

EXEMPTION LIST FOR THE
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
STATE OF HAWAII

REVIEWED AND CONCURRED UPON
BY THE ENVIRONMENTAL COUNCIL ON
APRIL 18, 2011

GENERAL NOTES

The exemption list contained herein reflects a revision to the June 26, 1996 exemption list for the Department of Accounting and General Services, which was reviewed and concurred upon by the Environmental Quality Council.

DEPARTMENT-WIDE EXEMPTION LIST

§ 343-6(7), Hawaii Revised Statutes (HRS), authorized the Environmental Council to prescribe the procedures whereby specific types of actions, because they will probably have minimal or no significant effects on the environment, are declared exempt from the preparation of an environmental assessment. Pursuant to the administrative rules promulgated under authority of § 343-6(7), HRS, specifically § 11-200-8; the Department of Accounting and General Services (DAGS) has determined that the following types of actions, where they fall within the given classes of action, may be declared exempt from the preparation of an environmental assessment.

Pursuant to Hawaii Administrative Rules (HAR) § 11-200-8 (B), all exemptions under the classes in this section are inapplicable when the cumulative impact of planned, successive actions of the same type, 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.

Pursuant to the administrative rules promulgated under authority of § 343-6(7), HRS, specifically HAR § 11-200-8; the Department of Environmental Services has determined that the following types of actions, where they fall within the given classes of action, shall generally be exempt from the preparation of an environmental assessment.

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 [HAR § 11-200-8(a)(1)].

1. Building.
2. Structure.

3. Furniture.
4. Equipment.
5. Electrical system.
6. Communications system.
7. Plumbing system.
8. Heating, ventilation, and air conditioning system.
9. Drainage system.
10. Waste treatment facility.
11. Wall and fence.
12. Elevator/conveyor system, stairways, walkways and bike paths, covered walkways.
13. Roadways.
14. Parking lot/covered bus loading area or shelter.
15. Paved court, covered playcourts.
16. Signs.
17. Athletic fields.
18. Landscaping.
19. Vehicle.
20. Antennas, towers, poles and civil defense sirens.
21. Ponds, pools, piers, catwalks, floating docks, boat landings, bulkheads, seawalls, and fences.
22. Fuel systems: Operation, repair or maintenance of on-site propane and methane gas systems used for preparing food and for other associated purposes in kitchens, heating water for locker/shower buildings, conducting experiments in science laboratories and cooking in homemaking classrooms in schools. Operation, repair or maintenance of gasoline, diesel and other fuel tank and pump systems for emergency power at various sites and for refueling cars, buses and trucks in automotive servicing areas and maintenance baseyards.

23. Columbariums.
24. Vector and pest control: Fumigation and treatment of buildings for termites, cockroaches, ants, vermin and other pests using pesticides registered by the State Department of Agriculture and the EPA.
25. On-site or incidental off-site infrastructure improvements (for example walkway, roadway, parking, traffic markings or striping, water, irrigation, sewer, drainage, power, photovoltaic arrays, energy saving or energy conservation provisions, telephone, data and communication systems, compliance with Americans with Disabilities and other codes or mandates).

EXEMPTION CLASS 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 [HAR § 11-200-8 (a) (2)].

1. Furniture.
2. Equipment.
3. Electrical system.
4. Communications system.
5. Plumbing system.
6. Heating, ventilation, and air conditioning system.
7. Wall and fence.
8. Signs.
9. Athletic fields.
10. Antennas, towers, poles, and civil defense sirens.
11. Ponds, pools, piers, catwalks, floating docks, boat landings, bulkheads, seawalls, and fences.
12. Columbariums.
13. School building: Replacement or reconstruction of existing school buildings providing the facilities are listed in the Department of Education's (DOE) "Educational Specifications and Standards for School Facilities (EDSPEC)." The types of buildings that may hereunder be replaced or reconstructed include classrooms, administration

offices, libraries, auditoriums, cafeteriums, kitchens, industrial shops, locker/shower rooms and gymnasiums.

14. Structure: Replacement or reconstruction of existing on-site school structures such as covered walkways, covered playcourts, flag poles, bus shelters, swimming pools, bleachers, ramps and elevators.
15. Fuel systems: Replacement or reconstruction of on-site propane and methane gas systems used for preparing food and for other associated purposes in kitchens, heating water for locker/shower buildings, conducting experiments in science laboratories and cooking in homemaking classrooms in schools. Replacement or reconstruction of gasoline, diesel, and other fuel tank and pump systems for emergency power at various sites and for refueling cars, buses and trucks in automotive servicing areas and maintenance baseyards.
16. Drainage system: Replacement or reconstruction of existing lined and unlined drainage swales and ditches that collect and divert rainfall runoff on-site, existing conduits connecting the intake structures and existing conduits connecting on-site systems to off-site drainage systems approved by the County.
17. Waste treatment facility: Replacement or reconstruction of existing waste treatment facility where the County does not have any off-site sewerage system available, does not have the system capacity to permit any additional sewage loading, or requires some treatment before discharge into their system. The new waste treatment facility will have substantially the same capacity as the original facility.
18. Walkways: Replacement or reconstruction of existing walkways that connect buildings and facilities on a site or provide pedestrian access onto the site from the public roadway or walkway.
19. Roadways: Replacement or reconstruction of existing roadways that provide vehicular and fire/emergency access across a site or onto a site from a public roadway. Work under this item includes repaving and striping.
20. Parking lots: Replacement or reconstruction of existing parking lots and parking structures including DAGS - Automotive Division facilities and those required by the County zoning code. Work under this item includes repaving and striping.
21. Paved courts: Replacement or reconstruction of existing paved courts or specified by the DOE's EDSPEC. Work under this item includes repaving and striping.

EXEMPTION CLASS 3

Construction and location of single, new, small facilities or structures and the alteration and modification of same and installation of 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

not more than four dwelling units is 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; (d) water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities; and (e) accessory or appurtenant structures including garages, carports, patios, swimming pools, and fences [HAR § 11-200-8 (a) (3)]

1. Garage.
2. Patio
3. Covered walk.
4. Covered bus loading area.
5. Bus shelter.
6. Elevator/conveyor system.
7. Stairway.
8. Ramp.
9. Any construction, alteration, modification, or installation of any structure, facility, equipment, or utility to meet governmental requirements given under the Occupation Safety and Health Act, County Building and Fire Codes, Americans with Disabilities Act, and Department of Health (DOH) Regulations.
10. Window modification.
11. Door modification.
12. Exterior modification.
13. Furniture.
14. Equipment.
15. Electrical system.
16. Communications system.
17. Plumbing system.
18. Heating, ventilation and air conditioning system.
19. Sign.

20. Athletic field.
21. Antennas, towers, poles, and civil defense sirens.
22. Bleachers.
22. Swimming pool.
23. Columbariums.
24. Any buildings or structures that are part of a master plan as vetted through the Chapter 343, HRS, process, including, but not limited to:
 - a. Classroom building.
 - b. Cafeteria.
 - c. Multipurpose room.
 - d. Gymnasium, weight room.
 - e. Locker/shower facility.
 - f. Playfield, playground, playcourt.
 - g. Administration building, offices.
 - h. Library.
 - i. Parking lot, bus loading, book drop.
 - j. Chain link fence, wall, gate.
 - k. Irrigation system.
 - l. Wheelchair ramps.
 - m. Columbariums.
 - n. Emergency power including fuel and other support systems and enclosures.
 - o. Stadiums
 - p. Bleachers

EXEMPTION CLASS 4

Minor alteration in the conditions of land, water or vegetation [HAR § 11-200-8 (a)(4)].

1. Clearing and grubbing or grading in accordance with Department of Health and County standards; all work done under exemption Class 4, Number 1, will also be limited to projects that:
 - a. Comply with setback requirements for applicable Federal, State and County laws, regulations, ordinances, codes, rules; and
 - b. Impact less than 15 acres (non-contiguous) of an existing Public facility site.
2. Planter boxes/landscaping, including laying top soil; planting trees, shrubs and ground cover; and relocating or removing trees that are not considered historical or significant; all work done under exemption Class 4, Number 2, will also be limited to projects that:
 - a. DAGS has verified through the County of jurisdiction that the affected tree(s) are not listed on or eligible for the appropriate Exceptional Tree list, hence relocation or removal of tree(s) from the existing Public facility site is allowable. A copy of the appropriate Exceptional Tree list will be kept in the project file for record purposes;
 - b. Comply with setback requirements for applicable Federal, State and County laws, regulations, ordinances, codes, rules; and
 - c. Impact less than 15 acres (non-contiguous) of an existing Public facility site.
3. Installation of sprinkler or irrigation system to water trees, shrubs and grass.
4. Land subdivision and consolidation: Where no FONSI or EIS has been filed for an existing facility or school site:
 - a. Acquisition, subdivision and/or consolidation of minor amounts of land for rounding corners of existing roadways.
 - b. Subdivision and/or consolidation of roadway remnant with facility or school site; all work for exemption Class 4, Numbers 4a and 4b, will also be limited to projects that:
 - (1) Involve less than 1.0 acre (total); or
 - (2) Have published a public notice for the roadway remnant declaration process.
 - c. Subdivision and/or consolidation of parcel(s) dedicated to the State by a County agency for a State facility site.

- d. Easements in favor of the County or a public utility company for on-site or off-site infrastructure improvements (walkway, roadway, parking, water, irrigation, drainage, sewer, power, telephone, data and communication systems).

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 [HAR § 11-200-8(a)(5)].

1. Topographic survey.
2. Soil borings/foundation survey.
3. Traffic survey.
4. Graves survey.
5. Air/water/noise/hazardous materials monitoring survey.
6. Drainage study.
7. Tenant relocation/inventory survey.
8. Site/building assessment.
9. Economic analysis.
10. Environmental impact research.
11. Archaeological survey: Survey conducted by an archaeologist from the Department of Land and Natural Resources (DLNR), University of Hawaii, Bishop Museum, or private company to satisfy certain requirements in preparing an EIS or to make a preliminary determination on conditions at or surrounding a Public facility site.
12. Site appraisal by DLNR or an independent appraisal company for the State to determine the purchase price of real property (including land, buildings, features, plants, crops, severance issues) being considered under an acquisition, exchange, easement or lease agreement for a State facility.
13. "Right-of-entry" for site investigation/study.

EXEMPTION CLASS 6

Construction or placement of minor structures accessory to existing facilities
[HAR § 11-200-8(a)(6)].

1. Portable classroom/administration/library/serving or conventional or preparation kitchen/toilet buildings.
2. Tool shed.
3. Storage shed.
4. Bath house.
5. Trash bin area.
6. Play equipment.
7. Flagpole.
8. Sculptures, statues, works of art, and memorial structure.
9. Scoreboard.
10. Portable bleachers.
11. Pump house.
12. Transformer building.
13. Air conditioning enclosure.
14. Construction of saran houses -- i.e., 1,500 square feet hothouses having gravel floors, wood frames, and plastic covering. Saran houses which are used in DOE, University of Hawaii, Department of Agriculture, or any other state agency programs to control temperature and humidity for growing or cultivation of plants.
15. Construction or placement of masonry or wood planter boxes at existing facilities.
16. Construction of any appurtenant buildings, structures, or improvements that do not increase the on-site population or design capacity of an existing State facility (i.e., signage; flag pole; activity or program building; auditorium or assembly building; meeting, hearing or court room; correctional program building office; playfield or exercise equipment; restrooms; machine or equipment room; storage shed; trash bin area; and bus shelter).
17. Parking lot, bus loading, book drop.

18. Chain link fence, wall, gate.
19. Irrigation system.
20. Wheelchair ramps.
21. Columbariums.
22. Emergency power, including fuel and other support systems and enclosures.
23. Bleachers

EXEMPTION CLASS 7

Interior alterations involving things such as partitions, plumbing, and electrical conveyances [HAR § 11-200-8(a)(7)].

1. Roof system.
2. Ceiling system.
3. Floor system.
4. Column/beam/foundation system.
5. Wall system.
6. Electrical system.
7. Communications system.
8. Plumbing system.
9. Heating, ventilation, and air conditioning system.
10. Elevator/conveyor system.
11. Stairway.
12. Built-in furnishing.
13. Built-in equipment.
14. Removal of hazardous materials such as asbestos, and lead paint done in compliance with applicable State, Federal, and County health and safety laws, regulations, codes and ordinances.

EXEMPTION CLASS 8

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 National Historic preservation Act of 1966, Public Law 89-665, or Chapter 6E, HRS [HAR § 11-200-8 (a) (8)].

1. Building
2. Infrastructure systems such as utilities, (e.g., water, drainage, sewer, power, telephone, data and communication systems).
3. Demolition of structures such as covered walkways, covered playcourts, bus shelters, swimming pools, bleachers, scoreboards, stairs, ramps, elevators, flag poles, walls, fences, planter boxes, signs, garages, patios, tool sheds, storage sheds, saran houses, bath houses, portable buildings, pump houses, transformer buildings, emergency generators, fuel tanks, and air conditioning enclosures.
4. Demolition of structures or facilities such as roads, parking lots, bus shelters, walls, fences, signs, flag poles, paved courts, walkways, equipment and furniture.
5. Any related improvement or work that is limited to the Public facility site.

EXEMPTION CLASS 9

Zoning variances except shoreline set-back variances [HAR § 11-200-8(a)(9)].

EXEMPTION CLASS 10

Continuing administrative activities including, but not limited to purchase of supplies and personnel-related actions [HAR § 11-200-8(a)(10)].

EXEMPTION CLASS 11

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 that previously existing, and for which the legislature has appropriated or otherwise authorized funding [HAR § 11-200-8(a)(11)].

NOTE

Pursuant to HAR § 11-200-8(b), all exemptions under the classes in this section are inapplicable when the cumulative impact of planned successive actions of the same type, 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.