

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

March 24, 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**

**Removal and Disposal of Sunken/Derelict Vessels, Marine Debris, Oil Spill Residue and Building
Materials From Division of Boating and Ocean Recreation (DOBOR) Facilities, Statewide, Hawaii**

The Board of Land & Natural Resources approved the award of the construction contract for the subject projects 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 to remove and dispose of sunken/derelict craft (abandoned vessels); marine debris, oil spill residues and building materials that pose a navigational, health and/or safety hazard to the public from DOBOR owned or managed facilities.

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, these projects are exempt from the preparation of an Environmental Assessment (EA) pursuant to 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.

REMARKS

DOBOR on a routine basis removes sunken/derelict vessels, marine debris, oil residues and building materials from shoreline and submerged lands under its management. These projects are contracted in accordance with the State Procurement Code, Hawaii Revised Statutes Chapter 103D. Many of these projects are critical and need to be performed in a timely manner to protect public health and safety, and the marine environment.

RECOMMENDATION

Declare that, after considering the potential effects of the proposed projects 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

Item J-7

DAVID Y. IGE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

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March 24, 2016

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

KEKOA KALUHIWA
FIRST DEPUTY

JEFFREY T. PEARSON
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVIYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE 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:	Debris Removal and Disposal, Statewide
Project Number:	To be determined
Project Description:	This project consists of the removal and disposal of sunken/derelict craft (abandoned vessels); marine debris, oil spill residues and building materials that pose a navigational, health and/or safety hazard to the public from DOBOR owned or managed facilities.
Chapter 343 Trigger(s)	Use of State Funds and Lands
Exemption Class & Description:	Exemption Authority: Exemption List for the Department of Land and Natural Resources approved by the Environmental Council on June 5, 2015. 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.
Exemption Item Number and Description:	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.
Recommendation:	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

Suzanne D. Case, Chairperson

3/13/16
Date