

HONOLULU, HAWAII 96813-5097

JADE T. BUTAY 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 FOR SPACES IN THE MAIN TERMINAL FOR AIRLINE OPERATIONS SOUTHWEST AIRLINES CO.
KAHULUI AIRPORT
TAX MAP KEY: (2) 3-8-01: PORTION OF 19

MAUI

LEGAL REFERENCE:

Sections 171-11 and 171-55, Hawai'i Revised Statutes.

APPLICANT:

Southwest Airlines Co. (SWA), whose business address is 2702 Love Field Drive, Dallas, Texas, 75235-1611.

LOCATION AND TAX MAP KEY:

Portion of Kahului Airport, Kahului, Island of Maui, identified by Tax Map Key: 2nd Division, 3-8-01: Portion of 19.

AREAS:

Bldg/Room Nos. 321-111B & -111C, containing areas of approximately 128 square feet each, Bldg/Room No. 340-131 containing an area of approximately 55 square feet, and Bldg/Room No. 343-104C containing an area of approximately 156 square feet as shown on the attached Exhibits A-1, A-2 and A-3.

ZONING:

State Land Use District:

Urban

County of Maui:

Airport

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<u>LAND TITLE STATUS</u>:

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Section 5(a) lands of the Hawai'i Admission Act: Non-Ceded DHHL 30% entitlement lands pursuant to Hawai'i Admission Act	YES NO <u>_X</u>
<u>CURRENT USE STATUS</u> :	
Airport and aeronautical purposes.	
CHARACTER OF USE:	
Space for airline operations.	
COMMENCEMENT DATE:	
Upon complete execution of the revocable permit.	
MONTHLY RENTAL:	
\$3,862.86	
SECURITY DEPOSIT:	
\$11,588.58	
HOLDOVER TENANCY:	
\$128.76	
DCCA VERIFICATION:	

Place of business registration confirmed:	YES X	NO
Registered business name confirmed:	YES X	NO
Good standing confirmed:	YES X	NO

CHAPTER 343, HRS - ENVIRONMENTAL ASSESSMENT:

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

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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. In this case, the FAA concurred on the appropriateness.

REMARKS:

The Department of Transportation (DOT) has no objections to SWA's request and therefore, in accordance with Sections 171-11 and 171-55, HRS, relating to <u>Public Purposes</u> and <u>Permits</u>, respectively and therefore, the DOT proposes to issue a month-to-month revocable permit to SWA for spaces in the Main Terminal for its airline operation.

RECOMMENDATION:

That the Board authorize the Department of Transportation to issue a month-to-month revocable permit to SWA, subject to: (1) terms and conditions herein outlined, which are by reference incorporated herein; and (2) such additional 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

Director of Transportation

APPROVED FOR SUBMITTAL:

SUZANNE D. CASE

Chairperson and Member





