STATE OF HAWAII DEPARTMENT OF TRANSPORTATION MEMORANDUM

HWY-RM 3.98793

TO: ROBIN K. SHISHIDO, DEP-HWY DATE: July 5, 2024

THROUGH: SERGIO GEORGE G. ABCEDE, HWY

FROM: FAWN Y. YAMADA, HWY-R

SUBJECT: INTERSTATE ROUTE, FEDERAL AID PROJECT NO. I-H1-1(13)

AT EWA, OAHU, HAWAII

TAX MAP KEY NO. (1) 9-7-020: PORTION OF AIRSPACE UNDER

PEARL CITY VIADUCT, ADJACENT TO SECOND STREET

REQUEST FOR REVOCABLE PERMIT

OAHU:

Authorizing the State of Hawaii, Department of Transportation (HDOT), to rent a portion of Interstate Highway, Federal Aid Project No. I-H1-1(13), Oahu, Hawaii, Tax Map Key (TMK) No. (1) 9-7-020:Portion of Airspace under Pearl City Viaduct, Adjacent to Second Street.

REQUEST:

Authorization to rent the area described above and shown on the enclosed TMK map, location map, and Pearl City Viaduct photos, to Vinyl Tech and Masonry, Inc., (VTM). The land is surplus to HDOT's needs and HDOT has no objection to renting the parcel.

LEGAL REFERENCE:

Hawaii Revised Statutes (HRS), Section 171-55 and other applicable sections of Chapter 171, as amended.

LOCATION:

The parcel is located on the island of Oahu.

AREA:

Portion of Interstate Highway I-H1-1(13): Approximately 11,125 square feet.

ZONING:

TMK No. (1) 9-7-020:Portion of Airspace under Pear City Viaduct, Adjacent to Second Street, is zoned as "R-5, Residential".

LAND TITLE STATUS:

Ceded, Department of Hawaiian Home Lands 30 percent entitlement lands pursuant to the Hawaii State Constitution:

YES ____ NO <u>X</u>

CURRENT USE STATUS:

Mostly vacant lot currently, except for limited storage of HDOT material and equipment. Site has been improved with a concrete pad and a small storage/office structure. The structure is currently secured and is not in use.

COMMENCEMENT DATE:

Estimated start date is August 1, 2024.

COMPENSATION:

\$1,826.00 per month, as determined by HDOT, Right-of-Way Branch, Appraisal Section.

LIENS AND/OR ENCUMBRANCES:

None.

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

Pursuant to HRS, Section 11-200.1-158, Hawaii Administrative Rules, the use by VTM is exempt from the preparation of an Environmental Assessment based on the Comprehensive Exemption List for HDOT amended on February 1, 2022. More specifically, Exemption Class Type 8, Part 1, 8-G for "Creation or extension of leases, revocable permits or easements involving negligible or minor expansion or change of use beyond that previously existing".

REMARKS:

In accordance with HRS, Section 171-55 relating to Permits, HDOT proposes to issue a month-to-month Revocable Permit to VTM for storage of business equipment and materials.

Note: VTM was a previous tenant from 2010 to 2012. Upon vacating the premises, HDOT opted to retain an unpermitted structure that VTM placed on the property. Due to current concerns about the safety of the structure, use of the structure will not be allowed. Should VTM obtain a written report confirming the structure is safe and built to applicable standards, HDOT will request approval from the HDOT Board to allow use of the structure.

RECOMMENDATION:

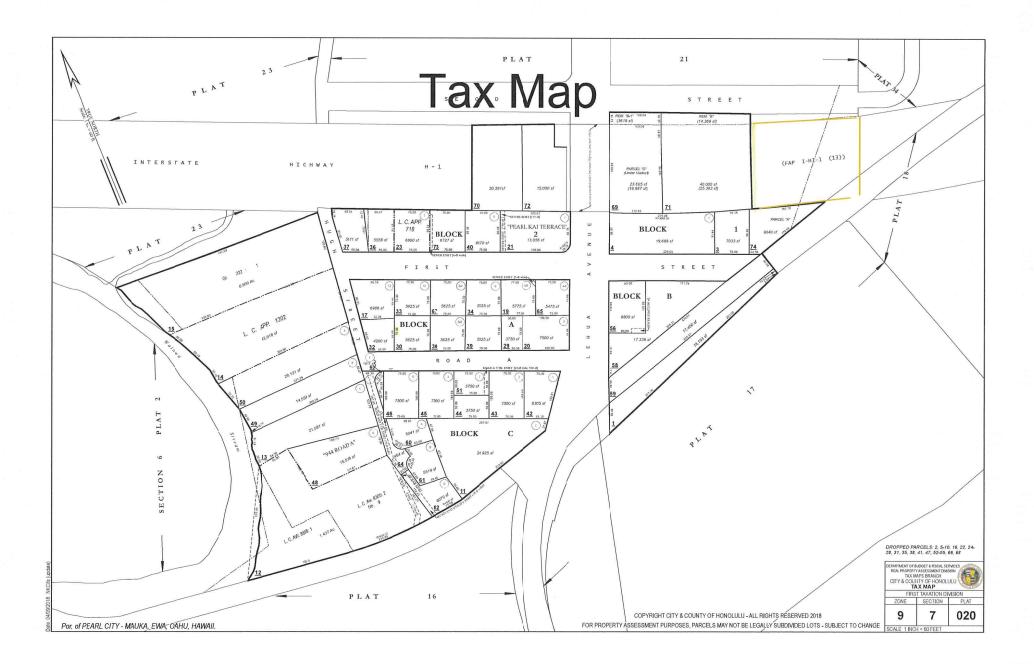
Authorize the issuance of Revocable Permit No. HY 24-172 to VTM within a portion of Interstate Highway, Federal Aid Project No. I-H1-1(13), Oahu, Hawaii, TMK No. (1) 9-7-020:Road, for storage of business equipment and materials.

APPROVED FOR SUBMITTAL:

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ROBIN K. SHISHIDO, DEP-HWY

Enclosures





Revocable Permit – Pearl City Viaduct

Standing on Second Street, facing the freeway.



Inside gate, facing Second Street.



Revocable Permit area is from pillar to pillar.

"Applicant will limit use to the concrete slab – non-paved areas must not be used for storage"



