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

Job No. HA14-03  
Honokohau Small Boat Harbor Mauka Boat Ramp Loading Dock Replacement  
Kailua-Kona, Island of Hawaii, Hawaii

The Board of Land and Natural Resources approved the award of the construction contract for  
the subject project on July 12, 2013. 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 (DOBOR) is proposing to replace the existing  
concrete loading docks at the mauka boat ramp at Honokohau Small Boat Harbor. Both loading  
docks are badly deteriorated, one of which has been condemned since 2014. The replacement  
loading docks will also be constructed of pre-cast concrete, be the same size, capacity, and  
dimensions.

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:

Exemption Class No. 2, Item No. 6: Replacement or reconstruction of existing loading docks,  
piers, piles, boat launch ramps, offshore moorings facilities, and other similar structures, not to  
exceed the footprint of the existing facility, as permitted by the U.S. Army Corps of Engineers,  
Honolulu District, under a Nationwide Permit No. 3 (Maintenance).

REMARKS

DOBOR has submitted a permit application to the U.S. Army Corps of Engineers (USACOE)  
and have received confirmation that the scope of work for this project falls under a Nationwide  
Permit No. 3 (Maintenance). USACOE will issue a permit upon receipt of a Clean Water Act,  
Section 401 Water Quality Certification (401 WQC) from the State Department of Health (see  
attached USACOE letter as Exhibit “B”). DOBOR submitted an application for 401 WQC to  
DOH on March 5, 2015 and has gone through several revisions to address DOH comments. A  
second revision was submitted on February 22, 2016 and is currently under review.

Item J-8
Bids for the project were opened on June 26, 2014 and the project was awarded to the low bidder on August 22, 2014. The construction contract was executed on November 10, 2014. The contractor was given a Notice to Proceed date of April 1, 2016.

RECOMMENDATION

Declare that, after considering the potential effects of the proposed project as provided by Chapter 343, HRS, and Chapter 11-200, HIAR, 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” – USACOE Permit Evaluation Letter
Exhibit “C” – Location map of proposed improvements
EXEMPTION NOTIFICATION
Regarding the preparation of an environmental assessment pursuant to Chapter 343, Hawaii Revised Statues (HRS), and Chapter 11-200, Hawaii Administrative Rules (HAR).

<table>
<thead>
<tr>
<th>Project Title:</th>
<th>Honokohau Small Boat Harbor Mauka Boat Ramp Loading Dock Replacement Kailua-Kona, Island of Hawaii, Hawaii</th>
</tr>
</thead>
<tbody>
<tr>
<td>Project Number:</td>
<td>Job No. HA14-03</td>
</tr>
<tr>
<td>Project Description:</td>
<td>This project consists of the removal and replacement of two (2) existing concrete loading docks at the mauka boat ramp at Honokohau Small Boat Harbor.</td>
</tr>
<tr>
<td>Chapter 343 Trigger(s)</td>
<td>Use of State Funds and Lands</td>
</tr>
<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>
</tr>
<tr>
<td></td>
<td><strong>Scope of Work:</strong> Removal and replacement of existing loading docks.</td>
</tr>
<tr>
<td>Exemption Item Number and Description:</td>
<td>Item No. 6: Replacement or reconstruction of existing loading docks, piers, piles, boat launch ramps, offshore moorings facilities, and other similar structures, not to exceed the footprint of the existing facility, as permitted by the U.S. Army Corps of Engineers, Honolulu District, under a Nationwide Permit No. 3 (Maintenance).</td>
</tr>
<tr>
<td>Recommendation:</td>
<td>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</td>
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</table>

Suzanne D. Case, Chairperson

Date: 2/26/16

EXHIBIT A
DEPARTMENT OF THE ARMY
HONOLULU DISTRICT, U.S. ARMY CORPS OF ENGINEERS
FORT SHAFTER, HAWAII 96856-5440

September 11, 2014

Regulatory Office

File No. POH-2014-00144

SUBJECT: Permit Evaluation Complete for Honokohau Small Boat Harbor Boat Ramp Loading Dock Replacement, Kailua-Kona, Island of Hawaii, Hawaii

Mr. Edward R. Underwood
State of Hawaii Department of Land & Natural Resources
Division of Boating & Ocean Recreation
333 Queen Street, Suite 300
Honolulu, Hawaii 96813

Dear Mr. Underwood:

The U.S. Army Corps of Engineers, Honolulu District, has completed its review of your request for authorization dated July 15, 2014 for the proposed Honokohau Small Boat Harbor Boat Ramp Loading Dock Replacement Project. This office has verified that your proposed activity complies with the terms and conditions of Nationwide Permit #3 (Maintenance Activities) and the overall Nationwide Permit Program issued on March 17, 2012. Please reference file number POH-2014-00144 in any future correspondence relating to this permit.

This letter is to inform you that the Corps has completed the evaluation of your permit application. However, the Corps cannot issue a final verification for NWP #3 until the State of Hawaii Department of Health, Clean Water Branch issues a Section 401 Water Quality Certification (WQC) or waiver. As of the date of this letter, our office has not been provided a copy of the Section 401 WQC or waiver for the boat ramp loading dock replacement therefore, we will administratively suspend verification of the proposed action. Upon receipt of the Section 401 WQC or waiver and submittal of a copy to this office, the Corps will resume processing of your permit application and send you a final NWP verification letter. Be advised, should the state deny issuance of a Section 401 WQC for the subject project, then the Corps must deny the DA permit without prejudice.

Thank you for your cooperation with the Honolulu District Regulatory Program. Should you have any questions, please contact Ms. Shelly Lynch at 808.835.4300 or via e-mail at michelle.r.lynch@usace.army.mil. You are encouraged to provide comments on your experience with the Honolulu District Regulatory Office by accessing our web-based customer survey form at http://corpsmap.usace.army.mil/cm_apex/f?p=136:4:0.

EXHIBIT B
Please reference file number POH-2014-00144 in any future correspondence relating to this permit.

Sincerely,

[Signature]

Ryan H. Winn
Acting Chief, Regulatory Office

Enclosures

cc:
Engineering Partners, Inc., Yen Wen Fang [sent via email]
NOAA Fisheries, Habitat Conservation, [sent via email]
NOAA, Fisheries, Protected Resources, [sent via email]
Dr. Wendy Wiltse, U.S.E.P.A., Region IX, Honolulu Branch, [sent via email]
John Nakagawa, Office of Planning, CZM Program, [sent via email]
Darryl Lum, Clean Water Branch, State DOH, [sent via email]
State Historic Preservation Division, [sent via email]
Commander, U.S. Coast Guard, Civil Engineering Unit [sent via email]