

DAVID Y. IGE  
GOVERNOR



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

JADE T. BUTAY  
DIRECTOR

Deputy Directors  
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IN REPLY REFER TO:

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

**OAHU**

ISSUANCE OF A RIGHT-OF ENTRY TO THE HONOLULU FIRE DEPARTMENT,  
FOR USE OF THE FERRY TERMINAL BUILDING AND AREA ADJACENT FOR  
PARKING, SITUATED AT PIER 19, HONOLULU HARBOR, ISLAND OF OAHU,  
TAX MAP KEY NO. (1) 1-5-039:063 (P), GOVERNORS EXECUTIVE ORDER  
NO. 2903

**LEGAL REFERENCE:**

Sections 171-6, 171-11, 171-13, 171-17, and 171-95, Hawaii Revised Statutes ("HRS"),  
as amended.

**APPLICANT:**

Honolulu Fire Department ("Applicant"), is a government agency that provides fire  
protection and first responder Emergency Medical Services to the City and County  
of Honolulu, whose mailing address is 636 South Street, Honolulu, Hawaii 96813.

**CHARACTER OF USE:**

To use the Ferry Terminal Building for training purposes and adjacent area outside of the  
building for parking while using the facility.

**LOCATION:**

Portion of governmental lands at Pier 19, Honolulu Harbor, Island of Oahu, Tax Map  
Key No. (1) 1-5-039:063 (P), Governor's Executive Order No. 2903 as shown on the  
attached map labeled Exhibit A.

**AREA:**

Please see attached Exhibit A.

**ITEM M-13**

**CONSIDERATION:**

Gratis

**ZONING:**

State Land Use Commission: Urban  
County of Oahu: I-3, (Waterfront Industrial District)

**TERM OF RIGHT-OF-ENTRY:**

Three (3) months. The State of Hawaii, Department of Transportation, Harbors Division (“DOT Harbors”), has the option to extend an additional thirty (30) calendar days. Extensions beyond the 30-days will require approval from the board.

**COMMENCEMENT DATE:**

To be determined by the Director of Transportation.

**TRUST LAND STATUS:**

Land acquired after Statehood (non-ceded).

**CURRENT USE STATUS:**

The Ferry Terminal is currently vacant.

**LAND TITLE STATUS:**

Acquired by DOT Harbors, through eminent domain proceedings land acquired by issuance of Governor’s Executive Order No. 2903.

**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 8<sup>th</sup> of each month.

**APPLICANT REQUIREMENTS:**

Applicant shall be required to:

1. While rental of the facility will be gratis, Applicant shall pay DOT Harbors all costs incurred as a result of use of facility. These costs include but are not limited to, electricity, water, consumables, and any overtime costs incurred to service the building after hours or on holidays.
2. Applicant shall obtain the following insurance during the term of the Right-of-Entry Agreement and naming DOT Harbors as additional insured:
  - a. Comprehensive General Liability and Property Damage Insurance with a combined minimum single limit of Two Million and 00/100 Dollars (\$2,000,000.00) per occurrence for bodily injury and property damage.
  - b. Worker's Compensation Insurance as required by applicable law. DOT Harbors will be named as additional insured.

**REMARKS:**

The Applicant provides essential fire protection and first responder Emergency Medical Services to the citizens of the City and County of Honolulu. The applicant is dedicated to providing a safer community through prevention, preparedness, and effective emergency response.

**RECOMMENDATION:**

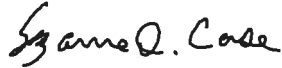
That the Board authorize the DOT Harbors to issue the Applicant a Right-of-Entry Agreement for the above-stated purposes, subject to the terms and conditions outlined above and incorporated herein by reference, and such terms and conditions as may be prescribed by the Director of Transportation to best 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

Att.: Exhibit A

