

State of Hawaii
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of Boating and Ocean Recreation
Honolulu, Hawaii 96813

March 11, 2016

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

**Declare Project Exempt From Requirements of Chapter 343, HRS, and Title 11,
Chapter 200, Hawaii Administrative Rules**

**Lahaina Small Boat Harbor Improvements
Maui, Hawaii**

The Board of Land and Natural Resources approved the award of the construction contract for the subject project(s) on July 10, 2015. Pursuant to Chapter 343, Hawaii Revised Statutes (HRS), and Chapter 11-200, Hawaii Administrative Rules (HAR), the attached Exemption Notification labeled Exhibit A was prepared.

The Division of Boating and Ocean Recreation is proposing improvements to the Lahaina Small Boat harbor which include: 1) Conduct maintenance dredging of the existing entrance channel; 2) Conduct subsurface investigations (borings) between the public loading dock and proposed ferry pier; 3) Replace wooden railings at public loading dock; 4) Electrical and lighting repairs; and 5) Removal and disposal of sunken/derelict (abandoned vessels).

In accordance with Hawaii Administrative Rule Section 11-200-8(A) and the Exemption List for the Department of Land and Natural Resources (DLNR), Approved by the Environmental Council, on June 5, 2015, this project is exempt from the preparation of an Environmental Assessment (EA) pursuant to the following exemptions:

Scope of Work #1: Conduct maintenance dredging of the existing entrance channel.

Exemption Class 1, Item No. 6: Maintenance dredging of small quantities of material from existing launching ramps, navigation channels, and berthing areas, not to exceed their originally designed depths and as permitted by the U.S. Army Corps of Engineers, Honolulu District, under a Nationwide Permit 35 (Maintenance Dredging of Basins), with disposal of dredged material at approved landfill sites or the placement of sand on adjacent areas in accordance with Haw. Rev. Stat. Chapter 205A-44.

Scope of Work #2: Conduct subsurface investigations (borings) between the public loading dock and proposed ferry pier.

Exemption Class 5, Item No. 7: Conduct subsurface investigations (borings) provided the average surface area disturbed is less than one square foot and the implementing division consults with State Historic Preservation Division on exempting such boring or investigations.

Scope of Work #3: Replace wooden railings at public loading dock.

Exemption Class 1, Item No. 16: Repairs and maintenance of existing bollards, walls, gates, fences, lighting, and other similar items necessary for security or continued operation of a facility.

Scope of Work #4: Electrical and lighting repairs.

Exemption Class 2, Item No. 13: Replacement or reconstruction of existing electrical, telemetry, or communications systems and structures that house or protect them.

Scope of Work #5: Removal and disposal of sunken/derelict (abandoned vessels).

Exemption Class 1, Item No. 40: Clearing of shoreline areas and submerged lands of non-natural hazardous objects and materials such as sunken/derelict craft remnants, oil spill residues, etc.

RECOMMENDATION

Declare that, after considering the potential effects of the proposed project as provided by Chapter 343, HRS, and Chapter 11-200, HAR, these projects will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.

Respectfully submitted,



EDWARD R. UNDERWOOD
Administrator

Approved For Submittal:



SUZANNE D. CASE
Chairperson

Attachments: Exhibit “A” – Exemption Notification
Exhibit “B” – Location Map

DAVID Y. IGE
GOVERNOR OF HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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March 11, 2016

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

NEKO KALUHIWA
FIRST DEPUTY

JEFFREY T. PEARSON
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES DEVELOPMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAIHOLEAWAI ISLAND RESERVE COMMISSION
LAND
STATE PARKS

EXEMPTION NOTIFICATION

Regarding the preparation of an environmental assessment pursuant to Chapter 343, Hawaii Revised Statutes (HRS), and Chapter 11-200, Hawaii Administrative Rules (HAR).

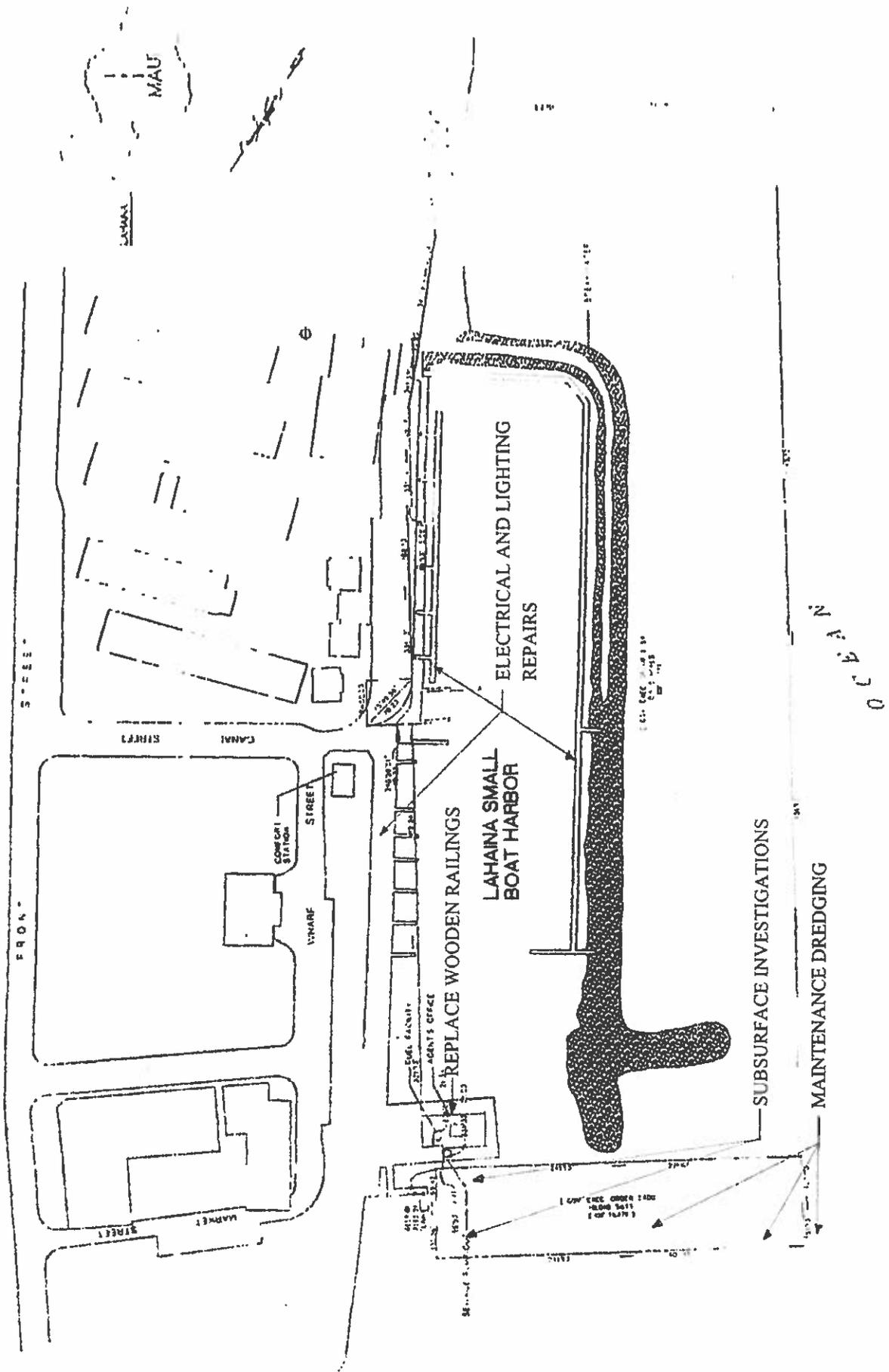
Project Title:	Lahaina Small Boat Harbor Improvements, Maui, Hawaii
Project Number:	To be determined
Project Description:	This project consists of: 1. Conduct maintenance dredging of the existing entrance channel; 2. Conduct subsurface investigations (borings) along the South Mole; 3. Replace wooden railing at the public loading dock; 4. Electrical and lighting repairs; 5. Removal and disposal of sunken/derelict craft (abandoned vessels).
Chapter 343 Trigger(s)	Use of State Funds and Lands
Exemption Class & Description:	<p>Exemption Authority: Exemption List for the Department of Land and Natural Resources approved by the Environmental Council on June 5, 2015.</p> <p><u>Scope of Work #1:</u> Conduct maintenance dredging of the existing entrance channel Exemption Class 1: Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing.</p> <p><u>Scope of Work #2:</u> Conduct subsurface investigations (borings) along the South Mole. Exemption Class 5: Basic data collection, research, experimental management, and resource evaluation activities, which do not result in a serious or major disturbance to an environmental resource.</p> <p><u>Scope of Work #3:</u> Replace wooden railing at the public loading dock. Exemption Class 1: See above description</p> <p><u>Scope of Work #4:</u> Electrical and lighting repairs. Exemption Class 1: See above description.</p> <p><u>Scope of Work #5:</u> Removal and disposal of sunken/derelict craft (abandoned vessels). Exemption Class 2: Replacement or reconstruction of existing structure and facilities where the new structure will be located generally on the same site and will have substantially the same purpose, capacity, density, height, and dimensions as the structure replaced.</p>

EXHIBIT A

<p>Exemption Item Number and Description:</p>	<p><u>Scope of Work #1:</u> Item No. 6 of Class 1 – Maintenance dredging of small quantities of material from existing launching ramps, navigation channels, and berthing areas, not to exceed their originally designed depths and as permitted by the U.S. Army Corps of Engineers, Honolulu District, under a Nationwide Permit 35 (Maintenance Dredging of Basins), with disposal of dredged material at approved landfill sites or the placement of sand on adjacent areas in accordance with Haw. Rev. Stat. Chapter 205A-44.</p> <p><u>Scope of Work #2:</u> Item No. 7 of Class 5 - Conduct subsurface investigations (borings) provided the average surface area disturbed is less than one square foot and the implementing division consults with State Historic Preservation Division on exempting such boring or investigations.</p> <p><u>Scope of Work #3:</u> Item No. 16 of Class 1 - Repairs and maintenance of existing bollards, walls, gates, fences, lighting, and other similar items necessary for security or continued operation of a facility.</p> <p><u>Scope of Work #4:</u> Item No. 13 of Class 2 – Replacement or reconstruction of existing electrical, telemetry, or communications systems and structures that house or protect them.</p> <p><u>Scope of Work #5:</u> Item No. 40 of Class 1 - Clearing of shoreline areas and submerged lands of non-natural hazardous objects and materials such as sunken/derelict craft remnants, oil spill residues, etc.</p>
<p>Recommendation:</p>	<p>It is anticipated this project will have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment</p>


 Suzanne D. Case, Chairperson

2/26/16
 Date



LAHAINA SBH

DATE OF PHOTO: OCTOBER 22, 1998

BY: [illegible]

EXHIBIT B - LOCATION MAP