



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

HAR-PM.0001907.23

August 15, 2023

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

Dear Ms. Chang:

MOLOKAI

Request for authorization to issue four month-to-month Revocable Permits (RP) to Young Brothers, LLC, for an office trailer, break room, spill response container, and container station, situated at Kaunakakai Harbor, island of Molokai, Tax Map Key (TMK) Nos. (2) 5-3-001:011 (P) and (2) 5-3-001:108 (P), Governor's Executive Order No. 1673.

LEGAL REFERENCE:

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

APPLICANT:

Young Brothers, LLC (Applicant), is a domestic limited liability company, whose mailing address is Pier 40, 1331 North Nimitz Highway, Honolulu, Hawaii 96817.

CHARACTER OF USE:

Applicant's use of space is for an office trailer, break room, spill response container, and container station to support their marine cargo operations at Kaunakakai Harbor, Molokai.

LOCATION:

Portion of Governmental lands at Kaunakakai Harbor, island of Molokai, TMK Nos. (2) 5-3-001:011 (P) and (2) 5-3-001:108 (P), as shown on the enclosed map labeled Exhibits A.

ITEM M-8

AREA: See enclosed Exhibits A

AREA	DESCRIPTION	TYPE	SQ. FT.	RATE PER SQ. FT.	MONTHLY RENTAL CHARGE	SECURITY DEPOSIT
1	Office Trailer	Improved Land-paved	812	\$0.23	\$186.76	\$373.52
2	Break room	Improved Land-paved	320	\$0.23	\$ 73.60	\$147.20
3	YB Spill Response Container	Improved Land-paved	160	\$0.23	\$ 36.80	\$ 73.60
4	Container Station	Improved Land-paved	160	\$0.23	\$ 36.80	\$ 73.60

\$333.96	\$667.92
Total Monthly Rental	Total Security Deposit

CONSIDERATION:

Month-to-month rent determined by appraisal as of June 1, 2022, for RP in Kaunakakai Harbor.

ZONING:

State Land Use Commission: Urban
 County of Maui: Interim (Draft)

COMMENCEMENT DATE:

To be determined by the Director of Transportation.

TRUST LAND STATUS:

Public Land Trust Information System states trust land status for TMK Nos. (2) 5-3-001:011 (P) and (2) 5-3-001:108 (P) as Subsection 5 (b) of the Hawaii Admission Act (ceded).

CURRENT USE STATUS:

The area is currently occupied by the Applicant.

LAND TITLE STATUS:

Acquired by the State of Hawaii, Department of Transportation (HDOT), through eminent domain proceedings; issuance of Governor’s Executive Order No. 1673.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

This use is exempt from the Office of Planning and Sustainable Development, and Environmental Review Program requirements pursuant to Subchapter 11-200.1, Hawaii Administrative Rules (HAR), that 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, Section 11-200.1-16 (b). The exemption declaration for the action described above is 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. A1. “Repair or maintain buildings, office space, sheds, parking structures, warehouses, utility systems, aircraft aprons and hardstands, hangars, tunnels and other similar structures or facilities necessary for the continued function and use, and to meet current local, state and federal standards and regulations.”
- No. B2. “Temporary storage and staging of equipment and materials on State land 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 has been servicing the Hawaiian Islands for over 100 years. The Applicant is also the only regularly scheduled common carrier that routinely transports goods to all of the main Hawaiian Islands. It is committed to investing in new vessels and shoreside technologies to increase safety and lessen the impact on the environment.

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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 four 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

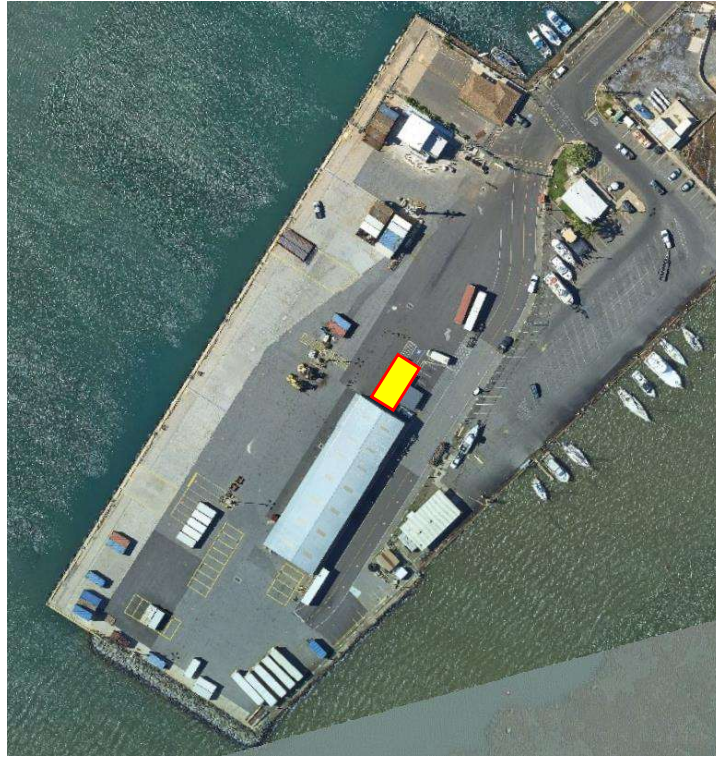
APPROVED FOR SUBMITTAL:



DAWN N. S. CHANG, Chairperson

Enclosures

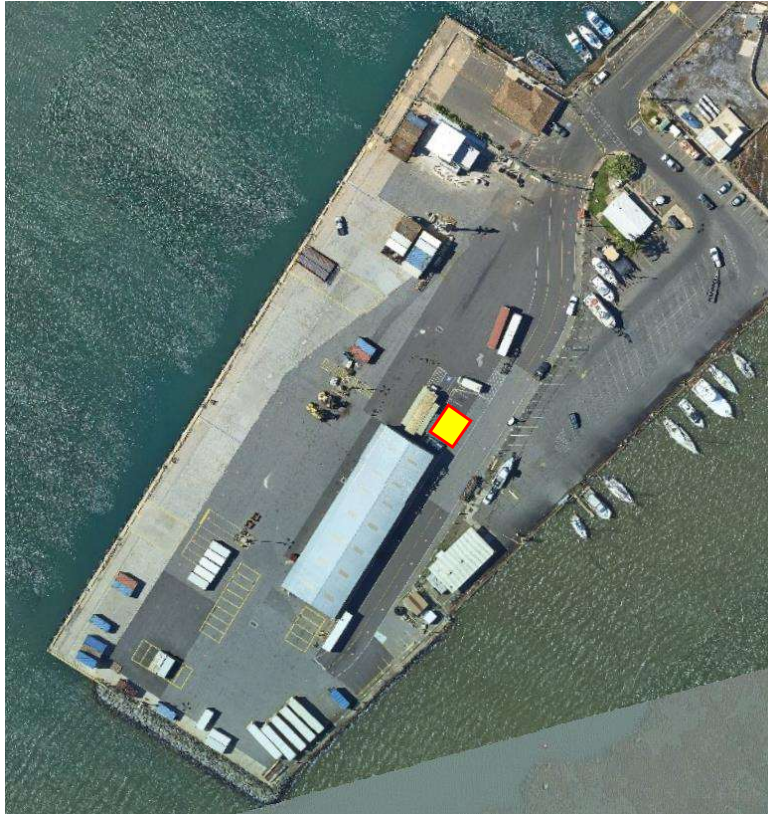
Area 1 – Office Trailer



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
1	Office Trailer	Improved Land-paved			812



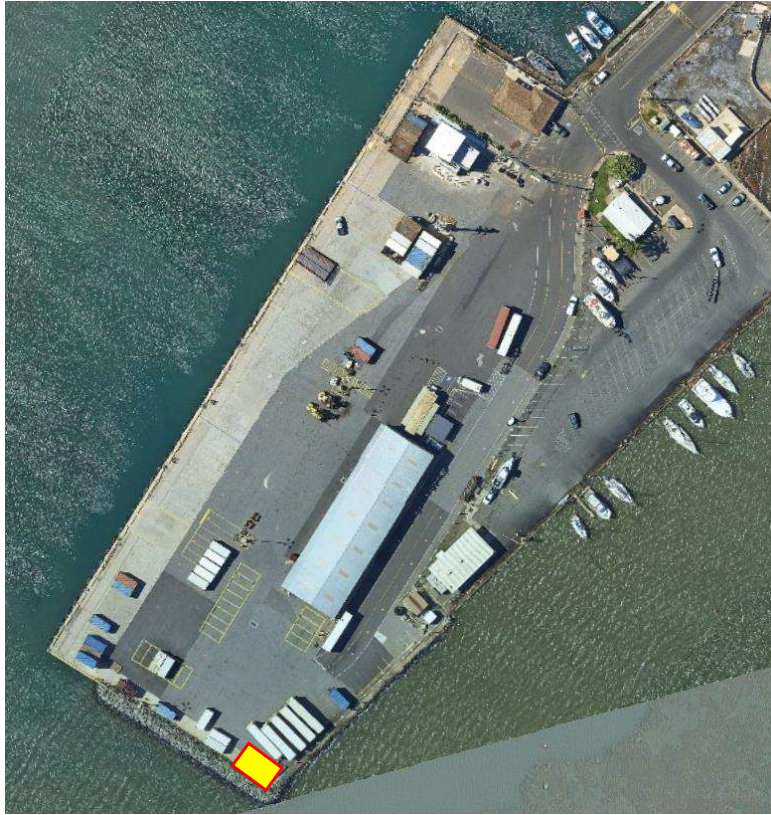
Area 2 – Break room



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
2	Break room	Improved Land-paved	16'	20'	320



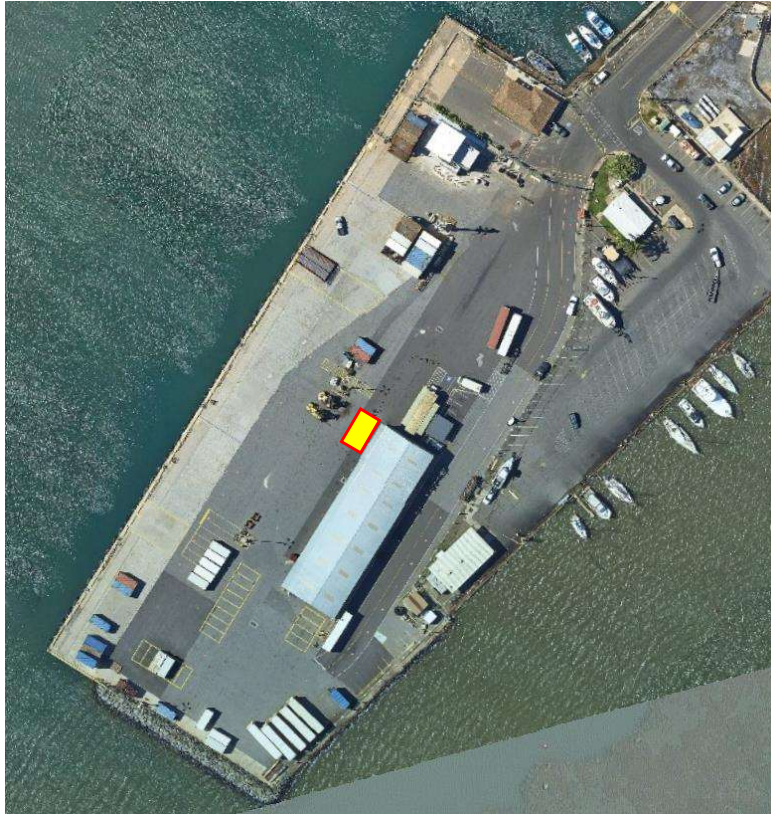
Area 3 – YB Spill Response Container



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
3	YB Spill Response Container	Improved Land-paved	8'	20'	160



Area 4 – Container Station



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
4	Container Station	Improved Land-paved	20'	8'	160

