

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

February 22, 2008

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

PSF No.: 07od-202

OAHU

Issuance of Right-of-Entry Permit to Department of Transportation on Lands
Encumbered by Revocable Permit No.6392, Waimanalo, Koolaupoko, Oahu, Tax
Map Key: (1) 4-1-009:262 portion.

APPLICANT:

Department of Transportation, c/o Highways Division, Kamokila Boulevard, Room 601,
Kapolei, Hawaii 96707.

LEGAL REFERENCE:

Sections 171-55, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands situated at Waimanalo, Koolaupoko, Oahu, identified by
Tax Map Key: (1) 4-1-009:262 portion, as shown on the attached map labeled Exhibit A.

AREA:

Undetermined. See Exhibit B.

ZONING:

State Land Use District: Urban
City & County of Honolulu LUO: AG-1

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: YES _____ NO
 X

CURRENT USE STATUS:

Encumbered by Revocable Permit S-6392, Waimanalo Polo Club, Permittee, for polo field and related activities purposes.

CHARACTER OF USE:

Determination of wetland boundary survey purposes.

TERM OF RIGHT-OF-ENTRY:

Two months.

CONSIDERATION:

Gratis.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with the "Division of Land Management's Environmental Impact Statement Exemption List", approved by the Environmental Council and dated April 28, 1986, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 5, Item No. 1 that states "Permission to enter State lands for the purpose of basic data collection, research, experimental management and resources evaluation activities such as archaeological survey, topographic survey, test borings for soil test, ground cover survey inspection of property for appraisal and development feasibility study purposes."

DCCA VERIFICATION:

Not applicable. Government agency.

APPLICANT REQUIREMENTS:

None

REMARKS:

Pursuant to the replacement of Inoaole Stream bridge by Department of Transportation (DOT), the U.S. Army Corps of Engineers (ACOE) has taken jurisdiction of Inoaole Stream and associated wetlands in the project area. As part of the ACOE permit process, boundaries of the wetlands must be delineated by DOT, and validated by ACOE.

DOT requested the access to the wetland land are, as shown on Exhibit B, for a period of two months. The borders of the wetland will be staked out during the two-month period. DOT has obtained Waimanalo Polo Club's written concurrence to the subject request.

Commission on Water Resource Management and the County's Department of Planning and Permitting indicated that they have no objections to the request. The following agencies failed to provide response before the suspense date:

Department of Health
Department of Hawaiian Home Lands
Division of Aquatic Resources
State Historic Preservation Division
County's Department of Facility Maintenance
Board of Water Supply
Office of Hawaiian Affairs

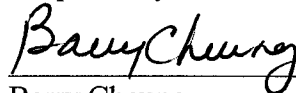
The subject request is a government project. Therefore, staff recommends the right-of-entry be issued at gratis, and authorize the Chairperson to issue right-of-entry to extend the term of right-of-entry for good cause, e.g. weather. There are no other pertinent issues or concerns

RECOMMENDATION:

That the Board, authorize the issuance of a right-of-entry permit to Department of Transportation covering the subject area under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:

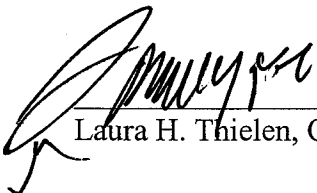
1. The standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time;
2. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
3. Authorize the Chairperson to issue future right-of-entries to the Applicant in relation to its Determination of wetland boundary survey purposes.

Respectfully Submitted,



Barry Cheung
District Land Agent

APPROVED FOR SUBMITTAL:



Laura H. Thielen, Chairperson



