

AGENDA
BOARD OF AGRICULTURE MEETING

Date: August 23, 2022
Time: 9:00 a.m.
Place: In person access - Department of Agriculture
Hale Waiolama Board Room
1428 South King Street
Honolulu, Hawaii 96814-2512

and

Virtual Videoconference Meeting – ZOOM Webinar (use link below)
<https://zoom.us/j/98761908181>

Or One tap mobile :

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Dial(for higher quality, dial a number based on your current location):

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669 444 9171 or +1 669 900 6833 or +1 309 205 3325 or +1 312
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Webinar ID: 987 6190 8181

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*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 Thursday, August 18, 2022.*

*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.

IN-PERSON ACCESS:

There will also be one meeting location, open to the public, which will have an audio-visual connection. That meeting will be held at:

*State of Hawaii, Department of Agriculture
Hale Waiolama Board Room
1428 South King Street
Honolulu, Hawaii 96814-2512*

For internet, telephone, and in-person access, 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.

- I. CALL TO ORDER
- II. APPROVAL OF MINUTES FROM 6/28/22 MEETING
- III. INTRODUCTIONS
- IV. COMMUNICATIONS FROM DIVISIONS AND ADMINISTRATION
 - A. AGRICULTURAL LOAN DIVISION
 1. Request for Approval to Activate and Set Parameters for DOA's Emergency Loan Program to Provide Relief Due to Overpopulation of the Axis Deer in the County of Maui.
 - B. AGRICULTURAL RESOURCE MANAGEMENT DIVISION
 1. Request for Approval to Award Leases to Various Awardees and Backup Bidder Positions; TMK Nos. (2) 2-2-004:001, 002, 029, 031, and 066, and (2) 2-2-005:047 and 053, Keokea, Kula, Makawao, Island of Maui, Hawaii
 2. Request for Acceptance for Annual Renewal of Revocable Permits for TMK Nos.: (1) 9-4-002:080; (1) 4-1-008:071 & 072; (2) 1-1-003:028; (3) 3-1-004:001; (3) 4-6-002:001; (3) 4-7-004:009; (3) 4-9-011:002; (3) 5-5-007:011; (4) 1-9-002:019; (4) 1-9-003:006; (4) 1-9-003:010; (4) 1-9-012:011; (4) 4-1-001:007; (4) 4-1-001:012; and (4) 4-1-009:005 & 006, Statewide and (2) Reservation and Delegation to the Chairperson the Right and Authority at Any Time to Review and Adjust the Rental Charges for Any of the Revocable Permits
 3. Request for Approval for Farm Dwelling; General Lease No. S-6020; Fong Sourivong, lessee; TMK: (1) 5-6-006:048; Kahuku Agricultural Park, Lot 20, Koolauloa, Kahuku, Island of Oahu, Hawaii
 4. Request for Approval for Farm Dwelling; General Lease No. S-6021; HI Koko Farms LLC, lessee; TMK: (1) 5-6-006:049; Kahuku Agricultural Park, Lot 21, Koolauloa, Kahuku, Island of Oahu, Hawaii
 5. Request for Approval for Farm Dwelling; General Lease No. S-6024; Khamphou Khouthong, lessee; TMK: (1) 5-6-006:052; Kahuku Agricultural Park, Lot 24, Koolauloa, Kahuku, Island of Oahu, Hawaii
 6. Request for Approval to Sublease Between the Hamakua Agricultural Cooperative, Lessee/Sublessor, and Hamakua Landscaping, LLC, Sublessee; General Lease No S-5551, TMK: (3) 4-6-003:001, 002 and 020 (por), Lot 17, Honokaia, Hamakua, Island of Hawaii, Hawaii
 7. Status update, discussion, and decision-making on delegation of authority to the Chairperson to assert rights and enforce claims arising out of or related to General Lease No. S-6010 between the State of Hawaii by its Board of Agriculture and Alii Kawa LLC covering Lot No. 10 of the Kahuku Agricultural Park (TMK No. (1) 5-6-06: 038).

C. PLANT INDUSTRY DIVISION

Entomology

1. Request to: (1) Preliminarily Review the Currently Unlisted Beetle, *Syphraea uberabensis* (Coleoptera: Chrysomelidae) for Future Placement on the List of Restricted Animals (Part A) As a Biocontrol Agent of *Tibouchina herbacea* and Other Related Species in the Family Melastomataceae, by the United States Department of Agriculture Forest Service (USDA FS);

(2) Determine If the Release of the Beetle *Syphraea uberabensis* as a Biocontrol Agent of *Tibouchina herbacea* and Other Related Species in the Family Melastomataceae, by the USDA FS Poses No Significant Impact on the Environment;

(3) Provided the Beetle *Syphraea uberabensis* is Placed on the List of Restricted Animals (Part A), Allow the Release from Laboratory Quarantine of the beetle *Syphraea uberabensis*, by Permit, For Biocontrol of *Tibouchina herbacea* and Other Related Species in the Family Melastomataceae by USDA FS;

(4) Provided the Beetle *Syphraea uberabensis* is Placed on the List of Restricted Animals (Part A), Allow the Importation and Release of the Beetle *Syphraea uberabensis*, by Permit, For Biocontrol of *Tibouchina herbacea* and Other Related Species in the Family Melastomataceae, by the USDA FS;

(5) Provided the Beetle *Syphraea uberabensis* is Placed on the List of Restricted Animals (Part A), Establish Permit Conditions For the Importation and Release of the Beetle *Syphraea uberabensis* As a Biocontrol Agent of *Tibouchina herbacea* and Other Related Species in the Family Melastomataceae, by the USDA FS; and

(6) Provided the Beetle *Syphraea uberabensis* is Placed on the List of Restricted Animals (Part A), Authorize the Chairperson to Schedule a Public Hearing and Appoint a Hearing Officer in Connection with the Proposed Amendments to Chapter 4-71, HAR.

Land Vertebrate:

2. Request to: (1) Allow the Importation of Four (4) African Black-Footed Penguins, *Spheniscus demersus*, an Animal on the List of Restricted Animals (Part B), by Permit, for Exhibition, by Hyatt Regency Maui Resort and Spa; and (2) Update Permit Conditions for the Importation of Four (4) African Black-Footed Penguins, *Spheniscus demersus*, an Animal on the List of Restricted Animals (Part B), for Exhibition, by Hyatt Regency Maui Resort and Spa.

V. OLD BUSINESS
None.

VI. NEW BUSINESS
None.

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**\*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](mailto: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](mailto: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](mailto:hdoa.hr@hawaii.gov)). Individuals may request oral interpretation services in order to request a written translation of this document.*