State of Hawaii  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Division of Boating and Ocean Recreation  
Honolulu, Hawaii 96813  

March 11, 2016

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

Declare Project Exempt From Requirements of Chapter 343, HRS, and Title 11,  
Chapter 200, Hawaii Administrative Rules  

Lahaina Small Boat Harbor Improvements  
Maui, Hawaii

The Board of Land and Natural Resources approved the award of the construction contract for the  
subject project(s) on July 10, 2015. Pursuant to Chapter 343, Hawaii Revised Statues (HRS), and  
Chapter 11-200, Hawaii Administrative Rules (HAR), the attached Exemption Notification labeled  
Exhibit A was prepared.

The Division of Boating and Ocean Recreation is proposing improvements to the Lahaina Small Boat  
harbor which include: 1) Conduct maintenance dredging of the existing entrance channel; 2) Conduct  
subsurface investigations (borings) between the public loading dock and proposed ferry pier; 3)  
Replace wooden railings at public loading dock; 4) Electrical and lighting repairs; and 5) Removal and  
disposal of sunken/derelict (abandoned vessels).

In accordance with Hawaii Administrative Rule Section 11-200-8(A) and the Exemption List for the  
Department of Land and Natural Resources (DLNR), Approved by the Environmental Council, on  
June 5, 2015, this project is exempt from the preparation of an Environmental Assessment (EA)  
pursuant to the following exemptions:

Scope of Work #1: Conduct maintenance dredging of the existing entrance channel.  
Exemption Class 1, Item No. 6: Maintenance dredging of small quantities of material from existing  
launching ramps, navigation channels, and berthing areas, not to exceed their originally designed  
depths and as permitted by the U.S. Army Corps of Engineers, Honolulu District, under a Nationwide  
Permit 35 (Maintenance Dredging of Basins), with disposal of dredged material at approved landfill  
sites or the placement of sand on adjacent areas in accordance with Haw. Rev. Stat. Chapter 205A-44.

Scope of Work #2: Conduct subsurface investigations (borings) between the public loading dock and  
proposed ferry pier.  
Exemption Class 5, Item No. 7: Conduct subsurface investigations (borings) provided the average  
surface area disturbed is less than one square foot and the implementing division consults with State  
Historic Preservation Division on exempting such boring or investigations.

Scope of Work #3: Replace wooden railings at public loading dock.  
Exemption Class 1, Item No. 16: Repairs and maintenance of existing bollards, walls, gates, fences,  
lighting, and other similar items necessary for security or continued operation of a facility.

Item J-10
Scope of Work #4: Electrical and lighting repairs.
Exemption Class 2, Item No. 13: Replacement or reconstruction of existing electrical, telemetry, or communications systems and structures that house or protect them.

Scope of Work #5: Removal and disposal of sunken/derelict (abandoned vessels).
Exemption Class 1, Item No. 40: Clearing of shoreline areas and submerged lands of non-natural hazardous objects and materials such as sunken/derelict craft remnants, oil spill residues, etc.

RECOMMENDATION

Declare that, after considering the potential effects of the proposed project as provided by Chapter 343, HRS, and Chapter 11-200, HAR, these projects will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.

Respectfully submitted,

EDWARD R. UNDERWOOD
Administrator

Approved For Submittal:

SUZANNE D. CASE
Chairperson

Attachments: Exhibit “A” – Exemption Notification
Exhibit “B” – Location Map
EXEMPTION NOTIFICATION

Regarding the preparation of an environmental assessment pursuant to Chapter 343, Hawaii Revised Statutes (HRS), and Chapter 11-200, Hawaii Administrative Rules (HAR).

<table>
<thead>
<tr>
<th>Project Title:</th>
<th>Lahaina Small Boat Harbor Improvements, Maui, Hawaii</th>
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<tbody>
<tr>
<td>Project Number:</td>
<td>To be determined</td>
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<tr>
<td>Project Description:</td>
<td>This project consists of: 1. Conduct maintenance dredging of the existing entrance channel; 2. Conduct subsurface investigations (borings) along the South Mole; 3. Replace wooden railing at the public loading dock; 4. Electrical and lighting repairs; 5. Removal and disposal of sunken/derelict craft (abandoned vessels).</td>
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<tr>
<td>Chapter 343 Trigger(s):</td>
<td>Use of State Funds and Lands</td>
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<tr>
<td>Exemption Class &amp; Description:</td>
<td>Exemption Authority: Exemption List for the Department of Land and Natural Resources approved by the Environmental Council on June 5, 2015.</td>
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Scope of Work #1: Conduct maintenance dredging of the existing entrance channel
Exemption Class 1: Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing.

Scope of Work #2: Conduct subsurface investigations (borings) along the South Mole.
Exemption Class 5: Basic data collection, research, experimental management, and resource evaluation activities, which do not result in a serious or major disturbance to an environmental resource.

Scope of Work #3: Replace wooden railing at the public loading dock.
Exemption Class 1: See above description

Scope of Work #4: Electrical and lighting repairs.
Exemption Class 1: See above description.

Scope of Work #5: Removal and disposal of sunken/derelict craft (abandoned vessels).
Exemption Class 2: Replacement or reconstruction of existing structure 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.
| Exemption Item Number and Description: | **Scope of Work #1:**

Item No. 6 of Class 1 - Maintenance dredging of small quantities of material from existing launching ramps, navigation channels, and berthing areas, not to exceed their originally designed depths and as permitted by the U.S. Army Corps of Engineers, Honolulu District, under a Nationwide Permit 35 (Maintenance Dredging of Basins), with disposal of dredged material at approved landfill sites or the placement of sand on adjacent areas in accordance with Haw. Rev. Stat. Chapter 205A-44.

**Scope of Work #2:**

Item No. 7 of Class 5 - Conduct subsurface investigations (borings) provided the average surface area disturbed is less than one square foot and the implementing division consults with State Historic Preservation Division on exempting such boring or investigations.

**Scope of Work #3:**

Item No. 16 of Class 1 - Repairs and maintenance of existing bollards, walls, gates, fences, lighting, and other similar items necessary for security or continued operation of a facility.

**Scope of Work #4:**

Item No. 13 of Class 2 - Replacement or reconstruction of existing electrical, telemetry, or communications systems and structures that house or protect them.

**Scope of Work #5:**

Item No. 40 of Class 1 - Clearing of shoreline areas and submerged lands of non-natural hazardous objects and materials such as sunken/derelict craft remnants, oil spill residues, etc.

| Recommendation: | It is anticipated this project will have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment |

Suzanne D. Case, Chairperson  

Date 2/26/16