

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

May 25, 2012

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

PSF No. 12OD-064

Oahu

Issuance of a Right-of- Entry Permit to Oahu Hawaiian Canoe Racing Association and the Lanikai Canoe Club for the Duke Kahanamoku Long Distance Canoe Race Event to be held on August 19, 2012, at Waikiki, Honolulu, Oahu, Tax Map Key: (1) 2-3-037:portions of 021.

APPLICANT:

Oahu Hawaiian Canoe Racing Association, a domestic nonprofit corporation

Lanikai Canoe Club, a domestic nonprofit 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: portion of 021, as shown on the attached Exhibit 1.

AREA

- 1. Tented Area: 1,200 square feet
- 2. Canoe/Trailer Exit Area: 3,000 square feet
- Total Area: 4,200 square feet

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:

Requested area is unencumbered

CHARACTER OF USE:

Duke Kahanamoku Long Distance Canoe Race Event

TERM:

From 6 A.M. to 6 P.M. on August 19, 2012

RENTAL:

\$420.00 (One time payment based on 10¢ per square foot per day.)

COLLATERAL SECURITY DEPOSIT:

None

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rule Section 11-200-8(a)(1)(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:

Oahu Hawaiian Canoe Racing Association (OHCRA) and the Lanikai Canoe Club (LCC) are requesting to conduct beach activities on State owned lands to finalize a canoe race event.

The Duke Kahanamoku Long Distance Canoe Race event consists of approximately twenty-seven (27) nautical miles beginning at Kailua Beach and will terminate offshore from Duke Kahanamoku Beach, in Waikiki. The race is scheduled for Sunday, August 19, 2012, starting at 9 A.M., and it is estimated to conclude three to four hours thereafter. The beach

activities will follow the race.

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.

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, the Applicant requests that the Board approve of a right-of-entry permit for its use over designated areas of the beach.

For Board approval purposes of this request, the subject right-of-entry permit includes Beach Areas: 1 and 3, only. See Exhibit 3.

Beach Area 1 will be the tented area located within close proximity to the parking lot of the Ala Wai Boat Harbor. This area will be utilized for: Awards Giving, Staging, Hospitality and Web casting purposes of the event. No commercial types of activities are allowed there.

Beach Area 3 is the canoe exit area fronting the parking lot of the Ala Wai Boat Harbor. The purpose for using this exit area is to land and de-rig the canoes in preparation for their transport onto trailers.

As each canoe finishes the race, their accompanying escort boat will proceed to the Hilton Hawaiian Village Pier, currently encumbered under Revocable Permit No. 7566, to allow for the unloading and exiting of the support crew members. Revocable Permit No. 7566 requires a \$1.50 toll per paying customer. Staff understands Hilton Hawaiian Village Hotel (HHVH) is not charging support crew members for using the pier. Therefore, staff does not believe that HHVH needs to pay the State the \$1.50 toll per paying customer.

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.

Staff now brings the subject request to the Board for its approval.

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 right-of-entry permit to Oahu Hawaiian Canoe Racing Association and the Lanikai Canoe Club covering the subject area for the Duke Kahanamoku Long Distance 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 right-of-entry form, as may be amended from time to time; and
 - b. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,

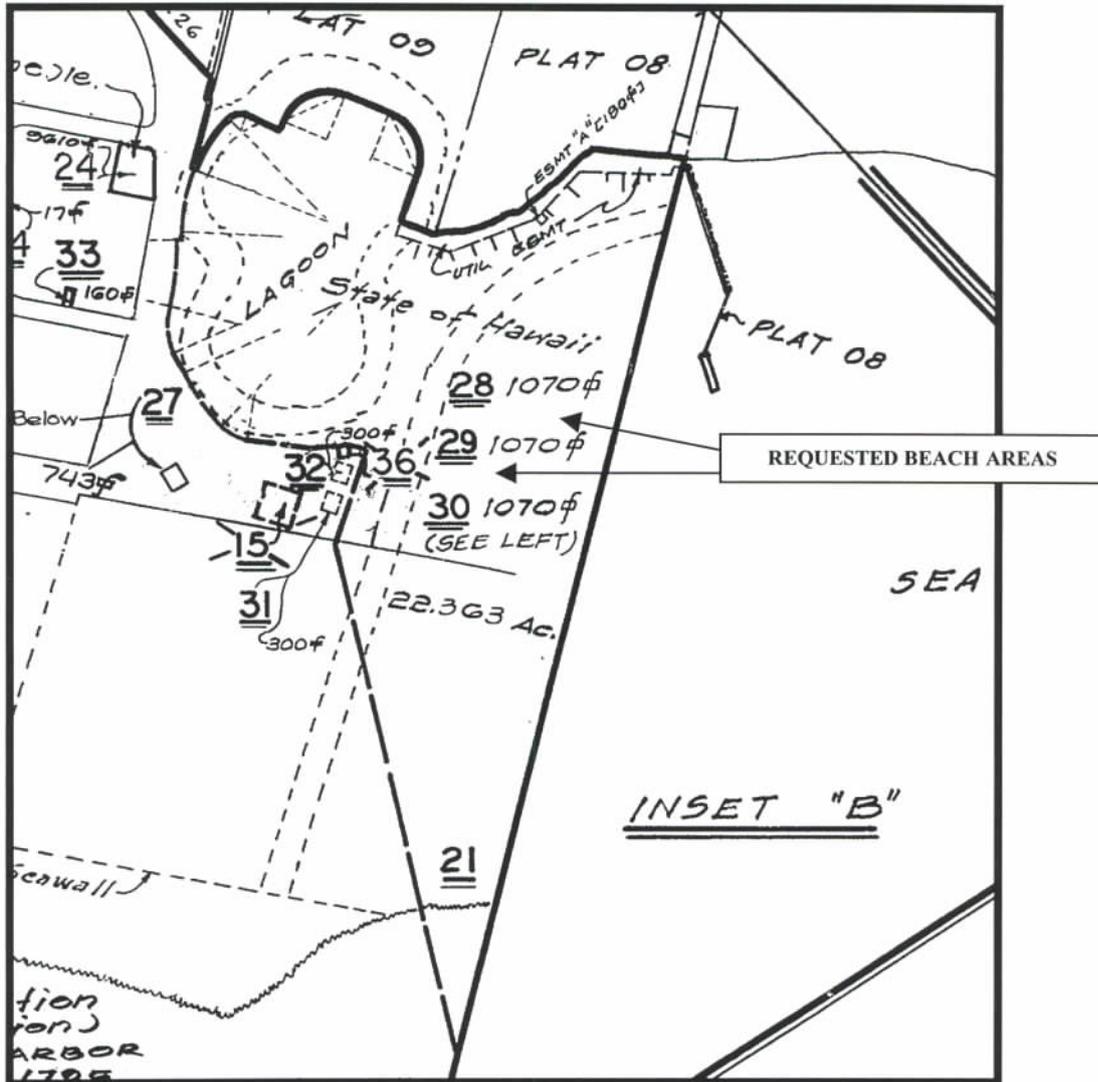


Timmy Chee
Land Agent

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 Right-of-Entry Permit to Oahu Hawaiian Canoe Racing Association and Lanikai Canoe Club for the Duke Kahanamoku Canoe Race Event

Project / Reference No.: PSF 12OD-064

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



Date

Hilton Lagoon

Boardwalk

PARKING LOT
Heli-Pad Area

#1

#3

Duke Kahanamoku Race: 8/19/12

Finish Line

#2

EXHIBIT "3"

- 1 - 60' x 20': Awards / Staging / Hospitality / Webcast
- 2 - Hilton Pier: Officials / Offloading
- 3 - 100' x 30': Canoe / Trailer Exit Area to Parking

Uncle Nappy's Canoe Site
Sea Wall