

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

DATE: THURSDAY, MARCH 11, 2010
TIME: 9:00 A.M.
PLACE: KALANIMOKU BUILDING
LAND BOARD CONFERENCE ROOM 132
1151 PUNCHBOWL STREET
HONOLULU, HAWAII 96813

A. MINUTES

1. January 8, 2010 Minutes
2. February 11, 2010 Minutes (TO BE DISTRIBUTED)

C. FORESTRY AND WILDLIFE

1. Information Briefing on Permitting Process for Conservation Stewardship Permits for Kapapa Islet Wildlife Sanctuary, Oahu
2. Request for Approval of Expenditure of Funds and Authorization to Negotiate and Sign Contracts to Implement Six Landowner Incentive Program Projects: 1) RFP LIP 10-1 for Construction of Watershed Forest Protection Fencing at Kahikinui, Maui to the Tri-Isle Resource Conservation and Development Council, Inc.; 2) RFP LIP 10-2 for Koa Forest Restoration, Leeward Haleakala, Maui to the Tri-Isle Resource Conservation and Development Council, Inc.; 3) RFP LIP 10-3 for North Kona Fencing and Habitat Restoration to the Hawaiian Silversword Foundation, Inc.; 4) RFP LIP10-4 Lower Peahinaia Ecosystem Protection to 'Oahu'Oahu Ko'olau, Inc.; 5) RFP LIP 10-5 Wainiha Preserve Ungulate Management to the Nature Conservancy of Hawaii; 6) RFP LIP 10-6 for Restoration of Hawaiian Dry Forests to the Hawaiian Silversword Foundation, Inc.;
3. Authorization of Funding for the Nature Conservancy for \$123, 531 during FY 11-16 for Kanepu'u Preserve Continued Enrollment in the Natural Area Partnership Program and Acceptance and Approval of the Kanepu'u Preserve Long Range Management Plan, TMK 4-9-02:01, Lanai
4. Amend Prior Board Action of August 14, 2009, Item H-1, Attachment C.1.1: "Camping Fees" for the Forest Reserve System

5. Request for Approval of a Memorandum of Agreement between Maui Land and Pineapple Company, Inc. and the State of Hawaii Department of Land and Natural Resources' Na Ala Hele Trails and Access Program for a Public Shoreline Access and Scenic Overlook at Mokuleia Bay, Honolua, Maui, Hawaii and to Defend and Indemnify the Landowner Pursuant to HRS Section 198D-7.5
6. Review and Approval of Project Recommendations for Funding from the Fiscal Year 2010 Legacy Land Conservation Program (Land Conservation Fund)
7. Authorization for the Chair to Develop and Execute a Memorandum of Understanding with the Waianae Mountains Watershed Partnership
8. Request for Approval of Habitat Conservation Plan, Accompanying Incidental Take License, and Implementing Agreement for Kahuku Wind Power
9. Request for Approval of Amendment to Habitat Conservation Plan and Incidental Take License, and Accompanying Memorandum of Agreement for Lanai Met Towers

D. LAND DIVISION

1. Amend Prior Board Action of October 28, 2005, Item D-2, Conveyance of State Land, Parcel 03 abutting Eastside of Poipu Road for Road Improvement Purposes to the County of Kauai, Koloa, Kauai, TMK: (4)2-6-04: 03.
2. Set Aside to Department of Transportation, Highways Division for Wailua Falls Loop Road, Wailua, Kawaihau, Kauai, Tax Map Key: (4) 4-2-1:portions of 5 and Kuamoo Road.
3. After-the-Fact Issuance of a Revocable Permit to Kapaa Poi Factory, Inc. for the Operation of a Poi Factory and Processing Facilities for Other Agricultural Products, Waipouli, Kawaihau, Kauai, Tax Map Key: (4) 4-4-04: 43.
4. Issuance of Revocable Permit to John Chiquita, Jr., Waiakea, South Hilo, Hawaii, Tax Map Key: 3rd/2-2-50:78.
5. Consent to Extension of Lease Term, General Lease No. S-4307, Geo'Co., Inc., Lessee, Waiakea, South Hilo, Hawaii, Tax Map Key:3rd/2-2-58:03.
6. Consent to Extension of Lease Term, General Lease No. S-4475 K.K. Ranch, Inc., Lessee, Parcels 7-A and 7-B, Government Land of Kalopa and Ka'ohē 3, Hamakua, Hawaii, Tax Map Key: 3rd/4-4-14:02, 03 & 11.
7. Re-Submittal Enforcement Action as to Steve's Ag Services, Ltd., Steve Baczkiewicz, Contract Milling, Wesley McGee, and Raymond McGee Involving Removal of Koa Timber Resources and Road Construction on State Unencumbered Lands, Alika and Papa 1st, South Kona, Hawaii, Tax Map Key: (3) 8-8-1:8.

8. Issuance of Revocable Permit to Beach Games Spectacular, Inc. dba BGS Incentive Activities for Sand Sculpture Contest at Wailea Beach, Maui, Tax Map Key: (2) 2-1-23:seaward of 7.
9. Issuance of Revocable Permit to MC&A, Inc. for Team Building Games and Beach Activities at Wailea Beach, Maui, Tax Map Key:(2) 2-1-023: seaward of 007.
10. Amend Prior Board Action of October 27, 2000, Item D-13, Grant of Term, Non-Exclusive Easement to Keith Scott Douglas and Bonnie May Douglas for Waterline Purposes, Makawao, Maui, TMK (2) 2-9-011:portion of 008.
11. Removal of Unauthorized Encroachments on State Beach Reserve Land by Ms. Barbara Harrison at Waiohuli-Keokea Beach Homesteads, Kihei, Maui, Tax Map Key:(2) 3-9-009:011.
12. Issuance of Revocable Permit to Hawaii Explosives & Pyrotechnics, Inc. for Aerial Fireworks Display, Honolua, Lahaina, Maui, Tax Map Key:(2) 4-2-004: seaward of 015.
13. Amend Prior Board Action of June 14, 2002, Agenda Item D-6, as Amended on July 26, 2002, Agenda Item D-4, Cancel Governor's Executive Order No. 3385 and Reset Aside to the Department of Land and Natural Resources, Division of Boating and Ocean Recreation, Together with the Mala Wharf Small Boat Launching Ramp Site, Adjacent Submerged Lands and Surface Waters, Alamihi and Moalii, Lahaina, Maui, TMK: (2) 4-5-04 and 4-5-05.
14. Sale of Remnant to HPL CO., LLC, Honolulu, Oahu, Tax Map Key: (1) 1-7-032:002 and Portion of Former Waipa Lane.
15. Sale of Concession by Sealed Bids for Beach Services at Duke Kahanamoku Beach, Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037:021.
16. Issuance of Revocable Permit to Hawaii Explosives and Pyrotechnics, Inc. for Aerial Fireworks Display at Duke Kahanamoku Beach, Waikiki, Honolulu, Oahu, Tax Map Key:(1) 2-3-037:021 portion.
17. Amend Prior Board Action of October 26, 2007, (Agenda Item D-7), Cancellation of Easement "A" of Land Office Deed No. 28135 to Hawaiian Electric Company, Inc. and Grant of Perpetual, Non-Exclusive Easement to Hawaiian Electric Company, Inc. and Hawaiian Telcom, Inc. for Access and Utility Purposes, Waimanalo, Koolaupoko, Oahu, Tax Map Key:(1) 4-1-035:013 (Portion).
18. Sale of Reclaimed Land to Gwenette Higa; Rescind Prior Board Action of August 12, 2005, Item D-15, Kaneohe, Koolaupoko, Oahu, Tax Map Key: (1) 4-5-007:seaward of 023.

19. Rescind Prior Board Action of August 28, 2009, (Agenda Item D-22), Sale of Remnant to Dana K. Lum Revocable Living Trust, Brenda M.H. Blake, Wanda L. Hanson and Lana L.L.K. Min: Kaneohe, Koolaupoko, Oahu, Tax Map Key:(1) 4-5-038:013.
20. Amend Prior Board Action of October 9, 2009, Item D-11, Mutual Cancellation of General Lease No. 5382; Issuance of Direct Lease to Waianae District Comprehensive Health and Hospital Board, Incorporated for Health Care and Medical Facilities Purposes, Lualualei, Waianae, Oahu, Tax Map Key: (1) 8-6-1:3.

E. STATE PARKS

1. Permission to Enter Memorandum of Agreement between the Department of Land and Natural Resources and the Department of the Army, United States of America for Water System at Mauna Kea State Recreation Area, Hawaii
2. Request Approval to Increase Commercial Kayak Landing Fees at Wailua River State Park on the Island of Kaua'i

F. AQUATIC RESOURCES

1. Request for Approval to Add Federal Funding (\$330,000) and Extend through FY11 DLNR/University of Hawaii (UH) Contract No. 47471 for the Project Titled Hawaii Fish Aggregating Device (FAD) System
2. Request for Approval to Add Federal Funding (\$365,250) and Extend through FY11 DLNR/University of Hawaii (UH) Contract No. 55137 for the Project Titled Evaluating the Effectiveness of Restricted Fishing Areas for Improving the Bottomfish Fishery
3. Request for Approval to Add Federal Funding (\$52,000) and Extend through FY11 BLNR/RCUH Contract No. 52851 for the Division of Aquatic Resources' Ulua Tagging Project
4. Request for Approval to Add Funding (\$674,414: \$546,209 Federal Funds, \$128,205 Special Funds) and Extend through FY11 BLNR/RCUH Contract No. 48518 for the Division of Aquatic Resources' Hawaii Marine Recreational Fishing Survey Project
5. Request for Approval to Add Federal Funding (\$468,000) and Extend through FY11 BLNR/RCUH Contract No. 51059 for the Division of Aquatic Resources' Stream/Estuarine Fisheries Studies Project
6. Request for Approval to Add Federal Funding (\$350,000) and Extend through FY11 BLNR/RCUH Contract No. 58627 for the Division of Aquatic Resources' Maui/Oahu Marine Resources Assessment Project

7. Request for Authorization and Approval to Issue a Papahānaumokuākea Marine National Monument Conservation and Management Permit to Frank Parrish and Alecia Van Atta, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, for Access to State Waters to Conduct Shark Monitoring and Removal Activities.
8. Request for Approval of Special Activity Permit 2010-58 for Mr. Ross M. Brown of Trout Unlimited and Designated Assistants

J. BOATING AND OCEAN RECREATION

1. Approval for Extension of Contract No. 58038 Buoy Maintenance and Repair Services for Ocean Waters, Island of Oahu
2. Cancellation of Revocable Permit No. B-05-06 to Kona Blue Water Farms, LLC, and Issuance of a Revocable Permit to Keahole Point Fish LLC, a Delaware Limited Liability Company, Located within Honokohau Small Boat Harbor, Kelakehe, Honokohau, North Kona, Hawaii, TMK: (3) 7-4-08:003 (por.)
3. Denial of Request for a Contested Case Hearings by Mark Meyer
4. Consent to Sublease for Harbor Lease No. H-83-2, Kona Marine Holdings, LLC, a Delaware Limited Liability Company, Lessee, Honokohau Small Boat Harbor, Kealakehe, North Kona, Island of Hawaii, Tax Map Key (3) 7-4-008-040.
5. Reissuance of a Revocable Permit to Hawaiian Island Paddlesport Association, a Domestic Non-Profit Corporation, Located within Honokohau Small Boat Harbor, Kealakehe, Honokohau, North Kona, Hawaii, TMK: (3) 7-4-08:003 (por.)

K. OFFICE OF CONSERVATION AND COASTAL LANDS

1. Conservation District Use Application (CDUA) HA-3532 Consolidation and Subdivision of Land by the University of Hawaii at Hilo for the Kalakaua Marine Education Center Located at Puako, Lalamilo, Island of Hawaii, TMKs: (3) 6-6-002:031 and (3) 6-9-001:001
2. Request for Public Hearing and Small Business Impact Determination: Petition to Amend Title 13, Chapter 5, Hawaii Administrative Rules (13-5, HAR) to Redesignate Land that Lies Within the Conservation District Limited Subzone into the Resource Subzone by Mr. & Mrs. James Case Located at Makiki, Honolulu, Island of Oahu, TMK: (1) 2-5-018:021
3. Enforcement Case KA-08-06 Regarding Alleged Unauthorized Landscaping (Trail Construction) by Justin and Michele Hughes, a.k.a. Secret Beach Properties, at Kauapea, Hanalei District, Kauai, TMK (4) 5-2-005:036

M. OTHER

1. Issuance of a Revocable Permit to Fourth Mate Productions, Inc. at Kalaeloa Barbers Point Harbor, Oahu

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 ASSISTANCE OR ACCOMMODATIONS ARE ASKED TO CONTACT THE CHAIRPERSON'S OFFICE AT (808) 587-0400 AT LEAST THREE DAYS IN ADVANCE OF THE MEETING.