

**Comprehensive Exemption List**  
**Environmental Health Administration, Department of Health**  
**Accepted by the Environmental Council March 12<sup>th</sup>, 2003**

According to section 11-200-8, Hawaii Administrative Rules, the Environmental Health Administration may declare exempt the following types of actions from the requirement to prepare an environmental assessment.

EHA shall not make exemption declarations when the cumulative impact of planned successive actions 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. Sensitive areas include, but are not limited to, historical, archaeological, and cultural sites, flood plains, wetlands, beaches, coastal areas, erosion-prone areas, geologically hazardous land, critical habitats, and estuaries.

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.

1. Building
2. Structure
3. Equipment
4. Heating, ventilation, and air conditioning system
5. Drainage system
6. Waste treatment facility
7. Sign
8. Landscaping
9. Vehicle

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.

1. Equipment
2. Heating, ventilation, and air conditioning system
3. Sign

Exemption Class # (3): Construction and location of single, new, small facilities or structures and the alteration and modification of the 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 less than 3,500 square feet 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 per structure, if not in conjunction with the building of two or more such structures; and
  - (D) Water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities; accessory or appurtenant structures including garages, carports, patios, swimming pools, and fences; and, acquisition of utility easements.
1. Any construction, alteration, modification, or installation of any structure, facility, equipment, or utility to meet governmental requirements given under the Occupation Safety and Health Act, County Building and Fire Codes, and Department of Health Statutes and Administrative Rules.
  2. Equipment
  3. Heating, ventilation, and air conditioning system
  4. Sign

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.

1. Topographic survey
2. Drainage study
3. Economic analysis
4. Environmental impact research
5. Polluted runoff demonstration projects/grants to other government agencies and non-profit groups.
6. Water quality studies of streams, estuaries and nearshore coastal areas
7. Installation, operation and maintenance of air quality, water quality and meteorological monitoring stations
8. Intermittent use of a small smoke generator in conjunction with air pollution control training (Visual Emissions Certification Class).
9. Public Water System Water Quality Data Collection
10. Ground Water Quality Data Collection
11. Underground Injection Control Water Quality Data Collection

Exemption Class # (6): Construction or placement of minor structures accessory to existing facilities.

1. Portable buildings
2. Tool shed
3. Storage shed
4. Pump house
5. Transformer building
6. Air conditioning enclosure

Exemption Class # (10): Continuing administrative activities including, but not limited to purchase of supplies and personnel-related actions.

1. Equipment, vehicle, and supply purchases
2. Personnel-related actions
3. Program administrative requirements, as set forth in Department of Health Statutes and Administrative Rules, including but not limited to the following Department of Health permits:
  - Agricultural burning permit
  - Covered stationary source air permit
  - Noncovered stationary source air permit
  - National Pollutant Discharge Elimination System permit
  - Water Quality Certification
  - Underground Injection Control Permit
  - Solid Waste Disposal Facilities permit
  - Solid Waste Storage, Handling and Processing Facilities permit
  - Special Wastes permit
  - Permit by rule – recycling convenience centers, composting facilities, clearing and grubbing landfills, and certain other small-volume solid waste facilities
  - Treatment, Storage and Disposal of Hazardous Wastes permit
  - Food Establishment permit
  - Shellfish permit
  - Community Noise permit
  - Air Conditioning and Ventilation permit
  - Notification of renovation and demolition – asbestos removal permit
  - Swimming Pools permit
  - Mortuaries & Cemeteries permit
  - Interstate Milk Shippers certification
  - Tattoo Shops permit