



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

August 28, 2023

Ms. Dawn N. S. Chang, Chairperson
Board of Land and Natural Resources
Kalanimoku Building
1151 Punchbowl Street
Honolulu, Hawaii 96813

Dear Ms. Chang:

OAHU

Request for Authorization to issue a month-to-month Revocable Permit (RP) to National Response Corporation (NRC), for the storage of oil spill response gear, storage of support gear and parking, for its NRC SENTRY moored nearby in Kalaeloa Barbers Point Harbor, situated at Pier 4, Kalaeloa Barbers Point Harbor, island of Oahu, Tax Map Key (TMK) No. (1) 9-1-014:024 (P), Governor's Executive Order No. 3383

LEGAL REFERENCE:

Hawaii Revised Statutes (HRS), Sections 171-6, 171-11, 171-13, 171-17, 171-55, and 171-59, as amended.

APPLICANT:

National Response Corporation (Applicant) is a foreign profit corporation whose mailing address is 18500 North Allied Way, Phoenix, Arizona 85054.

CHARACTER OF USE:

For the storage of oil spill response gear, storage of support gear and parking, for its NRC SENTRY moored nearby in Kalaeloa Barbers Point Harbor.

LOCATION:

Portion of Government lands at Pier 4, Kalaeloa Barbers Point Harbor, island of Oahu, TMK No. (1) 9-1-014:024 (P), as shown on enclosed Exhibit A.

ZONING:

State Land Use Commission: Urban
City and County of Honolulu: I-3 (Waterfront Industrial District)
P-2 (General Preservation District)

AREA: See enclosed Exhibit A

ARE A	TAX MAP KEY NO.	DESCRIPTION	TYPE	SQ. FT.	RATE	RENTAL	SECURITY DEPOSIT
1	(1) 9-1-014:024 (P)	Storage of oil spill response gear.	Improved-Unpaved Land	400	\$0.30	\$120.00	\$240.00
2	(1) 9-1-014:024 (P)	Additional storage of support gear and parking.	Improved-Unpaved Land	1,200	\$0.30	\$360.00	\$720.00
						\$480.00	\$960.00
						Total Monthly Rental	Total Security Deposit

CONSIDERATION:

Month-to-month rent determined by appraisal as of January 1, 2021, for RPs in Kalaeloa Barbers Point Harbor.

LAND TITLE STATUS:

Governor's Executive Order No. 3383 for piers and shoreside facilities purpose, to be under the control and management of the State of Hawaii, Department of Transportation (HDOT).

TRUST LAND STATUS:

Public Land Trust Information System lists status as multiple for TMK No. (1) 9-1-014:024.

CURRENT USE STATUS:

The Applicant currently occupies portions of Pier 4 of Kalaeloa Barber Point Harbor, island of Oahu, for the storage of oil spill response gear, storage of support gear and parking, for its NRC SENTRY moored nearby in Kalaeloa Barbers Point Harbor. The HDOT has been reviewing all month-to-month RP to ensure compliance with and applicability to HRS, Sections 171-17 and 171-55. The HDOT is updating the Applicant's permit with current appraised rates and updated permit terms as applicable.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

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

“Exemption Type 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 HDOT deems the action as de minimis and exempts it from the preparation of an exemption notice in accordance with HAR, Subchapter 11-200.1-16 (b). The exemption declaration for the action described above, based on the Exemption List for the HDOT, reviewed and concurred to by the Environmental Advisory Council on February 1, 2022, is as follows:

Exemption Type 1, Part 1:

- No. B1. “Repair or maintain vehicles, trucks, vessels, machinery, maintenance and construction equipment, and other similar equipment necessary to support operations.”
- No. B2. “Temporary storage and staging of equipment and materials on State lands as necessary to support exempted and planned repair or maintenance activities.”

Exemption Type 8, Part 1:

- No. 8g. “Creation or extension of leases, revocable permits or easements involving negligible or minor expansion or change of use beyond that previously existing.”

REMARKS:

The Applicant is the world’s largest Commercial Oil Spill Response Organization and global leader in providing end-to-end environmental, industrial and emergency response solutions, even under the most challenging conditions. The Applicant manages large scale response projects and spill events as well as providing superior and diverse array of waste management, site remediation and industrial cleaning services since 1992. The Applicant’s clients represent the vast majority of tank and non-tank vessels that call on the ports of Honolulu Harbor and Kalaeloa Barbers Point Harbor for offshore moorings. These vessels berthed in the harbors depend on the Applicant to respond in the event of an environmental disaster. The Applicant’s Hawaii crew has a combined 60 years of oil spill response experience, almost all of which has been gained in the waters of Hawaii.

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RECOMMENDATION:

Based on this submittal, testimony, and facts presented, the HDOT recommends that the Board finds that approving the issuance of a month-to-month RP to the Applicant, including its conditions and rent, will serve the best interest of the State.

Sincerely,



EDWIN H. SNIFFEN
Director of Transportation

APPROVED FOR SUBMITTAL:



DAWN N. S. CHANG, Chairperson

Enclosures

Areas 1 and 2 – Oil Spill Response, Storage of Support Gear Storage and Parking



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
1	Storage of oil spill response gear	Unpaved	10	40	400
2	Additional storage of support gear and parking	Unpaved	25	48	1,200

