

UNIVERSITY OF HAWAII

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EXECUTIVE POLICY – LIST OF EXEMPT CLASSES OF ACTION PURSUANT TO  
RULE 1:33A OF THE REGULATIONS OF THE ENVIRONMENTAL QUALITY  
COMMISSION  
JULY 2011

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E10.205  
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I. Introduction

This Executive Policy embodies former Board of Regents Policy relating to the “List of Exempt Classes of Action Pursuant to Rule 1:33a of the Regulations of the Environmental Quality Commission” is provided below. With the Board of Regents delegation of authority to the President relating to the “List of Exempt Classes of Action Pursuant to Rule 1:33a of the Regulations of the Environmental Quality Commission”, the intent of this Executive Policy is twofold. First, this Executive Policy maintains the policy-based administrative infrastructure created by Board policy relating to the “List of Exempt Classes of Action Pursuant to Rule 1:33a of the Regulations of the Environmental Quality Commission”. Second this policy serves to transition the administration of the administrative infrastructure from Board policy to Executive Policy promulgated by the President.

II. Purpose

The purpose of this executive policy is to provide the “List of Exempt Classes of Action Pursuant to Rule 1:33a of the Regulations of the Environmental Quality Commission” and amend the list as operational needs require.

III. Responsibilities

The “List of Exempt Classes of Action Pursuant to Rule 1:33a of the Regulations of the Environmental Quality Commission” is provided below and the President is delegated the authority to add to or delete from the List of Exempt Classes of Action Pursuant to Rule 1:33a of the Regulations of the Environmental Quality Commission, as operational needs change. (Feb. 13, 1976)

1. 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.
  - a. Refurbish or renovate existing structures.

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- b. Repair, overhaul, or replace equipment used for construction, transportation, scientific work, heating, and ventilating.
  - c. Repair or repave roads, parking areas, walkways, ramps, and fences.
  - d. Planning and implementing new programs and curricula in existing University facilities, including the creation of new degree programs, the establishment of small experimental programs, curriculum modifications for the expanded use of under-utilized facilities, but not requiring new structures.
  - e. Operation of existing public or private facilities for instructional and administrative purposes by new and ongoing programs and colleges of the University system provided such facilities are located in districts not zoned inconsistent with such use.
2. 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.
    - a. Replacement or reconstruction of existing structures.
    - b. Replacement of drainage, sanitary, mechanical, communication, and electrical systems.
    - c. Replacement of piers, walks, and landings.
3. 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 (2) or more such units; (b) multi-unit structures designed for not more than four (4) dwelling units if not in conjunction with the building of two (2) or more such structures; (c) stores, offices and restaurants designed for total occupant load of twenty (20) persons or less, if not in conjunction with 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.
    - a. Relocation or construction of temporary structures and facilities.
    - b. Relocation or construction of bleachers.
    - c. Locating of outdoor lights, alarms, and speakers.

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4. Class 4: Minor alterations in the conditions of land, water, or vegetation.
  - a. Planting, pruning, and removal of plants.
  - b. Preparation of planting areas.
  - c. Temporary stockpiling of fill materials.
  - d. Minor excavations, land fills, and grading
  - e. Excavations for drainage, sanitary, mechanical, communication, and electrical systems.
  - f. Treating of ground for weeds, termites, ants, and other pests, in urban use districts where there is no risk of damage from drift or runoff.
5. 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.
  - a. Collecting of experimental or investigative allotments of soils, rocks, lava, water, minerals, and air.
  - b. Collecting of plants, animals, and micro-organisms other than of endangered species.
  - c. Use of electronic devices for instruction, research, and public service and support functions.
  - d. Use of equipment for analysis of research data.
  - e. Storage and use of radioactive materials.
6. Class 6: Continuing administrative activities, such as purchases for supplies and personnel-related actions.
  - a. Purchase of supplies, services, and equipment for instruction, research, public service, and support functions of existing operations.
  - b. Performance of research, instruction, public service, and support functions in existing facilities.
  - c. Procurement and use of utility services.

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- d. Receipt and storage of supplies and equipment.
  - e. Procedures for leasing or sale of buildings and equipment.
  - f. Procedures for the hiring of faculty and staff.
  - g. Actions necessary to comply with OSHA (Occupational Safety and Health Act) and Title IX requirements.
7. Class 7: Construction or placement of minor structures accessory to existing facilities.
- a. Construction of sheds, lāna‘i, stairways, and landings.
  - b. Construction of walkways, parking lot, stairs, and ramps.
  - c. Placement of outdoor lights, alarms, speakers on standards.
8. Class 8: Interior alterations involving such things as partitions, plumbing, and electrical conveyances.
- a. Installation, relocation, or removal of partitions in existing buildings.
  - b. Installation, relocation, or removal of sanitary, mechanical, communication and electrical systems.
  - c. Cleaning and repairs of existing storm drains and culverts.
9. Class 9: Demolition of structures, except those structures located on any historic site as designated in the National Register or Hawai‘i Register as provided for in the Historic Preservation Act of 1966, Public Law 89-665, or Chapter 6, Hawai‘i Revised Statutes.
- a. Demolition of structures.
  - b. Removal of construction debris.
  - c. Disposal of construction debris. (Feb. 13, 1976)