

## EXEMPTION LIST

### CITY AND COUNTY OF HONOLULU DEPARTMENT OF LAND MANAGEMENT

August 3, 2020

#### GENERAL NOTES

Hawaii Revised Statutes (“HRS”) Chapter 343 authorizes the Environmental Council establishes procedures that allow agencies to exempt specific types of action from the need to prepare an environmental assessment because the action will have minimal or no significant effect on the environment.

Agencies may declare minor or routine actions that might otherwise trigger Hawaii environmental review exempt from the requirement to prepare an environmental assessment. Agencies may either: (1) assert that the specific activity is a “de minimis” action and does not have the potential to adversely affect the environment (Part 1 Action), or (2) show that the action falls within one of the ten (10) general types of action established in HAR §11-200.15(c) and then obtain the advice of other agencies or individuals with jurisdiction or expertise on the exemption (Part 2 Action). In either case, Agencies have the discretion to choose whether or not to exempt a particular action.

The following types of projects will not be exempt:

1. Projects requiring detailed analysis as provided in an environmental assessment under HRS §343-5, including but not limited to places listed on the Federal or State registers of historic places.
2. Projects in statutorily defined areas, including but not limited to critical habitats, special management areas, special design districts, registered view planes or scenic corridors, wet lands, sanctuaries, special habitats, shoreline areas, tsunami inundation areas, or other designations, except where the work is eligible for exemption and there is no negative impact on the conditions that defined these areas.
3. Major projects without an Environmental Impact Statement (EIS); an Environmental Assessment with a Finding of No Significant Impact (EA/FONSI); or major projects that were never presented at a public meeting concerning site selection, master plan report, or any phase of incremental construction.
4. Major projects without a program to encourage public input into the design or siting of a project

Pursuant to the administrative rules promulgated under the authority of HRS 343-6(7), the City and County of Honolulu’s Department of Land Management (DLM) 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 TYPE 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.*

#### PART 1 ACTIONS

1. Repair and maintenance of existing concrete pavements and bridge decks, to improve skid and resistance and safety.
2. Cleaning, chipping, painting, patching of damaged concrete and replacement of structural members to existing roadway structures, including tunnels and parking structures.
3. Repair and maintenance of pedestrian bridges/footbridges within park and public facility properties, accessible ramps and handrails.
4. Repair and maintenance of drainage structures, storm drain lines, intake and collection boxes.

5. Minor underpinning.
6. Operation of temporary construction staging areas.
7. Repair and maintenance of retaining walls, noise walls and screen walls.
8. Repair and maintenance of exterior steps and stairways.
9. Repair and maintenance of fencing, curbing, walls, and gates.
10. Repair and maintenance of slope stabilization structures, embankment/slope erosion repairs.
11. Repair and maintenance of bridge structures including appurtenances.
12. Repair and maintenance of existing dwelling units and ancillary structures.
13. Repair and maintenance and operation of buildings, parking structures, office/residential buildings, temporary buildings and modular buildings.
14. Repair and maintenance of pipe supports.
15. Repair and maintenance of manholes and junction boxes.
16. Resurfacing, sealing, cleaning and/or repairing of roadways, roadway shoulders, parking areas, walkways, bikeways and driveways.
17. Repair and maintenance of curbs, gutters sidewalks, ramps, guardrails and handrails.
18. Repair, maintenance and replacement of traffic control/ safety facilities (signs and posts, guardrails, striping, pavement markers, etc.)
19. Repair or replacement of utilities, manholes, and pipelines (excluding underwater pipelines) along across roads and streets.
20. Repair and maintenance of essential utilities, including but not limited to wastewater systems, drainage systems, water systems, electrical systems, communication systems, irrigation systems, and fuel systems, except where a State DOH permit is required.
21. Repairs and maintenance to rock walls and grouted rubble paving walls, or similar walls.
22. Repair, maintenance or resurfacing of roadway systems and parking areas.
23. Repair and maintenance of essential utilities, including but not limited to wastewater systems, drainage systems, water systems, electrical systems, communication systems, irrigation systems, and fuel systems (except where a State Department of Health ("DOH") permit is required).
24. Repair, maintenance, and operation all City/County owned areas including, but not limited to, parking lots, road rights-of-way, drainage ways and easements, including but not limited to removal and trimming of all vegetation, as needed in order to minimize any encroachments or obstructions within the road right-of-way or to another private parcel.
25. Repair or maintenance and operational actions for compliance with OSHA requirements.
26. Repair or maintenance and operation of facilities for all outdoor sports, including but not limited to soccer, football, volleyball, sand volleyball, basketball, baseball, softball, golf, and tennis, including appurtenant equipment,
27. Repair and maintenance of temporary parking on City/County remnant properties.
28. Repair and maintenance of temporary storage of construction equipment and materials on remnant properties.
29. Repair and maintenance of benches, picnic tables, and arbors.
30. Repair and maintenance of storage racks.
31. Repair and maintenance of guard sheds.
32. Repair and maintenance of bleachers and public seating areas.
33. Repair and maintenance of bollards and vehicular access barriers.
34. Repair and maintenance of children's play equipment
35. Repair and maintenance of drinking fountains.
36. Repair and maintenance of fitness exercise stations.
37. Fumigation and treatment of buildings for termites, cockroaches, ants, vermin, and other pests using pesticides registered by the State Department of Agriculture and the EPA.
38. Repair and maintenance of equipment, including but not limited to pumps; motors; electrical transformers, cabinets, panels, and vaults; power, light, and telephone pole systems; heating, ventilation, and air conditioning (HVAC); irrigation controllers; telephone stations; emergency electrical generators; elevators; and lifts provided for handicapped accessibility.

39. Repair and maintenance of traffic signals and associated appurtenant structures.
40. Repair and maintenance of street lights.
41. Repair and maintenance of all appurtenant equipment and facilities for outdoor recreation including, but not limited to, soccer, football, volleyball, basketball, baseball, and softball.
42. Clearing, grading and grubbing, for which grading permits are not required, to maintain safety and security standards for vehicular traffic.
43. Clearing of and removal of debris and rubbish from earth berms, drainage swales stream banks and streams that does not involve alterations to bed or banks, including, but not limited to, those with direct outlet to the ocean.
44. Repair and maintenance of lighting of play courts, streets and roadways.
45. Repair and maintenance of construction staging areas.
46. Repairs due to natural and man-made incidents (rebuild eroded berms, clear fallen trees, etc.)
47. Repair and maintenance of landscaping.
48. Repair and maintenance of ramps to drainage structure and storage sheds.
49. Control of plant growth and insects using pesticides and herbicides approved by the State Department of Agriculture and the EPA in accordance with manufacturer's instructions.
50. Repair and maintenance of water features.
51. Repair and maintenance of minor underpinning.
52. On-site street cleaning.

#### PART 2 ACTIONS

1. Rehabilitation or restoration of existing structures and features at historic and archaeological sites in compliance with Chapter 13-275, Hawaii Administrative Rules, "Rules Governing Procedures for Historic Preservation Review for Governmental Projects Covered Under Section 6E-7 and 6E-8, Hawaii Revised Statutes" which requires review by the State Historic Preservation Division for agency actions that may affect historic properties.
2. Repair and maintenance of slope retaining/stabilization structures, and stream bank lining.
3. Clearing and maintenance of areas for in preparation of anticipated emergencies to mitigation possible damage to life and/or property, including, but not limited to, firebreaks, landing zones, staging and operational sites.
4. Removal of dirt, rock and debris from flood-control debris basin.
5. Repair or replacement of drainage facilities, storm drains, earth berms, drainage swales, and stream banks.
6. Repair and maintenance of dam structures.

#### **EXEMPTION TYPE 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.*

#### PART 1 ACTIONS

1. Replacement or reconstruction of drainage structures.
2. Replacement or reconstruction of chain link fencing and gates.
3. Replacement or reconstruction of slope stabilization structures.
4. Replacement or reconstruction of pipe supports.
5. Replacement or reconstruction of intake and collection boxes.
6. Replacement or reconstruction of accessible ramps and guardrails.
7. Replacement or reconstruction exterior steps and stairways.
8. Replacement or reconstruction of existing dwelling units and ancillary structures.
9. Replacement or reconstruction of water storage tanks/reservoirs which are not substantially different in size or appearance.

10. Replacement of bollards.
11. Replacement of existing protective structures such as walls and fences to retain necessary security to protect property or ensure public safety (with the exception of sea walls).
12. Temporary replacement of a roadway facility which is commenced immediately after the occurrence of a natural disaster or catastrophic failure to restore the roadway for the health, welfare, and safety of the public.
13. Replacement or reconstruction of pavements (and striping, as needed), including but not limited to, roadways, driveways, parking lots, walkways, bikeways, jogging paths, or multi-use pathways.
14. Replacement or reconstruction of traffic control/safety facilities (i.e. signs, guardrails, striping, pavement markers).
15. Replacement or reconstruction of security lighting of public grounds (including parks), structures, and parking lots. (Lighting shall comply with HRS§201-8.5 Night sky protection strategy.)
16. Replacement or reconstruction of curbs and sidewalks.
17. Equipment installations, including but not limited to, pumps; motors; electrical transformers, cabinets, panels, and vaults; power, light, and telephone pole system; heating, ventilation, and air conditioning (HVAC); irrigation controllers; telephone stations; emergency electrical generators; and lifts provided for handicapped accessibility.
18. Replacement or reconstruction of appurtenant equipment and facilities for outdoor recreation including, but not limited to, soccer, football, volleyball, basketball, baseball, and softball.
19. Replacement or reconstruction of ornamental pools and fountains, irrigation ponds, swimming pools, and related equipment.
20. Replacement or reconstruction of signs and posts.
21. Replacement or reconstruction of benches and picnic tables.
22. Replacement or reconstruction of bike racks.
23. Replacement or reconstruction of bleachers and public seating areas.
24. Replacement or reconstruction of community gardens.
25. Replacement or reconstruction of drinking fountains.
26. Replacement or reconstruction of fitness exercise stations.
27. Replacement or reconstruction of guard sheds.
28. Replacement or reconstruction of landscape ponds and water features.
29. Replacement or reconstruction of storage sheds.
30. Replacement or reconstruction of outdoor cooking grills.
31. Replacement or reconstruction of essential utilities, including but not limited to, wastewater systems, drainage systems, water systems, electrical systems, communication systems, irrigation systems, and fuel systems except where a State DOH permit is required.
32. Replacement or reconstruction of facilities for outdoor sports and recreation and appurtenant equipment, including but not limited to swimming, soccer, football, volleyball, sand volleyball, basketball, baseball, softball, golf, and tennis.
33. Replacement or reconstruction of existing drainage/waterways, drainage facilities, storm drains, earth berms, drainage swales, and stream banks.
34. Replacement or reconstruction of utilities and drainage systems, including but not limited to culverts, pipes, and construction of gutters or other similar infrastructures.
35. Replacement, reconstruction of water, sewage, electrical, gas, telephone, street light and other essential public utility service extensions within the County road rights-of-way.

## PART 2 ACTIONS

1. Replacement or reconstruction of buildings (parking structures, office buildings, maintenance buildings, etc.) with no substantial change in use.
2. Replacement or reconstruction of roadway structures when flood or other phenomena causes complete collapse or serious damage to the structures which render them unsafe for traffic use.
3. Replacement or reconstruction of existing deteriorated and/or damaged structures to their original/better condition within areas under the jurisdiction of the DLM.

4. Replacement or reconstruction of utility and drainage systems to maintain a consistent level of service.
5. Replacement or reconstruction of drainage improvements that **will** generally consist of installation of pipe culverts, construction of gutters where minor flooding occurs.
6. Replacement or reconstruction of existing roadways, bike paths and bike lanes, road intersections, roadway markings and striping, roadway shoulders, curves, and walkways, to meet acceptable safety standards.
7. Replacement or reconstruction of existing roadway for safety purposes by resurfacing, restoration, rehabilitation, reconstruction, widening less than a single lane width, adding shoulders, adding auxiliary lanes for localized purposes (weaving, climbing, speed changes, etc.) and correcting substandard curves and intersections.
8. **Re**placement or reconstruction drainage structures.
9. Replacement or reconstruction of earth berms, drainage swales stream banks and streams including, but not limited to, those with direct outlet to the ocean.
10. Replacement or reconstruction of areas for emergency mitigation of natural and man-made incidents, including, but not limited to, firebreaks, landing zones, staging areas, construction sites, operational sites.
11. Replacement or reconstruction of existing bridges, flumes, drainage and waterways.
12. Replacement of manholes, waterlines, meters, hydrants, valves, sewer lines and utility lines along and across roads and streets.
13. Replacement or reconstruction of existing asphaltic concrete paved roads of existing gravel roads will be located within the existing right-of-way and will have substantially the same purpose, capacity and dimensions as the road prior to construction.

### **EXEMPTION TYPE 3**

*Construction and location of single, new, small facilities or structures and 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 structures; (c) Stores, offices, and restaurants designed for total occupant load of 20 persons or less per structure, if not in conjunction with the building of two or more 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.*

### **PART 1 ACTIONS**

1. Construction and location, installation, or alteration of walls and fences.
2. Construction and location, installation, or alteration of fencing, guardrails, sidewalks and covered walkways.
3. Alteration of existing buildings, facilities to comply with the American with Disabilities Act (“ADA”) requirements.
4. Construction and location, installation, or alteration signs, posts, and flag/banner poles.
5. Construction and location, installation, or alteration of trash compactors, enclosures and litter containers.
6. Construction and location, installation, or alteration of security equipment and devices, including but limited to fencing, automatic gate controls, and cameras.
7. Construction and location, installation, or alteration of irrigation systems.
8. Construction and location, installation, or alteration of utility service connection and installations.

### **PART 2 ACTIONS**

1. Construction and location, installation, or alteration of new and/or alteration or modification of essential public utility service extensions to serve new, small facilities or structures construction, including but not limited to wastewater systems, water systems, drainage systems, electrical systems, street lighting systems, traffic control systems, communication systems, civil defense systems, irrigation systems, fuel systems, and appurtenances.
2. Construction and location, installation, or alteration of stores, offices, and restaurants designed for total occupancy load of 20 persons or less per structure, if not in conjunction with the building of two or more structures.
3. Installation or alteration of equipment including but not limited to, pumps, motors, electrical transformers, cabinets, panels, and vaults, power, light and telephone pole systems, heating, ventilation, and air conditioning (HVAC), irrigation, controllers, telephone stations, emergency electrical generators, and lifts provided for handicapped accessibility.
4. Installation or alteration of telephone, telemetering, SCADA, electrical and computer equipment and wiring.
5. Construction and location, installation, or alteration interior roadways, driveways, parking lots, and jogging and bicycling paths within housing developments.
6. Construction and location, installation, or alteration of single-family residences less than 3,500 square feet, not in conjunction with the building of two or more such units, including but not limited to such housing built by profit or nonprofit organizations or students of a community college or technical school or under the sponsorship of a self-help housing program.
7. Construction, location, and/or alteration of manholes, waterlines, sewage, electrical, gas, telephone, street light and appurtenances and other essential public utility service extensions.
8. Construction, location, and/or alteration of utility service connection, extension and installation along and across City/County roadways.
9. Construction and location, installation, or alteration of traffic and pedestrian safety measures, including but not limited to traffic signals, street lights, traffic signs, striping and pavement markings guardrails, escape ramps, and sidewalks.
10. Construction and location, installation, or alteration of streets and improvements within City/County street rights-of-way.
11. Construction and location, installation, or alteration to skating and skateboard rinks and related facilities.
12. Construction and location, installation, or alteration of traffic calming devices.
13. Construction, location, and/or alteration of bike paths within an existing City/County right-of-ways.
14. Construction and location and/or alteration of slope stabilization structures.
15. Construction and location and/or alteration of temporary agency emergency access roads.
16. Construction and location, installation, or alteration of facilities or structures necessary to support or enhance public recreational use of lands and waters, including but not limited to outdoor showers, signage, interpretive kiosks, viewing platforms, water fountains, tables, grills, lifeguard stations, and any improvements necessary for compliance with the Americans with Disabilities Act.
17. Construction and location, installation, or alteration to structures and facilities to provide resistance to the damaging effects of natural hazards, including but not limited to hurricane, storm, wind, and water protection devices and structure
18. Construction and location, installation, or alteration of water tanks developed to serve park and individual public facility needs.
19. Construction and location, installation, or alteration of sidewalks, walkways, stairways, elevators or lifts, ramps, and handrails and other items and features necessary to comply with the American with Disabilities Act ("ADA") requirements.
20. Construction and location, installation, or alteration of storm drainage system and drainage structures.
21. Construction and location of temporary staging areas during periods of City/County construction.
22. Construction and location, installation, or alteration of curvatures and roadway intersections.
23. Construction and location, installation, or alteration of new, small facilities or structures, including but not limited to those intended for recreational, meeting, administration, maintenance, operations,

police, fire, and emergency medical services facilities, parking garages, carports or garages, patios, fences, existing comfort stations and restrooms in public parks, storage facilities and sheds, portable modular buildings, pump houses, electrical sheds, maintenance sheds athletic equipment storage sheds, and guard houses and installation of new, small equipment and facilities and the alteration and modification of the same.

#### **EXEMPTION TYPE 4**

*Minor alterations in the conditions of land, water, or vegetation.*

#### **PART 1 ACTIONS**

1. Minor ground adjustments which do not require grading permits for the purpose of eliminating hazards to vehicular traffic operations.
2. Minor alterations to land for which grading permits are not required.
3. Landscaping, including but not limited to trimming and planting and/or transplanting of trees; sodding and seeding of bare areas for dust and erosion control.
4. Removal and maintenance of insignificant trees which endanger life or property and non-significant trees in consultation with a certified arborist.
5. Landscaping within existing parks and public facility property boundaries, including but not limited to trees, shrubs, grass, ground covers, and community gardening planting.
6. Landscaping of roadway embankments and medial strips, and installation of accessory sprinkler systems.
7. Lining short sections of stream banks for erosion control and slope stability.
8. Construction of berms, drainage ditches, footpaths.
9. Construction of seepage drains/detention basins including dry wells.
10. Incident cleaning of land and preliminary site work for surveying, engineering design, and geologic and hydrologic studies.
11. Maintenance and removal of vegetation from with the City/County road rights-of-way and easement that pose a hazard to the health and welfare of the public.
12. Maintenance and removal of vegetation in order to conduct survey work.
13. Clearing, grading or grubbing within City/County road or lands of one acre or less.
14. Clearing, grubbing, or grading of less than 100 cubic yards within existing real property.
15. Minor ground adjustments, including but not limited to grading, grubbing, cutting, clearing, or filling that do not require grading permits.
16. Improvements to previously existing graded parking and storage yard areas, including paving, infilling, grading and compacting.
17. Minor vegetation clearing and management, including but not limited to mowing, pruning, trimming, and application of federal and state approved herbicides in conformance with label instructions.
18. Removal of invasive vegetation utilizing hand and mechanical means and the application of federal and state approved herbicides in conformance with label instructions, distribution of biocontrol agents already approved and permitted by the State of Hawaii, and other approved methods. This exemption would not apply to issuing permits for initial releases of biocontrol of invasive species which are regulated and permitted by the Department of Agriculture or commercial logging.
19. Vegetation clearing and removal work to mitigate rock fall or on or near the embankment, spillway, or outlet works of a dam facility of vegetation that could pose a threat to the embankment or impede inspection of the facility
20. Establish temporary or permanent vegetative cover including trees, shrubs, grasses, and sod for landscaping, reforestation, soil stabilization, watershed protection, native wildlife habitat, native ecosystem restoration, and rare plant preservation. This exemption would not apply to vegetation

that is likely to be invasive or for tree plantings for which harvesting is planned or is reasonably foreseeable.

21. Control of pests utilizing federal and state approved pesticides, herbicides, fungicides, and toxicants in conformance with label instructions; traps, snares, lures, and repellents; and other approved methods.
22. Minor alteration of retaining walls and fences.

#### PART 2 ACTIONS

1. Paving of shoulder areas within existing County rights-of-way for driveways and subdivision street connections to provide vehicular access to roadway pavement lanes from adjacent common property lines for residential and commercial driveways and subdivision street connections. These actions will not alter the character of the roadway facility.
2. Management of surface water runoff, including installation of minor drainage ditches and implementation of other stormwater best management practices and low impact development techniques (e.g., bioretention areas, permeable pavers, etc.).
3. Removal or filling of unused or unusable cesspools pursuant to federal and state regulations.
4. Minor alterations in waters, including restoration of native species and control of invasive weeds, algae, invertebrates, fishes or other invasive aquatic organisms.

#### **EXEMPTION TYPE 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.*

#### PART 1 ACTIONS

1. Conduct surveys or collect data on existing environmental conditions, including but not limited to noise, air quality, water flow, and water quality.
2. Conduct surveys or collect data on existing site conditions, including but not limited to topographic, soil compaction, soil percolation flow, foundation, location, wildlife and endangered species, aquatic life, cultural, historic preservation, terrestrial and marine archaeological, vegetation, rare plant, arbor inventory, and unexploded ordnance.
3. Non-destructive data collection and inventory, including but not limited to field, aerial and satellite surveying and mapping.
4. Conduct studies and assessments, including but not limited to traffic studies, air quality surveys, cultural surveys, noise level monitoring surveys, surveys, appraisals, building and site physical needs assessments, lead, mold testing Phase I and/or Phase II environmental assessments.
5. Conduct basic and periodic data collection, research, experimental, and resource evaluation activities necessary for housing projects and public facilities including, but not limited to surveys, biological and ecological studies and surveys, chemical and bacteriological laboratory analysis, monitoring device installation, storm water runoff sampling and analysis, stream studies and surveys, lead and mold testing, and water sampling for water quality analysis purposes.
6. Conduct infrastructure location and capacity surveys and assessments, including but not limited to water, sewer, drainage, and utilities.
7. Conduct leak detection testing and data collection.
8. Conduct planning and feasibility analysis, project planning, master planning updates, media, and marketing studies.
9. Conduct appraisals of real property for real estate transactions or the establishment of royalties.
10. Secure permission to enter lands that are not under City/County jurisdiction for the purpose of conducting those activities listed above. The above activities may include clearing or construction of site improvements needed to mobilize equipment or personnel to accomplish tasks.
11. Communication/media surveys.
12. Energy studies, including hydrogenerator and alternatives.



13. Conduct engineering design and geologic and hydrologic studies with minor trimming of vegetation.
14. Conduct subsurface investigations (borings) provided the average surface area disturbed is less than one square foot and the implementing division consults with the State Historic Preservation Division on exempting such borings or investigations.
15. Fire flow test.
16. Conduct geologic/hydrologic investigations provided that such investigations involves non-invasive geophysical operations for testing and analysis or where the average surface area disturbed is less than one square foot.
17. Archaeological reconnaissance studies, inventory surveys, and artifacts gathering conducted by an archaeologists licensed in the State of Hawaii and pursuant to the State Historic Preservation Office requirements.
18. Construction of monitoring wells for data collection purposes as defined by the State Commission on Water Resource Management.
19. Subsurface exploration soil boring and archaeological investigation. Archaeological investigations include historical research and archaeological inventory surveys, including subsurface test pits.
- 20.

**PART 2 ACTIONS**

N/A

**EXEMPTION TYPE 6**

*Demolition of structures, except those structures that are listed on the national register or Hawaii Register of Historic Places.*

**PART 1 ACTIONS**

1. Demolition of sidewalks and curbs.
2. Demolition of retaining walls.
3. Demolition of slope stabilization structures.
4. Demolition of fencing and gates.
5. Demolition of intake and collection boxes.
6. Demolition of curbs, sidewalks, and ramps.
7. Reuse or recycle of materials salvaged from the above-listed exempted activities, provided the materials salvaged are not reconstructed whole at another site.

**PART 2 ACTIONS**

1. Demolition of tanks/reservoirs.
2. Demolition of street improvement prior to street widening or adjustment.
3. Demolition of park and other structures on public property, except those structures located on any historic site.
4. Removal of architectural features/barriers.
5. Demolition of drainage facilities.
6. Demolition or removal of functionality obsolete or surplus housing units.
7. Demolition of buildings and structures prior to or concurrent with the construction of a new or replacement building or structure, except those structures located on any historic site.
8. The demolition of dilapidated, unsafe or dangerous buildings or structures required by building, housing or health codes and regulations.
9. Demolition of existing structures under the DLM jurisdiction except seawalls and other coastal structures and those structures located on any historic site as designated in the National Historic Preservation Act of 1966, Public Law 89-655, or Chapter 6E, Hawaii Revised Statutes.

**EXEMPTION TYPE 7**

*Zoning variances except shoreline setback variances.*

**PART 1 ACTIONS**

1. Demolition work: curbs, sidewalks, pavement, driveways, and buildings.

**PART 2 ACTIONS**

1. Building set-back variances.
2. Zoning variances of park and public properties, except shoreline setback variances.
3. Zoning variances for housing developments pursuant to Chapter 201H, HRS.

**EXEMPTION TYPE 8**

*Continuing administrative activities.*

**PART 1 ACTIONS**

1. Purchase of supplies, services, and equipment required to support existing operations.
2. Continuing government administrative activities, including but not limited to purchase of supplies and personnel-related actions.
3. Operation of initial or continuing public programs consistent with established land use, including but not limited to recreational programs, sports leagues, and public concert series.
4. Contracts for small purchases, professional services, competitive sealed proposals, competitive sealed bidding, or purchase of goods and services which are exempt from Haw. Rev. Stat. Chapter 103D.
5. Requests and/or administration of federal, state, city-county, or private assistance grants and/or resource allocations to support ongoing operations or implement programs of DLM.
6. Personnel-related actions.
7. Training, environmental interpretation, public safety efforts, and other educational activities.
8. Acquisition of real property and interests, including easements, quitclaim, fee simple, and leaseholds, in real property.
9. Disposition of land and any improvements thereon.
10. Leasing of land and any improvements thereon.

**PART 2 ACTIONS**

1. Acquisition of lands for drainage purposes where there is a natural existing drainage watercourse.
2. Requests for transfer of State lands by Governor's Executive Order between the DLM and other County or State agencies.
3. Consolidation of residential-zoned roadway remnant parcels into one lot (residential).
4. Subdivision/consolidation of public lands and their transfer between the City and State for continuing public use.
5. Condemnation actions.
6. Requests from the Department of Land and Natural Resources ("DLNR") or General Services Administration for setting aside of State lands.
7. Subdivision of lot(s) not previously subdivided into roadway parcel(s) and roadway remnant(s).
8. Subdivision of portion of roadway due to encroachment or determined surplus.

**EXEMPTION TYPE 9**

*Acquisition of land and existing structures, including single or multi-unit dwelling units, for the provision of affordable housing, involving no material change of use beyond that previously existing, and for which the legislature has appropriated or otherwise authorized funding.*

**PART 1 ACTIONS**

1. Disposition of land and any improvements thereon.

PART 2 ACTIONS

1. Condemnation actions.
2. Subdivision and consolidation actions/condo property regime without change in existing land use.
3. Acquisition, but not improvement of property, for public use (including easements) minor subdivision and consolidation of parcels necessary for acquisition of property for public use (including rounding corners and minor street widening).
4. Acquisition and leasing of land under the 201H, HRS program and facilities/improvements acquired for continued use, provided that a site assessment is conducted.
5. Acquisition of interests, including fee simple, quitclaim, easements, and leaseholds, in real property on which a housing development will be situated, provided that a site assessment is conducted.

**EXEMPTION TYPE 10**

*New construction of affordable housing, where affordable housing is defined by the controlling law applicable for the state or county proposing agency or approving agency that meets the following: (a) Has the use of state or county lands or funds or is within Waikiki as the sole triggers for compliance with chapter 343, HRS; (b) As proposed conforms with the existing state urban land use classification; (c) As proposed is consistent with the existing county zoning classification that allows housing; and (d) As proposed does not require variances for shoreline setbacks or sitting in an environmentally sensitive area, as stated in section 11-200.1-13(b)(11).*

PART 1 ACTIONS

N/A

PART 2 ACTIONS

N/A