



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

JADE T. BUTAY  
DIRECTOR

Deputy Directors  
ROSS M. HIGASHI  
EDUARDO P. MANGLALLAN  
EDWIN H. SNIFFEN

IN REPLY REFER TO:

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

**OAHU**

ISSUANCE OF MONTH-TO-MONTH REVOCABLE PERMIT TO MC&A, INC., FOR STORAGE OF LUGGAGE FOR DISEMBARKING PASSENGERS ONLY WHEN SHIP IS MOORED, PORTION OF PIER 2 FERRY TERMINAL, HONOLULU HARBOR, OAHU, TAX MAP KEY NO. (1) 2-1-015:030 (P), GOVERNOR'S EXECUTIVE ORDER NO. 4238

**LEGAL REFERENCE:**

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

**APPLICANT:**

MC&A, Inc. (Applicant), is a domestic profit corporation, whose mailing and registration address is 615 Piikoi Street, Suite 1000, Honolulu, Hawaii 96814.

**CHARACTER OF USE:**

Storage of luggage for disembarking passengers only when the Norwegian Cruise Line ship is moored at Pier 2. After which, luggage is removed, and the area is completely cleared and vacated of all items. Permittee must be at all times in compliance with the United States Coast Guard terminal security requirements.

**LOCATION:**

Portion of Pier 2 Ferry Terminal, Honolulu Harbor, Oahu, Tax Map Key No. (1) 2-1-015:030 (P), as shown on the attached Exhibit A.

**AREA:** See attached Exhibit A.

288 square feet (12 feet x 24 feet) for storage of luggage for disembarking passengers only during the time when the Norwegian Cruise Line ship is moored at Pier 2. After which, luggage is removed, and the area is completely cleared and vacated of all items.

**ITEM M-5**

**CONSIDERATION:**

\$100.00 per month or 10% of the gross receipts, whichever is greater.  
Security Deposit \$200.00.

10% of the gross receipts is 10% of the luggage storage fees plus State General  
Excise Tax.

**ZONING:**

State Land Use Commission:	Urban
City and County of Honolulu:	I-3 (Waterfront Industrial)

**COMMENCEMENT DATE:**

To be determined by the Director of Transportation.

**TRUST LAND STATUS:**

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

**CURRENT USE STATUS:**

The Applicant uses the area for storage of luggage for disembarking passengers only during the time when the Norwegian Cruise Line ship is moored at Pier 2. After which, luggage is removed, and the area is completely cleared and vacated of all items.

**LAND TITLE STATUS:**

Governor's Executive Order No. 4238 for continued Manifested Cargo and Passenger Operation purposes, to be under the control and management of the State of Hawaii, Department of Transportation, Harbors Division (DOTH).

**CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:**

This use is exempt from the Office of Planning and Sustainable Development and Environmental Review Program requirements pursuant to Section 11-200.1, Hawaii Administrative Rules (HAR), which exempts the following:

“Exemption Class 2: Replacement or reconstruction of existing structures and facilities where the new structure will be located, generally on the same site, and will have

substantially the same purpose, capacity, density, height, and dimensions as the structure replaced.”

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 had a month-to-month revocable permit for storage of luggage in this portion of the Pier 2 Ferry Terminal, Honolulu Harbor, before termination due to the pandemic.

As cruise ship operations have returned, the Applicant has resumed luggage storage activities, under the tariff.

The Applicant requests issuance of a new revocable permit, and the DOTH has been reviewing all month-to-month revocable permits to ensure compliance with and applicability to Sections 171-17 and 171-55, HRS. This submittal will update and renew the month-to-month permit, which is compliant with Chapter 171, HRS.

**RECOMMENDATION:**

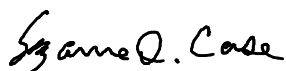
That the Board authorize the DOTH to issue the Applicant a month-to-month revocable permit for the above-stated purpose, subject to the terms and conditions outlined above and incorporated herein by reference, and such terms and conditions as may be prescribed by the Director of Transportation to best 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

# Exhibit A

