

3. Approve the cancellation of RP 26 to Pacific Biodiesel Logistics, LLC and the waiver of the Phase I Environmental Assessment, and the reissuance of a new revocable permit to Pacific Biodiesel Technologies, LLC, at Maalaea SBH for a mobile fuel truck under the terms and conditions cited above, which are by this reference, incorporated herein and further subject to the following:
 - a. The standard terms and conditions of the most current Revocable Permit form, as may be amended from time to time; and
 - b. Review and approval by the Department of the Attorney General.
 - c. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



EDWARD R. UNDERWOOD, Administrator
Division of Boating & Ocean Recreation

APPROVED FOR SUBMITTAL:



Dawn N.S. Chang, Chairperson
Board of Land and Natural Resources

Attachment:

A Site Map

EXEMPTION NOTIFICATION

Regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200.1, HAR

Project Title:	Mutual Cancellation of Revocable Permit 26 (RP 26) to Pacific Biodiesel Logistics, LLC, and Waiver of Phase I Environmental Site Assessment Required under RP 26; Issuance of a New Revocable Permit to Pacific Biodiesel Technologies, LLC, Situated at Maalaea Small Boat Harbor, Waikapu, Wailuku, Maui, Hawaii, Tax Map Key: (2) 3-6-001:002 (por.).
Project / Reference No.:	N/A
Project Location:	Maalaea Small Boat Harbor, Waikapu, Wailuku, Maui, Hawaii, Tax Map Key: (2) 3-6-001:002 (por.)
Project Description:	Cancel revocable permit to Pacific Biodiesel Logistics, LLC and waiver of Phase I Environmental Site Assessment required under RP 26; Issuance of a new revocable permit to Pacific Biodiesel Technologies, LLC.
Chap. 343 Trigger(s):	Use of State Land
Exemption Class No(s):	In accordance with Section 11-200.1-15, Hawaii Administrative Rules and the Exemption List for the Department of Land and Natural Resources, reviewed and concurred by the Environmental Council on November 10, 2020, the subject request is exempt from the preparation of an Environmental Assessment pursuant to General Exemption Type 1, "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving minor expansion or minor change of use beyond that previously existing," Part 1, Item No. 44, which states, "Permits, licenses, registrations, and rights-of-entry issued by the Department that are routine in nature, involving negligible impacts beyond that previously existing."
Cumulative Impact of Planned Successive Actions in Same Place Significant?	None. The actions will not be different from what is already existing.
Action May have Significant Impact on Particularly Sensitive Environment?	The requested area is a portion of the Maalaea Small Boat Harbor that is visited by the community, tourists, and commercial operators and is impacted by human activity. Staff believes there would be no significant impact to sensitive environmental or ecological receptors.
Analysis:	The Board of Land and Natural Resources has previously issued a revocable permit for this use in the past. The proposed activity is of a similar type and scope to that previously approved. Such activities have resulted in no known significant impacts, whether

	immediate or cumulative to the natural, environmental and/or cultural resources in the area. Staff believes that the request would involve negligible or no expansion or change in use of the subject area beyond that previously existing.
Consulted Parties:	None
Recommendation:	It is recommended that the Board find that this project will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.

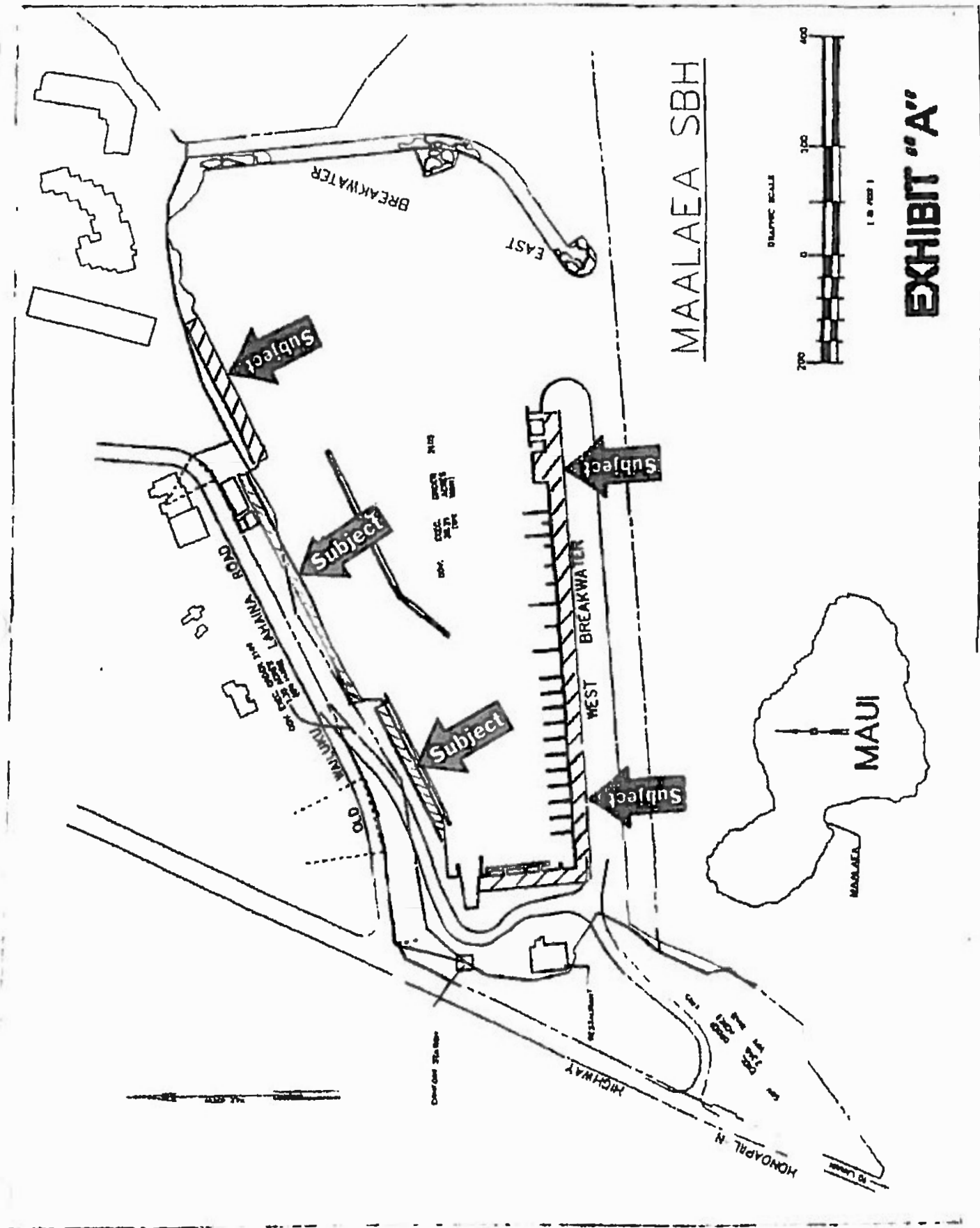


Exhibit A