

DAVID Y. IGE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

May 18, 2015

SUZANNE D. CASE  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

KEKOA KALUHIWA  
FIRST DEPUTY

W. ROY HARDY  
ACTING DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**E-MAIL**

David Frankel  
Native Hawaiian Legal Corporation  
[david.frankel@nhlchi.org](mailto:david.frankel@nhlchi.org)

Re: Comments on Proposed DLNR Exemption List

Dear Mr. Frankel:

Thank you for your comments dated April 9, 2015 on the Proposed DLNR Exemption List. The Department appreciates your participation in the public review process and has the following responses to your specific comment requesting the deletion of Exemption Class 1, #48 (Subdivision or consolidation of lots not previously subdivided).

The Department believes that subdivision/consolidation should remain an exempt action under Class 1, as it involves operation/management of land. Similar language is part of the existing exemption lists of both DOBOR and State Parks, and the exemption covers an action that may be used by the Department to facilitate future management (e.g., if a newly acquired parcel has unique native habitat and recreational value in different areas, the Department may subdivide the parcel to create separate TMKs that identify the portion to be managed as a reserve by DOFAW and the portion to be managed as a park by State Parks; or the Department may subdivide a leased parcel to create an access corridor across the parcel to a forest reserve or the shoreline). Therefore, no change to this exemption is proposed.

The Department will continue to discuss the proposed exemption list with the Environmental Council; further changes may be made before the Council concurs on a final list. Again, thank you for your participation in the public review process.

Sincerely,

A handwritten signature in blue ink, appearing to read "Suzanne Case".

Suzanne Case  
Chairperson, DLNR

cc: OEQC