

DAVID Y. IGE
GOVERNOR




STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

JADE T. BUTAY
DIRECTOR

Deputy Directors
ROSS M. HIGASHI
EDWIN H. SNIFFEN
DARRELL T. YOUNG

IN REPLY REFER TO:

TO: SCOTT GLENN, DIRECTOR
OFFICE OF ENVIRONMENTAL QUALITY CONTROL
DEPARTMENT OF HEALTH

FROM: JADE T. BUTAY 
DIRECTOR OF TRANSPORTATION

SUBJECT: REQUEST TO PUBLISH DECLARATION OF EXEMPTION FOR
ISSUANCE OF MONTH-TO-MONTH PERMIT TO HONOLULU
MARATHON ASSOCIATION SITUATED AT PIER 2, HONOLULU
HARBOR, OAHU, TAX MAP KEY NO. (1) 2-1-015:054 (P),
GOVERNOR'S EXECUTIVE ORDER NO. 4238.

The Department of Transportation hereby transmits a copy of the above-referenced declaration of exemption from the preparation of an environmental assessment under the authority of Chapter 343, Hawaii Revised Statutes and Title 11-200, Hawaii Administrative Rules for your files. We request that this declaration of exemption be published in the next available issue of The Environmental Notice.

If there are any questions, please have your staff contact, Property Manager, Olivia Pham at (808) 587-1942.

Enclosure

AGENCY PUBLICATION FORM

Project Name:	Issuance of month-to-month permit to Honolulu Marathon Association Situated at Pier 2, Honolulu Harbor, Oahu, Tax Map Key No. (1) 2-1-015:054 (P), Governor’s Executive Order No. 4238
Project Short Name:	RP to MARSICO, LTD. TO RENEW EXISTING MONTH-TO-MONTH PERMIT
HRS §343-5 Trigger(s):	(a) (1)
Island(s):	Oahu
Judicial District(s):	Honolulu Harbor
TMK(s):	(1) 2-1-015:054 (P)
Permit(s)/Approval(s):	BLNR
Proposing/Determining Agency:	Department of Transportation - Harbors Division (DOTH)
Contact Name, Email, Telephone, Address	Olivia Pham, olivia.n.pham@hawaii.gov , (808) 587-1942, 79 S. Nimitz Highway, Honolulu, HI 96813
Accepting Authority:	(for EIS submittals only)
Contact Name, Email, Telephone, Address	N/A
Consultant:	N/A
Contact Name, Email, Telephone, Address	N/A

Status (select one)

DEA-AFNSI

Submittal Requirements

Submit 1) the proposing agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the DEA, and 4) a searchable PDF of the DEA; a 30-day comment period follows from the date of publication in the Notice.

FEA-FONSI

Submit 1) the proposing agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEA, and 4) a searchable PDF of the FEA; no comment period follows from publication in the Notice.

FEA-EISPN

Submit 1) the proposing agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEA, and 4) a searchable PDF of the FEA; a 30-day comment period follows from the date of publication in the Notice.

Act 172-12 EISPN
("Direct to EIS")

Submit 1) the proposing agency notice of determination letter on agency letterhead and 2) this completed OEQC publication form as a Word file; no EA is required and a 30-day comment period follows from the date of publication in the Notice.

DEIS

Submit 1) a transmittal letter to the OEQC and to the accepting authority, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the DEIS, 4) a searchable PDF of the DEIS, and 5) a searchable PDF of the distribution list; a 45-day comment period follows from the date of publication in the Notice.

FEIS

Submit 1) a transmittal letter to the OEQC and to the accepting authority, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEIS, 4) a searchable PDF of the FEIS, and 5) a searchable PDF of the distribution list; no comment period follows from publication in the Notice.

FEIS Acceptance
Determination

The accepting authority simultaneously transmits to both the OEQC and the proposing agency a letter of its determination of acceptance or nonacceptance (pursuant to Section 11-200-23, HAR) of the FEIS; no comment period ensues upon publication in the Notice.

FEIS Statutory
Acceptance

Timely statutory acceptance of the FEIS under Section 343-5(c), HRS, is not applicable to agency actions.

Supplemental EIS
Determination

The accepting authority simultaneously transmits its notice to both the proposing agency and the OEQC that it has reviewed (pursuant to Section 11-200-27, HAR) the previously accepted FEIS and determines that a supplemental EIS is or is not required; no EA is required and no comment period ensues upon publication in the Notice.

- Withdrawal Identify the specific document(s) to withdraw and explain in the project summary section.
- Other Contact the OEQC if your action is not one of the above items.

Project Summary

This use is exempt from Office of Environmental Quality Control (OEQC) requirements pursuant to Hawaii Administrative Rules 11-200-8(a), Exemption Class 1: where "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."

Currently, Applicant occupies a portion of Pier 2 of Honolulu Harbor for a storage bay used for staging, storage, and minor fabrication of materials. The DOT Harbors has been reviewing all month-to-month permits to ensure compliance and applicability with Sections 171-17 and 171-55, HRS.



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IN REPLY REFER TO:

DECLARATION OF EXEMPTION

From the preparation of an environmental assessment under the authority of Chapter 343, Hawaii Revised Statutes (HRS), the State's Environmental Impact Statement Law, and Section 11-200-8(a)(8), Hawaii Administrative Rules (HAR).

AGENCY OR APPLICANT ACTION

- This exempted action is an agency action as defined by Section 343-5(b), HRS, and Section 11-200-5, HAR
- This exempted action is an applicant action as defined by Section 343-5(c), HRS, and Section 11-200-6, HAR

SPECIFY EXEMPTION CLASS

In accordance with Chapter 11-200, HAR, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 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." [Reference: Comprehensive Exemption List for the State of Hawaii, Department of Transportation, amended, November 15, 2000.]

DESCRIPTION OF ACTION

Approving Agency: Department of Transportation, Harbors Division ("DOTH")
Proposing Applicant: Honolulu Marathon Association ("HMA")
Project Purpose/Location: Renewal of month-to-month permit between DOTH and HMA for storage bay area site at Honolulu Harbor, Pier 2.
Anticipated Start Date: September 1, 2019
Anticipated End Date: Month-to-month revocable permit; renewed pursuant to Section 171-55, HRS
Tax Map Key: (1) 2-1-015:054 (P)

NARRATIVE

Currently, Applicant occupies a portion of Pier 2 of Honolulu Harbor for a storage bay used for staging, storage, and minor fabrication of materials. The DOT Harbors has been reviewing all month-to-month permits to ensure compliance and applicability with

Sections 171-17 and 171-55, HRS. The DOT is currently in the process of re-issuing all current month-to-month permits to accurately describe land usage, designated permit locations as well as updating monthly rental charges to appraised market value.

CONSULTATION

The following parties have been consulted about this declaration exemption:

None.

EXEMPT DECLARATION

The direct, cumulative, and potential impacts of the action described above have been considered pursuant to Chapter 343, HRS, and Chapter 11-200, HAR. I declare that the action described above will have minimal or no significant impact on the environment and is therefore exempt from the preparation of an environmental assessment.



Jade T. Butay, Director of Transportation

Aug 8, 2019

Date

- This document is on file in our office and is available for public review.
- This document has been submitted to the Office of Environmental Quality Control for publication in The Environmental Notice.

EXHIBIT A

**PIER 2, HONOLULU HARBOR
HONOLULU MARATHON ASSOCIATION**

