

Consultation
State of Hawaii Office of Hawaiian Affairs (OHA)

Purpose: Consultation with OHA should occur for any development that triggers the following: Hawaii Revised Statutes Chapter 343, the Environmental Impact Statement law (Environmental Assessments or Environmental Impact Statements); Archaeological Impact Statements; Cultural Impact Assessments; State Land Use District Boundary Amendments; State Special Use Permits; County Special Management Area Use Permits (Major); County Conditional Use Permits; County Special Use Permits, among others. Please note this is not an exhaustive list of permits. DBEDT recommends consultation with OHA for all projects with any potential to disturb Native Hawaiian resources or properties.

Potential Approval Prerequisites: OHA encourages scheduling a pre-application meeting if the project has the potential to impact cultural and historic properties or resources. Consult the Compliance Enforcement Office within OHA.

Checklist / Process	Chronology
1. Conduct preliminary research on cultural and historic properties within and in the vicinity of the project using OHA's resources and other publicly available resources: <ul style="list-style-type: none"> a. Kipuka Database http://www.kipukadatabase.com/ b. Papakilo Database http://www.papakilodatabase.com/main/main.php These resources are not all-inclusive. Many cultural and historic sites and resources may not be identified through these websites.	Generally 2 to 4 weeks
2. Submit a pre-consultation letter providing a project description and a summary of the preliminary research on cultural and historic properties.	Generally 1 to 2 weeks
3. OHA may consult with the Native Hawaiian Historic Preservation Council for projects that have the potential to impact cultural and historic properties.	1 to 2 months
4. OHA provides a response to the pre-consultation letter. Depending on the response, further consultation may be required.	1 month
Estimated Time to Completed Consultation	2 to 4 months

Other Application Considerations:

1. If a portion of the development triggers a Federal Section 106 consultation process, OHA is an organization that the applicant must consult.
2. Please review the Aloha Aina Guidance Document for helpful information on consulting the appropriate resource management entities:
http://hawaiiumpbackwhale.noaa.gov/council/council_aloha_aina_guidance.html. Early community consultation on the project and its potential impacts will support OHA's review process.
3. The development of projects impacting cultural and historic sites and resources that have been previously discovered and studied still warrants OHA consultation. Pre-disturbance does not eliminate the possibility of further or new resource disturbance.
4. Projects with potential to interfere with the communication or visibility between two separate cultural sites (e.g., line of sight between one culturally significant viewpoint and another), cultural impacts must be closely considered.
5. To fully understand potential impacts to cultural resources, developers are advised to consult the Aha Moku Advisory Committee within the Department of Land and Natural Resources, which advises the Board of Land and Natural Resources. Active practitioners of Native Hawaiian culture within the area should also be consulted early in the project siting and due diligence stages.