

Re-organization of June 30, 2015 Comprehensive EXEMPTION LIST
FOR THE STATE OF HAWAI'I DEPARTMENT OF HAWAIIAN HOME LANDS
Submitted for review to the Environmental Council on
February 3, 2021

The Department of Hawaiian Home Lands (DHHL) is comprised of the following divisions and offices:

- Office of the Chairman (OCH)
- Planning Office (PO)
- Administrative Services Office (ASO)
- Fiscal Office (FO)
- Information and Community Relations (ICRO)
- Homestead Services Division (HSD)
- Land Development Division (LDD)
- Land Management Division (LMD)

HISTORICAL NOTE

The current exemption list for the Department of Hawaiian Home Lands was reviewed and concurred upon by the Environmental Council on June 30, 2015. The 2015 list was superseded by the previous list that was reviewed and concurred upon by the Environmental Council on October 18, 1982.

GENERAL NOTE

Chapter 343, HRS authorizes the Environmental Council to establish procedures to exempt specific types of actions from the need to prepare an environmental assessment because the actions will have minimal or no significant effect on the environment. If DHHL determines, through its judgment and experience, that a proposed action will individually and cumulatively probably have minimal or no significant effects, and the action is one that is eligible for exemption under HAR 11-200.1, subchapter 8, DHHL may prepare an exemption notice in accordance with subchapter 8. Actions shall be determined to have a significant effect on the environment and will not be exempt, if it may

- 1) Irrevocably commit a natural, cultural, or historic resource;
- 2) Curtail the range of beneficial uses of the environment;
- 3) Conflict with the State's environmental policies or long-term environmental goals established by law;

- 4) Have a substantial adverse effect on the economic welfare, social welfare, or cultural practices of the community and State;
- 5) Have a substantial adverse effect on public health;
- 6) Involve adverse secondary impacts, such as population changes or effects on public facilities;
- 7) Involve a substantial degradation of environmental quality;
- 8) Be individually limited but cumulatively have substantial adverse effect upon the environment or involves a commitment for larger actions;
- 9) Have a substantial adverse effect on a rare, threatened, or endangered species, or its habitat;
- 10) Have a substantial adverse effect on air or water quality or ambient noise levels;
- 11) Have a substantial adverse effect on or be likely to suffer damage by being located in an environmentally sensitive area such as a flood plain, tsunami zone, sea level rise exposure area, beach, erosion-prone area, geologically hazardous land, estuary, fresh water, or coastal waters;
- 12) Have a substantial adverse effect on scenic vistas and viewplanes, during day or night, identified in county or state plans or studies; or
- 13) Require substantial energy consumption or emit substantial greenhouse gases.

Actions declared exempt from the preparation of an EA by DHHL are not exempt from complying with any other applicable statute or rules.

Pursuant to HAR §11-200.1-8, all exemptions under Subchapter 8 are inapplicable 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

Part I: De Minimis Activities

Pursuant to HAR §11-200.1-16, DHHL considers activities listed in Part I to be routine and ordinary functions within its jurisdiction and that by their nature do not have the potential to individually or cumulatively adversely affect the environment more than negligibly. Examples of routine activities and ordinary functions may include, among others: routine repair, routine maintenance, purchase of supplies, and continuing administrative activities involving personnel only, nondestructive data collection, installation of routine signs

and markers, financial transactions, personnel-related matters, construction or placement of minor structures accessory to existing facilities; interior alterations involving things such as partitions, plumbing, and electrical conveyances. DHHL does not consider these activities to rise to the level of requiring chapter 343, HRS, environmental review. Part I activities are exempt from the preparation of an EA and the requirements of HAR §11-200.1-17 because the activities are considered de minimis.

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.

1. Fertilizing, sprinkling, mowing, weeding, trimming, brush cutting, clearing, grubbing, aerating, road clearing and patching, sweeping, removal of debris and other routine maintenance of the following agency maintained lands and facilities:
 - a. Ditches, channels, and common areas
 - b. Streets, roads, highways, bike paths, pedestrian ways, trails, parking lots and appurtenances
 - c. Flood-control, erosion-control, and drainage facilities
 - d. Parks
 - e. Landscaped areas
 - f. Beach accesses
 - g. Beaches
 - h. Cemeteries
2. Operation, maintenance, repairing, repainting, reroofing, cleaning, polishing, greasing, oiling, and servicing of the following facilities, structures, and equipment:
 - a. Existing buildings, offices and community facilities
 - b. Repairs to existing homestead homes
 - c. Structures required for essential utilities, including, but not limited to:
 - i. Water system components such as pumps, valves and controls, pipes and channels, water storage tanks, wells and other water sources
 - ii. Water and sewage handling and treatment systems
 - iii. Sanitary sewage systems
 - iv. Drainage systems
 - v. Electrical systems
 - vi. Communication systems
 - vii. Irrigation systems
 - viii. Gas systems

- ix. Energy systems
- d. Fencing, curbing, gates, walls, and retaining walls
- e. Steps and stairways
- f. Handicapped accessibility improvements, including walkways, stairways, ramps, and handrails
- g. Individual and cluster unit mailboxes
- h. Signage
- i. Existing structures, including, but not limited to:
 - i. Storage sheds
 - ii. Electrical sheds
 - iii. Electric panels
 - iv. Pumphouses
 - v. Irrigation control panel sheds
 - vi. Garages
 - vii. Mechanic shops
 - viii. Telecommunication equipment and sheds
 - ix. Plant nursery sheds and hothouses
 - x. Trash enclosures
 - xi. Litter containers
 - xii. Trash compactors
 - xiii. Recycling collection bins
 - xiv. Manhole and junction box covers
- j. Stationary and mobile motorized equipment
- k. Equipment, including, but not limited to:
 - i. Pumps, valves and motors
 - ii. Electrical transformers, cabinets, panels, and vaults
 - iii. Power, light, and telephone systems, including installation of poles
 - iv. Heating, ventilation, and air conditioning ("HVAC")
 - v. Odor control systems
 - vi. Security systems and alarms
 - vii. Communication systems including antennae
 - viii. Telecommunications and control systems, including supervisory control and data acquisition ("SCADA") systems
 - ix. Irrigation controllers
 - x. Telephone stations
 - xi. Emergency electrical generators
 - xii. Lifts provided for handicapped accessibility
- l. Traffic calming devices, including, but not limited to, new traffic and pedestrian control devices - speed humps, speed bumps, speed tables, traffic signals, directional, informational and regulatory signs, pavement markers, and striping

- m. Traffic and pedestrian safety measures – guardrails, escape ramps, sidewalks, bollards, and vehicle access barriers
- n. Exterior lighting, including, but not limited to, street lights, parking lot lights, security lighting, ball field and play court lighting, bollards, and wall sconces
- o. Existing recreational facilities, structures, and equipment, including, but not limited to:
 - i. Recreation buildings, multi-purpose buildings, clubhouses, and education buildings
 - ii. Administration buildings, storage and operations buildings, and caretaker residences
 - iii. Comfort stations, bathhouses, and locker room facilities
 - iv. Water tanks developed to serve park or community use needs
 - v. Outdoor showers, drinking fountains, ornamental and swimming pools, and hose bibs
 - vi. Security and visitor information kiosks, concession stands, and phone booths
 - vii. Life guard towers and accessory or appurtenant structures
 - viii. Athletic fields, athletic courts, play court practice walls, skate parks, and appurtenant equipment and facilities
 - ix. Gymnasiums, skating rinks and related facilities
 - x. Planter boxes, arbors, botanical and community gardens, and plant nurseries
 - xi. Bandstands, pavilions, shelters, tent platforms, benches, picnic tables and charcoal disposals
 - xii. Signs and posts, and bike racks
 - xiii. Security lighting of grounds, structures, and parking lots
 - xiv. Equipment sheds and canoe hale
 - xv. Pedestrian bridges in park or community use areas
 - xvi. Play equipment, fitness exercise stations
- 3. Patching, resurfacing, striping and cleaning of pavement surfaces including, but not limited to, streets, roads, highways, pedestrian ways and walkways, bike paths, driveways, parking lots and appurtenances
- 4. Repair and maintenance of established footpaths, trails and bike paths, including those to beaches and beach accesses
- 5. Operation, repair, testing, and maintenance of vehicles
- 6. Abandoned vehicle pickup program operations
- 7. Collection of refuse and recyclables, and schedule changes

8. Operation, repairs, and maintenance of existing cemeteries, including the digging and covering of new graves
9. Relocation of cemetery grave contents that have been affected or are threatened to be affected by erosion, according to regulations for the Native American Graves Protection and Repatriation Act (NAGPRA, 43 CFR Part 10), and per guidelines provided in Hawaii Administrative Rules Chapter 13-300, as approved by the Island Burial Councils
10. Clearing of earth berms, drainage swales, culverts, stream banks, and streams including, but not limited to streams with direct outlet to the ocean
 - a. Routine maintenance and removal of dirt, rock, debris, and accumulated boulders from canals, streams, and flood-control debris basins and debris/catchment structures where such removal will not have an adverse impact on downstream waters, bays, or the environment
 - b. Vegetation clearing from streams, improved and unimproved drainage ditches, or swales. Work may involve removing and cutting of debris, brush, grasses, and trees
11. Removal of domestic sewage from residential and commercial waste and wastewater systems and the disposal of such material into municipal wastewater treatment facilities
12. Chemical control of vector
13. Construction staging areas and temporary storage of construction equipment and materials within project boundaries
14. Actions necessary for compliance with Occupational Safety & Health Administration requirements
15. Repair and maintenance of civil defense warning sirens

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.

1. Replacement, reconstruction, alteration, modification (no change in use), or installation of any building, structure, facility, equipment or utility, including, but not limited to:
 - a. Homestead residential dwellings and accessory structures such as garages and barns
 - b. Community use structures such as recreation buildings, multi-purpose buildings, clubhouses, and education buildings

- c. Administration buildings, storage and operations buildings, and caretaker residences
- d. Replacement of cesspools with Individual Wastewater Systems approved by the State Department of Health
- e. Installation of systems with improved technology for energy savings, including but not limited to solar hot water and photovoltaic systems
- f. Exterior door and window replacement
- g. Steps and stairways
- h. Handicapped accessibility improvements, including walkways, stairways, ramps, and handrails
- i. Individual and cluster unit mailboxes
- j. Signage
- k. Fencing, curbing, gates, walls, and retaining walls[excluding seawalls]
- l. Landscaping, clearing, grading, and grubbing
- m. Clearing and maintenance of areas for emergency mitigation and access including, but not limited to, firebreaks, emergency landing zones, and properly staged operations and staging sites
- n. Utility support systems for exempt landscaping projects, including, but not limited to sprinkler systems installation
- o. Pavements including, but not limited to, roadways, driveways, parking lots, carports, walkways, bikeways, sidewalks, jogging paths, multi-use pathways, and covered walkways
- p. Traffic calming devices, including, but not limited to, new traffic and pedestrian control devices - speed humps, speed bumps, speed tables, traffic signals, directional, informational and regulatory signs, pavement markers, and striping
- q. Traffic and pedestrian safety measures - guardrails, escape ramps, sidewalks, bollards, and vehicle access barriers
- r. Highway improvements for safety purposes - widening less than one lane width, adding shoulders, adding auxiliary lanes for localized purposes (i.e., turning, passing, decelerating lanes, etc.), correcting substandard curves and intersections, and grading cut slopes to a minor extent
- s. Bridge repair and/or replacement (for bridges without historic value) as long as the new bridge is limited to two traffic lanes. New bridge replacement could include bicycle route, pedestrian walkway and safety improvements to meet Federal and State Highway Standards

- t. Footbridge replacement and repair
 - u. Public transportation shelters and bus stops
 - v. Upgrading of existing street lighting system [in compliance with HRS§201-8.5]
 - w. Litter containers, trash enclosures, trash compactors, and recycling collection bins
 - x. Recycling drop-off and redemption centers serving the surrounding residential community, and drop-off areas for clean yard waste and landscape debris generated in the surrounding community
 - y. Storage sheds, maintenance sheds, electrical sheds, pump houses, and athletic equipment storage sheds
 - z. Drainage structures and facilities, earth berms, and stream banks without historic value
 - aa. Comfort stations, bathhouses, and locker room facilities
 - bb. Water tanks developed to serve park or community use needs
 - cc. Outdoor showers, drinking fountains, ornamental and swimming pools, and hose bibs
 - dd. Security and visitor information kiosks, concession stands, and phone booths
 - ee. Life guard towers and accessory or appurtenant structures
 - ff. Athletic fields, athletic courts, play court practice walls, skate parks, and appurtenant equipment and facilities
 - gg. Gymnasiums, skating rinks and related facilities
 - hh. Planter boxes, arbors, botanical and community gardens, and plant nurseries
 - ii. Bandstands, pavilions, shelters, tent platforms, benches, picnic tables and charcoal disposals
 - jj. Signs and posts, and bike racks
 - kk. Security lighting of grounds, structures, and parking lots [in compliance with HRS§201-8.5]
 - ll. Equipment sheds and canoe hale
 - mm. Play equipment, fitness exercise stations
 - nn. Civil defense warning sirens
2. Replacement, reconstruction, alteration, modification (no change in use), or installation of equipment, including, but not limited to:
- a. Pumps
 - b. Motors
 - c. Electrical transformers, cabinets, panels, and vaults
 - d. Power, light, and telephone pole systems
 - e. Solar hot water and photovoltaic systems

- f. Installation of systems with improved technology for energy savings
 - g. Measures to increase resilience of structures, including but not limited to hurricane clips
 - h. HVAC
 - i. Odor control systems
 - j. Security systems and alarms
 - k. Communication systems including antenna
 - l. SCADA
 - m. Irrigation controllers
 - n. Telephone stations
 - o. Emergency electrical generators
 - p. Lifts provided for handicapped accessibility
3. Replacement, reconstruction, alteration, modification (no change in use), or installation of utility services, including, but not limited to:
- a. Water, wastewater, drainage, electrical, communications, telecommunications, control systems, including SCADA systems, security, fire protection, air conditioning, odor, irrigation, and fuel systems, subject to compliance with all applicable permitting requirements, including State Department of Health requirements
 - b. Existing sewer lines and sewer service laterals, providing the action does not involve any increase in the overall capacity of the system beyond the capacity required to meet current and anticipated future service requirements in an established existing County wastewater system service area
 - c. Removal or filling of decommissioned cesspools with required permit
 - d. Replacement or reconstruction of domestic water wells for homesteading purposes
4. Interior alterations to buildings or structures that do not increase the floor area or change the occupancy, including but not limited to
- a. Construction work to maintain existing utilities
 - b. Expansion of utilities as need dictates in existing structures
 - c. Upgrades to plumbing and electrical systems that result in conservation of energy, water, or other reductions in waste production or resource demand
 - d. Installation of office partitions, electrical outlets, lighting

- e. Renovations and reconstruction required to bring existing structures into compliance with current building codes and applicable health and safety regulations
- f. Renovations that will result in energy or other operational cost savings
- g. Installation of security lights and alarms
- h. Normal removal and replacement of windows, doors, partitions, floors, ceiling, roof, and other building accessories/components due to wear and tear. This exemption does not include procedures needed to handle lead paint, asbestos, and other toxic substances

Type. 3. Construction and location of single, new, small facilities or structures and the alteration and modification of the same, including, but not limited to:

- (a) Single-family residences less than 3,500 square feet, as measured by the controlling law under which the proposed action is being considered, if not in conjunction with the building of two or more such units;
 - (b) No de minimis actions
 - (c) Stores, offices, and restaurants designed for total occupant load of twenty individuals or fewer 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, and fences; and acquisition of utility easements.
1. Construction of new structures on DHHL lands (to include leased lands) of any of the following:
- a. Single family residences constructed by owner/builder on vacant lot within a new DHHL Homestead subdivision that has been issued a Finding of No Significant Impact, or accepted by the accepting authority of a Final Environmental Impact Statement not in conjunction with the building of two (2) or more such units
 - b. Water, sewage, electrical, gas, telephone and other essential public utility services extensions to serve

- such types of structures or facilities, with required permits
- c. Accessory or appurtenant structures including collection, distribution and storage systems; small structures needed to house utilities, garages, carports, patios, driveways, swales, and individual and cluster unit mailboxes
 2. Construction of modifications, such as ramps and lifts for building/facility access, to ensure compliance with existing/new codes and regulations
 3. Installation of new, small ground water, surface water or atmospheric monitoring and data collection equipment and structures that house or protect them
 4. Installation of electrical and telemetry systems to serve data collection equipment and structures that house or protect them
 5. Re-burial of previously identified or inadvertently discovered remains over fifty (50) years old, with Department approval, and according to regulations for the Native American Graves Protection and Repatriation Act (NAGPRA, 43 CFR Part 10) and guidelines provided in Hawaii Administrative Rules Chapter 13-300
 6. Construction, alterations or modification of small facilities which support department activities, to include lifeguard stations and similar public safety structures [excluding comfort stations, and waterless or composting toilet facilities]
 7. Construction of traditional Native Hawaiian hale and halau using renewable materials, traditional construction techniques, and permeable foundations such as ili'ili, in general conformance with materials requirements and design standards as described in Maui County Code Chapter 16.26B.3800 "Hawaii Provisions for Indigenous Hawaiian Architecture Structures" and Revised Ordinances of Honolulu Chapter 16 Article 12, "Indigenous Hawaiian Architecture". No concrete or other modern materials for foundations or flooring
 8. Construction or placement of minor structures accessory to existing facilities.
 - a. Installation of roof top water catchment systems
 - b. Placement of aerators for increasing the dissolved oxygen content for fish populations in reservoirs, nurseries, or ponds
 - c. Installation of utilities (telecommunications, electrical, drainage, waterlines and faucets, sewers) for use within a site/property

- d. Installation of equipment such as pumps and valves; electrical transformers, cabinets, panels and vaults; power, light, and telephone poles/cables; heating, ventilation, and air conditioning; irrigation controllers; emergency electrical generators; and lifts provided for handicapped accessibility
- e. Construction of retaining walls, perimeter walls and walls for traffic safety purposes less than four (4) feet in height that are properly engineered so as to not affect drainage on the site
- f. Installation of items to facilitate compliance with construction best management practices procedures and requirements
- g. Installation of signage (regulatory, directional, informational) and pavement markings
- h. Construction of telecommunication equipment and sheds less than four (4) feet in height
- i. Installation of glare screens, bollards, vehicular access barriers, energy attenuators, and other appurtenances designed to protect the motoring public
- j. Construction/installation of ground water or utility tanks with less than 10,000 gallon capacity. Spill containment shall be provided when appropriate
- k. Installation of hurricane protection devices and other minor structural accessories that will facilitate resistance to damaging effects of natural hazards

Type 4. Minor alteration in the conditions of land, water, or vegetation.

- 1. Removal and/or cutting of trees that are burned, destroyed or diseased, or otherwise endanger life or property
- 2. Removal of gravel, rocks, trees (non-endangered species) and/or other materials necessary to make agricultural lands more productive and useful for grazing, farming and other related agricultural purposes
- 3. Landscaping alongside roadways, around buildings, and within existing parks and community use areas, including, but not limited to, planting of groundcover, grass, shrubs, and trees, sodding of bare areas for dust and erosion control, and installation of community gardens, involving minimal or no grading
- 4. Minor vegetation clearing and management, including mowing, pruning, and trimming. Work under this exemption shall be performed by the Department or its contractor. Work shall

- involve cutting and removal of brush, grass, and small trees or bushes. Vegetation shall be hauled by truck to an approved sanitary landfill site, or allowed to remain onsite where feasible for use as compost or mulch
5. Re-burial of previously identified or inadvertently discovered remains over fifty (50) years old, with Department approval, and according to regulations for the Native American Graves Protection and Repatriation Act (NAGPRA, 43 CFR Part 10) and guidelines provided in Hawaii Administrative Rules Chapter 13-300
 6. Minor grading and grubbing of lands not requiring a grading permit
 7. Removal or filling of decommissioned cesspools with required permit
 8. Pest control. Work under this exemption shall be performed by the Department or its contractor. Work shall involve placement of approved toxic baits, kill traps, live traps, snares, repellent and using EPA-regulated, commercially-available pesticides. Label instructions shall be strictly adhered to. No pesticides shall be allowed to enter State waters
 9. Installation of guard rails
 10. Vegetation clearing and removal work on or near the embankment, spillway, or outlet works of a dam facility with the intent of removing tall and/or woody vegetation which could pose a threat to the embankment or impede inspection of the facility. May also include clearing required for the mobilization of equipment or personnel to accomplish the task
 11. Vegetation clearing and removal work to stabilize existing slopes and mitigate rockfall including work required to mobilize equipment and personnel to accomplish the task

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.

1. Surveys, research, and investigations into all aspects of water use, quantity, and quality
2. Planning data collection
3. Studies for the purpose of identifying hazardous conditions
4. Noise monitoring surveys
5. Drainage studies
6. Flood control studies
7. Site inventories and site assessments

8. Building evaluations
9. Economic analyses
10. Archaeological surveys, not to include clearing of vegetation in direct association with site evaluation and mapping
11. Air quality surveys
12. Water quality surveys
13. Foundation surveys and subsurface investigations (borings) provided cultural remains are not disturbed
14. Ecological and botanical surveys for which no permit is required
15. Surveys, research and investigations into all aspects of natural resource management, including native forest restoration and invasive species removal
16. Environmental impact research
17. Hazardous materials surveys
18. Data collection in accordance with NPDES requirements
19. Topographic, metes and bounds, sounding, wave, littoral transport and location surveys
20. Ground cover survey inspection of property for appraisal
21. Development feasibility studies
22. Installation of staff gauges, water monitoring and reporting equipment at dam facilities and appurtenant works to include trenching work and construction of supporting features such as equipment sheds, transmitting devices, solar panels, and minimal site grading and improvements for the safe operation and installation of these features
23. Phase II Investigation work on a dam or reservoir, including soil sampling and drilling, water monitoring, and/or test pit excavations. This may include clearing or needed to mobilize equipment or personnel to accomplish the task
24. Measurements of stream flow in accordance with the prescribed method and practices of, or acceptable to, the U.S. Geological Survey, installation of surface water monitoring equipment, and collection of data
25. Collection of ground water resource data and conducting of ground water monitoring
26. Collection of atmospheric data and conducting of climatological monitoring in accordance with the methods and practices of, or acceptable to, the National Weather Service and collection of data
27. Installation of new, small ground water, surface water or atmospheric monitoring and data collection equipment and structures that house or protect them
28. Installation of electrical and telemetry systems to serve data collection equipment and structures that house or protect them

29. Permission to enter state lands for the purpose of conducting the activities listed above

Type 6. 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 Historic Preservation Act of 1966, Public Law 89-665, 16 U.S.C. §470, as amended, or chapter 6E, HRS.

Demolition and removal of structures on Hawaiian Home Lands, except in cases where the structures to be demolished contain known hazardous substances such as asbestos and lead based paint, including but not limited to:

1. Demolition and removal of abandoned private property from Hawaiian Home Lands
2. Demolition and removal 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
3. Demolition and removal of old, dilapidated, unsafe, buildings or structures which pose a hazard in accordance with building, housing, or health codes and regulations, including but not limited to, the decommissioning and backfilling of cesspools
4. Demolition and removal of utilities and utility structures or portions thereof
5. Demolition and removal of roadway paving, drainage structures, and security fencing
6. Demolition and removal of unusable, obsolete, abandoned, or unauthorized structures or improvements on DHHL lands

Exemption Type #7: Zoning variances except shoreline [set-back] setback variances;

No specific actions identified for de minimis

Exemption Type #8: Continuing administrative activities

Continuing administrative activities including, but not limited to purchase of supplies and personnel-related actions.

1. Continuing DHHL administrative activities including, but not limited to, purchase of supplies and personnel-related actions
2. Purchase, maintenance and repair of supplies, services, equipment, and motor vehicles to support existing operations
3. Procurement of appraisals and other related studies and reports
4. Land consolidation of remnant parcels to provide additional land area for homesteading purposes
5. Minor subdivisions, defined as single-lot subdivisions involving one lot divided into two lots
6. Acquisition of interests, including easements, quitclaim, fee simple, and leaseholds, in real property on which existing DHHL facilities are situated, provided that DHHL has conducted an environmental site assessment pursuant to the Comprehensive Environmental Response Compensation and Liability Act ("CERCLA"), and the U.S. Environmental Protection Agency ("EPA") regulations under 40 CFR Part 312 and/or the American Society of Testing and Materials ("ASTM") standards under ASTM E1527-05 or E2247-08
7. Land exchanges including, but not limited to, transactions to correct existing roadway alignments and easement locations, public park facilities, and title transfers between DHHL and other State departments and between DHHL and County or federal agencies involving no monetary consideration
8. Subdivision consolidation of public lands to facilitate their transfer between the city and state for continuing public use without change in existing land use
9. Operation of initial or continuing DHHL programs consistent with established land use, including, but not limited to, stream debris clean-ups, storm drain stenciling, beach debris clean-up

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 previously existing uses, and for which the legislature has appropriated or otherwise authorized funding

None have been specifically identified in this reorganization of DHHL's 2015 list.

Exemption Class #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 siting in an environmentally sensitive area, as stated in section 11-200.1-13(b) (11) .

None have been specifically identified in this reorganization of DHHL's 2015 list.

Part II: General Types of Actions Eligible for Exemption

Pursuant to HAR §11-200.1-15, DHHL considers the general types of actions listed in Part II to be eligible for exemption. An action is eligible for exemption if it will probably individually and cumulatively have minimal or no significant effects. DHHL does not consider these activities to rise to the level of requiring chapter 343, HRS, environmental review. Part II activities are eligible for exemption from the preparation of an EA provided that a determination is made that there are no cumulative and or significant affects.

Exemption Type #1: Operations, repairs, or maintenance of existing structures, facilities, equipment, or topographical features, involving minor expansion or minor change of use beyond that previously existing

1. Overhauling the following facilities, structures, and equipment:
 - a. Existing buildings, offices and community facilities
 - b. Repairs to existing homestead homes
 - c. Structures required for essential utilities, including, but not limited to:

- i. Water system components such as pumps, valves and controls, pipes and channels, water storage tanks, wells and other water sources
- ii. Water and sewage handling and treatment systems
- iii. Sanitary sewage systems
- iv. Drainage systems
- v. Electrical systems
- vi. Communication systems
- vii. Irrigation systems
- viii. Gas systems
- ix. Energy systems
- d. Fencing, curbing, gates, walls, and retaining walls
- e. Steps and stairways
- f. Handicapped accessibility improvements, including walkways, stairways, ramps, and handrails
- g. Individual and cluster unit mailboxes
- h. Signage
- i. Existing structures, including, but not limited to:
 - i. Storage sheds
 - ii. Electrical sheds
 - iii. Electric panels
 - iv. Pumphouses
 - v. Irrigation control panel sheds
 - vi. Garages
 - vii. Mechanic shops
 - viii. Telecommunication equipment and sheds
 - ix. Plant nursery sheds and hothouses
 - x. Trash enclosures
 - xi. Litter containers
 - xii. Trash compactors
 - xiii. Recycling collection bins
 - xiv. Manhole and junction box covers
- j. Stationary and mobile motorized equipment
- k. Equipment, including, but not limited to:
 - i. Pumps, valves and motors
 - ii. Electrical transformers, cabinets, panels, and vaults
 - iii. Power, light, and telephone systems, including installation of poles
 - iv. Heating, ventilation, and air conditioning ("HVAC")
 - v. Odor control systems
 - vi. Security systems and alarms
 - vii. Communication systems including antennae
 - viii. Telecommunications and control systems, including supervisory control and data acquisition ("SCADA") systems
 - ix. Irrigation controllers

- x. Telephone stations
- xi. Emergency electrical generators
- xii. Lifts provided for handicapped accessibility
- l. Traffic calming devices, including, but not limited to, new traffic and pedestrian control devices – speed humps, speed bumps, speed tables, traffic signals, directional, informational and regulatory signs, pavement markers, and striping
- m. Traffic and pedestrian safety measures – guardrails, escape ramps, sidewalks, bollards, and vehicle access barriers
- n. Exterior lighting, including, but not limited to, street lights, parking lot lights, security lighting, ball field and play court lighting, bollards, and wall sconces
- o. Existing recreational facilities, structures, and equipment, including, but not limited to:
 - i. Recreation buildings, multi-purpose buildings, clubhouses, and education buildings
 - ii. Administration buildings, storage and operations buildings, and caretaker residences
 - iii. Comfort stations, bathhouses, and locker room facilities
 - iv. Water tanks developed to serve park or community use needs
 - v. Outdoor showers, drinking fountains, ornamental and swimming pools, and hose bibs
 - vi. Security and visitor information kiosks, concession stands, and phone booths
 - vii. Life guard towers and accessory or appurtenant structures
 - viii. Athletic fields, athletic courts, play court practice walls, skate parks, and appurtenant equipment and facilities
 - ix. Gymnasiums, skating rinks and related facilities
 - x. Planter boxes, arbors, botanical and community gardens, and plant nurseries
 - xi. Bandstands, pavilions, shelters, tent platforms, benches, picnic tables and charcoal disposals
 - xii. Signs and posts, and bike racks
 - xiii. Security lighting of grounds, structures, and parking lots
 - xiv. Equipment sheds and canoe hale
 - xv. Pedestrian bridges in park or community use areas
 - xvi. Play equipment, fitness exercise stations

2. General actions involving the rehabilitation or restoration of existing structures at historic sites
3. Removal of sand from ocean ponds or drainage ways for maintenance purposes as permitted by the U.S. Army Corps of Engineers and the State Department of Health
4. Acquisition of land presently utilized as maintenance accessways, by easement or deed, for the purpose of stream cleaning
5. Construction staging areas and temporary storage of construction equipment and materials outside project boundaries
6. Clearing and maintenance of areas for emergency mitigation and access including, but not limited to, firebreaks, emergency landing zones, and properly staged operations and staging sites.

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

None

Exemption Type #3: Construction and location of single, new, small facilities or structures and the alteration and modification of the facilities or structures and installation of new, small equipment or facilities and the alteration and modification of the equipment or facilities, including, but not limited to:

- (a) Single-family residences less than 3,500 square feet, as measured by the controlling law under which the proposed action is being considered, if 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 individuals or fewer per structure, if not in conjunction with the building of two or more such structures; and
 - (d) swimming pools,
1. Construction of new structures on DHHL lands (to include leased lands) of any of the following:

- a. Single family residences constructed by owner/builder on vacant lot that has not been issued a Finding of No Significant Impact, nor been accepted by the accepting authority of a Final Environmental Impact Statement, not in conjunction with the building of two (2) or more such units
 - b. Multi-unit structure designed for not more than four (4) dwelling units if not in conjunction with the building of two (2) or more such structures
 - c. Stores, offices, health clinics and restaurants designed for total occupant load of twenty (20) persons or less, if not in conjunction with the building of two (2) or more such structures
 - d. Essential public utility services extensions to serve such types of structures or facilities, including domestic water source development for homesteading purposes, with required permits
 - e. Accessory or appurtenant structures including domestic water source development for homesteading purposes, collection, distribution and storage systems; small structures needed to house utilities, garages, carports, patios, swimming pools, driveways, parking areas, swales, and individual and cluster unit mailboxes
2. Modifications to facilitate the storage or on-site repair of new equipment necessary for the operation and/or maintenance of the facility
 3. Construction, alterations or modification of small facilities which support department activities, to include comfort stations, and waterless or composting toilet facilities
 4. Installation of civil defense warning sirens
Installation of fencing for agricultural and cultural and natural resources management purposes
 5. Construction of fencing, gates, lighting, security alarms, camera systems and similar items for security and/or safety
 6. Construction of interior roadways, driveways, parking lots, sidewalks, curbs, and gutters
 7. Construction of utility storage sheds, maintenance sheds, electrical sheds, pump houses, trash enclosures, and portable modular buildings measuring less than 500 square feet in total area
 8. Alteration or addition of comfort stations, pavilions, concessions, or other structures accessory to existing facilities to meet facility needs

Exemption Type #4: Minor alterations in the conditions of land, water, or vegetation

1. Construction of seepage drains/detention basins on DHHL lands where flows are kept within preexisting levels and for which a drainage study has been completed
2. Re-grading of road shoulders and installation of pedestrian/bike sidewalks and bike paths
3. Construction of walkways
4. Paving of previously existing graded parking areas and roadways
5. Vegetation clearing and removal work on or near the embankment, spillway, or outlet works of a dam facility with the intent of removing tall and/or woody vegetation which could pose a threat to the embankment or impede inspection of the facility. May also include clearing or construction of site improvements required for the mobilization of equipment or personnel to accomplish the task
6. Removal of an existing sea/retaining wall or shoreline armoring, subject to the following criteria:
 - a. The sea/retaining wall or armoring is structurally unsound as certified by a Structural Engineer;
 - b. Removal of the sea/retaining wall or armoring is determined as a mitigative measure to impacts identified by a technical study prepared by a certified professional engineer and/or coastal geologist;
 - c. The sea/retaining wall or armoring is determined to be a safety hazard to the public or environment, and the impacts of retaining the sea/retaining wall or armoring are determined greater than removal; or
 - d. Removal of the sea/retaining wall or armoring is performed in conjunction with beach nourishment.
7. Beach nourishment and sand dune restoration activities of less than 10,000 cubic yards of beach quality sand
8. Construction, in accordance with the Hawaii Well Construction and Pump Installation Standards, required to seal production, monitoring and geothermal wells which have been permanently discontinued, that have either been allowed to become unsealed, leaking, polluting, deteriorating in quality, uncontrollable, buried, or are in such a state of disrepair that continued use is impractical or unsafe

Exemption Type #5: Basic data collection, research, experimental management, and resource and infrastructure testing and evaluation

activities that do not result in a serious or major disturbance to an environmental resource

1. Archaeological surveys that include clearing of vegetation in direct association with site evaluation and mapping
2. Construction of site improvements needed to mobilize equipment or personnel to accomplish the task
3. Construction of exploratory wells not more than 8 inches in diameter to provide ground truth for water resource investigations, in accordance with the Hawaii Well Construction and Pump Installation Standards
4. Subsurface trenching or digging necessary to install scientific or geological data collection devices

Exemption Type #6: Demolition of structures, except those structures that are listed on the national register or Hawaii Register of Historic Places

Demolition and removal of structures on Hawaiian Home Lands, except in cases where the structures to be demolished contain known hazardous substances such as asbestos and lead based paint, including but not limited to:

1. Removal of an existing sea/retaining wall, shoreline armoring, or groin, subject to the following criteria:
 - a. The item to be removed has been either determined to be structurally unsound as certified by a Structural Engineer or determined to have ceased to perform its function;
 - b. Removal of the item is determined as a mitigative measure to impacts identified by a technical study by a certified professional engineer;
 - c. The item has been determined to be a safety hazard to the public or environment, and the impacts of retaining it have been determined to exceed those of its removal;
 - d. Removal is performed in conjunction with beach maintenance or restoration work

Exemption Type #7: Zoning variances except shoreline [set-back] setback variances;

NONE

Exemption Type #8: Continuing administrative activities

1. Acquisition and leasing of land and facilities/improvements acquired for continued use, provided that the Department conduct a site assessment
2. Acquisition, but not improvement of property, for DHHL use (including easements) and minor subdivision and consolidation of parcels for acquisition of property for DHHL use (including rounding corners and minor street widening)
3. Acquisition of lands for drainage purposes where there is a natural, existing drainage watercourse

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 previously existing uses, and for which the legislature has appropriated or otherwise authorized funding

NONE

Exemption Class #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 siting in an environmentally sensitive area, as stated in section 11-200.1-13(b) (11) .

NONE