

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**

**Maalaea 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 Statutes (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 Maalaea Small Boat harbor which include: 1) Repairs to finger piers along the South Mole; 2) Conduct subsurface investigations (borings) along the South Mole; 3) Operations and maintenance of sewage treatment plant and pump stations; 4) Operation and maintenance of elevator for Administration Building; 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: Repairs to finger piers along the South Mole.

Exemption Class 2, Item No. 6: Replacement or reconstruction of existing loading docks, piers, piles, boat launch ramps, offshore mooring facilities, and similar support 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 3 (Maintenance).

Scope of Work #2: Conduct subsurface investigations (borings) along the South Mole

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: Operations and maintenance of sewage treatment plant and pump stations

Exemption Class 1, Item No. 18: Repairs and modifications to existing sewage and water pump stations and treatment facilities to maintain established codes and standards, provided that modifications that expand the capacity or geographical service area of existing facilities shall not be exempt.

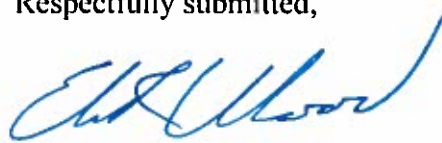
Scope of Work #4: Operation and maintenance of elevator for Administration Building.
Exemption Class 1, Item No. 36: Repair and maintenance of existing machinery, equipment, vessels, or vehicles used to support Departmental operations.

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

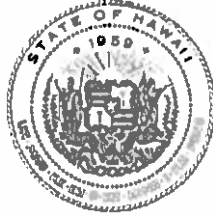
Approved For Submittal:



SUZANNE D. CASE
Chairperson

Attachments: Exhibit "A" – Exemption Notification
Exhibit "B" – Location Map

DAVID Y. IGE
GOVERNOR OF HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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HONOLULU, HAWAII 96809

March 11, 2016

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

KEKOA KALUHIWA
FIRST DEPUTY

JEFFREY T. PEARSON
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

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).

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| Project Title: | Maalaea Small Boat Harbor Improvements, Maui, Hawaii |
| Project Number: | To be determined |
| Project Description: | This project consists of: 1. Repairs to finger piers along the South Mole; 2. Conduct subsurface investigations (borings) along the South Mole; 3. Operations and maintenance of sewage treatment plant and pump stations; 4. Operation and maintenance of elevator for Administration Building; 5. Removal and disposal of sunken/derelict craft (abandoned vessels). |
| Chapter 343 Trigger(s) | Use of State Funds and Lands |
| Exemption Class & Description: | <p>Exemption Authority: Exemption List for the Department of Land and Natural Resources approved by the Environmental Council on June 5, 2015.</p> <p><u>Scope of Work #1:</u> Repairs to finger piers along the South Mole Exemption Class 3: Construction and location of single new, small facilities or structures and the alteration and modification of same and installation or new, small, equipment and facilities and the alteration and modification of same including, but not limited to: (A) Single family residences not in conjunction with the building of two or more such units; (B) Multi-unit structures designed for 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 persons or less, 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 service extensions to serve such structures or facilities; and (E) accessory or appurtenant structures including garages, carports, patios, swimming pools, and fences.</p> <p><u>Scope of Work #2:</u> 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.</p> <p><u>Scope of Work #3:</u> Operations and maintenance of sewage treatment plant and pump stations.</p> |

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| | <p>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.</p> <p><u>Scope of Work #4:</u> Operation and maintenance of elevator for Administration Building. Exemption Class 1: See above description.</p> <p><u>Scope of Work #5:</u> Removal and disposal of sunken/derelict craft (abandoned vessels). Exemption Class 1: See above description.</p> |
| <p>Exemption Item Number and Description:</p> | <p><u>Scope of Work #1:</u></p> <p>Item No. 6 of Class 2 – Replacement or reconstruction of existing loading docks, piers, piles, boat launch ramps, offshore mooring facilities, and similar support 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 3 (Maintenance).</p> <p><u>Scope of Work #2:</u></p> <p>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.</p> <p><u>Scope of Work #3:</u></p> <p>Item No. 40 of Class 1 - Repairs and modifications to existing sewage and water pump stations and treatment facilities to maintain established codes and standards, provided that modifications that expand the capacity or geographical service area of existing facilities shall not be exempt.</p> <p><u>Scope of Work #4:</u></p> <p>Item No. 36 of Class 1 – Repair and maintenance of existing machinery, equipment, vessels, or vehicles used to support Departmental operations.</p> <p><u>Scope of Work #5:</u></p> <p>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.</p> |
| <p>Recommendation:</p> | <p>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</p> |


 Suzanne D. Case, Chairperson

2/26/16
 Date

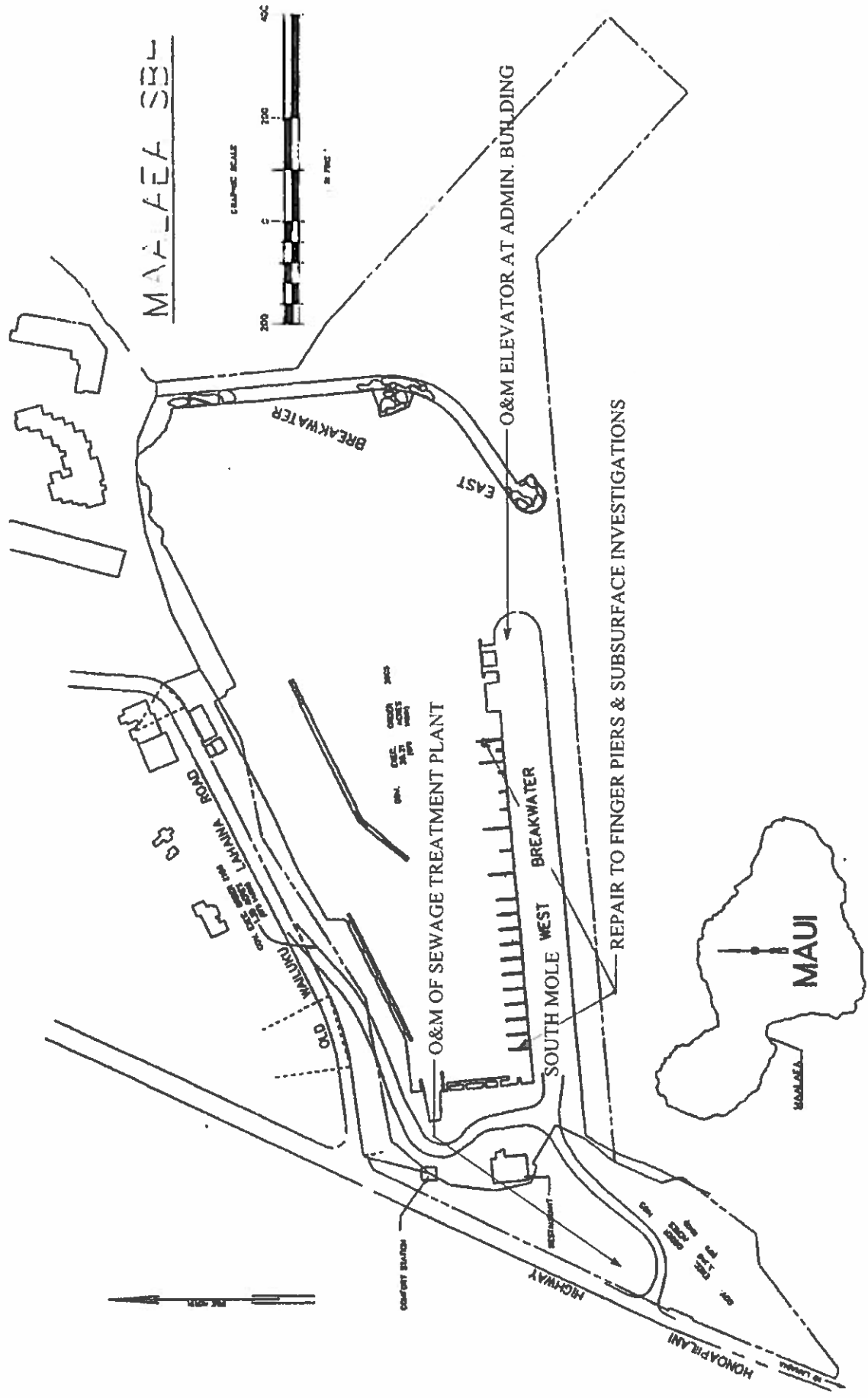


EXHIBIT B - LOCATION MAP