



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

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DIRECTOR

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IN REPLY REFER TO:

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

**HAWAII**

ISSUANCE OF MONTH-TO-MONTH PERMIT TO HPBS, INC., SITUATED AT  
KAWAIHAE HARBOR, HAWAII, TAX MAP KEY NO. (3) 6-1-003:023 (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:**

HPBS, Inc. (Applicant) is a domestic profit corporation, whose business registration address and mailing address is P.O. Box 721, Honolulu, Hawaii 96808.

**CHARACTER OF USE:**

Storage of custom pilot boat on a trailer, with no maintenance allowed.

**LOCATION:**

Portion of governmental lands Kawaihae Harbor, Hawaii, Tax Map Key No. (3) 6-1-003:023 (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	RENTAL	SECURITY DEPOSIT
1	Storage of custom pilot boat on a trailer, with no maintenance allowed.	Warehouse	380	\$ 1.00	\$ 380.00	\$ 760.00

**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 (Road)

**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:**

Applicant currently occupies the premises for the storage of a custom pilot boat on a trailer, with no maintenance allowed.

**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 the 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."

Anticipated OEQC Declaration of Exemption publication date of November 1, 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 revocable 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,

 Oct 16, 2019

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

HPBS, Inc.  
Kawaihae Harbor



EXHIBIT A





AREA	DESCRIPTION	TYPE	DIMENSIONS (ft.)		SQ. FT.
1	Storage of custom pilot boat on a trailer, with no maintenance allowed	Warehouse	38	10	380