



Semi-Annual Report
(January 19, 2015 through July 31, 2015)

on the
Section 106 Programmatic Agreement
among
the U.S. Department of Transportation Federal Transit Administration,
the Hawai'i State Historic Preservation Officer,
the United States Navy
and the Advisory Council on Historic Preservation
regarding the
Honolulu High-Capacity Transit Corridor Project
in the City and County of Honolulu, Hawai'i

Honolulu Rail Transit Project



Introduction

The Honolulu Rail Transit Project (H RTP) (formerly the Honolulu High-Capacity Transit Corridor Project) is an elevated, electrically powered, fixed guideway transit system in the east-west travel corridor between East Kapolei and Ala Moana Center via the Honolulu International Airport, with an approximate length of 20 miles and with 21 stations. The Project is receiving financial assistance from the U.S. Department of Transportation Federal Transit Administration (FTA) and is, therefore, subject to Section 106 of the National Historic Preservation Act (NHPA) of 1966, as amended (16 USC 470f), and its implementing regulations at 36 C.F.R. pt. 800. Under Section 106, a Programmatic Agreement (PA) was signed on January 18, 2011.

Signatories of the PA are:

- Federal Transit Administration (FTA)
- Advisory Council on Historic Preservation (ACHP)
- U.S. Navy (U.S. Naval Base Pearl Harbor)
- Hawai'i State Historic Preservation Officer (SHPO)

Invited Signatories:

- City and County of Honolulu (City)
- National Park Service (NPS)

In addition, the following parties were included in the consultation process and offered an opportunity to concur (no signatures were obtained):

- Historic Hawai'i Foundation (HHF)
- National Trust for Historic Preservation (NTHP)
- University of Hawai'i, Historic Preservation Certificate Program
- AIA Honolulu
- Hawai'i Community Development Authority (HCDA)
- Office of Hawaiian Affairs (OHA)
- O'ahu Island Burial Council (OIBC)
- Royal Order of Kamehameha (ROOK) — withdrew, only Chapter 8 involved
- The Ahahui Ka'ahumanu
- Hui Mālama I Nā Kūpuna O Hawai'i Nei
- Hale O Nā Ali'i O Hawai'i
- Māmakakaua: Daughters and Sons of the Hawaiian Warriors
- O'ahu Council, Association of Hawaiian Civic Clubs
- Ali'i Pauahi Hawaiian Civic Club
- Ka Lei Maile Ali'i Hawaiian Civic Club
- King Kamehameha Hawaiian Civic Club
- Nānāikapono Hawaiian Civic Club
- Hawaiian Civic Club of Wahiawā

- Ahahui Siwila Hawai'i O Kapolei Hawaiian Civic Club
- Waikīkī Hawaiian Civic Club
- Princess Ka'iulani Hawaiian Civic Club
- Wai'anae Hawaiian Civic Club
- Merchant Street Hawaiian Civic Club
- Prince Kūhiō Hawaiian Civic Club
- Pearl Harbor Hawaiian Civic Club
- Hawaiian Civic Club of 'Ewa-Pu'uloa
- Kalihi-Pālana Hawaiian Civic Club
- Hawaiian Civic Club of Honolulu

Additional Consulting Parties acknowledged prior to November 1, 2012 Quarterly Meeting:

- Kahu Kahiko
- O'ahu Council, Association of Hawaiian Civic Clubs

Additional Consulting Parties acknowledged at the November 1, 2012 Quarterly Meeting:

- Association of Hawaiian Homelands
- Pacific Justice and Reconciliation Center
- Ka Iwi 'Ōlelo
- Kane Hili Hui
- Kaleikini 'Ohana
- Council for Native Hawaiian Advancement
- Kingdom of Hawai'i
- Order of Kamehameha
- Royal Order of Kamehameha — Moku 'o Kapuāiwa (Chapter 8)

During the drafting of the PA, the original agency proposing the Project or Undertaking was the City and County of Honolulu, Department of Transportation Services (DTS). Subsequently, on July 1, 2011, the public transit authority known as the "Honolulu Authority for Rapid Transportation" (HART) was established pursuant to Article XVII of the Revised Charter of the City and County of Honolulu 1973, as amended. HART assumed all lawful obligations related to the HRTP as of July 1, 2011, including the City's obligations under the PA, and is responsible for the development, operation, maintenance and expansion of the HRTP. Following the approval of the PA, DTS and HART executed the Memorandum of Understanding between DTS and HART regarding the Transition of Responsibilities, including those related to the PA.

Stipulation XIV.E.3 of the PA requires HART to provide a summary progress report outlining work undertaken pursuant to the PA's terms every six months. The information provided in this 2015 Semi-Annual Report for the period of January 19, 2015 through July 31, 2015 is the ninth such report. This report will replace the January PA Summary Activities Report. This report is organized by PA stipulation.

Activity Summary by Stipulation

I. Roles and Responsibilities

H. PA Project Manager/Kāko'o

Due to concerns initially raised by consulting parties (CPs) in July and August 2014 regarding the performance of the existing Kāko'o, HART consulted with Signatory Parties (SPs) and CPs in evaluating the role. On June 26, 2015 HART published a Request for Proposal for Section 106 Programmatic Agreement Project Manager, Kāko'o II. Pacific Legacy will remain the Kāko'o until the new Kāko'o has been hired.

H.1. Project Status Update Meetings

The Kāko'o convenes meetings with CPs and SPs on a monthly basis. Meetings took place on:

- **January 28, 2015**
- **February 26, 2015**
- **April 16, 2015**
- **May 21, 2015**
- **June 25, 2015**
- **July 23, 2015**

Contact Paul Cleghorn [at kakoo@pacificlegacy.com](mailto:kakoo@pacificlegacy.com) for further information on these meetings. Please review the HART website for the meeting notes.

H.12. Best Practices Manual (BPM)/Lessons-Learned Case Study (LLCS)

The Kāko'o submitted a draft Best Practices Guide to CPs on January 31, 2014 and has received no comments to date. However, as per the requests of the CPs, HART has included in the scope of work for the Kāko'o II position completing the BMP/Lessons Learned in phases to timely incorporate the actual lessons learned from the project.

Next Steps

Reprocurement of Kāko'o

BPM will be revisited in 2015

II. Traditional Cultural Properties (TCPs)

No Further actions are required under Stipulation II. All TCP documents can be found on the project website: <http://honolulustransit.org/planning/ii-traditional-cultural-properties.aspx>.

Note: Eligible TCPs outside the APE (i.e. Shark Caves, Leina A Ka Uhane, Malden Trails, 'Ewa Plains, etc.) may be proposed for inclusion in the Stipulation VII Educational and Interpretive Program.

Next Steps

Review and Discuss HHF's issue related to the missing Chinatown TCP documentation and determine appropriate course of action under the PA.

III. Identification and Protection of Archaeological Sites and Burials

III.A.2. Archaeological Inventory Survey (AIS) Plans

All AIS Plans and Reports can be found on the project website:

<http://honolulutransit.org/planning/identification-and-protection-of-archaeological-sites-and-burials.aspx>.

III.B.3. O'ahu Island Burial Council (OIBC)

HART provides regular updates to the OIBC on the status of the AIS, Data Recovery fieldwork, Burial Treatment Plan, construction and continues to consult with the council and recognized cultural descendants regarding the interim and final treatment measures for human skeletal remains discoveries. HART provided an update to the OIBC on the following dates:

- February 11, 2015
- March 11, 2015
- April 8, 2015
- May 13, 2015

Consultation with Recognized Cultural Descendants (RCD)

HART convenes monthly meetings with RCDs to provide updates and consult on matters specifically related to iwi kūpuna, unless the meeting is canceled due to no updates. OIBC and SHPD representatives normally attend these meetings. Meetings were held on:

- January 7, 2015
- May 6, 2015

III.C.5. AIS Fieldwork and Reports

City Center Supplemental AIS Report was approved by SHPD on April 1, 2015. SHPD has determined that HART has successfully completed Step 1 documentation of Chapter 6E, Hawai'i Revised Statutes, and the relevant administrative rules and that construction may proceed in City Center with the understanding that HART will complete the Step 2 mitigation documents in accordance with the proposed schedule by letter dated June 3, 2015.

III.D. Burial Treatment Plan (BTP)

To date, there have been a total of 13 human discoveries of human skeletal remains. Seven (7) finds were encountered during the City Center AIS, five (5) finds were encountered during data recovery in City Center and one (1) find was encountered during supplemental AIS for Kaka'ako/Queen Street alignment shift. All discoveries of human skeletal remains are classified as previously identified. The draft BTP recommended preserving all previously identified burials in place, except for one burial fragment discovered during data recovery fieldwork. The Draft BTP was presented to the Recognized Cultural Descendants during the January 2015 consultation meetings and they agreed with the proposed BTP. The BTP was then submitted to OIBC for review and determination. The OIBC made its determination in accordance with the proposal within the BTP at its April 2015 meeting. The BTP was then submitted to SHPD for review and acceptance. SHPD accepted the BTP in June 2015.

Native American Graves Protection and Repatriation Act (NAGPRA)

HART will comply with NAGPRA should it be applicable.

Archaeological and Cultural Monitoring

The voluntary, project-wide Cultural Monitoring Program was initiated in 2013 and continues. A draft

Cultural Monitoring Plan (CMP) has been reviewed by the Recognized Cultural Descendants, OIBC representatives and SHPD. The CMP is being finalized and has been submitted to FTA for their concurrence. The cultural monitoring occurred during AIS fieldwork, data recovery fieldwork, and during construction whenever archaeological monitoring is required.

III.E.2.A. Data Recovery Plans and Reports

No additional data recovery fieldwork or reports were due or submitted during this period.

III.F. Curation

A curation facility was secured in July, 2015. HART will work with SHPD to ensure the facility is acceptable.

Next Steps

Ongoing consultation with OIBC and recognized cultural descendants

Preparation, review and acceptance of the Data Recovery fieldwork reports for Waipahu Transit Center Station and the Eight (8) Historic Properties in City Center

Ongoing cultural and archaeological monitoring during construction

IV. Design Standards

IV.A. Secretary of Interior (SOI) Standards for Treatment of Historic Properties

No further updates.

IV.B. Neighborhood Design Workshops

Neighborhood design workshops were held on:

- The 2nd Ho'opili Station Design Workshop was held on June 2, 2015
- HART is continuing to search for ways to develop the design construction process in a cost effective method. HART has decided to utilize the design-build method of construction rather than the previous design-bid process. The design-build construction contractor has more input in the design. The design-build package is scheduled to be released later this year. The contractor's design team will be required to have an SOI qualified architect on staff. When the contractor submits their design plans to HART, the information will be shared with the CPs.

IV.C. Design Plan Review

No further updates.

Next Steps

The designs prepared by the design-build contractors will be shared with the CPs. Timeline depends on when the contracts are awarded.

V. Recordation and Documentation

V.B. Cultural Landscape Reports

Identified resources for CLR documentation include Mother Waldron, Irwin, and Walker Parks. Helber, Hastert & Fee will be completing the preparation of these reports with the HALS documentation.

V.C. Historic American Building Survey (HABS), Historic American Engineering Record (HAER), and Historic American Landscape Survey (HALS) (HHH) Recordation

- The HABS contract with Mason Architect was approved in June 2015;
- HABS reports for the Dillingham Blvd residences (Genet House, High 4-plex, and Teixeira House) and individual HABS reports for each of the residences will be submitted to the National Parks Services;
- Mason will continue to work on HABS and HAER documentation for all remaining eligible historic properties listed in the PA;
- The HALS contract with Helber, Hastert & Fee was approved in June 2015;
- Helber, Hastert & Fee will continue to work on HALS documentation for Mother Waldron Park, Dillingham Blvd. Corridor, Dillingham/Ka'ahi Street Area, Nimitz Piers 10/11, and Nimitz Highway Corridor;
- In consultation with NPS, HART is preparing a scope of work for the Chinatown Historic District HABS;
- HART is preparing HALS documentation for the Huewaipi Spring (aka Kawaipi) TCP.

V.E. Digital Photographs

Digital photographs of Little and Big Makalapa Navy Housing Historic Districts have been completed.

Next Steps

Further development of Cultural Landscape Reports (CLR) for Mother Waldron and Irwin Parks. Initial field work and photography for each study area shall be completed prior to construction commencement in that area.

VI. National Register of Historic Places (NRHP)/National Historic Landmark (NHL) Nominations

VI.A. Multi-Property Documentation (MPD)

Draft Multi-property NRHP nomination for Holau Market/Ai-Goto Building (Sung Huong Restaurant/Wing Loy Market) submitted to SHPD on October 31, 2014. In order to qualify these properties for historic preservation tax credits (HPTC), Historic Preservation Certificate Applications (HPCA) and 130(c) documents are being prepared. No further updates.

VI.A.1. Hawai'i Historic Places Review Board (HHPRB)

The NRHP nominations that have been submitted by HART for review by HHPRB include the following:

- Mother Waldron Park, deferred (pending revision and resubmittal)
- Kaluaao Spring Bridge, withdrawn, altered, NRHP-ineligible
- Waimalu Stream Bridge, withdrawn, altered, NRHP-ineligible
- Honouliuli Stream Bridge, approved
- Waiawa Stream Bridge, approved
- Waikele Stream Bridge, approved

VI.B. Update to existing nominations for Pearl Harbor NHL and CINCPAC Headquarters

Building NHL

Hardy-Heck-Moore is currently working on the update to the existing Pearl Harbor NHL and the CINCPAC Headquarters Building NHL nomination. Fieldwork commenced in October 2014.

Coordination with the Navy and NPS continues.

VI.C. National Register (NR) Nominations

Big Makalapa and Little Makalapa Navy Housing Historic District

- On March 30, 2015 HART submitted Drafts of the two nominations to SHPD for review;
- SHPD distributed to the CPs and Native Hawaiian Organizations (NHO) the Makalapa nominations for comments;
- Navy requested a meeting with the SPs to discuss land conveyance process for the Pearl Harbor Station and the other relevant land transactions (i.e. easements) related to the Project;
- Hardy Heck Moore's contract was amended to permit them to assist HART in preparing the Makalapa nominations and responses;
- Final versions of the comments were submitted to SHPD on June 26, 2015;
- SHPD will coordinate with the Navy in transmitting the Finalized two Makalapa Nominations to the Federal Preservation Officer and then to NPS;

VI.F. Historic Properties Database

The historic properties database is maintained and updated with new information (HHH recordation and NR nominations). It is available online: <http://historic.honolulutransit.org>.

VI.G. Keeper of Database

HART and SHPD will collaborate to identify a long-term keeper of this database.

Next Steps

MPD will follow completion of nominations for individual resources.

SHPD and Navy will coordinate transmission of the two Makalapa Nominations to the FPO and NPS

Hardy-Heck-Moore continues work on the update to the existing NR nomination for Pearl Harbor NHL and on the CINCPAC Headquarters Building NHL

Chinatown Historic District NR form pending submission to SHPD in January 2015 for May 2015 HHPRB hearing; tied to construction of Chinatown Station as are post-ROD NRHP-eligible properties of Holau Market and Ai-Goto Building

Holau Market/Ai-Goto Building — NRHP nomination, HPCA, tax application for CDBG, HPTC, and NMTC.

Hawai'i State Register nomination process will follow NRHP Nomination completion and will be coordinated with SHPD.

VII. Educational and Interpretive Programs, Materials, and Signage

Stipulations VII.A through VII.H shall be implemented before revenue and service begins.

HART is preparing a work plan, content for deliverables, and schedule for all products under Stipulation VII. This will be a comprehensive program that “tells the stories” or “mo’olelo” of the various Ahupua’a (regions or geographic locations) along the HART corridor that integrates the educational and interpretative program.

VII.E. Educational Effort/Program to Encourage the Rehabilitation of Historic Properties

HART acquired the parcel that includes Ai-Goto Building and Holau Market for construction of the future Chinatown Station and initiated a multi-property NRHP nomination form and HPCA for the market on June 6, 2014. Formal submittal of the draft NRHP to SHPD occurred on October 31, 2014. The Holau Market/Ai-Goto Building will serve as a demonstration project.

Next Steps

HART will provide an update to the CPs of the Stipulation VII program.

Historic Properties Educational Workshop #2 TBD 2015 in conjunction with Historic Preservation Committee outreach for grant program second phase.

VIII. Mitigation for Specific Historic Properties

- NR nomination for the Lava Rock Curbs has been prepared and will be submitted to SHPD;
- HART recently hired Masatomo Murata, Landscape Architect, who will be preparing and landscape plan for the True Kamani Trees in consultation with SHPD, including propagation of trees;
- Masatomo is collecting information on the three parks in preparation for the Park Improvement Kick off Meeting with the CPs.

Next Steps

Inclusion of plan sheets and specifications to reuse and reinstall Lava Rock Curbs in contractor specs

Duplicate Kapalama Canal Bridge railings

Kick-off meeting to discuss Park Improvement Plan with the CPs in Fall 2015

IX. Measures to Address Reasonably Foreseeable Indirect and Cumulative Effects Caused by the Project

IX.A. Transit Oriented Development (TOD)

HART, the City’s Department of Planning and Permitting (DPP) and the Department of Transportation Services (DTS) participate in monthly TOD coordination meetings. HART continues to coordinate with DPP, HCDA, and other agencies and legislators on TOD. As per request by the CPs, DPP, HCDA, and HART provided an overview of their TOD planning process at the May 21, 2015 Kāko’o meeting. Kathy Sokugawa and Rue Harrison with the City provided a PPT presentation on the difference between the Transit (HART) TOD and the DPP TOD programs. DPP also described historic preservation opportunities within the City’s TOD program, i.e. Chinatown Historic District. Tony Ching and Deepak Neupane with HCDA provided an overview of their TOD planning processes within Kaka’ako. HART described the historic preservation opportunities within the Historic Preservation Fund as well as the historic restoration tax credits.

IX.B. Historic Preservation Committee (HPC) and Fund (HPF)

- HART participated in the Chinatown Action Summit on June 27, 2015 to present on agency updates related to HART's Historic Preservation Fund;
- HART partnered with Historic Hawai'i Foundation (HHF) to present a workshop on graffiti prevention and abatement in Chinatown as part of HHF's Sustaining Chinatown: Historic Preservation Summer Series on June 30, 2015.

IX.C. Monitoring Demolition Permits

The PA requires that HART notify the CPs during each scheduled quarterly and annual review of the PA when the number of demolitions or listed or eligible resources, or resources built prior to 1969 within the study area is greater than one standard deviation above the baseline. Therefore, the number of demolition permits required to notify the CPs is calculated to be 29. The number of demolition permits within the study area has never exceeded the threshold to date. In 2014, of the 33 demolition permits in the H RTP study area, 20 were for buildings built before 1969, 11 were directly related to the H RTP construction and right of way acquisition and 22 were submitted by applicants independent of the Project. Of the 11 demolition permits related to the H RTP, 6 properties were built before 1969. These six properties were identified as Not Eligible for listing in the NRHP, and thereby required no mitigation, as determined in the Historic Resources Technical Report (HART 2008). The Demolition Report was distributed by the Kāko'o to all the CPs in May 2015. SHPD reviewed the 2014 Demolition Report and determined that it is consistent with the requirements of the PA and previous consultation, and accepted the Report. The information to prepare the Demolition Report is based upon information provided by the City for the year before. Thus the 2016 Demolition Report will cover demolition permits for 2015.

IX.D. Adverse, Indirect, or Cumulative Effects

- HHF's letter related to effects to the historic Honolulu Advertiser Building. FTA responded to HHF's October 14, 2014 letter and subsequent correspondence on April 8, 2015. "After a consideration of the comments from the CP, recommendations from the Kāko'o, analysis included in the FEIS, and mitigation included in the PA, FTA concludes that the mitigation measures identified in the PA for indirect and cumulative effects are still sufficient and that no further action is warranted at this time. Further, PA stipulations IX, IV, and VII outline mitigation measures for indirect and cumulative effects. As a result of the HHF inquiry, FTA in consultation with the CPs prepared a flowchart on the Review and Disposition of Comments made under Stipulations IX.D. FTA's letter was distributed by the Kāko'o to all CPs.
- FTA responded to Kanehili Cultural Hui (KCH) January 8, 2015 letter and subsequent correspondence on May 14, 2015. FTA concluded that "After a consideration of the comments from the CPs, recommendations from the Kāko'o, analysis included in the FEIS and the subsequent archaeological resources technical reports, and review of the information and surveys as noted, FTA concluded that no further action is warranted at this time." By letter dated June 9, 2015, KCH objected to FTA's conclusion and requested further consultation. A further consultation meeting was held on July 16, 2015 with the SPs (FTA, HART, SHPD, ACHP, the Navy, KCH, and Kāko'o were in attendance.

IX.E. Chinatown and Merchant Street Historic Districts

No further updates.

Next Steps

Information of the progress made on the first round of grantees will be provided before the end of the year.

Start-up of second/final round of grant applications.

Resolve Kanehili Cultural Hui objection pursuant to Stipulation IX.D.

X. Construction Protection Plan

X.A. Construction Mitigation Plan (CMP)/Noise and Vibration Mitigation Plan (NVMP)

- HART continues to work with the City Department of Parks and Recreation and community stakeholders to relocate trees which are affected by the Project construction;
- Revisions to the Mitigation Monitoring Program (MMP) was completed and is under review;
- Noise mitigation and monitoring requirements are established on a contract-by-contract basis. Overall vibration limits are proposed based on the machinery, type of work, and the distance to the nearest sensitive structure. NVMPs shall be submitted to the contractor prior to construction.

Next Steps

March 2015 semi-annual update to the NVMPs for WOFH, KHG and MSF; no sensitive historic property noise receptors have been identified to date for any of these construction areas.

Submit Airport NVMP to AECOM

XI. HART Contractors and Contract Adherence to PA

- The revised MMP will be distributed to existing contractors and included in the upcoming bid documents upon final approval.
- Historic Preservation and Cultural Awareness Training will be provided to construction crew prior to construction.

XII. Post-Review Discoveries

No further updates.

XIII. Public Information

XIII.A. Semi-Annual Reports

- The January 2015 PA Semi-annual Report for the period of July 19, 2014 to January 18, 2015 was distributed by the Kāko'o to CPs and no comments were received. The Semi-Annual Report was posted on the website.
- PA Monthly report was prepared for February – March, April –May, and June 2015. The reports were distributed by the Kāko'o to the CPs.

XIII.B. Updates to the Historic Properties Database

The database continues to be updated with new information and is accessible at <http://historic.honolulustransit.org/>

Also see Stipulation IV.F.

XIII.C. Objection Resolution

KCH's objection to FTA's response was convened pursuant to Stipulation XIII.

Next Steps

Historic Properties Database will be maintained and updated with new information

XIV. Administrative ProvisionsXIV.A. PA Implementation Schedule (PAIS)

HART distributed the updated PAIS at the 2015 PA Annual Meeting (see XIV.E.4.). HART received no comments on the PAIS.

XIV.E.2. PA Meetings

The PA requires HART to hold quarterly meetings for the first 24 months following the implementation of the PA. In consultation with CPs and SPs, the Kāko'o has been convening monthly Kāko'o meetings. The meeting notes are on the HART website.

XIV.E.3. Reporting

- This Semi-Annual Report was distributed to CPs and SPs. Semi-Annual Reports are made available on the project website;
- The monthly Kāko'o meeting notes are distributed to the CPS for a 30 day comment. If no comments are received, the meeting notes are then posted on the HART website;
- Check the HART website for other consultation meeting notes.

XIV.E.4. Annual Meetings

The 4th annual meeting will be convened in the first quarter of 2016. After the 2015 annual meeting the CPS made some recommendations on meeting format, time, handouts, and possible site visit. HART and FTA will take into consideration all recommendations in preparing for the 2016 annual meeting.

Next Steps

Third Annual Meeting, 1st quarter of 2016