

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

DATE: THURSDAY, JUNE 23, 2011
TIME: 9:00 A.M.
PLACE: KALANIMOKU BUILDING
LAND BOARD CONFERENCE ROOM 132
1151 PUNCHBOWL STREET
HONOLULU, HAWAII 96813

A. MINUTES

1. April 21, 2011
2. May 13, 2011 – To be distributed.
3. May 27, 2011 – To be distributed.
4. June 9, 2011 – To be distributed.

D. LAND DIVISION

1. Set Aside to Department of Land and Natural Resources, Division of Forestry and Wildlife for Addition to the Wailua Game Management Area, Kawaihau, Kauai, Tax Map Key: (4) 4-6-3:1
2. Grant of Sixteen (16) Perpetual, Non-Exclusive Easements to the Department of Defense for Emergency Civil Defense Warning Siren Purposes; Immediate Construction Right-of-Entry at Puna, South Hilo, Hamakua, North Kohala, South Kohala, North Kona, South Kona and Kau, Hawaii; Tax Map Keys: 3rd/ 1-6-03:110, 1-9-03:17, 2-2-56:26, 2-4-01:161, 2-4-35:04, 2-5-40:12, 2-8-06:12, 2-8-14:01, 4-5-03:20, 4-8-06:10, 5-6-01:37, 5-7-03:13, 6-9-01:17, 7-4-19:44, 8-9-04:08 & 9-6-05:08
3. Consent to Assign and Consent to Change the Character of Use, General Lease No. S-3606, Hilo Kala, Inc., Assignor, to The Food Basket Inc., Assignee, Waiakea, South Hilo, Hawaii, Tax Map Key:3rd/2-2-50:96
4. Forfeiture of General Lease No. S-5357, Richard Leopoldino, Lessee, Waiakea, South Hilo, Tax Map Key:3rd/2-4-07:36

5. Amend Prior Board Action of May 13, 2011, Item D-3, Amendment of State Water Lease No. S-3853 to the United States of America for the Hopukani, Waihu and Liloe Springs, Kaohe & Kaohe IV, Hamakua, Island of Hawaii, Tax Map Keys: 3rd/ 4-4-15:01 (por.) & 09 (por.)
6. Amendment of Easement No. S-3853a to the United States of America for Water Pipeline and Appurtenant Equipment Purposes, Kaohe & Kaohe IV, Hamakua, Island of Hawaii, Tax Map Keys: 3rd/ 4-4-15:01 (por.) & 09 (por.), & 4-4-16:03 (por.) & 06 (por.)
7. Issuance of Direct Lease to Boteilho Hawaii Enterprises, Inc. for Dairy Purposes, Opihipau-Hukiaa, Kokoiki, North Kohala, Hawaii, Tax Map Key: 3rd/ 5-5-003: 004, 005 & 006, 5-5-005: 001, and 5-5-006: 002, 003, 004 & 015.
8. Acceptance of Department of Transportation's (DOT) Grant of Limited Vehicle Access Rights onto the Queen Kaahumanu Highway, Relating to Issuance of Grant of Perpetual, Non-Exclusive Easement (LODS-28,998) to Kona Residence Trust for Access and Utility Purposes at Puuanahulu, North Kona, Hawaii, Tax Map Key: (3) 7-1-003: portion of 002.
9. 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.
10. Set Aside to Department of Agriculture for Agricultural Purposes, Waimanalo, Oahu, Tax Map Key: (1) 4-1-9:269

E. STATE PARKS

1. Sale of Three (3) Concession Leases by Means of a Sealed Bid Auction for Business and/or Commercial Purposes, Wailua River State Park, Wailua, Kauai, Tax Map Key : (4) 3-9-004:010

F. AQUATIC RESOURCES

1. Request for Approval of Special Activity Permit 2011-77 for Mr. Levi Lewis, Scripps Institution of Oceanography, for Temporary Take and Return of Urchins within the Kahekili Herbivore Fisheries Management Area, Maui
2. Request for Approval of Special Activity Permit 2011-90 for Mr. Levi Lewis, Scripps Institution of Oceanography, for Research on Water Quality Effects on Coral Colonization and Accretion within the Kahekili Herbivore Fisheries Management Area and Seven Other Sites off Maui

H. ADMINISTRATION

1. Non-Action Item Open Discussion by Board Members about Issues, Policies, etc. affecting the Department of Land and Natural Resources (DLNR) or Board of Land and Natural Resources (BLNR)

J. BOATING AND OCEAN RECREATION

1. Request for Approval to Amend Hawaii Administrative Rules by Adopting a New Section 13-256-73.1, "Ahu O Laka Safety Zone," through Emergency Rulemaking Procedures. The Proposed New Section Identifies a Safety Zone Around Ahu O Laka (Kāne'ohē Sandbar) Subject to Restrictions on Weekends and State Holidays. The Safety Zone Prohibits Possession of Alcohol, Prohibits Disorderly Conduct, and Prohibits a Person Under the Influence of Alcohol, Narcotics, or Drugs from Remaining In or Entering the Safety Zone. ~~[The New Section also Regulates the Operation, Anchoring or Landing of Motorized Vessels and Vessels Over 12 Feet in Total Length Within the Safety Zone.]~~ ***SUBMITTAL TO BE DISTRIBUTED.***

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.

K. CONSERVATION AND COASTAL LANDS

1. Conservation District Use Application (CDUA) OA-3583 for Modifications to the Round Top Radio Facility, Including Consolidation and Resubdivision, by the Department of Accounting and General Services at the Puu Ualakaa State Wayside, Makiki, Honolulu, Oahu, TMK (1) 2-5-019:003
2. Decision-Making on Standing for a Contested Case Request by E. Kalani Flores on behalf of Mooninanea Regarding Conservation District Use Permit (CDUP) HA-3568 for the Thirty Meter Telescope, by the University of Hawaii at Hilo, at the Mauna Kea Science Reserve, Kaohe Mauka, Hamakua, Hawaii, TMK (3) 4-4-015:009
3. Conservation District Use Application (CDUA) OA-3579 for the Honolulu Sea Water Air Conditioning (SWAC) Project, by Honolulu Seawater Air Conditioning, LLC. Located on Submerged Land, Makai of Kakaako Waterfront Park, Island of Oahu, Offshore of Plat (1) 2-1-060: and Channel D of Keehi Lagoon, Island of Oahu

L. ENGINEERING

1. Certification of Election of East Kauai Soil and Water Conservation District Director
2. Certification of Election and Appointment of West Oahu Soil and Water Conservation District Directors
3. Certification of Election and Appointment of South Oahu Soil and Water Conservation district Directors

4. Application for a DLNR DAM Safety Construction/Alteration Permit, Permit No. 54-Paauilo Reservoir (HA-0131), DAM Repair, Paauilo, Hawaii

M. OTHER

1. Lease of Federal Property for Mokapu Elementary School at Marine Corp Base Hawaii, Kaneohe, Oahu; Lease No. N6247811RP00024, Tax Map Key: (1) 4-4-009:007

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.

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