DAVID Y, IGE GOVERNOR OF HAWAI



ELIZABETH A. CHAR, M.D. DIRECTOR OF HEALTH

In reply, please refer to: File:

## STATE OF HAWAII DEPARTMENT OF HEALTH P. O. BOX 3378 HONOLULU, HI 96801-3378

September 15, 2021

Li Nah Okita Project Manager State of Hawaii Department of Transportation 601 Kamokila Blvd, Rm #609 Kapolei, Hawaii 96707

Dear Ms. Okita:

This is in reference to your request for an extension of the Community Noise Variance (Docket No. 21-NR-VN-33); <u>Interstate Route H-1 Resurfacing Between Salt Lake Boulevard and Airport Viaduct, Honolulu.</u>

The Community Noise Variance expiration date has been amended to November 29, 2023.

Should the duration of the project continue beyond the expiration date, the applicant shall submit a request for extension <u>prior to November 29, 2023.</u>

If there are any questions, please contact Mr. Shawn Haruno, Acting Noise Section Supervisor at (808) 586-4700 or shawn.haruno@doh.hawaii.gov.

Sincerely,

Kathleen Ho

KATHLEEN HO Deputy Director for Environmental Health



ELIZABETH A. CHAR, M.D. DIRECTOR OF HEALTH

STATE OF HAWAII DEPARTMENT OF HEALTH

P. O. BOX 3378 HONOLULU, HI 96801-3378 in reply, please refer to: File:

July 23, 2021

Li Nah Okita Project Manager State of Hawaii Department of Transportation 601 Kamokila Blvd, Rm #609 Kapolei, HI 96707

Dear Ms. Okita:

Enclosed is the VARIANCE (Docket No. 21-NR-VN-33) for Community Noise Control which was granted on July 23, 2021. The Decision and Order specifies the conditions and restrictions that are applicable to your project.

Non-compliance with the conditions and restrictions of the Decision and Order may bring about additional restrictions, possible suspension of the variance and/or monetary fines. Should you have any questions relative to the variance, please do not hesitate to contact me at (808) 586-4700 or shawn.haruno@doh.hawaii.gov.

Sincerely,

Shawn Haruno

Acting Noise Section Supervisor

Indoor and Radiological Health Branch

## STATE OF HAWAII DEPARTMENT OF HEALTH

In the Matter of the Application	)	
For Variance for:	)	
	)	
STATE DEPARTMENT OF	•	
TRANSPORTATION	)	Docket No. 21-NR-VN-33
Noise – Interstate Route H-1 Resurfacing	)	V-1236
Between Salt Lake Boulevard and Airport	)	
Viaduct, Honolulu.	)	
	)	

## **DECISION AND ORDER**

Pursuant to Chapter 342F, Hawaii Revised Statutes (H.R.S.), and Chapter 11-46, Hawaii Administrative Rules (H.A.R.), Community Noise Control; and based upon the application and review by the Indoor and Radiological Health Branch, the variance request from the provisions of Section 11-46-6(a), H.A.R., is hereby GRANTED with the following restrictions and conditions:

- 1. The variance shall be granted to resurface Interstate Route H-1 between Salt Lake Boulevard and Airport Viaduct, Honolulu.
- 2. The variance shall be granted from December 1, 2021 until November 30, 2022.
- 3. The variance shall be granted for the following days/times:

Sunday Midnight to Midnight
Monday through Friday Midnight to 7:00 a.m., 6:00 p.m. to Midnight
Saturday Midnight to 9:00 a.m., 6:00 p.m. to Midnight

4. The variance shall be granted with the following restriction:

The use of the <u>backhoe with hammer</u>, <u>concrete saw</u>, <u>jackhammer</u>, and <u>mudgun</u> shall be prohibited after 10:00 p.m. within 500 feet of residences.

The use of <u>vibratory rollers</u>, <u>cold planers</u>, <u>backhoes</u>, <u>loaders</u>, <u>shuttlebuggy</u>, <u>graders</u>, <u>excavators</u>, and <u>pavers</u> shall be prohibited after midnight within 500 feet of residences.

5. The applicant shall notify the Indoor and Radiological Health Branch as to the date and time of any variance hour activity as soon as the dates are confirmed and also when the project is completed.

- 6. Residents and businesses that may be impacted by the activity shall be given sufficient notice regarding the project. The notification for the planned activity shall also contain the name and telephone number of the job-site inspector. In addition, a copy of any notifications, as well as progress reports, shall also be sent to the Indoor and Radiological Health Branch.
- 7. The applicant shall make every effort to minimize noise emanating from the project.
- 8. The use of reverse signal alarms is prohibited from 8:00 p.m. to 7:00 a.m. Alternative methods such as utilizing a ground guide for signaling shall be employed.
- 9. Traffic noise from heavy vehicles travelling to and from the project site shall be minimized near residences.
- 10. The applicant shall have a job-site inspector to whom immediate complaints can be forwarded for prompt response, and who shall have the general responsibility of monitoring quiet work procedures.
- 11. If the noise level is such that numerous complaints are received by the Department, the applicant shall cease operations upon receipt of an order and complete the project during hours on weekdays and weekends as directed.
- 12. Pursuant to Section 342F-5(d)(3), H.R.S., the applicant shall be required to perform noise sampling during the variance hours and report the results of such sampling to the Indoor and Radiological Health Branch.
- 13. Should the duration of the project continue beyond the expiration date, the applicant shall submit a request for extension along with an updated work schedule prior to November 30, 2022.

IIII 9 3 2021

DATED: Honolulu, Hawa	·		
	Kathleen Ho		
	KATHLEEN HO Deputy Director for Environmental Health		