

STATE OF HAWAII DEPARTMENT OF TRANSPORTATION

869 PUNCHBOWL STREET HONOLULU, HAWAII 96813-5097 JADE T. BUTAY DIRECTOR

Deputy Directors LYNN A.S. ARAKI-REGAN DEREK J. CHOW ROSS M. HIGASHI EDWIN H. SNIFFEN

IN REPLY REFER TO:

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

ISSUANCE OF A REVOCABLE PERMIT FOR OFFICE SPACE SCHUMAN AVIATION COMPANY, LTD. DBA MAKANI KAI AIR MOLOKA'I AIRPORT

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

MOLOKA'I

LEGAL REFERENCE:

Section 171-55, Hawai'i Revised Statutes (HRS).

APPLICANT:

Schuman Aviation Company, Ltd. ("SAC") whose business address is 130 Iolana Place, Honolulu, Hawai'i 96819.

LOCATION AND TAX MAP KEY:

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

AREA:

Building/Room No. 301-110A, containing an area of approximately 148 square feet; and Building/Room No. 301-110B, containing an area of approximately 70 square feet, as shown and delineated on the attached map labeled 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 and aeronautical purposes.

CHARACTER OF USE:

SAC will use the office space in support of its Commuter Airline Operations at MKK.

COMMENCEMENT DATE:

Upon complete execution of the revocable permit.

MONTHLY RENTAL:

\$464.71 (\$346.99, as determined from the Department of Transportation, Airports Division [DOTA] schedule of rates and charges established by appraisal of Airports property statewide plus \$85.02 for utilities and \$32.70 for maintenance fees).

SECURITY DEPOSIT:

Three (3) times the monthly rental in effect.

DCCA VERIFICATION:

Place of business registration confirmed: YES \underline{X} NO _____ Registered business name confirmed: YES \underline{X} NO _____ Good standing confirmed: YES \underline{X} NO _____

<u>CHAPTER 343, HRS - ENVIRONMENTAL ASSESSMENT:</u>

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 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

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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:

In accordance with Section 171-55, HRS, relating to <u>Permits</u>, the Department of Transportation proposes to issue a month-to-month revocable permit to SAC for office space in support of its Commuter Airline Operations at MKK.

RECOMMENDATION:

That the Board authorizes the Department of Transportation to issue a revocable permit to SAC, subject to: (1) terms and conditions herein outlined, which are by reference incorporated herein; (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

Director of Transportation

APPROVED FOR SUBMITTAL:

SUZANNE D. CASE

Chairperson and Member

