

JOSH GREEN, M.D.  
GOVERNOR  
KE KIA'ĀINA



EDWIN H. SNIFFEN  
DIRECTOR  
KA LUNA HO'OKELE

Deputy Directors  
Nā Hope Luna Ho'okele  
DREANALEE K. KALILI  
TAMMY L. LEE  
ROBIN K. SHISHIDO

**STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII'**  
**DEPARTMENT OF TRANSPORTATION | KA 'OIHANA ALAKAU**  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097

IN REPLY REFER TO:

HAR-PM.0002525.24

January 17, 2024

TO: DAWN N. S. CHANG, CHAIRPERSON  
DEPARTMENT OF LAND AND NATURAL RESOURCES

FROM: EDWIN H. SNIFFEN *EHS*  
DIRECTOR OF TRANSPORTATION

SUBJECT: LAND BOARD SUBMITTAL  
REQUEST FOR AUTHORIZATION TO ISSUE A MONTH-TO-MONTH  
REVOCABLE PERMIT TO VAK FISHERIES LLC AND MR. KIM LU, IN HIS  
INDIVIDUAL CAPACITY FOR A FISHING VESSEL, AGENT OFFICE AND  
STORAGE OF FISHING VESSEL-RELATED SUPPLIES, SITUATED AT  
PIER 19 SHED, HONOLULU HARBOR, ISLAND OF OAHU, TAX MAP KEY  
NO. (1) 1-5-039:063 (P), GOVERNOR'S EXECUTIVE ORDER NO. 2903

We respectfully request your approval and signature to the enclosed submittal. Please have submittal placed on the next Land Board agenda.

Should you have any questions, please contact Ms. Karli Taniguchi, Harbors Property Manager, at (808) 587-1944 or by email at [karli.taniguchi@hawaii.gov](mailto:karli.taniguchi@hawaii.gov).

Enclosures

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IN REPLY REFER TO:

January 17, 2024

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 VAK Fisheries LLC and Mr. Kim Lu, in his individual capacity for a fishing vessel, agent office and storage of fishing vessel-related supplies, situated at Pier 19 Shed, Honolulu Harbor, island of Oahu, Tax Map Key (TMK) No. (1) 1-5-039:063 (P), Governor's Executive Order No. 2903

LEGAL REFERENCE:

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

APPLICANT:

VAK Fisheries LLC and Mr. Kim Lu is a domestic limited liability company whose mailing address is 501 North Nimitz Highway Pier 19, Honolulu, Hawaii 96817.

CHARACTER OF USE:

For a fishing vessel, agent office and storage of fishing vessel-related supplies.

LOCATION:

Portion of Government lands at Pier 19 Shed, Honolulu Harbor, island of Oahu, TMK No. (1) 1-5-039:063 (P), as shown on enclosed Exhibit A.

ZONING:

State Land Use Commission:  
City and County of Honolulu:

Urban  
I-3 (Waterfront Industrial District)

AREA: See enclosed Exhibit A

<b>AREA</b>	<b>DESCRIPTION</b>	<b>TYPE</b>	<b>SQ. FT.</b>	<b>RATE</b>	<b>RENTAL</b>	<b>SECURITY DEPOSIT</b>
1	Fishing vessel, agent office and storage of fishing vessel-related supplies.	Warehouse	5,250	\$ 0.94	\$ 4,935.00	\$ 9,870.00

CONSIDERATION:

Month-to-month rent determined by appraisal as of January 1, 2021, for RPs in Honolulu Harbor, Oahu.

LAND TITLE STATUS:

Governor’s Executive Order No. 2903 for maritime and maritime related use, to be under the control and management of the State of Hawaii, Department of Transportation (HDOT).

TRUST LAND STATUS:

Lands acquired after August 1959.

CURRENT USE STATUS:

The Applicant currently occupies a portion of the Pier 19 Shed, Honolulu Harbor, island of Oahu, for a fishing vessel, agent office and storage of fishing vessel-related supplies. The HDOT has been reviewing all month-to-month RPs 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. 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."

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 a fishing vessel owner and agent. The Applicant provides fishing supplies, tools, accessories, oil and filters, water maker parts and accessories, and other services to the 21 fishing vessels that berth at Piers 16 through 18 of Honolulu Harbor.

RECOMMENDATION:

Based on this submittal, testimony, and facts presented, the Department of Transportation 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

Area 1 – Fishing Vessel, Agent Office and Storage



AREA	DESCRIPTION	TYPE	DIMENSIONS	SQ. FT.
1	Fishing vessel, agent office and fishing vessel-related supplies	Warehouse		5250

