

AGENDA
BOARD OF AGRICULTURE MEETING

Date: March 23, 2021
Time: 9:00 a.m.
Place: Virtual Videoconference Meeting – Zoom Webinar (use link below)
<https://zoom.us/j/99460134093>

Or iPhone one-tap :
US: +12532158782,,99460134093# or +13462487799,,99460134093#

Or Telephone:
Dial(for higher quality, dial a number based on your current location):
US: +1 253 215 8782 or +1 346 248 7799 or +1 669 900 6833 or +1 301 715 8592 or +1 312 626 6799 or +1 929 205 6099

Webinar ID: **994 6013 4093**
International numbers available: <https://zoom.us/u/adjwTUqAmP>

In light of the COVID-19 pandemic, protecting the health and safety of the community is of utmost concern. Members of the public may submit written testimony via e-mail to: HDOA.BOARD.TESTIMONY@HAWAII.GOV, via postal mail to the BOA Chairperson's Office at 1428 S. King Street, Honolulu, HI 96814-2512; or via fax to the BOA Chairperson at (808)973-9613. Please include the word "testimony" and the subject matter following the address line. All written testimony should be received no later than 4:30 pm on Monday, March 22, 2021.

Copies of the Board Packet will be available for on-line review at: <http://hdoa.hawaii.gov/meetings-reports/>.

INTERNET ACCESS:

*To view the meeting and provide live oral testimony during the meeting, please use the above link. You will be asked to enter your name in order to access the meeting as an attendee. The Board requests that you enter your full name, but you may use a pseudonym or other identifier if you wish to remain anonymous. You will also be asked for an email address. You may fill in this field with any entry in an email format, e.g., *****@***mail.com.*

As an attendee, your microphone will be automatically muted during the meeting unless you are providing testimony. For each agenda item you wish to testify on, please click the Raise Hand button found on your Zoom screen. Board staff will individually enable each testifier to unmute their microphone. When recognized by the Chair, please unmute your microphone before speaking and mute your microphone after you finish speaking in order to prevent audio feedback. When testifying, you will be asked to identify yourself and the organization, if any, that you represent. Each testifier will be limited to two minutes of testimony per agenda item.

PHONE ACCESS:

If you cannot get internet access, you may get audio-only access by calling the Zoom Phone Number listed at the top on the agenda.

Upon dialing the number, you will be prompted to enter the Meeting ID which is also listed at the top of the agenda. After entering the Meeting ID, you will be asked to either enter your panelist number or wait to be admitted into the meeting. You will not have a panelist number. So, please wait until you are admitted into the meeting.

When the Chairperson asks for public testimony, you may indicate you want to testify by entering "#" and then "9" on your phone's keypad. After entering "#" and then "9", a voice prompt will let you know that the host of the meeting has been notified. When recognized by the Chairperson, you may unmute yourself by pressing "#" and then "6" on your phone. A voice prompt will let you know that you are unmuted. Once you are finished speaking, please enter "#" and then "6" again to mute yourself.

For both internet and phone access, when testifying, you will be asked To identify yourself and the organization, if any, that you represent. Each testifier will be limited to five minutes of testimony per agenda item.

- I. CALL TO ORDER
- II. APPROVAL OF MINUTES FROM 1/26/21 MEETING
- III. INTRODUCTIONS
- IV. COMMUNICATIONS FROM DIVISIONS AND ADMINISTRATION

- A. AGRICULTURAL LOAN DIVISION

- 1. Request for Approval of One (1) Emergency Loan to Bradley F. Smith and Amy Arnett-Smith.

- B. AGRICULTURAL RESOURCE MANAGEMENT DIVISION

- 1. Request for Consent to Assignment of General Lease No. S-6014; Dana Daody Kiat-A Nan, Lessee/Assignor, to KLK Farm, LLC, Assignee, TMK: 1st Div/5-6-006:042, Lot No. 14, Kahuku Agricultural Park, Koolauloa, Kahuku, Island of Oahu
 - 2. Request for Consent to Assignment of General Lease No. S-4753; Philip J. Ito and Carole K. Ito, Lessee/Assignor; Keith K. Kuroiwa, Assignee; TMK: 3rd Div/2-2-056:032, Lot No. 06, Panaewa Agricultural Park, Waiakea, South Hilo, Island of Hawaii
 - 3. Request for Approval to Sublease Between the Hamakua Agricultural Cooperative, Lessee/Sublessor, and Joshua Yang, Sublessee; General Lease No. S-7011, TMK: 3rd Div/4-3-005:018(por) Lot W10, Hamakua Pohakuhaku and Kemau 1st, Hamakua, Island of Hawaii
 - 4. Request for Consent to Assignment of General Lease No. S-5643; Thomas Paul Callaghan, Lessee/Assignor, to Keiki O Ka 'Aina Farms, Inc., Assignee; TMK: 1st Div/4-1-018:051, Koolaupoko, Waimanalo, Island of Oahu
 - 5. Request for (1) Consent to Assignment of General Lease No. S-5380; Thomas Aki, Lessee/Assignor, to Hala Toa Mui Farms LLC, Assignee; and (2) Conversion of General Lease No. S-5380; TMK: 1st Div/4-1-009:266, Koolaupoko, Waimanalo, Island of Oahu
 - 6. Request for Approval to Withdraw Six Encumbered Land Parcels from Governor's Executive Order No. 4535 and Re-Set Aside to the Department of Land and Natural Resources Pursuant to Act 90, SLH 2003, Codified as Chapter 166E, Hawaii Revised Statutes, TMK Nos. 1st Div/4-1-008:046, 1st Div/4-1-013:017, 1st Div/4-1-07:005

- C. PLANT INDUSTRY DIVISION

- Pesticides Branch

- 1. Request that the Final Order for In the Matter of SAFEWAY, INC., Docket No. 19-PE-029, be Referred to the Attorney General for Collection.
 - 2. Request that the Consent Agreement for In the Matter of DENBY ERECE, Docket No. 19-PE-004, be Referred to the Attorney General for Collection
 - 3. Request that the Final Order for In the Matter of PAU CUN CHI and HAWAII MEDICINAL BOTANICAL GARDEN., Docket No. 19-PE-036, be Referred to the Attorney General for Collection.

- Plant Quarantine Branch

- 4. Request to Review the Petition from Tracie Matsumoto, U.S. Department of Agriculture, Agricultural Research Service, Daniel K. Inouye Pacific Basin Agricultural Research Station, to Shorten or Exempt the Duration of Quarantine for Tissue Cultured, Coffee Leaf Rust Resistant Coffee Plants, *Coffea* spp. subject to alternative propagation or import procedures.

5. Request to Designate the Islands of Oahu and Lanai as Expanded Coffee Leaf Rust Infested Areas, Pursuant to Plant Quarantine Interim Rule 20-1, Subject to Quarantine Measures to Prevent the movement of Coffee Leaf Rust, *Hemileia vastatrix*, on Coffee Plants (*Coffea arabica*, *C. canephora* and other *Coffea* spp. Including Hybrids and Varietals) and Plant Parts Such as Roasted and Unroasted Beans, Fruits, Leaves, Stems, Twigs, Cuttings, Wood, Logs, and Mulch or Greenwaste, Used Coffee Related Packing Materials Such as Coffee Bags, and Any Equipment Used to Harvest, Transport or Process Coffee Plants or Plant Parts, All of Which are Hosts or Harbor the Fungus, Except by Permit.

V. OLD BUSINESS

1. Status of lands proposed to be transferred from DLNR to DOA pursuant to Act 90.

VI. NEW BUSINESS

None.

The Board may go into Executive Session pursuant to exceptions provided under Section 92-5, Hawaii Revised Statutes (HRS), including to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities, pursuant to Section 92-5(4), HRS.

If you require special assistance or auxiliary aids or services to participate in the public hearing process, please contact staff at (808) 973-9550 at least 3 business days prior to the meeting so arrangements can be made.

The Hawai'i Department of Agriculture does not discriminate on the basis of race, color, sex, national origin, age, or disability, or any other class as protected under applicable federal or state law, in administration of its programs, or activities, and, the Department of Agriculture does not intimidate or retaliate against any individual or group because they have exercised their rights to participate in actions protected, or oppose action prohibited, by 40 C.F.R. Parts 5 and 7, or for the purpose of interfering with such rights.

If you have any questions about this notice or any of the Department's non-discrimination programs, policies, or procedures, you may contact:

*Morris Atta, Acting Non-Discrimination Coordinator
Hawai'i Department of Agriculture
1428 S. King Street, Honolulu, HI 96814,
(808) 973-9553
hdoa.titlevi@hawaii.gov*

If you believe that you have been discriminated against with respect to a Department of Agriculture program or activity, you may contact the Acting Non-Discrimination Coordinator identified above.

To request language or accessibility for HDOA programs or public meetings, please contact the Office of the Chairperson, at (808) 973-9560 or email: hdoa.info@hawaii.gov. Please allow sufficient time for HDOA to meet accommodation requests.

To request language interpretation for this document, please contact: LEP Coordinator located at 1428 South King Street, Honolulu, HI 96813 (Phone: 808-973-9469 Email: hdoa.hr@hawaii.gov). Individuals may request oral interpretation services in order to request a written translation of this document.