



**STATE OF HAWAII**  
**DEPARTMENT OF TRANSPORTATION**  
HARBORS DIVISION, OAHU DISTRICT  
700 Fort Street, Pier 11 Gallery  
Honolulu, Hawaii 96813-4808

IN REPLY REFER TO:

September 9, 2016

**HARBOR MASTER NOTICE**  
**HAR-O NO. 04-16**

**ALLOCATION OF YARD SPACE AT PIER 40D & E  
FOR YOUNG BROTHERS INTER-ISLAND TERMINALS**

Young Brothers, Limited (“YB”) requested to expand its inter-island terminal to include Pier 40 D & E inclusive of the area formerly occupied by Atlantis Submarines. The requested space is currently vacant, with the area formerly occupied by Atlantis Submarines being part of the planned Kapalama Container Terminals for overseas and inter-island cargo. The attached space, identified as the “Libby Gate expansion”, is allotted to YB for the storage of autos as shown on the attached document and light cargo loading and unloading on the fast lands and not on the pier structure. The use of the space is temporary and the Harbor Master may remove the space from YB use when the Harbor Master determines that a contractor needs to assume control of the space for purposes of constructing the Kapalama Container Terminals.

The use of the cargo yard as described in this Harbor Master Notice are subject to the following conditions:

**CONDITIONS**

1. Pursuant to HAR §19-41-10 the Harbor Master is authorized to control the orderly flow of cargo, allocation of storage areas, and the movement of vessels into, out of, and within the harbor.
2. The allocation of space is shown on the attached document.
3. The approval is also conditioned upon the allocation of space being temporary until a contractor hired by the Harbors Division needs to assume control of the space to construct the Kapalama Container Terminals.
4. Immediate use of the area is for autos; use other than for autos and light cargo loading and unloading on the fast lands and not on the pier structure will be limited to the weight restriction as approved or restricted by the Harbors Division’s engineering branch.
5. The Oahu Harbor District is providing portable and temporary security fencing with YB providing improvements at its cost to upgrade the fencing to meet U.S. Coast Guard requirements, remove of concrete curbs, or place other facility improvements for YB’s operations.

This Notice is issued to address the changes in and needs of the business and all parties are informed that the Harbor Master Notice is issued to promote the flow of commerce and competition. All parties are notified of the Harbor Master’s authority to issue fines and costs as provided below:

**§266-25 Violation of rules; penalty.** (a) In addition to the reimbursement of fines and costs as provided in section 266-28, any person who violates any rule made, adopted, and

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published by the department of transportation as herein provided, or who violates any lawful command of any harbor master, harbor agent, facility security officer, or harbor district manager, while in the discharge of the person's duty, or who violates this chapter, except as provided in subsections (b) and (c), shall be fined not more than \$1,000 or less than \$50 for each violation, and any vessel, the agents, owner, or crew of which violate the rules of the department or this part, shall be fined not more than \$1,000 or less than \$50 for each violation; provided that in addition to or as a condition to the suspension of the fines and penalties, a court, the department, or an administrative hearings officer may deprive the offender of the privilege of entering the secured area of the port or obtaining an operating or mooring permit for any vessel in state waters for a period of not more [than] one year; provided further that the offender, at the resumption of the privilege of operating or mooring a vessel in state waters, shall assume the last position on any waiting list. (emphasis underscored.)

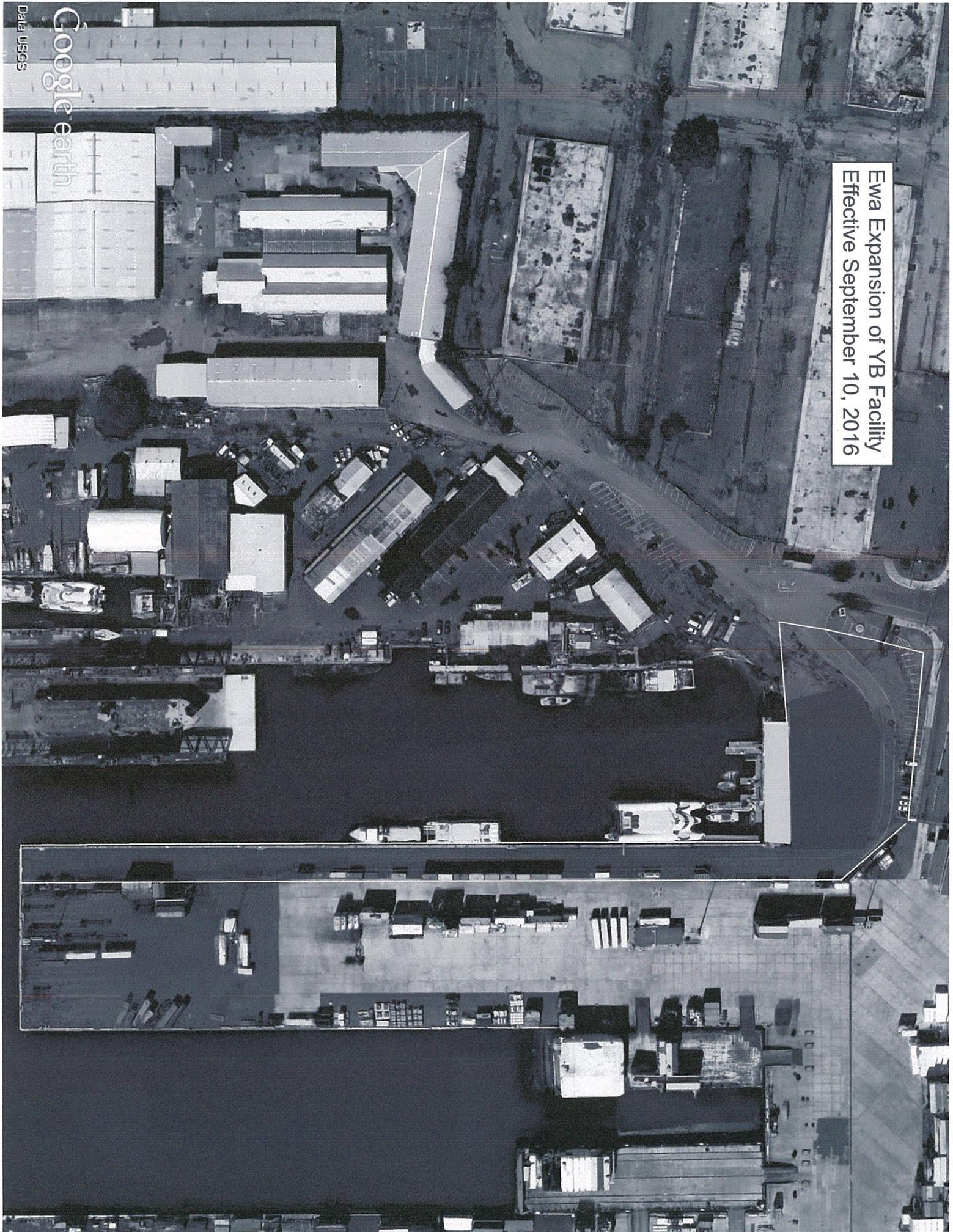
Your cooperation and compliance with this Harbor Master's Notice is to required and appreciated as part of realizing the goals of safe and efficient operations and proper planning and preparation in anticipation of an increase in the volume of cargo arriving at Piers 39 and 40, while maintaining proper and fair management.

Very truly yours,



Gary D. Moniz  
Acting Harbors District Manager  
State of Hawaii  
Department of Transportation  
Harbors Division  
Oahu District

Ewa Expansion of YB Facility  
Effective September 10, 2016



Google earth

Data USGS