

**EXEMPTION LIST FOR THE
CITY AND COUNTY OF HONOLULU, DEPARTMENT OF PUBLIC WORKS
AS REVIEW AND CONCURRED UPON BY THE ENVIRONMENTAL COUNCIL
(DOCKET 91-EX-4)
FEBRUARY 19, 1992**

HISTORICAL NOTE

The present amended exemption list for the Department of Public Works, City and County of Honolulu, was reviewed and concurred upon by the Environmental Council on February 19, 1992. The list also supersedes the Department-wide list last reviewed and concurred upon by the Environmental Council on December 4, 1991.

DEPARTMENT-WIDE EXEMPTION LIST

Section 343-6(7) of the Hawaii Revised Statutes authorizes the Environmental Council to establish procedures whereby specific types of actions, because they will probably have minimal or no significant effects on the environment, are declared exempt from the preparation of an environmental assessment. Pursuant to the administrative rules promulgated under authority of section 343-6(7) of the Hawaii Revised Statutes by the Environmental Council, specifically section 11-200-8(d) of the Hawaii Administrative Rules, Department of Health (HAR); the Department of Public Works, City and County of Honolulu, has determined that the following types of actions, where they fall within the given classes of action, shall generally be exempt from the preparation of an environmental assessment.

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 [HAR §11-200-8(a)(1)].

1. Abandoned vehicle pickup [August 18, 1975].
2. Building exterior painting [August 18, 1975].
3. Building exterior repair [August 18, 1975].
4. Cesspool pumping [August 18, 1975].
5. Chemical control of vector [August 18, 1975].
6. Incinerator repair and maintenance [August 18, 1975].
7. Litter container pickup [August 18, 1975].
8. Manhole and junction boxes cover adjustment [August 18, 1975].
9. Parking lot cleaning [August 18, 1975].
10. Pavement resurfacing and striping [August 18, 1975].
11. Refuse collection schedule changes [August 18, 1975].
12. Reroofing [August 18, 1975].
13. Roadside maintenance [August 18, 1975].
14. Sanitary sewer cleaning [August 18, 1975].
15. Sanitary sewers leak sealing [August 18, 1975: listed as "sanitary sewers leak sealing by chemical grouting"; modified August 15, 1990 by deleting the words "by chemical grouting."].
16. Street repair and cleaning [August 18, 1975; renumbered

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- December 4, 1991).
17. Storm drain cleaning [August 18, 1975; renumbered December 4, 1991].
 18. Vehicle repair, testing, and maintenance [August 18, 1975; renumbered December 4, 1991].
 19. Wilson Tunnel repair and cleaning [August 18, 1975; renumbered December 4, 1991].
 20. Vegetation clearing from stream. Work under this exemption would be performed by the Division of Road Maintenance on improved and unimproved drainage ditches, swales, and streams under the department's jurisdiction. Work would involve removing and cutting of debris, brush, grass (predominantly California and honohono grasses), and occasional koa trees up to three inches in diameter to restore channel capacity. The equipment to be used by the work crew of about six men consists of sickles, cane knives, and a power saw if trees are to be cut. A loader of a crane truck would be used to haul the vegetation and debris to a sanitary landfill. The herbicide Dowpon, which has been approved by the Department of Health, would be sprayed on the earth embankment after the cutting has been completed. The herbicide Roundup would be applied routinely to banks of streams, canals, and ditches and to waterways when dry to control overgrowth. No direct application to any body of water will be made. The herbicide Diquat 2 will be used for weed control when direct application to water in streams, canals, and ditches is unavoidable. Diquat 2 will be applied by or under the supervision of a certified applicator in accordance with Hawaii Administrative Rule, Chapter 66 of Title 4. The herbicide Rodeo will be applied to fresh or brackish bodies of water directly. All herbicides will be used under the following conditions:
 - a. Label instructions will be strictly adhered to;
 - b. Dosage for Dowpon will be approximately 15-30 lbs. per acre or as prescribed by the label; and
 - c. All herbicides will not be used in Kahana Stream, Punaluu Stream, or Kaluanui Stream.Soil disturbance would be minimal, if any, and all work would be confined within the right-of-way [December 15, 1975; renumbered December 4, 1991].
 21. Actions necessary for compliance with OSHA requirements [June 21, 1978; renumbered December 4, 1991].

NOTE: At the December 4, 1991 review and concurrence proceeding (Environmental Council Docket 91-EX-3), the Environmental Council concurred on the addition of the action below (item 22) to the list under exemption class 1 with concurrent transfer of items under exemption class 6 in the August 15, 1990 list

relating to land or topographic features. An examination of actions found in the August 15, 1990 list under the exemption class 6 therein described resulted in the transfer of item 6 to the present list as item 23, exemption class 1. The remaining actions have been grouped and categorized as "EXEMPTION CLASS 6 UNDER THE ENVIRONMENTAL QUALITY COMMISSION ENVIRONMENTAL IMPACT STATEMENT REGULATIONS OF JUNE 2, 1975" since they cannot currently be placed under existing administrative classes of action. Please refer also to the note under EXEMPTION CLASS 6 of this list [December 4, 1991].

22. Acquisition of land presently utilized as maintenance accessways, by easement or deed, for the purpose of stream cleaning [December 4, 1991].
23. Disposal of remnant parcels outside of the City and County right-of-way.
 - a. Parcel(s) not greater than 5,000 square feet for roadway improvement projects.
 - b. Parcel(s) not greater than 16,000 square feet for stream improvement projects. [June 21, 1978; transferred to exemption class 1 on December 4, 1991].
24. Removing litter, debris and accumulated boulders from canals, streams and debris/catchment structures where such removal will not have an adverse impact on downstream waters, bays, or the environment. This exemption shall not include the removal of silt or sediment. [February 19, 1992].

EXEMPTION CLASS 2

Replacement or reconstruction of existing structures 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 [HAR §11-200-8(a)(2)].

1. Berms, replacement and repair [August 18, 1975].
2. Bridge repair [August 18, 1975].
3. Building modification (no change in use) [August 18, 1975].
4. Drainage structure replacement and repair [August 18, 1975].
5. Driveway replacement [August 18, 1975].
6. Equipment replacement [August 18, 1975].
7. Exterior door replacement [August 18, 1975].
8. Footbridge replacement and repair [August 18, 1975].
9. Guard rail replacement and repair [August 18, 1975].
10. Sanitary sewer line replacement and repair [August 18, 1975].

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11. Stream retaining wall replacement and repair [August 18, 1975].
12. Storm drain line replacement and repair [August 18, 1975].
13. Telemetering equipment replacement and repair [August 18, 1975].
14. Fuel tank replacement [August 18, 1975; modified August 15, 1990].

EXEMPTION CLASS 3

Construction and location of single, new, small facilities or structures and the alteration and modification of same and installation of new, small, equipment and facilities and the alteration and modification of same including but not limited to: (A) single family residences not in conjunction with the building of two or more such units; (B) multi-unit structures designed for not more than four dwelling units if not in conjunction with the building of two or more such structures; (C) stores, offices and restaurants designed for total occupant load of twenty persons or less, if not in conjunction with the building of two or more such structures; (D) water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities; and (E) accessory or appurtenant structures including garages, carports, patios, swimming pools, and fences [HAR §11-200-8(a)(3)].

1. Air conditioning and ventilation installation [August 18, 1975].
2. Carports [August 18, 1975].
3. Emergency electric generator installation in existing sewage pump station [August 18, 1975].
4. Equipment installation in existing buildings [August 18, 1975].
5. Existing storm drain extension [August 18, 1975].
6. Expansion of existing pump station and forcemain to master planned capacity (additional pumping equipment, pipe and appurtenances) [August 18, 1975].
7. Fencing [August 18, 1975].
8. Field office [August 18, 1975].
9. Guard rail [August 18, 1975].
10. Minor modification of incinerator [August 18, 1975].
11. Minor local sewage pump station [August 18, 1975].
12. Minor local storm runoff pump station [August 18, 1975].
13. Modification, required to conform to Federal, State and Local Regulations or codes [August 18, 1975].
14. Loading areas [August 18, 1975].
15. Sewer improvement district [August 18, 1975].
16. Sidewalk and covered walkway [August 18, 1975].
17. Storm drain line modification [August 18, 1975].
18. Utility connection (electric, gas, water) [August 18, 1975].
19. Street improvement (Ordinance No. 2412) [August 18, 1975].
20. Window modification [August 18, 1975].

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21. **Sewer service installation, including:**
 - a. **the construction of a sewer lateral from an existing sewer main located in an easement or street right-of-way to the abutting property line of unsewered lots;**
 - b. **the extension of an existing sewer main together with a lateral to serve unsewered lots;**
 - c. **the construction of additional laterals or the replacement of existing laterals to accommodate other utility lines or to facilitate connections from house sewer on the premise to laterals [November 10, 1975; modified August 15, 1990 by deleting phrase "to a total length of 150 feet" after "Sewer service installation"].**
22. **Sewer lateral extension, involving the extension of an existing lateral to a new property line for road improvement projects or for existing laterals that were inadvertently installed short of the property line [November 10, 1975].**
23. **Minor street widening and improvements within existing City and County street right-of-way [November 10, 1975].**
24. **Cathodic protection of pipelines and equipment [August 15, 1990].**
25. **Sewer manhole with or without concrete apron to accommodate pumper trucks (septage receiving station) [August 15, 1990].**

EXEMPTION CLASS 4

Minor alteration in the conditions of land, water, or vegetation [HAR §11-200-8(a)(4)].

1. **Berm [August 18, 1975].**
2. **Chemical control of vegetation [August 18, 1975].**
3. **Drainage ditch [August 18, 1975].**
4. **Footpath [August 18, 1975].**
5. **Ground improvements [August 18, 1975].**
6. **Landscaping and sprinkler system [August 18, 1975].**
7. **Seepage drain [August 18, 1975].**
8. **Shoulder [August 18, 1975].**
9. **Bikepath in existing City and County right-of-way [November 10, 1975].**

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 [HAR §11-200-8(a)(5)].

1. **Bioassay [August 18, 1975].**
2. **Biological and ecological study and survey [August 18, 1975].**

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3. Chemical and bacteriological laboratory analysis [August 18, 1975].
4. Coliform bacteria decay rate [August 18, 1975].
5. Fish survey [August 18, 1975].
6. Fresh and saline water sampling [August 18, 1975].
7. Industrial waste sampling and analysis [August 18, 1975].
8. Monitoring device installation [August 18, 1975].
9. Oceanographic survey [August 18, 1975].
10. Receiving of water monitoring program [August 18, 1975; modified February 29, 1984 from "receiving waters monitoring program"].
11. Recycling of wastewater study [August 18, 1975].
12. Sediment study and survey [August 18, 1975].
13. Storm water runoff sampling and analysis [August 18, 1975].
14. Stream study and survey [August 18, 1975].
15. Subsurface exploration soil boring [August 18, 1975].
16. Virus study and survey [August 18, 1975].

**EXEMPTION CLASS 6 UNDER THE ENVIRONMENTAL QUALITY
COMMISSION ENVIRONMENTAL IMPACT STATEMENT
REGULATIONS (JUNE 2, 1975)**

Continuing administrative activities, such as purchases for supplies and personnel-related actions.

NOTE: This class of action no longer exists under current administrative rule. In 1985, the statutory definition of "action" found in section 343-2 of the Hawaii Revised Statutes was further qualified in the administrative rules (section 11-200-2, Hawaii Administrative Rules, Department of Health) to exclude administrative activities. Concurrent with the administrative qualification of the statutory definition, exemption class 6 (continuing administrative activities, such as purchases for supplies and personnel-related actions; see the Environmental Quality Commission Environmental Impact Statement Regulations promulgated June 2, 1975) was abolished and the remaining exempt classes were renumbered. These actions are included for legal purposes since the section 343-2 of the Hawaii Revised Statutes defines "action" to mean "any program or project to be initiated by any agency or applicant."

1. Actions necessary for compliance with OSHA requirements [August 18, 1975].
2. Purchase of supplies [August 18, 1975; relisted June 21, 1978 as duplicate listing number 4; duplicate listing number 4 deleted December 4, 1991].

3. Personnel-related action [August 18, 1975; relisted June 21, 1978 as duplicate listing number 5; duplicate listing number 5 deleted December 4, 1991].

EXEMPTION CLASS 6

Construction or placement of minor structures accessory to existing facilities [HAR §11-200-8(a)(6)].

1. Exterior lighting [August 18, 1975; transferred from exemption class 7, December 4, 1991].
2. Portable building [August 18, 1975; transferred from exemption class 7, December 4, 1991].
3. Underground fuel tank and dispenser [August 18, 1975; transferred from exemption class 7, December 4, 1991].

EXEMPTION CLASS 7

Interior alterations involving things such as partitions, plumbing, and electrical conveyances [HAR §11-200-8(a)(7)].

1. Partition [August 18, 1975; transferred from exemption class 8, December 4, 1991].
2. Plumbing [August 18, 1975; transferred from exemption class 8, December 4, 1991].
3. Electrical [August 18, 1975; transferred from exemption class 8, December 4, 1991].
4. Door [August 18, 1975; transferred from exemption class 8, December 4, 1991].
5. Window [August 18, 1975; transferred from exemption class 8, December 4, 1991].

EXEMPTION CLASS 8

Demolition of structures, except those structures located on any historic site as designated in the National Register or Hawaii Register as provided for in the National Historic Preservation Act of 1966, Public Law 89-665, or Chapter 6E, Hawaii Revised Statutes [HAR §11-200-8(a)(8)].

1. Architectural features removal [August 18, 1975; transferred from exemption class 9, December 4, 1991].
2. Demolition of sanitary sewer and storm drain and their appurtenances [August 18, 1975; transferred from exemption class 9, December 4, 1991].

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3. Demolition of abandoned vehicles [August 18, 1975; transferred from exemption class 9, December 4, 1991].
4. Demolition of street improvements prior to street widening or adjustment [August 18, 1975, transferred from exemption class 9, December 4, 1991].
5. Demolition of abandoned building and structure [August 18, 1975; transferred from exemption class 9, December 4, 1991].
6. Demolition of Wastewater Treatment Facilities [August 15, 1990; transferred from exemption class 9, December 4, 1991].

EXEMPTION CLASS 9

Zoning variances except: use, density, height, parking requirements and shoreline setback variances [HAR §11-200-8(a)(9)].

1. Building set-back [August 18, 1975; transferred from exemption class 10, December 4, 1991].

NOTE

Pursuant to HAR §11-200-8(b), all exemptions under the classes in this section are inapplicable when the cumulative impact of planned successive actions of the same type, in the same place, over time, is significant, or when an action that is normally insignificant in its impact on the environment may be significant in a particularly sensitive environment.