

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

February 24, 2023

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

Hawaii

Consent to Term Easement on Lands under Governor's Executive Order No. 4497 to County of Hawaii, for Mass Transit Agency Base Yard and Maintenance Facilities Purposes, Waiakea, South Hilo, Hawaii, Tax Map Key: (3) 2-1-013:171.

CONTROLLING AGENCY:

County of Hawaii, a government agency.

APPLICANT:

Hawaiian Electric Company, Inc., a Hawaii corporation

LEGAL REFERENCE:

Section 171-11, Hawaii Revised Statutes, as amended.

ZONING:

State Land Use District: Agricultural  
County of Hawaii CZO: Ag 20a – agricultural 20 acre minimum

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act  
DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: NO

CURRENT USE STATUS:

Governor's Executive Order No. 4497 to County of Hawaii for Mass Transit Agency Base Yard and Maintenance Facilities purposes.

EASEMENT TERMS & CONDITIONS:

LOCATION: Portion of Government lands situated at Waiakea, South Hilo, Hawaii identified by Tax Map Key: (3) 2-1-013:171, as shown on the attached map labeled Exhibits A and A-1.

AREA: 12,600 square feet, more or less.

CHARACTER : Maintenance of an electric charging station installed to charge County of Hawaii mass transit vehicles.

TERM: 10 years, commencing on the in-service date and expiring ten (10) years afterwards.

RENT AMOUNT: \$ 0 per annum.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

The controlling agency shall be responsible for ensuring compliance with Chapter 343, HRS.

DCCA VERIFICATION:

Place of business registration confirmed:	YES
Registered business name confirmed:	YES
Applicant in good standing confirmed:	YES

REMARKS:

At its meeting of July 10, 1964, Item F-7, the Board of Land and Natural Resources (BLNR) approved the issuance of Governor's Executive Order No. 1288 setting aside 40 acres to the Hawaii County Board of Supervisors for a Quarry and Borrow Pit Site.

At its meeting of October 23, 2015, Item D-1, the BLNR approved the withdrawal and reset-aside of 5.34 acres of the previous Governor's Executive Order to the County of Hawaii (County) for a Mass Transit Agency Base Yard and Maintenance Facility, now referenced as the subject parcel, Governor's Executive Order No. 4497.

The County is prepared to enter into a 10-year pilot project with Hawaiian Electric Company, Inc. (HECO) to install an electric vehicle charging station on the subject premises for use by the County to charge its eBuses. The installed equipment will be owned and maintained by HECO and used solely by the County. At the end of the 10-year pilot period, the equipment will be transferred

to the County and will be under its control. During the 10-year pilot period, HECO will obtain charging data for research purposes.

Since the equipment will be owned and maintained by HECO during the pilot period, it is requesting a maintenance easement from the County to access, maintain and gather data from the equipment. Henceforth, the County is asking for BLNR consent to issue the 10-year term maintenance easement. Pursuant to Section 171-11, HRS, the County is authorized to:

exercise all of the powers vested in the [BLNR] in regard to the issuance of leases, easements, licenses, revocable permits, concessions, or rights of entry covering such lands for such use as may be consistent with the purposes for which the lands were set aside on the same terms, conditions, and restrictions applicable to the disposition of public lands, as provided by this chapter all such dispositions being subject to the prior approval of the [BLNR] . . . .

The proposed use is consistent with the purpose of the set aside as the charging station will serve only County mass transit vehicles.

RECOMMENDATION:

That the Board consent to the term easement between the County of Hawaii and Hawaiian Electric Company, Inc., subject to any applicable conditions cited above which are by this reference incorporated herein and further subject to the following:

1. Review and approval by the Department of the Attorney General; and
2. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,

*Candace Martin*

*KAM*

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Candace Martin  
Land Agent

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APPROVED FOR SUBMITTAL:



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Dawn N. S. Chang, Chairperson



## EXHIBIT A



## EXHIBIT A-1

