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

July 8, 2011

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

PSF No. 11OD-081

Oahu

Issuance of Revocable Permit to Na Wahine O Ke Kai for a Canoe Race Event to be held on September 25, 2011, at Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037:portions of 021.

APPLICANT:

Na Wahine O Ke Kai (NWOKK), a domestic non-profit corporation

LEGAL REFERENCE:

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

LOCATION:

Portion of Government lands of Waikiki, Honolulu, Oahu, identified as Tax Map Key: (1) 2-3-037: portions of 021, as shown on the attached Exhibit 1.

AREA:

8,200 square feet, more or less

ZONING:

State Land Use District: Conservation

TRUST LAND STATUS:

Section 5(a) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: No

CURRENT USE STATUS:

The requested beach areas are unencumbered

CHARACTER OF USE:

Canoe Race Event

TERM:

From 6 a.m. to 6 p.m. on September 25, 2011

RENTAL:

$820.00 (One time payment based on 10¢ per square feet per day.)

COLLATERAL SECURITY DEPOSIT:

None

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1) and (4) and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation.", as included in Exhibit 2.

DCCA VERIFICATION:

Place of business registration confirmed:	YES x	NO __
Registered business name confirmed:	YES x	NO __
Applicant in good standing confirmed:	YES x	NO __

REMARKS:

Pursuant to the authority delegated by the Board on September 28, 2001 (D-4), right-of-entry permits were issued for beach activities in the past.

After discussions with the applicant expressing staff's concerns regarding non-commercial types of activities on the beach, staff brings this request to the Board for disposition purposes. Issuance of a revocable permit for the one-day canoe race event would serve the applicant's needs.

The NWOKK long distance canoe race event consists of approximately forty-two (42) nautical miles beginning at Hale-O-Lono Harbor on the island of Molokai, terminating offshore from Duke Kahanamoku Beach in Waikiki, located on the island of Oahu. The canoe race is scheduled for Sunday, September 25, 2011, starting at 7 A.M. and is anticipated to conclude four to seven hours later in Waikiki.

Set-up upon the Duke Kahanamoku Beach for the day's event is scheduled to begin at 6 A.M. and a teardown is scheduled for 6 P.M. later that same day. For purposes of concluding the day's event, NWOKK requests that the Board approve of a revocable permit for its use over designated areas of the beach.

Included in Exhibit 3, is a map furnished by the applicant describing the following requested beach permit areas:

Area 1 is a beach area situated within close proximity to the parking lot of the Ala Wai Boat Harbor intended for use as a canoe landing, unloading and exiting area.

Area 2 is proposed to be utilized for a tented awards-giving area.

Area 3 is intended for VIP use and to house video production equipment.

Area 4 is intended for use as a tented exhibitors area to display materials associated with the sport of canoe racing and the Hawaiian culture. No commercial types of activities are allowed there.

Area 5 is the tented beach area located on the ewa side of the Hilton Hawaiian Village Pier walkway. This area is intended for use as a greeting and welcoming area for the fastest canoe race finishers.

Flags representing the various countries participating in the canoe race event are proposed for placement along the pier's walkway and the awards-giving tented areas.

As each canoe finishes the race, their accompanying escort boat will proceed to the Hilton Hawaiian Village Pier (HHVP), currently encumbered under Revocable Permit No. 7566, to enable the unloading of the supporting canoe paddle members and exit. Permit No. 7566 requires a $1.50 toll per paying customer. Staff understands HHV is not charging any supporting canoe paddle members for using the pier. Therefore, staff does not believe HHV needs to pay the State the $1.50 toll per supporting canoe member.

No requests were routed to government and/or community agencies for comments since there are currently no outstanding issues associated with this request.

Staff has no objections to the subject request.

Applicant has not had a lease, permit, easement or other disposition of State lands terminated within the past five years due to non-compliance with such terms and conditions.

RECOMMENDATION: That the Board

1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.

2. Authorize the issuance of a revocable permit to Na Wahine O Ke Kai for the purpose of covering the subject area for a canoe race event under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:

a. The standard terms and conditions of the most current revocable permit form, as may be amended from time to time;

b. Review and approval by the Department of the Attorney General; and

c. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

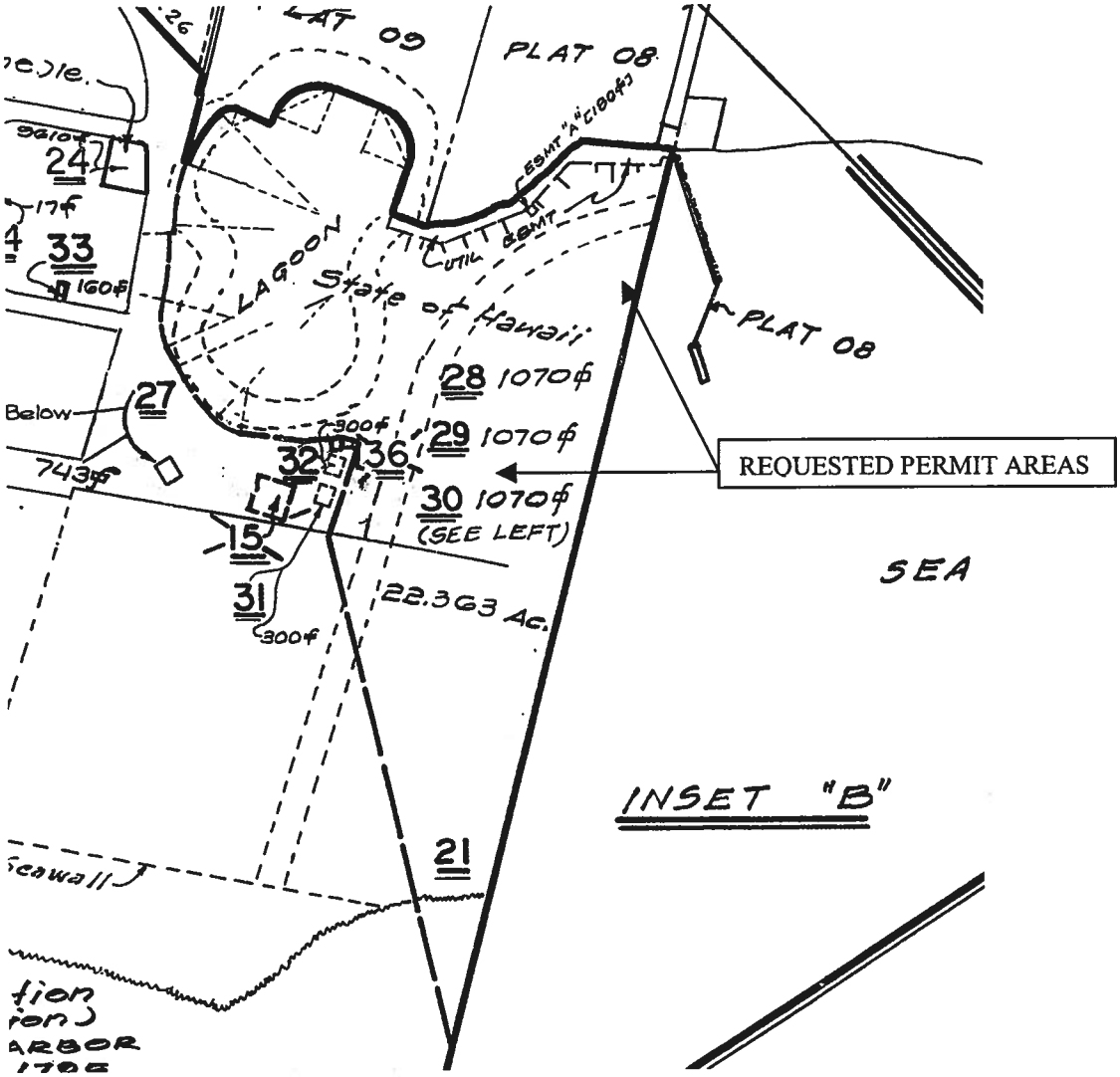
Respectfully Submitted,

Timmy Chee

Timmy Chee
Land Agent

APPROVED FOR SUBMITTAL:

William J. Aila Jr., Chairperson



TAX MAP KEY: (1) 2-3-037: PORTIONS OF 21

EXHIBIT 1

EXEMPTION NOTIFICATION

regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200, HAR

Project Title:	Issuance of a One-Day Revocable Permit to Na Wahine O Ke Kai for a Long Distance Canoe Race Event
Project / Reference No.:	PSF 11OD-081
Project Location:	Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037: portions of: 021.
Project Description:	Canoe Race Event
Chap. 343 Trigger(s):	Use of State Land
Exemption Class No.:	In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1) and (4) and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Class No. 4, that states "Minor alteration in the conditions of land, water, or vegetation." This Division has permitted similar events in the past. The proposed activity is of a similar type and scope of beach activities that periodically occurred and continues to occur on this and other beach areas across the State. Such activities have resulted in no known significant impacts, whether immediate or cumulative, to the natural, environmental and/or cultural resources in the area. As such, staff believes that the proposed event would involve negligible or no expansion or change in use of the subject area beyond that previously existing.
Consulted Parties	Not applicable

EXHIBIT 2

Recommendation: That the Board find this project will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.

William J. Aila Jr., Chairperson

6/28/11

Date

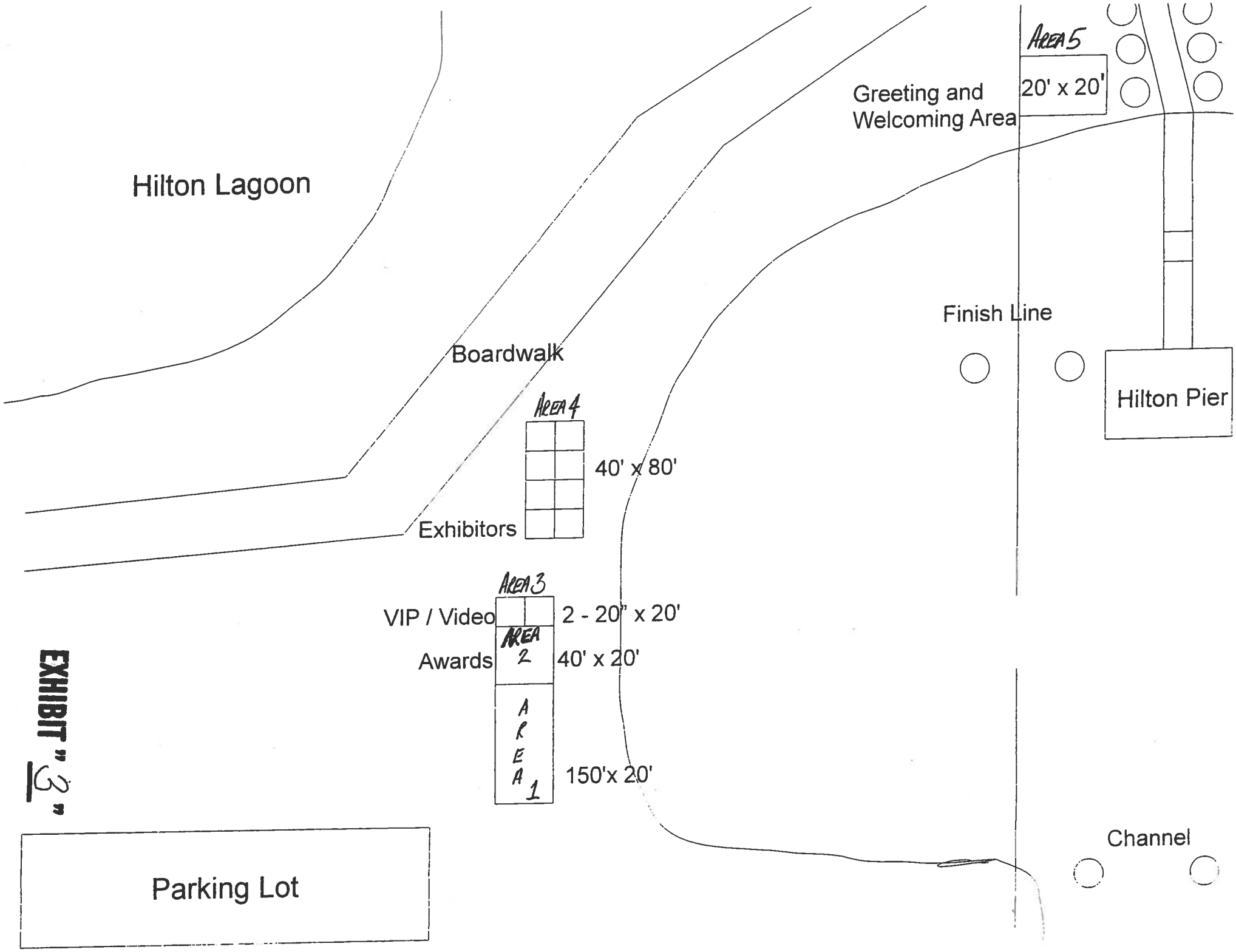

Hilton Lagoon
Boardwalk
AREA 5
Greeting and
Welcoming Area
20' x 20'
Finish Line
Hilton Pier
AREA 4
40' x 80'
Exhibitors
AREA 3
VIP / Video
2 - 20" x 20'
AREA 2
Awards
40' x 20'
AREA 1
150'x 20'
Channel
Parking Lot

EXHIBIT "3"