ISSUANCE OF A LEASE FOR THE INSTALLATION OF FOUR AVIATION WEATHER CAMERAS, A SMALL WEATHER INSTRUMENT AND A FIBERGLASS ENCLOSURE HOUSING A CAMERA CONTROL AND LIGHTNING ARRESTOR UNIT TO SUPPORT AIR TRAFFIC OPERATIONS UNITED STATES OF AMERICA, FEDERAL AVIATION ADMINISTRATION KAPALUA AIRPORT

MAUI

TAX MAP KEY: (2) 4-3-01: PORTION OF 68

APPLICANT:

United States of America by the Federal Aviation Administration (FAA).

LEGAL REFERENCE:

Section 171-95, Hawai‘i Revised Statutes (HRS).

LOCATION AND TAX MAP KEY:

Portion of Kapalua Airport (JHM), Mahinahina, County of Maui, identified by Tax Map Key: 2nd Division, 4-3-01: Portion of 68.

AREAS:

Space Nos. 101A-101F, as shown and delineated on the attached Exhibit A.

ZONING:

State Land Use District: Urban
County of Maui: Airport

ITEM M-5
BLNR – ISSUANCE OF A LEASE FOR THE INSTALLATION OF FOUR AVIATION WEATHER CAMERAS, A SMALL WEATHER INSTRUMENT AND A FIBERGLASS ENCLOSURE HOUSING A CAMERA CONTROL AND LIGHTNING ARRESTER UNIT TO SUPPORT AIR TRAFFIC OPERATIONS
UNITED STATES OF AMERICA, FEDERAL AVIATION ADMINISTRATION
Page 2

LAND TITLE STATUS:

Section 5(a) lands of the Hawai‘i Admission Act: Non-Ceded
DHHIL 30% entitlement lands pursuant to Hawai‘i Admission Act YES ___ NO X

CURRENT USE STATUS:

Land presently encumbered by Governor’s Executive Order No. 4552, dated April 5, 2018, setting aside 57.296 acres designated as Kapalua-West Maui Airport to be under the control and management of the State of Hawai‘i, Department of Transportation for Airport Purposes.

CHARACTER OF USE:

FAA will install four (4) aviation weather cameras, a small weather instrument and a fiberglass enclosure housing a camera control and lightning arrester unit on an existing State Weather Tower in support of their Air Traffic Operations at JHM.

LEASE TERM:

Fifteen (15) Years.

COMMENCEMENT DATE:

Upon execution of the lease document.

ANNUAL RENTAL:

Gratis, per the terms of the FAA lease agreement.

PERFORMANCE BOND:

Not Applicable

CHAPTER 343, HRS - ENVIRONMENTAL ASSESSMENT:

The State of Hawai‘i, Department of Transportation, Airports Division has determined that the impacts of this action are de minimis and exempt, pursuant to Department of Transportation, Comprehensive Exemption List, Type 8, Part 1, 8(g), concurred to by the Environmental Advisory Council on February 1, 2022.
REMARKS:

In accordance with Section 171-95, HRS, relating generally to Public Lands, Management and Disposition of and relating specifically to Disposition to Governments, Governmental Agencies, Public Utilities, and Renewable Energy Producers, Airports Division proposes to issue a lease to the FAA to install four (4) aviation weather cameras, a small weather instrument and fiberglass enclosure to house a camera control and lightning arrester unit to support their Air Traffic Operations at JHM.

RECOMMENDATION:

That the Board authorize the Department of Transportation to issue lease to the FAA, subject to: (1) terms and conditions herein outlined, which are by reference incorporated herein; and (2) such additional 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 as to the lease form and content.

Respectfully submitted,

JADE T. BUTAY
Director of Transportation

APPROVED FOR SUBMITTAL:

SUZANNE D. CASE
Chairperson and Member