



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

April 1, 2024

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

Dear Ms. Chang:

KAUAI

Request for Authorization to issue seven month-to-month Revocable Permits (RP) to Young Brothers, LLC, for an office trailer, reefer plugs and easement, guard station, oil storage, fuel storage, container station, and stevedore break station, situated at Pier 3, Nawiliwili Harbor, island of Kauai, Tax Map Key (TMK) No. (4) 3-2-003:007 (P), Governor's Executive Order No. 3411

LEGAL REFERENCE:

Hawaii Revised Statutes (HRS), 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 1331 North Nimitz Highway, Honolulu, Hawaii 96817.

CHARACTER OF USE:

For an office trailer, reefer plugs and easement, guard station, oil storage, fuel storage, container station, and stevedore break station.

LOCATION:

Portion of Government lands at Pier 3, Nawiliwili Harbor, island of Kauai, TMK No. (4) 3-2-003:007 (P), as shown on enclosed Exhibit A.

**ITEM M-HAR-1**

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**ZONING:**

State Land Use Commission: Urban  
 County of Kauai: General Industrial

**AREA:** See enclosed Exhibit A

AREA	TAX MAP KEY NO.	DESCRIPTION	TYPE	SQ. FT.	RATE	RENTAL	SECURITY DEPOSIT
1	(4) 3-2-003:007 (P)	Office Space.	Improved Land - Paved	3,266	\$ 0.40	\$ 1,306.40	\$ 2,612.80
2	(4) 3-2-003:007 (P)	Reefer Plugs	Improved Land - Paved	85	\$ 0.40	\$ 34.00	\$ 68.00
	(4) 3-2-003:007 (P)	Easement	Improved Land - Paved	4,867	\$ 0.20	\$ 973.40	\$ 1,946.80
3	(4) 3-2-003:007 (P)	Guard Station	Improved Land - Paved	126	\$ 0.40	\$ 50.40	\$ 100.80
4	(4) 3-2-003:007 (P)	Oil Storage	Improved Land - Paved	160	\$ 0.40	\$ 64.00	\$ 128.00
5	(4) 3-2-003:007 (P)	Fuel Storage	Improved Land -Paved	160	\$ 0.40	\$ 64.00	\$ 128.00
6	(4) 3-2-003:007 (P)	Container Station	Improved Land - Paved	375	\$ 0.40	\$ 150.00	\$ 300.00
7	(4) 3-2-003:007 (P)	Stevedore Break Station	Improved Land - Paved	1,575	\$ 0.40	\$ 630.00	\$ 1,260.00

<b>\$ 3,272.20</b>	<b>\$ 6,544.40</b>
<b>Total Monthly Rental</b>	<b>Total Security Deposit</b>

**CONSIDERATION:**

Month-to-month rent determined by appraisal as of January 1, 2021, for RPs in Nawiliwili Harbor, island of Kauai.

**LAND TITLE STATUS:**

Governor’s Executive Order No. 3411 for Harbor related purposes, to be under the control and management of the State of Hawaii, Department of Transportation (HDOT).

**TRUST LAND STATUS:**

Subsection 5 (b)

**CURRENT USE STATUS:**

The Applicant currently occupies portions of Pier 3 of Nawiliwili Harbor, island of Kauai, for an office trailer, reefer plugs and easement, guard station, oil storage, fuel storage, container storage and stevedore break station. 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 permits 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.”
- 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 an interisland freight handling and transportation company which has been in business for over 100 years. The Applicant has a fleet of eight barges with a combined capacity of over 60,000 tons and equipment that can accommodate a range of capacity needs. They are the only regularly scheduled common carrier that transports goods to all of the main Hawaiian Islands. They are committed to investing in new vessels and shoreside technologies to lessen the impact on the environment. The Applicant has a long-standing tradition of supporting the local island communities in many ways, including in-kind gratis shipments, equipment donation, and participation in the Saltchuk Giving Initiative – Hawaii Region. Recently, they have been working with non-profit organizations who are working to support recovery efforts in Maui, due to the wildfires in the form of gratis shipments, which are in-kind services to transport goods.

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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 seven month-to-month RPs 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:



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DAWN N. S. CHANG, Chairperson

Enclosures

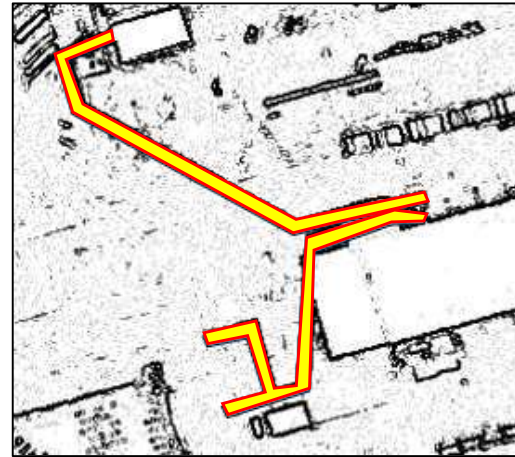
Area 1 – Office Space



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
1	Office Trailer	Paved	46	71	3,266



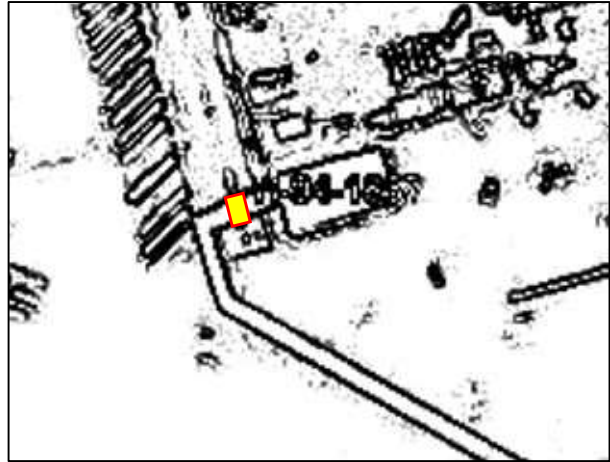
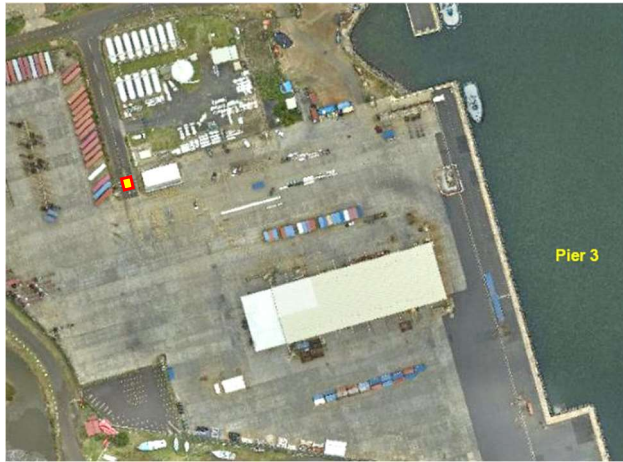
Area 2 – Reefer Plugs and Easement



2	Reefer Plugs and Easement	Paved			85.00
		Paved			4,867



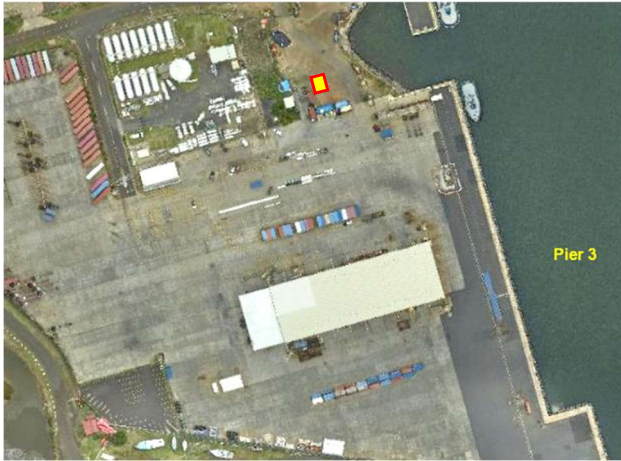
Area 3 – Guard Station



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
3	Guard Station	Paved	7	18	126



Area 4 – Oil Storage

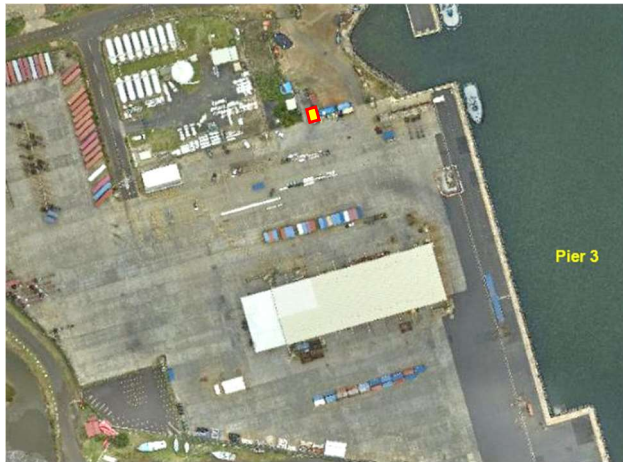


AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
4	Oil Storage	Paved	8	20	160



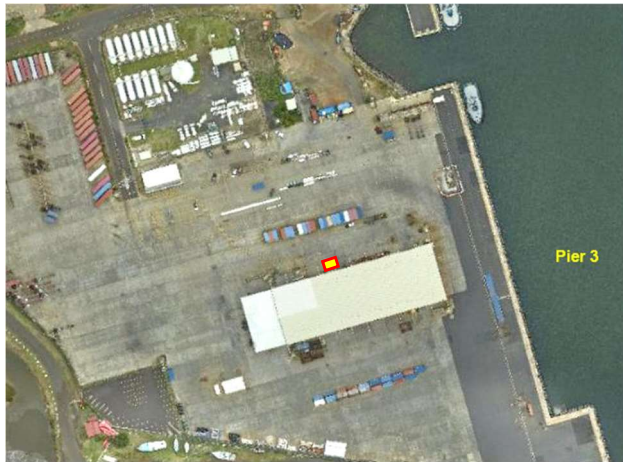


Area 5 – Fuel Storage



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
5	Fuel Storage	Paved	8	20	160

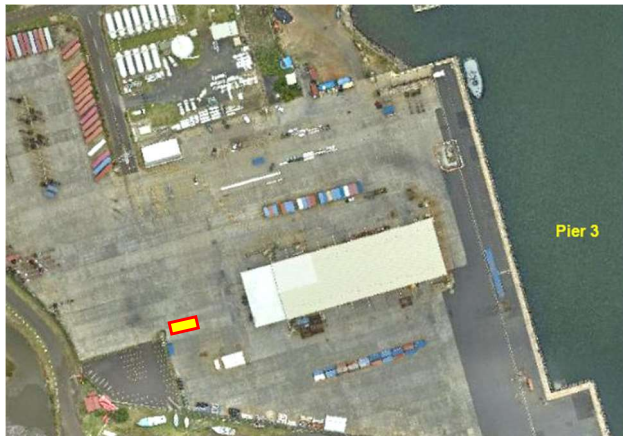
Area 6 – Container Station



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
6	Container Station	Paved	15	25	375



Area 7 – Stevedore Break Station



AREA	DESCRIPTION	TYPE	DIMENSIONS		SQ. FT.
7	Stevedore Break Station	Paved	25	63	1,575

