



**STATE OF HAWAII**  
**DEPARTMENT OF TRANSPORTATION**  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097

IN REPLY REFER TO:

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

**HAWAII**

ISSUANCE OF MONTH-TO-MONTH PERMIT TO CANTOR BROTHERS  
TRANSPORT SERVICES, INC., SITUATED AT KAWAIIHAE HARBOR, HAWAII;  
TAX MAP KEY NO. (3) 6-1-003:034 (P). GOVERNOR'S EXECUTIVE  
ORDER NO. 1759

**LEGAL REFERENCE:**

Sections 171-6, 171-13, 171-17, 171-55, and 171-59 Hawaii Revised Statutes (HRS), as amended.

**APPLICANT:**

Cantor Brothers Transport Services, Inc. (Applicant) is a domestic profit corporation, whose business registration address and mailing address is 75-1029 Henry Street, Suite 303, Kailua-Kona, Hawaii 96740.

**CHARACTER OF USE:**

To store chassis and cargo containers discharged from maritime vessels or loaded onto maritime vessels for staging of drayage of cargo in an area outside the secured/regulated premises of Kawaihae Harbor. Area shall not be used as a base yard.

**LOCATION:**

Portion of governmental lands at Kawaihae Harbor, Hawaii, Tax Map Key No. (3) 6-1-003:034 (P), Governor's Executive Order No. 1759, as shown on the attached maps labeled Exhibits A and B.

**AREA: See attached Exhibits A and B**

AREA	DESCRIPTION	TYPE	SQ. FT.	RATE PER SQ.FT.	MONTHLY RENTAL CHARGE	SECURITY DEPOSIT
1	Storage of chassis and cargo containers	Open storage on unpaved land	8,000	\$ 0.06	\$ 480.00	\$ 960.00

**CONSIDERATION:**

Determined by appraisal as of March 20, 2019, for month-to-month permits in Kawaihae Harbor.

**ZONING:**

State Land Use Commission: Urban  
County of Hawaii: MG-1a

**COMMENCEMENT DATE:**

To be determined by the Director of Transportation.

**TRUST LAND STATUS:**

Subsection 5(b) of Hawaii Admissions Act (Ceded Lands).

**CURRENT USE STATUS:**

The Applicant currently occupies the premises to store chassis and cargo containers discharged from maritime vessels or loaded onto maritime vessels for staging of drayage of cargo in an area outside the secured/regulated premises of Kawaihae Harbor. Area shall not be used as a base yard.

**LAND TITLE STATUS:**

Acquired by the Department of Transportation, Harbors Division (DOT Harbors), through eminent domain proceedings; issuance of Governor's Executive Order No. 1759.

**CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:**

This use is exempt from Office of Environmental Quality Control (OEQC) requirements pursuant to Chapter 11-200.1, Hawaii Administrative Rules, "Exemption Class 1: 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." [Reference: Comprehensive Exemption List for the State of Hawaii, Department of Transportation, amended, November 15, 2000.]

Anticipated OEQC Declaration of Exemption publication date of October 8, 2019.

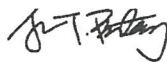
**REMARKS:**

The DOT Harbors has been reviewing all month-to-month permits to ensure compliance with and applicability of Section 171-55, HRS. To do so, the DOT Harbors is currently in the process of issuing all current month-to-month permits to accurately describe current land usage, designated permit locations as well as updating monthly rental charges to appraised market value.

**RECOMMENDATION:**

That the Board authorize the DOT Harbors to issue the Applicant a month-to-month permit for the above-stated purpose, subject to the terms and conditions outlined above and incorporated herein by reference, and such 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  
Board of Land and Natural Resources

Attachments: Exhibits A and B



Cantor Brothers Transport Services, Inc.  
Kawaihae Harbor



EXHIBIT A



Cantor Brothers Transport Services, Inc.  
 Kawaihae Harbor



AREA	DESCRIPTION	TYPE	DIMENSIONS (ft.)		SQ. FT.
1	Storage of chassis and cargo containers	Open storage on unpaved land	100	80	8,000

