

JADE T. BUTAY INTERIM DIRECTOR

Deputy Directors ROY CATALANI ROSS M. HIGASHI EDWIN H. SNIFFEN DARRELL T. YOUNG

IN REPLY REFER TO:

Board of Land and Natural Resources State of Hawai'i Honolulu, Hawai'i

ISSUANCE OF A REVOCABLE PERMIT TO AUNTY'S LEIS & LITTLE THINGS INC. FOR SPACE TO OFFER FOR SALE OF LEIS, FLOWERS, SOUVENIRS, AND TRAVEL MOLOKA'I AIRPORT

TAX MAP KEY: (2) 5-2-04: PORTION OF 8

**MOLOKA'I** 

### **LEGAL REFERENCE:**

Subsections 102-2, Hawai'i Revised Statutes.

#### **APPLICANT:**

Aunty's Leis & Little Things Inc., P.O. Box 385, Hoolehua, Hawai'i 96729.

#### **LOCATION AND TAX MAP KEY:**

Portion of Moloka'i Airport (MKK), Hoolehua, Island of Moloka'i, identified by Tax Map Key: 2<sup>nd</sup> Division, 5-2-04: Portion of 8.

# AREA:

Bldg/Room No. 301-127, containing an area of approximately 90 square feet, as shown and delineated on the attached Exhibit "A".

#### **ZONING:**

State Land Use:

Agricultural

County:

Interim Zoning Provisions of the Maui County Zoning Code

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LAND TITLE STATUS:
Section 5(b), Hawai'i Admissions Act - <u>Ceded</u> DHHL, 30% entitlement lands Yes No_X_
CURRENT USE STATUS:
Airport purposes.
<u>CHARACTER OF USE</u> :
Sales of leis, flowers, souvenirs, and travel necessities.
COMMENCEMENT DATE:
Upon complete execution of the revocable permit.
MONTHLY RENTAL:
\$ 224.10, or six percent (6%) of gross receipts, whichever is greater.
SECURITY DEPOSIT:
\$ 672.30, or three times the monthly rental.
HOLDOVER TENANCY:
\$ 7.47 per day
DCCA VERIFICATION:
Place of business registration confirmed: VES X NO

# CHAPTER 343, HRS - ENVIRONMENTAL ASSESSMENT:

Registered business name confirmed:

Good standing confirmed:

Pursuant to Section 11-200-8(a), Environmental Impact Statement Rules of the Department of Health, State of Hawai'i, this disposition is exempt from requirements regarding preparation of an environmental assessment, negative declaration, or environmental impact statement as required by Chapter 343, Hawai'i Revised Statutes, as amended, relating to Environmental Impact Statements, because the proposed action falls

YES  $\underline{X}$ 

NO

YES X NO

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within Exemption Class #1, Comprehensive Exemption List for the State of Hawai'i, Department of Transportation, dated November 15, 2000, as approved by the Environmental Quality Council. Exemption Class #1 covers 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. The DOTA consulted with the U.S. Federal Aviation Administration as to the appropriateness of the citation of the Environmental Exemption Class from the Comprehensive list for the Department of Transportation dated November 15, 2000. The FAA concurred on the appropriateness.

# **REMARKS**:

The concession will operate from a space that, for many years sold lei, other floral items, and souvenir items. That concession closed as the concessionaire was unable to maintain the hours of operation due to other obligations. While the aeronautical activity has been reduced from the peak levels of several years ago, the applicant expects that local residents will be customers as well, as the concession location is pre-security and consequently, sales are not restricted only to travelers.

### **RECOMMENDATION:**

That the Board authorize the Department of Transportation to issue a revocable permit to Aunty's Leis & Little Things Inc, subject to: (1) terms and conditions herein outlined, which are by reference incorporated herein; and (2) such other terms and conditions as may be prescribed by the Director of Transportation to best serve the interests of the State.

Respectfully submitted

JADE T. BUTAY

Interim Director of Transportation

APPROVED FOR SUBMITTAL:

SUZANNE D. CASE Chairperson and Member

