 30, 2025. Identified by Tax Map Keys: (2) 3-6-001:002 (por.) and (2) 3-8-014:028 (por.)

And

Declare Project Exempt from Environmental Assessment Requirements of Chapter 343, HRS and Title 11, Chapter 200.1, Hawaii Administrative Rules.

06:03:40 **To deny staff's recommendation failed for lack of second.**
MOTION (Canto, Char)

06:04:54 **PASSED**
VOTE 5 – Unanimous

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

06:04:31 **Member Smith made a motion to go into Executive Session**

06:04:31 **Executive Session**
MOTION (Smith, Char)

06:04:54 **PASSED**
VOTE 5 – Unanimous

06:18:43 **The Board returned from Executive Session**

06:19:52 **Approve Staff Recommendation as Submitted**
MOTION (Canto, Ono)

06:20:29 **PASSED**

VOTE 5 – Unanimous

06:20:38

ITEM J-2

Denial of Petition for Contested Case Hearing filed on June 24, 2024, by Kate Thompson regarding Item J-7 on the June 14, 2024 Board Agenda, titled: Approve One of the Dispositions to Applicant, Secure Parking Hawaii LLC, for Vehicle Parking Management in the Designated Areas Located Within the Maalaea Small Boat Harbor, Wailuku, Maui, Hawaii, Identified by Tax Map Keys: (2) 3-6-001:002 (por.) and (2) 3-8-014:028 (por.) as follows:

Option A: Direct Issuance of a Parking Concession to Secure Parking Hawaii LLC, Vehicle Parking Management in the Designated Areas Located Within the Maalaea Small Boat Harbor, Wailuku, Maui, Hawaii, Identified by Tax Map Keys: (2) 3-6-001:002 (por.) and (2) 3-8-014:028 (por.) and Extend the Current Revocable Permit from June 30, 2024, Until the Concession Contract Can Be Implemented.

OR

Option B: Continuation of Revocable Permit No. 125 to Secure Parking Hawaii LLC for Vehicle Parking Management in the Designated Areas Located Within the Maalaea Small Boat Harbor, Wailuku, Maui, Hawaii, through June 30, 2025. Identified by Tax Map Keys: (2) 3-6-001:002 (por.) and (2) 3-8-014:028 (por.)

And

Declare Project Exempt from Environmental Assessment Requirements of Chapter 343, HRS and Title 11, Chapter 200.1, Hawaii Administrative Rules.

06:27:00 **Approve Staff Recommendation as Submitted**
MOTION (Canto, Ono)

06:27:28 **PASSED**
VOTE 5 – Unanimous

06:27:36

ITEM J-3

Issuance of a Revocable Permit to Secure Parking Hawaii LLC, for Management of Vehicular Parking in the Ala Wai Small Boat Harbor, Kalia, Waikiki, Honolulu, Oahu, Identified by Tax Map Keys: (1) 2-6-010:005 and :016.

And

Declare Project Exempt from Environmental Assessment Requirements of Chapter 343, HRS and Title 11, Chapter 200.1, Hawaii Administrative Rules.

06:40:54 **Approve Staff Recommendation as Submitted**

MOTION (Char, Ono)

06:41:13 **PASSED**
VOTE 5 – Unanimous

06:41:17
ITEM J-4

Cancellation of Revocable Permit No. 80 to Aliento Charters, Inc. and Request for Waiver of Requirement for Conducting Phase I Environmental Site Assessment upon Cancellation of Revocable Permit No. 80, for Covered Area Used for Storage and Recreation Purposes, Honokohau Small Boat Harbor, Kealakehe, Kona, Hawaii, Tax Map Key: (3) 7-4-008:003 (por.).

And

Issuance of a Revocable Permit to Pacific Blue Adventures, Inc. for Covered Area Used for Dock Storage and Access to Vessel Purposes at Honokohau Small Boat Harbor, Kealakehe, Kona, Hawaii, Tax Map Key: (3) 7-4-008:003 (por.).

And

Declare Project Exempt from Environmental Assessment Requirements of Chapter 343, HRS and Title 11, Chapter 200.1, Hawaii Administrative Rules.

06:47:21 **Approve Staff Recommendation as Submitted**
MOTION (Smith, Ono)

06:47:31 **PASSED**
VOTE 5 – Unanimous

04:47:38
ITEM J-5

Cancellation of Revocable Permit No. 147, Issued to Da So Fresh Express LLC, Effective December 31, 2024, situated at the Honokohau Small Boat Harbor, Kealakehe, Kona, Island of Hawai'i, Hawai'i, Tax Map Key: (3) 7-4-008:042 (por.)

06:50:58 **Approve Staff Recommendation as Submitted**
MOTION (Smith, Ono)

06:51:05 **PASSED**
VOTE 5 – Unanimous

06:51:12
ITEM J-6

Consent to Sublease Under Harbor Lease No. H-70-14, Keehi Marine, Inc. ("Keehi Marine"), Lessee, Honolulu Yacht Brokerage International LLC, a Hawaii Limited Liability Company, Sublessee, Ke'ehi Small Boat Harbor, Kalihi, Honolulu, Hawaii, Tax Map Key: (1) 1-2-023:030.

06:52:16 **Approve Staff Recommendation as Submitted**

*Board of Land and natural Resources Summary Meeting Minutes
January 10, 2025*

MOTION (Char, Smith)

06:52:36 **PASSED**
VOTE 5 – Unanimous

06:52:48 There being no further business, Chair Chang adjourned the meeting.

Respectfully Submitted:

Henny Saraswati

Henny Saraswati
Land Board Secretary

Approved for Submittal:



Dawn N.S. Chang, Chairperson
Board of Land and Natural Resources
Department of Land and Natural Resources