



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

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

MOLOKAI

ISSUANCE OF THREE (3) MONTH-TO-MONTH REVOCABLE PERMITS TO MARINE SPILL RESPONSE CORPORATION, FOR VESSEL STORAGE AND STORAGE OF EMERGENCY OIL SPILL RESPONSE EQUIPMENT, SITUATED AT KAUNAKAKAI HARBOR, ISLAND OF MOLOKAI, TAX MAP KEY NOS. (2) 5-3-001:066 (P) AND (2) 5-3-001:011 (P), GOVERNOR'S EXECUTIVE ORDER NO. 1673

LEGAL REFERENCE:

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

APPLICANT:

Marine Spill Response Corporation ("Applicant"), is a foreign nonprofit corporation whose mailing address is 220 Spring Street, Suite 500, Herndon, Virginia 20170.

CHARACTER OF USE:

Use of area for vessel storage and storage areas for emergency oil spill response equipment.

LOCATION:

Portion of governmental lands at Kaunakaki Harbor, Island of Molokai, Tax Map Key Nos. (2) 5-3-001:066 (P) and (2) 5-3-001:011 (P), Governor's Executive Order No. 1673, as shown on the attached map labeled Exhibit A.

AREA: See attached Exhibits A and B

AREA	DESCRIPTION	TYPE	SQ. FT.	RATE PER SQ. FT.	MONTHLY RENTAL CHARGE	SECURITY DEPOSIT
1	Storage area for spill response equipment	Improved Land-paved	1,230	\$ 0.18	\$ 221.40	\$ 442.80
2	Boat Trailer storage	Improved Land-paved	336	\$0.18	\$ 60.48	\$ 120.96
3	Stationary storage container for emergency spill response equipment	Improved Land-paved	160	\$ 0.18	\$ 28.80	\$ 57.60

\$ 310.68	\$ 621.36
Total Monthly Rental	Total Security Deposit

CONSIDERATION:

Determined by appraisal as of March 20, 2019, for revocable permits in Kaunakakai Harbor.

ZONING:

State Land Use Commission: Urban
 County of Maui: Interim

COMMENCEMENT DATE:

To be determined by the Director of Transportation.

TRUST LAND STATUS:

Subsection 5(b) of the Hawaiian Admission Act (ceded lands).

CURRENT USE STATUS:

The Applicant assumed ownership of equipment from the previous permittee, Clean Island Council, and is currently occupying the premises. The State of Hawaii, Department of Transportation, Harbors Division (“DOT Harbors”), has been reviewing all month-to-month permits to ensure compliance with and applicability to Sections 171-17 and 171-55, HRS. The DOT Harbors is updating the Applicant’s permit with current appraised rates and updated permit terms (as applicable).

LAND TITLE STATUS:

Acquired by DOT Harbors through eminent domain proceedings by issuance of Governor’s Executive Order No. 1673

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

This action is exempt from Office of Environmental Quality Control (“OEQC”) requirements pursuant to Sub-Chapter 11-200.1, Hawaii Administrative Rules, that exempts the following:

“Exemption Class 1: Operations, repairs or maintenance of existing structures, facilities, equipment or topographical features, involving minor expansion or minor change of use beyond that previously existing.”

The DOT Harbors will submit its publication request of this Exemption Notice to the OEQC for publication on the 8th of each month.

REMARKS:

The Applicant is the largest oil spill removal organization in the United States and provide essential services to many commercial harbors. They provide emergency response to oil spills of all sizes and also have equipment available for oil spill prevention and mitigation if needed. The Applicant provides trained personnel, equipment, and other resources to respond to oil spills, and mitigate damage to the environment. The Applicant also provides ongoing training exercises which are tailored to their customers' specific needs.

RECOMMENDATION:

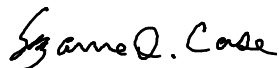
That the Board authorizes the DOT Harbors to issue the Applicant three (3) month-to-month revocable permits for the above-stated purposes, subject to the terms and conditions outlined above and incorporated herein by reference, and such terms and conditions as may be prescribed by the Director of Transportation 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

Atts.: Exhibits A and B



Area 1: Storage area for spill response equipment

Area 2: Boat Trailer storage

Area 3: Stationary storage container for emergency spill response equipment

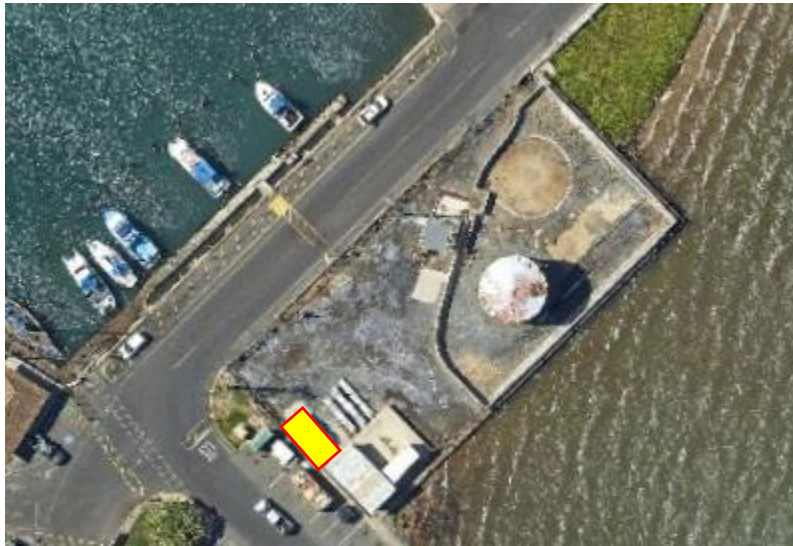
Area 1: Storage area for spill response equipment



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
1	Storage area for spill response equipment	Improved Land-paved	41'	30'	1,230



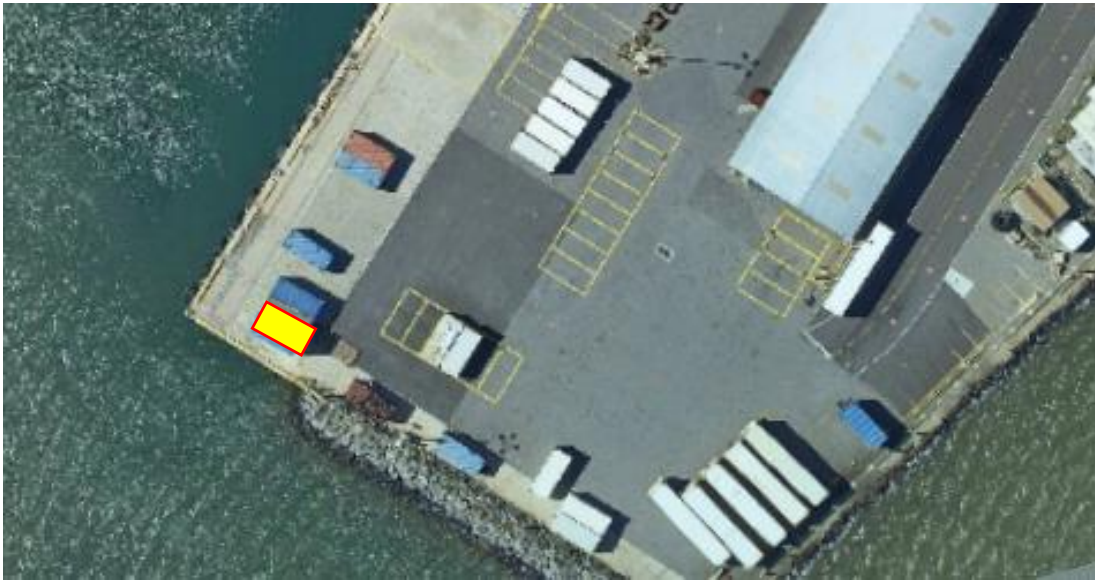
Area 2: Boat Trailer storage



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
2	Boat Trailer storage	Improved Land-paved	28'	12'	336



Area 3: Stationary storage container for emergency spill response equipment



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
3	Stationary storage container for emergency spill response equipment	Improved Land-paved	20'	8'	160

