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GOVERNOR
KE KIA'ĀINA



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII'
DEPARTMENT OF TRANSPORTATION | KA 'ŌIHANA ALAKAU
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IN REPLY REFER TO:

August 14, 2025

Mr. Edwin H. Sniffen, Director
Department of Transportation
869 Punchbowl Street
Honolulu, Hawaii 96813

MAUI

Request for Authorization to issue Right-of-Entry to University of Hawaii, Cooperative Institute for Marine and Atmospheric Research for the deployment of various data collecting instruments for surge and wave monitoring, situated at Kahului Harbor, island of Maui, Tax Map Key No. (2) 3-7-001:022 (Portion), Governor's Executive Order No. 3005

LEGAL REFERENCE:

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

APPLICANT:

University of Hawaii in partnership with Cooperative Institute for Marine and Atmospheric Research (Applicant), is a public, state-controlled institution of higher education, whose mailing address is 2425 Campus Road, Honolulu, Hawaii 96822.

CHARACTER OF USE:

For the deployment of various data collecting instruments for surge and wave monitoring.

LOCATION:

Portion of Government lands at Kahului Harbor, island of Maui, TMK No. (2) 3-7-001:022 (Portion), as shown on enclosed Exhibit A.

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ZONING:

State Land Use Commission:	Conservation, Urban
County of Maui:	M-2, Heavy Industrial

AREA:

See enclosed Exhibit A

CONSIDERATION:

Gratis.

LAND TITLE STATUS:

Under control and management of the Hawaii Department of Transportation (HDOT) through issuance of Governor's Executive Order No. 3005.

TRUST LAND STATUS:

Public Land Trust Information System states trust land status for TMK No. (2) 3-7-001:022 (Portion), is Subsection 5(b) of the Hawaii Admission Act (ceded).

TERM OF RIGHT-OF-ENTRY

Twelve months. The HDOT has the option to extend an additional six months as needed.

CURRENT USE STATUS:

The area is utilized for the cargo operations at Kahului Harbor.

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. B2. "Temporary storage and staging of equipment and materials on State lands as necessary to support exempted and planned repair or maintenance activities."

REMARKS:

The Applicant in partnership with the National Oceanic and Atmospheric Administration, the Cooperative Institute for Marine and Atmospheric Research, and the Pacific Islands Ocean Observing System, is collecting data to model and forecast surge and run-up conditions at Kahului Harbor. The HDOT will be a beneficiary of this data, which will be used to inform the HDOT's climate mitigation and adaptation planning to ensure that cargo operations at Kahului Harbor can continue to effectively serve the community in the coming decades.

The proposed study will require the temporary deployment of several small instruments in marine waters within and just outside of Kahului Harbor. Instruments will be either attached to pier pilings using hose clamps or positioned and weighed down on the ocean floor. The instruments include pressure sensors, current meters, and current profilers. Deployment is anticipated to be temporary and last no longer than a one year. Most of the deployment sites are located within the harbor and within the HDOT's jurisdictional boundaries.

RECOMMENDATION:

Based on this submittal, testimony and facts presented, the HDOT recommends the issuance of a Right-of-Entry to the Applicant including its conditions and rent, under the terms and conditions cited above and other terms and conditions as may be prescribed by the Director of Transportation to best serve the interest of the State.

Sincerely,



DREANALEE K. KALILI
Deputy Director of Transportation for Harbors

Enclosure

Proposed Deployment Sites and Instruments

