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

November 20, 2025

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

OAHU

Request for Authorization to issue a Right-of-Entry (ROE) to Young Brothers, LLC, for cargo yard use, situated at Pier 19, Honolulu Harbor, island of Oahu, Tax Map Key (TMK) Nos. (1) 1-5-039:007 (Portion), (1) 1-5-039:060, (1) 1-5-039:061, (1) 1-5-039:047, and (1) 1-5-039:036 (Portion), Governor's Executive Order (GEO) No. 2903.

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 1331 North Nimitz Highway, Honolulu, Hawaii 96817.

CHARACTER OF USE:

For cargo yard use.

LOCATION:

Portion of Government lands at Pier 19, Honolulu Harbor, island of Oahu, TMK Nos. (1) 1-5-039:007 (Portion), (1) 1-5-039:060, (1) 1-5-039:061, (1) 1-5-039:047, and (1) 1-5-039:036 (Portion), as shown on enclosed Exhibit A.

ZONING:

State Land Use Commission:
City and County of Honolulu:

Urban
I-3, Waterfront Industrial District
IMX-1, Industrial Mixed-Use District

AREA: See enclosed Exhibit A

Approximately, 2.93 acres or 127,630 square feet of paved-improved land.

CONSIDERATION, ROE:

Consideration shall be gratis for ROE duration of 90 calendars days or less. Should the ROE duration exceed 90 calendar days, a month-to-month rental of two thousand five hundred dollars (\$2,500.00) shall be collected, in accordance with the Hawaii Department of Transportation (HDOT), Harbors, Policy.

LAND TITLE STATUS:

GEO No. 2903 for maritime and maritime related use, to be under the control and management of the HDOT.

TRUST LAND STATUS:

Acquired after 8/59.

CURRENT USE STATUS:

The premises are currently being utilized for cargo yard purposes.

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.

APPLICANT REQUIREMENTS:

The Applicant shall:

1. Ensure vehicular ingress and egress is maintained for operational efficiency to and from the pier as to not hinder cargo and maritime operations.
2. Ensure that its Contractors and Subcontractors shall obtain the following insurance during the term of the ROE and include as additional insured:
 - a. Bodily injury or property damage caused by the Applicant or its permitted agent's negligence in the form of a general liability insurance policy with a combined single limit of one million dollars (\$1,000,000.00) for bodily injury and damage per occurrence, and two million dollars (\$2,000,000.00) in the aggregate.
 - b. Automobile insurance for any vehicles used to access, or present on, the Premises, with a minimum limit of \$1,000,000.00 per occurrence.
 - c. All insurance required to be maintained by the Applicant and its permitted agents hereunder shall be pursuant under policies consistent in form and substance with those typically issued to businesses of similar type and issued by companies of sound and adequate financial responsibility, who are authorized to do business in the State of Hawaii, all as reasonably satisfactory to the State.
 - d. The Applicant shall include the State as an additional insured on its policies or provide other assurances reasonably acceptable to the State that the Applicant's insurance policies shall be primary, noncontributory, and not in excess of or pro rata with any other insurance held or maintained by the State, for any injury or claim arising on the Premises resulting from the negligence of the Applicant or its permitted agents. The "State" shall include its officers, and employees acting within the scope of their duties.
 - e. The Applicant shall provide proof of all required insurance to the State either by the production of an insurance certificate or some other written form reasonably acceptable to the State.
3. Exercise due care for public safety and agrees to defend, indemnify, and hold harmless the State, its officers, agents, and employees, or any person acting for and on its behalf, from and against all claims, demands for damages, including but not limited claims for property damage, personal injury, or death, arising on, about, or in connection with the exercise of the rights and privileges granted herein, caused directly or proximately by any failure of the Applicant in its use of the Premises.

4. Take all necessary steps to ensure that any of its work involving the Premises will not cause any permanent damage to property or improvements situated on, adjacent to, or near the Premises.
5. Take all necessary steps to ensure that the work done on the Premises does not interfere with any of the operational activities of any adjacent property owners.
6. Coordinate all activities with Staff of the HDOT.
7. At all times during the term of this ROE, comply with all applicable laws, statutes, ordinances, rules, and regulations, whether Federal, State, and County, now or hereafter may be in effect.
8. Adhere to other terms and conditions as may be prescribed by the Director of Transportation.

REMARKS:

The Applicant is an interisland freight handling and transportation company that has been in operation for over 100 years. The Applicant maintains a fleet of eight barges with a combined capacity exceeding 60,000 tons and equipment capable of accommodating a range of capacity needs. It is the only regularly scheduled common carrier that transports goods to all of the main Hawaiian Islands. The Applicant is committed to investing in new vessels and shoreside technologies to reduce environmental impacts and has a long-standing tradition of supporting the local island communities in many ways, including in-kind gratis shipments, equipment donations, and participation in the Saltchuk Giving Initiative – Hawaii Region.

RECOMMENDATION:

Based on this submittal, testimony and facts presented, the HDOT recommends the issuance of a ROE 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

