

Papahānaumokuākea Marine National Monument
SPECIAL OCEAN USE Permit Application

NOTE: *This Permit Application (and associated Instructions) are to propose activities to be conducted in the Papahānaumokuākea Marine National Monument. The Co-Trustees are required to determine that issuing the requested permit is compatible with the findings of Presidential Proclamation 8031. Within this Application, provide all information that you believe will assist the Co-Trustees in determining how your proposed activities are compatible with the conservation and management of the natural, historic, and cultural resources of the Papahānaumokuākea Marine National Monument (Monument).*

ADDITIONAL IMPORTANT INFORMATION:

- Any or all of the information within this application may be posted to the Monument website informing the public on projects proposed to occur in the Monument.
- In addition to the permit application, the Applicant must either download the Monument Compliance Information Sheet from the Monument website OR request a hard copy from the Monument Permit Coordinator (contact information below). The Monument Compliance Information Sheet must be submitted to the Monument Permit Coordinator after initial application consultation.
- Issuance of a Monument permit is dependent upon the completion and review of the application and Compliance Information Sheet.

INCOMPLETE APPLICATIONS WILL NOT BE CONSIDERED

Send Permit Applications to:

Papahānaumokuākea Marine National Monument Permit Coordinator

6600 Kalaniana'ole Hwy. # 300

Honolulu, HI 96825

nwhipermit@noaa.gov

PHONE: (808) 397-2660 FAX: (808) 397-2662

SUBMITTAL VIA ELECTRONIC MAIL IS PREFERRED BUT NOT REQUIRED. FOR ADDITIONAL SUBMITTAL INSTRUCTIONS, SEE THE LAST PAGE.

Papahānaumokuākea Marine National Monument Permit Application Cover Sheet

This Permit Application Cover Sheet is intended to provide summary information and status to the public on permit applications for activities proposed to be conducted in the Papahānaumokuākea Marine National Monument. While a permit application has been received, it has not been fully reviewed nor approved by the Monument Management Board to date. The Monument permit process also ensures that all environmental reviews are conducted prior to the issuance of a Monument permit.

Summary Information

Applicant Name: Swenson, Anne W.

Affiliation: Military Historical Tours, Inc.

Permit Category: Special Ocean Use

Proposed Activity Dates: June 3, 2009

Proposed Method of Entry (Vessel/Plane): aircraft

Proposed Locations: Midway Atoll, National Wildlife Refuge & Battle of Midway Memorial; Sand Island and Eastern Island.

Estimated number of individuals (including Applicant) to be covered under this permit:
145 maximum

Estimated number of days in the Monument: less than 1 day.

Description of proposed activities: (complete these sentences):

a.) The proposed activity would...

We will commemorate the 67th Anniversary of the Battle of Midway and honor the heroic servicemen who fought in this battle. In addition, we will be able to experience and appreciate the uniqueness and importance of a remote island national wildlife refuge.

b.) To accomplish this activity we would

In cooperation with the Pacific Aviation Museum (PAM), located in Pearl Harbor, HI, we begin prior to our arrival with the 2009 Midway Educational Symposium, at the Pacific Aviation Museum. On June 3, we arrive via chartered aircraft. The 67th Anniversary Commemoration is a joint sponsorship between US Fish & Wildlife Service (USFWS), PAM, and Military Historical Tours (MHT). After the official memorial ceremonies, which includes delegates from the US Navy, we will tour the island to view both the historic and natural resources. Some participants may snorkel at designated beaches. One small group may boat to Easter Island, boat provided by USFWS. At the end of the afternoon/early evening we depart in the charter aircraft.

c.) This activity would help the Monument by ...

This visit provides an opportunity for our participants to honor and interpret the historical resources of Midway Atoll, especially those associated with the Battle of Midway National Memorial. In addition, they will be able to appreciate the unique ecosystem of the Northwestern Hawaiian Islands.

Other information or background: This will be the third year that Military Historical Tours, in joint sponsorship with USFWS and PAM, has visited the atoll. This year, our Tour Hosts will include: Admiral Ron Hays, USN, Chairman, Pacific Aviation Museum; LtGen "Hank" Stackpole, USMC. For the first time, we will be joined by veteran Japanese WWII aviators, members of the Unabara-kai (Japanese Imperial Navy Surviving Aviator's Association).

Section A - Applicant Information

1. Applicant

Name (last, first, middle initial): Swenson, Anne W.

Title: Vice President, Administration & Finance, Military Historical Tours, Inc.

1a. Intended field Principal Investigator (See instructions for more information):

Adams, James E. Mr. Adams is retired from the National Park Service. He was a cultural resource management specialist and underwater archaeologist, at the USS Arizona Memorial, Pearl Harbor, and Biscayne National Park, Florida. Prior, he was an archaeologist with International Archaeological Research Institute, Honolulu, HI and worked throughout the Hawaiian Islands. Graduated from the University of Hawaii with a Masters Degree in Anthropology/Archaeology. He is well versed in various federal regulations and policies related to the protection of cultural, historic, and natural resources.

2. Mailing address (street/P.O. box, city, state, country, zip):

Phone:

Fax:

Email:

For students, major professor's name, telephone and email address: n/a

3. Affiliation (institution/agency/organization directly related to the proposed project):

Ms. Swenson and Mr. Adams are employees of Military Historical Tours. In addition, this project is cosponsored by the Pacific Aviation Museum, Honolulu, Hawaii.

4. Additional persons to be covered by permit. List all personnel roles and names (if known at time of application) here (e.g. John Doe, Research Diver; Jane Doe, Field Technician):

Tour participants to be identified. It will be a maximum of 145 people (one plane). They will include World War II American and Japanese veterans and families; educators; military historians; and general interested public. Both Ms. Swenson and Mr. Adams will be present.

Section B: Project Information

5a. Project location(s):

<input type="checkbox"/> Nihoa Island	<input type="checkbox"/> Land-based	<u>Ocean Based</u>	
<input type="checkbox"/> Necker Island (Mokumanamana)	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> French Frigate Shoals	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Gardner Pinnacles	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Maro Reef			
<input type="checkbox"/> Laysan Island	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Lisianski Island, Neva Shoal	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Pearl and Hermes Atoll	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input checked="" type="checkbox"/> Midway Atoll	<input checked="" type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Kure Atoll	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Other			

NOTE: There is a fee schedule for people visiting Midway Atoll National Wildlife Refuge via vessel and aircraft.

Location Description:

On Sand Island, we will utilize the runway and hanger (to include its restrooms), gift ship, bowling alley, Capt. Brooks Social Club and the Clipper Harbor Galley, North Beach, and visit the various historic WWII buildings and sites. We will need a room in one of the dorms for the flight crew to rest (similar to previous year). A small group may go to Eastern Island for a limited tour sponsored by Barry Christenson, Refuge Manager.

5b. Check all applicable regulated activities proposed to be conducted in the Monument:

- Removing, moving, taking, harvesting, possessing, injuring, disturbing, or damaging any living or nonliving Monument resource
- Drilling into, dredging, or otherwise altering the submerged lands other than by anchoring a vessel; or constructing, placing, or abandoning any structure, material, or other matter on the submerged lands
- Anchoring a vessel
- Deserting a vessel aground, at anchor, or adrift
- Discharging or depositing any material or matter into the Monument
- Touching coral, living or dead
- Possessing fishing gear except when stowed and not available for immediate use during passage without interruption through the Monument
- Attracting any living Monument resource
- Sustenance fishing (Federal waters only, outside of Special Preservation Areas, Ecological Reserves and Special Management Areas)
- Subsistence fishing (State waters only)
- Swimming, snorkeling, or closed or open circuit SCUBA diving within any Special Preservation Area or Midway Atoll Special Management Area

6 Purpose/Need/Scope *State purpose of proposed activities:*

The purpose of this activity is to commemorate the historic 67th Anniversary of the Battle of Midway and provide an educational opportunity for veterans, families, educators, historicans, and general public regarding the battle of Midway, and to experience the cultural and natural resources located in the Midway Atoll NWR.

7. Answer the Findings below by providing information that you believe will assist the Co-Trustees in determining how your proposed activities are compatible with the conservation and management of the natural, historic, and cultural resources of the Monument:

The Findings are as follows:

a. How can the activity be conducted with adequate safeguards for the cultural, natural and historic resources and ecological integrity of the Monument?

All activities center on the visual visitation experience. No collecting of any type of natural or cultural resources is permitted. Our participants will be instructed in the need for minimal/no impact to the resources. The participants will be controlled to stay on approved pathways and pedestrian areas, recognizing that much of the island is protected bird and wildlife nesting areas. In addition to refuge staff, our staff will be acting as guides on the ground.

Prior to leaving Honoulu, we will begin to brief participants on permissible activities and pertinent regulations. Similar to last year, we will have FWS personnel that are on the aircraft with us brief prior to our landing, provide handouts, etc.

b. How will the activity be conducted in a manner compatible with the management direction of this proclamation, considering the extent to which the conduct of the activity may diminish or enhance Monument cultural, natural and historic resources, qualities, and ecological integrity, any indirect, secondary, or cumulative effects of the activity, and the duration of such effects?

Participants will be kept in small groups as they move around the island; this will help to keep all within established walkways. We will ensure that our participants are aware of areas that are restricted from visitation.

We also recognize that all of the Northwestern Hawaiian Islands are a sacred place to the Native Hawaiians, and that Midway Atoll is a valued part of their cultural heritage.

c. Is there a practicable alternative to conducting the activity within the Monument? If not, explain why your activities must be conducted in the Monument.

There is no alternative location for the commeration of the Anniversary of the Battle of Midway. The atoll and its remaining historic structures are a valuable resource and important to the veterans and their families.

d. How does the end value of the activity outweigh its adverse impacts on Monument cultural, natural and historic resources, qualities, and ecological integrity?

The commemoration and visit to the atoll can be performed in a manner that it will not adversely impact the Monument's resources and ecological integrity. Being able to visit this site is valuable to those veterans that served and their families. It is important to others for the educational experience they receive on the island's military history, its Hawaiian cultural history, and the need to protect its wildlife and ecosystem.

e. Explain how the duration of the activity is no longer than necessary to achieve its stated purpose.

We spend a minimal amount of time on the atoll, less than a day. We arrive mid-morning and depart after sunset.

f. Provide information demonstrating that you are qualified to conduct and complete the activity and mitigate any potential impacts resulting from its conduct.

Our company, MHT, has been in the tour business for over twenty years and is experienced in leading tours to areas that are sensitive and considered historically and culturally significant and we recognize the necessity to protect these valued and sacred sites. In addition, for historical interpretation on this trip we will have several prominent historians noted for their special interest in this battle. Our principal investigator has over fifteen years experience in the management of natural and cultural resources, to include the Hawaiian Islands. His graduate education was at the University of Hawaii.

g. Provide information demonstrating that you have adequate financial resources available to conduct and complete the activity and mitigate any potential impacts resulting from its conduct. The company has applicable business and tour industry liability insurance policies. Copies can be provided.

h. Explain how your methods and procedures are appropriate to achieve the proposed activity's goals in relation to their impacts to Monument cultural, natural and historic resources, qualities, and ecological integrity.

The nature of our visit is to commemorate and visually enjoy the resources of the atoll. This type of activity should not impact any of the Monument's resources. The opportunity for the veterans and their families to be able to visit the atoll is very important to them, as well as it is important to the others for its educational value

Additionally, since we are on a commercial aircraft, we will be bringing with us personnel from Transportation Security Agency (TSA). They will be conducting the normal security inspection of all participants and baggage before they can board the aircraft. This is also an opportunity to screen for any contraband that someone might be attempting to remove from the island.

i. Has your vessel has been outfitted with a mobile transceiver unit approved by OLE and complies with the requirements of Presidential Proclamation 8031?

We will be flying in a commercial airline, 737. It meets all industry and FAA regulations.

j. Demonstrate that there are no other factors that would make the issuance of a permit for the activity inappropriate.

Military Historical Tours successfully conducted this same event in the Midway Atoll National Wildlife Refuge and Battle of Midway National Memorial in 2007 & 2008). We received many complimentary reviews from our veterans and participants. Yearly, we also conduct over twenty tours similar to this around the world. We routinely work with governmental agencies and military departments.

FOR SPECIAL OCEAN USE ACTIVITIES OUTSIDE OF MIDWAY ATOLL SPECIAL MANAGEMENT AREA

k. Will the activity directly benefit the conservation and management of the Monument?

l. Is the purpose of the activity for research or education related to the resources or qualities of the Monument?

m. Does the activity involve the use of a commercial passenger vessel (defined as a vessel that carries individuals who have paid for such carriage)?

FOR SPECIAL OCEAN USE ACTIVITIES WITHIN MIDWAY ATOLL SPECIAL MANAGEMENT AREA

n. Does the activity further the conservation and management of the Monument?

Yes. Our activity provides education to our participants related to the historical resources of the Monument, the cultural heritage of the Native Hawaiians, and the ecosystem of the Northwestern Hawaiian Islands.

o. Is your activity compatible with the purposes for which the Midway Atoll National Wildlife Refuge was designated?

Yes, for the reasons stated above.

NOTE: If this is a first time Special Ocean Use activity, it will be subject to a pilot project. Additionally, public notice of the application and an opportunity to provide comments is given at least 30 days prior to issuing the permit.

8. Procedures/Methods:

This activity only involves visitation to the atoll. There is no research and collecting. This is our third visit. We conducted same activity in 2007 & 2008.

9. Provide proof of general liability insurance, or indicate that you will be posting an equivalent bond against claims arising out of activities conducted under the permit:

The company has general liability insurance, and we can provide copy of policy as necessary.

10. If applicable, describe how you are collaborating with others in any way to reduce duplicative activities in the Monument or elsewhere?

This is the sole anniversary commemoration of the Battle of Midway held in the Monument.

11. List all specialized gear and materials to be used in this activity:

None.

12. List all Hazardous Materials you propose to take to and use within the Monument:

None.

13. Describe any fixed installations and instrumentation proposed to be set in the Monument:

None.

14. List all Applicants' publications directly related to the proposed project:

Publication of symposium and tour brochure can be found at www.miltours.com.

With knowledge of the penalties for false or incomplete statements, as provided by 18 U.S.C. 1001, and for perjury, as provided by 18 U.S.C. 1621, I hereby certify to the best of my abilities under penalty of perjury of that the information I have provided on this application form is true and correct. I agree that the Co-Trustees may post this application in its entirety on the Internet. I understand that the Co-Trustees will consider deleting all information that I have identified as “confidential” prior to posting the application.

Signature

Date

SEND ONE SIGNED APPLICATION VIA MAIL TO THE MONUMENT OFFICE BELOW:

Papahānaumokuākea Marine National Monument Permit Coordinator
6600 Kalaniana'ole Hwy. # 300
Honolulu, HI 96825
FAX: (808) 397-2662

DID YOU INCLUDE THESE?

- Applicant CV/Resume/Biography
- Intended field Principal Investigator CV/Resume/Biography
- Electronic and Hard Copy of Application with Signature
- Statement of information you wish to be kept confidential
- Material Safety Data Sheets for Hazardous Materials