



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

IN REPLY REFER TO:

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

MAUI

ISSUANCE OF TWO MONTH-TO-MONTH REVOCABLE PERMITS TO AMERICAN GUARD SERVICES, INC., FOR A PASSENGER SCREENING AREA AND STORAGE SPACE SITUATED AT PIER 1, KAHULUI HARBOR, ISLAND OF MAUI, TAX MAP KEY NO. (2) 3-7-010:006 (P), GOVERNOR'S EXECUTIVE ORDER NO. 2986

LEGAL REFERENCE:

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

APPLICANT:

American Guard Services, Inc. (Applicant), is a foreign profit corporation whose business registration and mailing address is 1125 W 190th Street, Gardena, California 90248.

CHARACTER OF USE:

Use of passenger screening area and storage space to support security measures for passengers traveling via cruise ships at Pier 1, Kahului Harbor, island of Maui.

LOCATION:

Portions of governmental lands situated at Kahului Harbor, Tax Map Key No. (2) 3-7-010:006 (P), Governor's Executive Order No. 2986, as shown on the attached map labeled Exhibit A.

AREA: See attached Exhibit A

AREA	DESCRIPTION	TYPE	SQ. FT.	RATE PER SQ. FT.	MONTHLY RENTAL CHARGE	SECURITY DEPOSIT
1	Storage for spare screening machine	Warehouse	40	\$1.25	\$50.00	\$100.00
2	Passenger screening area (terminal)	Warehouse	1,248	\$1.25	\$1,560.00	\$3,120.00
					\$1,610.00	\$3,220.00
					Total Monthly Rental	Total Security Deposit

CONSIDERATION:

Determined by appraisal as of March 20, 2019, for Revocable Permits in Kahului Harbor.

ZONING:

State Land Use Commission: Urban
 County of Maui: M-2, Heavy Industrial

COMMENCEMENT DATE:

To be determined by the Director of the Department of Transportation.

TRUST LAND STATUS:

Subsection 5(a) of the Hawaii Admission Act (non-ceded lands).

CURRENT USE STATUS:

The area is currently vacant.

LAND TITLE STATUS:

Acquired by the Department of Transportation, Harbors Division (DOH), through eminent domain proceedings by issuance of Governor's Executive Order No. 2986.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

This use is exempt from the Office of Environmental Quality Control requirements pursuant to Section 11-200.1, Hawaii Administrative Rules (HAR), which 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 DOTH deems the action as de minimis and exempts it from the preparation of an exemption notice in accordance with Section 11-200.1-16(b), HAR. The exemption declaration for the action described above is based on the exemption list for the DOTH, reviewed, and concurred to by the Environmental Council on February 1, 2022.

REMARKS:

The Applicant is an accredited security protection firm with trained security personnel specializing in Cruise Ship Passenger Terminal Operations. Prior to the COVID-19 pandemic, the Applicant had been operating at Pier 1, Kahului Harbor, providing security services for passenger cruise ships. The Applicant provides its personnel with training focused on advanced planning, preparation for all contingencies, and continued training to ensure compliance with the Regulations and Standards specific to the Maritime Cruise Ship Industry.

RECOMMENDATION:

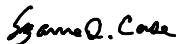
That the Board authorize the DOTH to issue the Applicant two Month-to-Month Revocable Permits for the above-stated purposes, subject to the terms and conditions outlined above and incorporated herein by reference, and such terms and conditions as may be prescribed by the Director of Transportation to best serve the interest of the State.

Respectfully submitted,

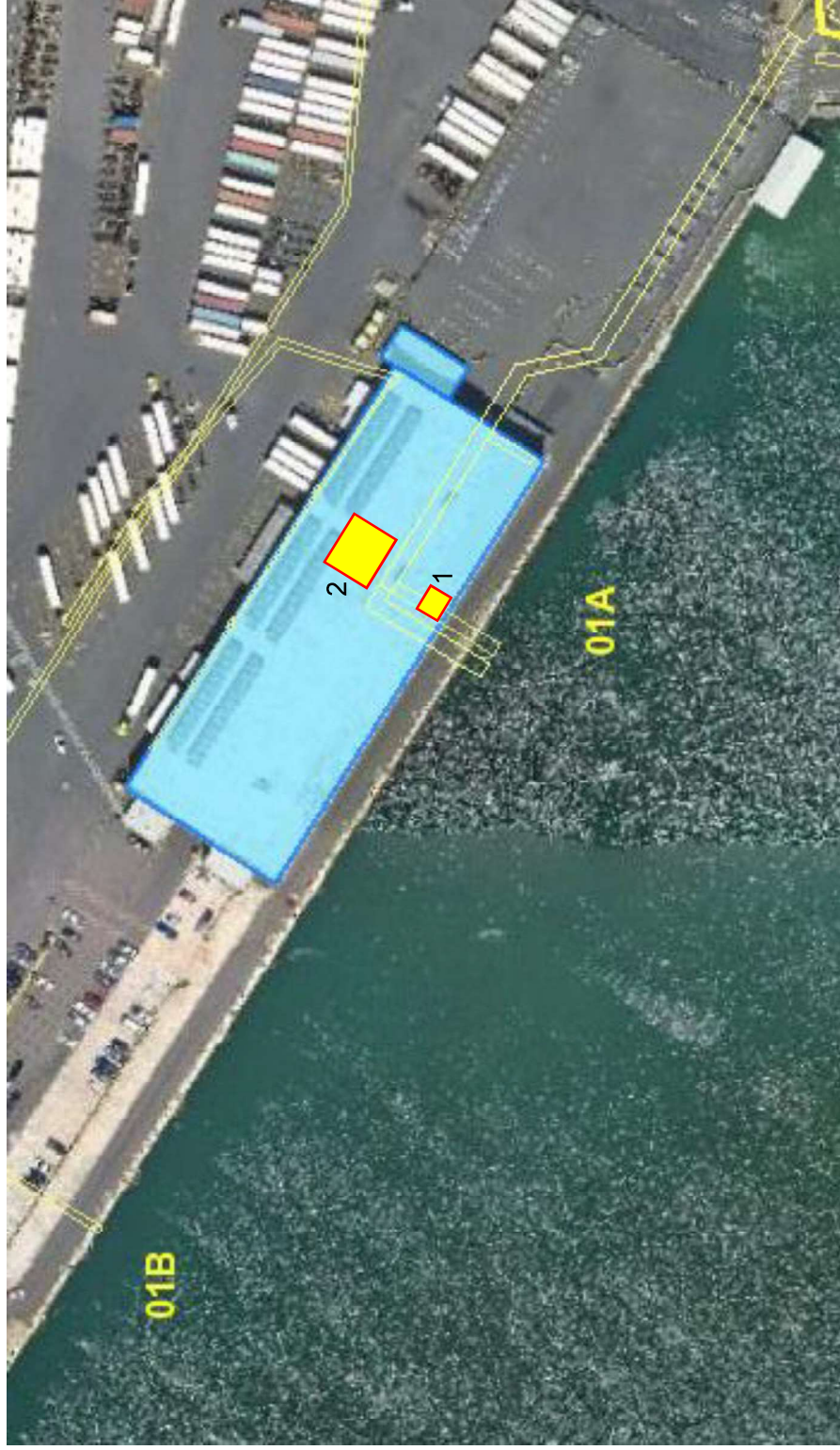


JADE T. BUTAY
Director of Transportation

APPROVED FOR SUBMITTAL:



SUZANNE D. CASE
Chairperson and Member
Board of Land and Natural Resources



1. Storage for spare screening machine
2. Passenger screening area (terminal)