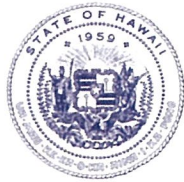


DAVID Y. IGE
GOVERNOR



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

AMEND PRIOR BOARD ACTION OF FEBRUARY 27, 2015, AGENDA ITEM M-2,
GRANT OF NON-EXCLUSIVE EASEMENT FOR UNDERGROUND POWER LINE
EASEMENTS FOR AN ELECTRICAL POWER DISTRIBUTION SUBSTATION
FACILITY, HAWAIIAN ELECTRIC COMPANY, INC.; ISSUANCE OF
IMMEDIATE CONSTRUCTION RIGHT-OF-ENTRY PERMIT
DANIEL K. INOUE INTERNATIONAL AIRPORT
TAX MAP KEY NO: (1) 1-1-003:001 (PORTIONS) O'AHU

THE PURPOSE OF THE AMENDMENT IS TO REVISE EASEMENT 1213 FROM
753 SQUARE FEET TO 1,153 SQUARE FEET, MORE OR LESS.

BACKGROUND:

At its meeting of February 27, 2015, under agenda item M-2, the Board approved the issuance of a non-exclusive easement to Hawaiian Electric Company, Inc. for underground power line easements for an electrical power distribution substation facility, situate at Moanalua, Honolulu, Island of O'ahu, State of Hawai'i, Tax Map Key: 1st Division, 1-1-003:001 (portions), see attached Exhibit A.

REMARKS:

The City and County of Honolulu (City), through the Honolulu Authority for Rapid Transportation, a semi-autonomous agency of the City, is constructing the Honolulu Rail Transit Project's Airport Guideway and Stations (H RTP-Airport) section through Daniel K. Inouye International Airport. As a result of the H RTP-Airport guideway alignment, a portion of Hawaiian Electric Company, Inc.'s (HECO) existing easement is required to be relocated. The existing easement is identified as Easement 1213, consisting of 753 square feet. The relocated portion, identified as Easement 600, consists of approximately 400 square feet for a total of 1,153 square feet, more or less, see attached Exhibit B and Exhibit C showing the approximate location.

ITEM M-2

BLNR – ISSUANCE OF GRANT OF NON-EXCLUSIVE EASEMENT
HAWAIIAN ELECTRIC COMPANY, INC.

Page 2

HECO is also requesting a construction and management right-of-entry which shall expire upon issuance of the requested easement.

HECO has not had a lease, permit, easement or other dispositions of State lands terminated within the last five years due to non-compliance with such terms and conditions.

There are no other pertinent issues or concerns.

RECOMMENDATION: That the Board amend its prior Board action of February 27, 2015, Item M-2 by:

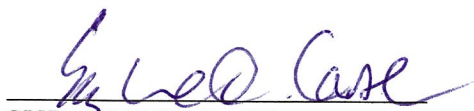
1. Revising Easement 1213 to 1,153 square feet, more or less; and
2. Authorize the issuance of a construction right-of-entry permit to HECO covering the subject area subject to the standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time. The right-of-entry permit shall remain in force until the grant of easement has been issued.
3. All other terms and conditions in the February 27, 2015, Item M-2, approved submittal, shall remain the same.

Respectfully submitted,



JADE T. BUTAY
Director of Transportation

APPROVED FOR SUBMITTAL:



SUZANNE D. CASE
Chairperson and Member

DAVID Y. IGE
GOVERNOR



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

FEB 27 2015

FORD N. FUCHIGAMI
DIRECTOR

Deputy Directors
JADE T. BUTAY
ROSS M. HIGASHI
EDWIN H. SNIFFEN
DARRELL T. YOUNG

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

ISSUANCE OF A GRANT OF NON-EXCLUSIVE EASEMENT
FOR UNDERGROUND POWER LINE EASEMENTS
FOR AN ELECTRICAL POWER DISTRIBUTION SUBSTATION FACILITY
HAWAIIAN ELECTRIC COMPANY, INC.
HONOLULU INTERNATIONAL AIRPORT
TAX MAP KEY: (1) 1-1-03-001 (PORTIONS)

OAHU

REQUEST:

Issuance of a Grant of Non-exclusive Easement to Hawaiian Electric Company, Inc. (HECO) for underground power line easements for an electrical power distribution substation facility (Substation Facility).

LEGAL REFERENCE:

Section 171-95, relating to Disposition to governments, governmental agencies, public utilities, and renewable energy producers, Hawaii Revised Statutes.

APPLICANT:

Hawaiian Electric Company, Inc., a Hawaii corporation, whose post office address is P.O. Box 2750, Honolulu, Hawaii 96840-0001

LOCATION AND TAX MAP KEY:

Underground power line easements for the Substation Facility affecting portions of the following lots of Land Court Application No. 1074, situate at Moanalua, Honolulu, Island of Oahu, State of Hawaii, Tax Map Key: 1st Division, 1-1-03-001 (portions).

Lot 1082-B, as shown on Map 541,
Lot 1125-B-5-B, as shown on Map 561,
Lots B-335-B-2, B-130-A, B-303-A-2, B-303-B-2, B-307-B, and B-140-B, all as
shown on Map 74, and
Lot 3774, as shown on Map 629.

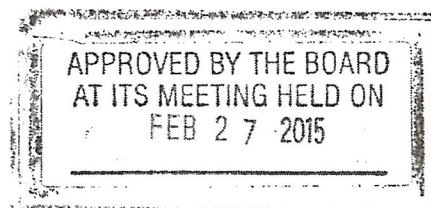


EXHIBIT A
ITEM M-2

EASEMENT AREA:

Easements 1200 to 1268 inclusive for electrical purposes as shown on Map 756, Land Court Application No. 1074, attached hereto as Exhibit A.

TOGETHER WITH, the right from time to time and at all reasonable times to enter upon the EASEMENT AREA for the above-mentioned purpose AND, ALSO, the right of ingress and egress over and across all State of Hawaii roads leading to the EASEMENT AREA.

ZONING:

| | |
|------------------------------|------------------|
| State Land Use District: | Urban |
| City and County of Honolulu: | I-2 (Industrial) |

LAND TITLE STATUS:

Non-ceded – Section 5(a) land of the Hawaii Admission Act
DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: YES ☐ NO ☒

CURRENT USE STATUS:

Land presently encumbered by Governor's Executive Order No. 3201, dated June 8, 1983, setting aside 3,152,177 acres designated as Honolulu International Airport under the control and management of the Department of Transportation, Airports Division, State of Hawaii, for Airport purposes.

CHARACTER OF USE:

Construction, reconstruction, use, maintenance and the repair of electric transmission and distribution lines, transformers, ductlines, handholes, and manholes, including the right to trim and and keep trimmed any trees or vegetation in the way of its appliances and equipment for underground electrical powerline easement purposes.

TERM:

Perpetual

COMMENCEMENT DATE:

To be determined by the Director of Transportation at a later date.

CONSIDERATION:

Gratis requested with a one-time \$10.00 consideration from HECO.

CHAPTER 343, HRS - ENVIRONMENTAL IMPACT STATEMENT:

The development and construction of underground power lines for a substation facility, was covered in conjunction with a Draft Environmental Impact Statement (DEIS) and subsequent Final Environmental Impact Statement (FEIS) prepared and submitted to the State of Hawaii, Office of Environmental Quality Control (State OEQC) for acceptance by the then Director of Transportation for proposed capital improvement projects slated for HNL for the period of 1990 through 2010. Pursuant to the requirements of Chapter 343, HRS, availability of the DEIS and FEIS for review and comment was published in the State OEQC Bulletin on October 23, 1990 and May 23, 1991, respectively.

DCCA VERIFICATION:

| | | |
|---|--------------|----------------|
| Place of business registration confirmed: | YES <u>X</u> | NO <u> </u> |
| Registered business name confirmed: | YES <u>X</u> | NO <u> </u> |
| Good standing confirmed: | YES <u>X</u> | NO <u> </u> |

REMARKS:

In accordance with Section 171-95, HRS, relating to Disposition to governments, governmental agencies, public utilities, and renewable energy producers, the Department of Transportation proposes to issue a non-exclusive easement to HECO for the construction, use, maintenance, and the repair of underground power lines for a substation facility.

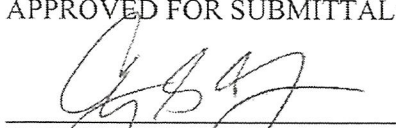
RECOMMENDATION:

That the Board authorize the Department of Transportation to enter into and issue a Grant of Non-exclusive Easement to HAWAIIAN ELECTRIC COMPANY, INC., a Hawaii corporation, 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; and (3) review and approval of the Department of the Attorney General.

Respectfully submitted,


FORD N. FUCHIGAMI
Director of Transportation

APPROVED FOR SUBMITTAL:


CARTY S. CHANG
Acting Chairperson

