



**STATE OF HAWAII  
DEPARTMENT OF TRANSPORTATION  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097**

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IN REPLY REFER TO:

Board of Land and  
Natural Resources  
State of Hawaii  
Honolulu, Hawaii

MODIFICATION NO. 3 TO STATE MASTER LEASE NO. DOT-A-09-0074  
U.S. FEDERAL AVIATION ADMINISTRATION  
HILO INTERNATIONAL AIRPORT  
TMK: (3) 2-1-12: PORTION OF 9

HAWAII

PURPOSE:

This Modification No. 3 to State Master Lease No. DOT-A-09-0074 (Lease) adds a portion of the Hilo Very High Frequency Omnidirectional Range Tactical Air Navigation (VORTAC) Facility Restricted Area (airspace) of approximately 3.827 acres of land at Hilo International Airport. Modification No. 3 replaces the List of Facilities of the Lease, dated October 1, 2009, with a revised List of Facilities, dated March 1, 2012, by replacing the Facility and comments for Facility 4.

APPLICANT:

U.S. Federal Aviation Administration (FAA)

LEGAL REFERENCE:

Section 171-95, Hawaii Revised Statutes

LOCATION AND AREA:

Addition of Air Space Easement No. AS-2, as delineated on the attached Exhibit A, situated at Hilo International Airport, Hilo, Hawaii, consisting of approximately 3.827 acres, and identified by Tax Map Key: 3rd Division, 2-1-12: Portion of 9.

ZONING:

State Land Use District:  
County of Hawaii:

Urban  
Industrial (ML-20)

LAND TITLE STATUS:

Section 5(b), Hawaii Admissions Act – Ceded  
DHHL, 30% entitlement lands: No

CURRENT USE STATUS:

Aeronautical use

CHARACTER OF USE:

Navigational Aid

COMMENCEMENT DATE:

Upon execution of document.

TERM OF LEASE:

For a period not to exceed September 30, 2029

RENTAL:

None

CHAPTER 343, HRS - ENVIRONMENTAL ASSESSMENT:

This request will have a minimal or no significant effect on the environment and is therefore, exempt from the preparation of an environmental assessment under the authority of Chapter 343, HRS, and Section 11-200 HAR. The declaration of exemption is based on exemption of Class #1 on the exemption list for Department of Transportation dated May 22, 2001, that states:

“Operations, repairs or maintenance of existing structures, facilities, or equipment or topographical features, involving negligible or no expansion or change of use beyond that previously existing.”

Topographical features include “leases of property for continuing aeronautical uses or complementary airport purposes”

REMARKS:

The Department of Transportation (DOT) is obligated under the Grant Assurances to provide FAA with sites for navigational equipment and facilities at no cost. DOT, in the public interest, has no objection to the new space easement required under this submittal. All other terms and conditions of the Lease remain unchanged.

RECOMMENDATION:

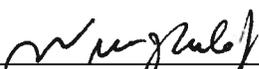
That the Board approve the modification of the Lease to add a new air space easement as described above, subject to: (1) such other terms and conditions as may be prescribed by the Director of Transportation to best serve the interests of the State; and (2) review and approval of the Department of the Attorney General as to the lease form and content.

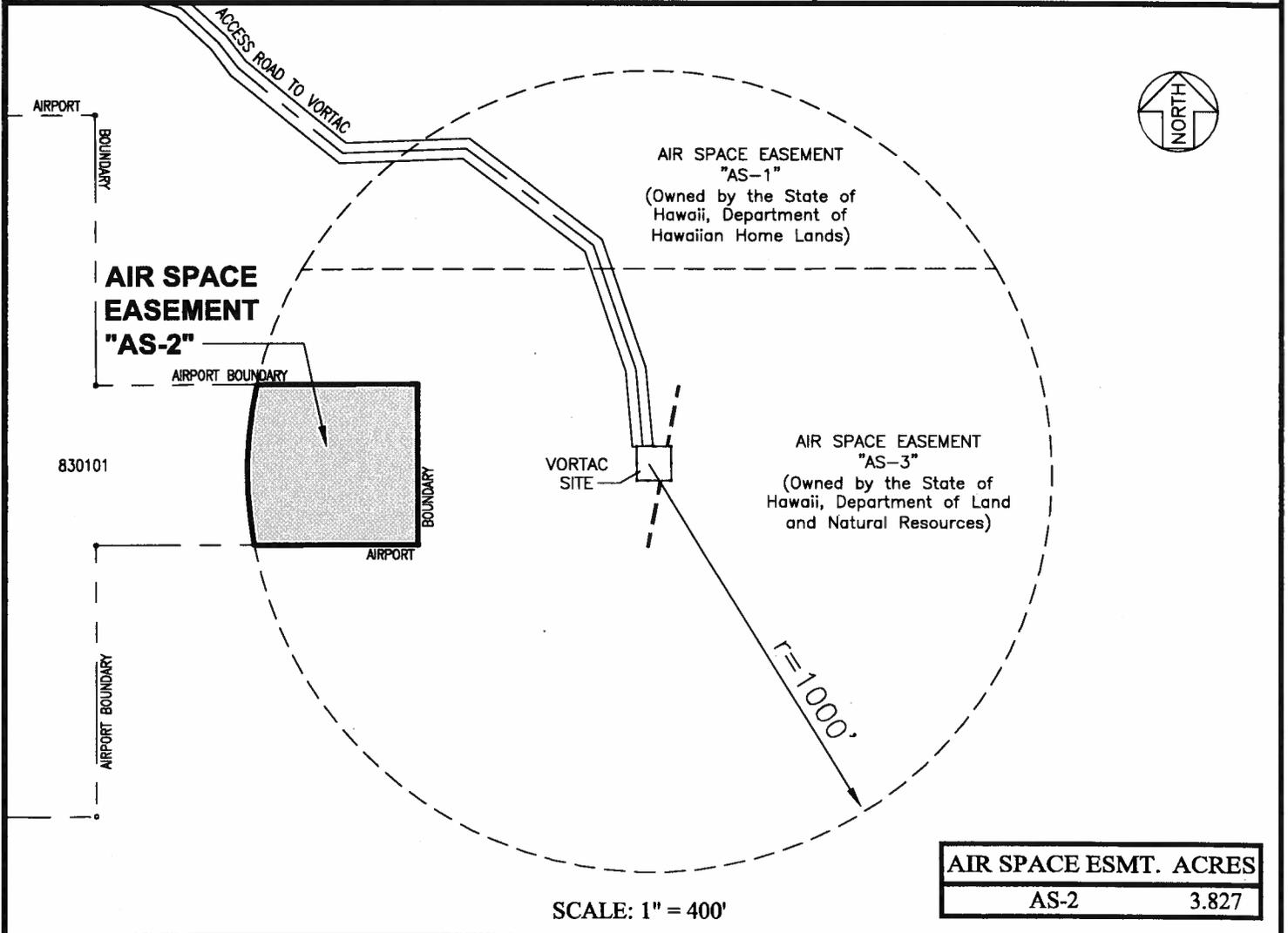
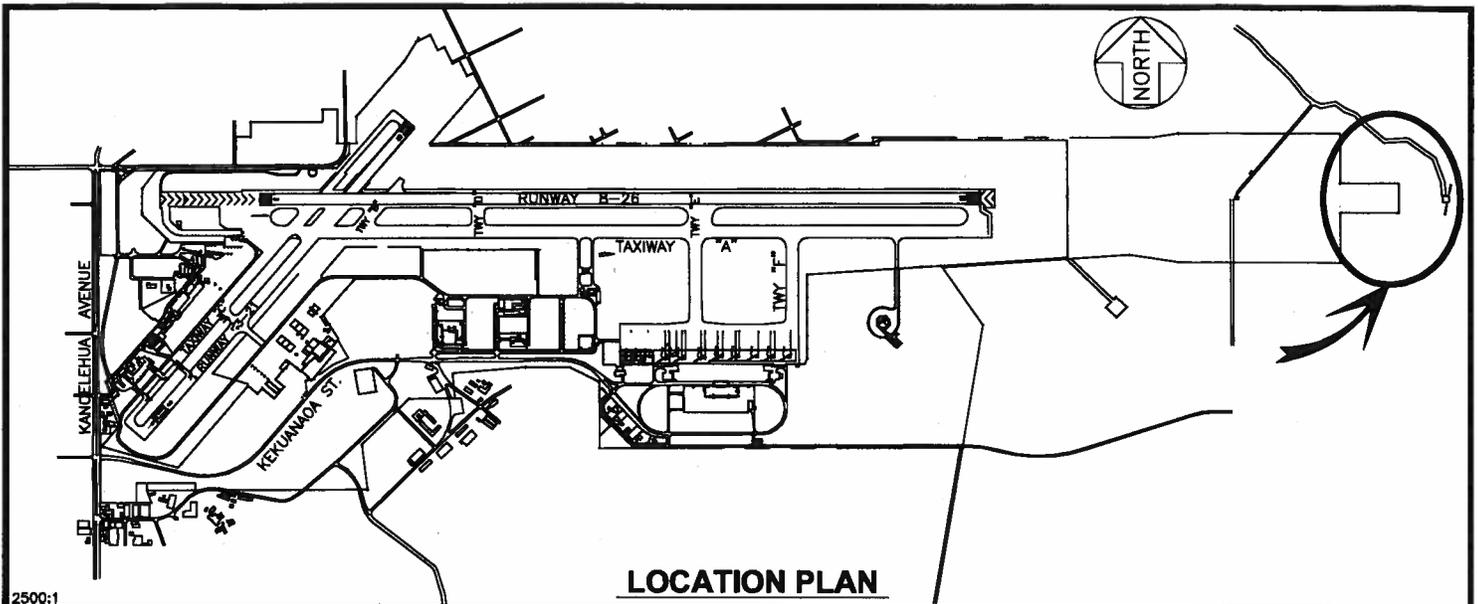
Respectfully submitted,



GLENN M. OKIMOTO, Ph.D.  
Director of Transportation

APPROVED FOR SUBMITTAL:

  
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WILLIAM J. AILA, JR.  
Chairperson and Member



Modification No. 3 to State Lease No. DOT-A-09-0074

DATE : MARCH 2012

EXHIBIT: **A**



U. S. FEDERAL AVIATION  
ADMINISTRATION

PORTION OF FAA  
VORTAC RESTRICTED AREA

PLAT 35

**HILO INTERNATIONAL AIRPORT**