

The Environmental Notice

A SEMI-MONTHLY BULLETIN OF THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL



BENJAMIN J. CAYETANO
GOVERNOR

**OFFICE OF
ENVIRONMENTAL
QUALITY CONTROL**

GARY GILL
DIRECTOR

The Environmental Notice
reviews the environmental impacts of
projects proposed in Hawaii

Other Resources
available at OEQC . . .

- *Guidebook for Hawaii's Environmental Review Process*
- *Environmental Impact Study Resource Library*
- *Environmental Education Database*
- *Environmental Council Annual Reports*
- *Rules and Policies*
- *"How to Plant a Native Hawaiian Garden"*

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AUGUST 8, 1997

Maui Waena Power Plant DEIS

Maui Electric Company proposes to build a new 232-megawatt (MW) power plant on 67 acres of land along Pulehu and Waiko Roads in Central Maui. The company will also construct 69-kilovolt transmissions lines from the new plant to substations at the Paia and Puunene sugar mills. The project is needed to maintain reserve capacity, increase system reliability, replace older generation facilities and provide additional capacity to meet projected demand.

Presently, Maui Electric Company has a generation capacity of 212 MW. Peak power demand by the company's customers in 1996 was 177 MW. Maui Electric Company predicts that peak power demand will increase to 299 MW (without demand side management) or 273 MW (with demand side management) in 2016. The first 20-MW combustion turbine is scheduled for operation by the year 2004.

The combustion turbines will be fueled by No. 2 diesel fuel. The fuel will be

Hazardous Waste Disposal in Campbell Industrial Park

The U.S. Department of Justice is soliciting public comment on a proposed consent decree (in United States vs. Hawaiian Western Steel) to resolve penalty and corrective action claims against Cominco, Inc. under the Resource Conservation and Recovery Act.

Among other things, hazardous waste was disposed of at two sites within Campbell Industrial Park on Oahu. Corrective action at one site is ongoing. The proposed consent decree may be examined in Room 6100 at the Prince Kuhio Federal Building on Ala Moana Boulevard. The deadline for comments is August 20, 1997. Please see page 17.

transported by tanker trucks from Kahului Harbor over Hobron Avenue, Hana Highway, and Pulehu Road to the project site. At full build-out approximately 44 fuel tanker truck trips per day would be required to provide fuel to the power plant. Brackish groundwater supply wells will be developed within the project site to meet water requirements for operation of the combustion turbines and related facilities. Total water consumption at full build-out would be 0.9 million gallons of water per day. Deep injection wells will be used to dispose the process wastewater.

The project may impact air quality, prime agricultural lands, visual resources and traffic. Potential air pollutants include nitrogen oxide, sulfur dioxide, carbon monoxide, volatile organic compounds, particulate matter and sulfuric acid mist. The facility will be visible from areas located on the slopes of Haleakala. For more information on the Draft EIS for this project, please see page 11.

Coastal Erosion Management Plan Presentations by DLNR

The Land Division of the Department of Land and Natural Resources and Dr. Chip Fletcher of the University of Hawaii School of Ocean, Earth Science & Technology will be making presentations of the Department of Land and Natural Resources' draft Coastal Erosion Management Plan at various Neighborhood Board meetings.

The DLNR feels that it is imperative for communities most interested and affected by the management plan of our shoreline resources to learn about and provide comments on this plan. For a schedule of upcoming draft Coastal Erosion Management Plan presentations, please see page 15.

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Draft Environmental Assessments



(1) Public Baths Wastewater Pump Station Modification at Kapiolani Park (Queen's Surf Beach)

District: Honolulu
TMK: 3-1-31:07
Applicant: City and County of Honolulu
Department of Wastewater Management
650 South King Street, 14th Floor
Honolulu, Hawaii 96813
Contact: Sung Ho Lai (527-5398)

Approving Agency/Accepting Authority: City and County of Honolulu
Department of Wastewater Management
650 South King Street, 14th Floor
Honolulu, Hawaii 96813
Contact: Sung Ho Lai (527-5398)

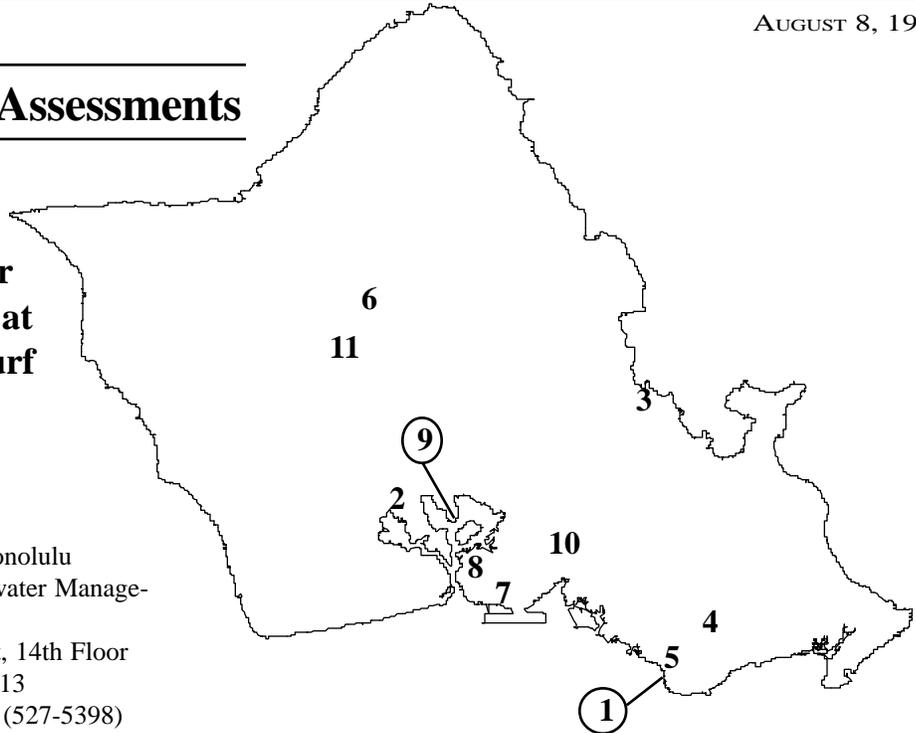
Consultant: Engineering Concepts, Inc.
250 Ward Avenue, Suite 206
Honolulu, Hawaii 96814
Contact: Kenneth Ishizaki (591-8820)

Public Comment

Deadline: September 8, 1997
Status: DEA First Notice pending public comment.
Address comments to the applicant with copies to the consultant and OEQC.

The City and County of Honolulu Department of Wastewater Management (WWM) has proposed modification of their existing Public Baths Wastewater Pump Station to increase reliability and pumping capacity. The pump station was originally constructed in 1944 on a 3,599 sq.ft. lot located on the makai side of Kalakaua Avenue across from Kapiolani Park, and adjacent to the Waikiki Aquarium and Public Baths Beach Park. The project site is located within the Special Management Area and Diamond Head Special District.

The proposed action involves renovation to upgrade the mechanical, electrical and structural reliability of the pump station, bringing the facility into conformance with WWM operating standards. Specific tasks include: acquisition of about 2,000 sq.ft. of park land to enable access and installa-



tion of all equipment within the fenced grounds; replacement of 10 hp pumps with larger 15 hp pumps; connection of the pump house building and emergency generator building to increase interior floor area; and addition of low impact acoustical treatments for the emergency generator room.

Construction is anticipated to begin in fiscal year 2000 and require 14 months for completion. The estimated construction cost is \$1.1 million (1997 dollars). The pump station modification will be closely coordinated with the Public Baths Force Main Replacement Project which is presently under construction.



(2) Pouhala Marsh Restoration Project

District: Ewa
TMK: 9-3-01, portions of 9-3-02
Applicant: Department of Land and Natural Resources
Division of Forestry and Wildlife
1151 Punchbowl Street, Room 325
Honolulu, Hawaii 96813
Contact: Paul Conry (587-0166)

Approving Agency/Accepting Authority: Department of Land and Natural Resources
Division of Forestry and Wildlife
1151 Punchbowl Street, Room 325
Honolulu, Hawaii 96813
Contact: Paul Conry (587-0166)

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Consultant: Ducks Unlimited, Inc.
3074 Gold Canal Drive
Rancho Cordova, California 95670-6116
Contact: Andy Engilis (916-852-2000)

Public Comment

Deadline: September 8, 1997
Status: DEA First Notice pending public comment.
Address comments to the applicant with copies to the consultant and OEQC.

The Pouhala Marsh restoration project is a multi-cooperator effort of the State, City and County of Honolulu, U.S. Fish and Wildlife Service, and Ducks Unlimited to secure and restore nearly 70 acres of wetlands in Pearl Harbor's West Loch. The project actions include 1) enhancement of 20 acres of existing wetland basins by clearing vegetation, sculpting basins, and removing obstructions, 2) cleaning the marsh of debris and trash, 3) fencing 70-acres to exclude humans, vehicles and predators, 4) restoring 8 acres of shallow ponds through removal of 66,000 cu.yds. of fill, 5) construction of temporary haul roads and stream crossing, 6) creation of a hydrologic link from Kapakahi Stream to the 8-acre ponds and 7) reintroduction of damselfly nyads. The project is expected to benefit endangered waterbirds and rare damselflies by restoring degraded or creating new wetland habitat. Construction will be done in a manner to avoid significant impacts to resident endangered bird populations and archaeological resources. Excavation of fill material will be done during the dry season to minimize disturbance of endangered waterbirds. Excavations will be monitored by an archaeologist to avoid damage to historic fish pond walls. Fill, human debris, trash and vegetation removed will be disposed of properly at an adjacent site. A silt barrier will be erected during construction of the stream crossing to prevent erosion into Kapakahi Stream and the harbor.

Final Environmental Assessments/Findings of No Significant Impacts (FONSI)



(3) Aloha Wedding Chapel (Special Management Area)

District: Koolauapoko
TMK: 4-7-11:01 and 07

Applicant: World of Aloha, Inc.
2667 B Tantalus Drive
Honolulu, Hawaii 96813
Contact: Linda Wong (533-4572)

Accepting Authority: City and County of Honolulu
Department of Land Utilization
650 South King Street, 7th Floor
Honolulu, Hawaii 96813
Contact: Ardis Shaw-Kim (527-5349)

Consultant: Analytical Planning Consultants, Inc.
84 North King Street
Honolulu, Hawaii 96813
Contact: Donald Clegg (536-5695)

Public Challenge

Deadline: September 8, 1997
Status: FEA/FONSI (SMA) issued, project may proceed.

The project site is located in Kahaluu. The shoreline property is bordered on its northern and northeastern sides by the Kahaluu Multi-Purpose Channel System and Kaneohe Bay, respectively. The Kahaluu Fish Pond borders the property on the east. "Noriko's", a commercial retail establishment, is to the west.

The applicant proposes to construct a 1,500 square-foot wedding chapel on the northeast portion of the commercially zoned parcel. The chapel will have a maximum height of 40 feet. An access driveway, on-site parking, utility infrastructure, gazebo, and landscaping are also part of the proposed project.

The property is currently vacant except for asphalt paving and a structure which is accessory to the Kahaluu Fish Pond. Although the paving will be removed, the accessory structure will remain. Minimal grading is proposed as the lot consists of fill and is relatively flat.



(4) Palolo Wells Addition

District: Honolulu
TMK: 3-4-024:44
Applicant: City and County of Honolulu
Board of Water Supply
630 South Beretania Street
Honolulu, Hawaii 96843
Contact: Barry Usagawa (527-5235)

Accepting Authority: City and County of Honolulu
Board of Water Supply
630 South Beretania Street
Honolulu, Hawaii 96843
Contact: Barry Usagawa (527-5235)

Consultant: George Yuen & Associates, Inc.
100 North Beretania Street, Suite 303
Honolulu, Hawaii 96817
Contact: George Yuen (536-0081)

Public Challenge
Deadline: September 8, 1997
Status: FEA/FONSI issued, project may proceed.

The City and County of Honolulu, Board of Water Supply (BWS) proposes to drill, case and pump test an additional potable water well located within the existing BWS Palolo Wells facility along Carlos Long Street. The well addition will be situated at an elevation of approximately 387 feet and will serve as a backup well for the existing well at the site. Standard test pumping and monitoring protocol will be followed. Based on previous pump tests of the existing well, no adverse impact is anticipated.

If test pumping results are favorable, the BWS will incorporate the exploratory well into its permanent production facilities. There will be no increase in permitted water use because this well addition is solely for standby and peak pumping purposes to the existing well at the site. Best management practices will be implemented during the test pumping of the exploratory well to minimize potential pollution of receiving waters.



(5) Takao Office Building

District: Honolulu
TMK: 2-6-27:40
Applicant: Takao Building Development Company, Ltd.
2571 Lemon Road
Honolulu, Hawaii 96815
Contact: Masaoki Nishino (924-1024)

Approving Agency/Accepting Authority: City and County of Honolulu
Department of Land Utilization
650 South King Street, 7th Floor
Honolulu, Hawaii 96813
Contact: Dana Teramoto (523-4648)

Consultant: Gerald Park Urban Planner
1400 Rycroft Street, Suite 876
Honolulu, Hawaii 96814-3021
Contact: Gerald Park (942-7484)

Public Challenge
Deadline: September 8, 1997
Status: FEA/FONSI issued, project may proceed.

The applicant, Takao Building Development Company, Ltd., proposes to demolish an existing two-story office building and construct a new two-story office building. The new 65-foot long by 35-foot wide by 25-foot high building will contain approximately 3,290 square feet of floor area.

The project is located at 2571 Lemon Road, Waikiki, Oahu, Hawaii.



(6) Whitmore Exploratory Well

District: Wahiawa
TMK: 7-1-09:64
Applicant: City and County of Honolulu
Board of Water Supply
630 South Beretania Street
Honolulu, Hawaii 96843
Contact: Barry Usagawa (527-5235)

Accepting Authority: City and County of Honolulu
Board of Water Supply
630 South Beretania Street
Honolulu, Hawaii 96843
Contact: Barry Usagawa (527-5235)

Consultant: CH2M Hill
1585 Kapiolani Boulevard, Suite 1420
Honolulu, Hawaii 96814
Contact: Robert Chuck (943-7135 x 226)

Public Challenge
Deadline: September 8, 1997
Status: FEA/FONSI issued, project may proceed.

The City and County of Honolulu Board of Water Supply (BWS) proposes to drill, case and pump test an exploratory potable water well located near the west side of Whitmore Village, along the north edge of Whitmore Avenue. The well site is situated on a portion of a 2.644 acre site of vacant land owned by the City Department of Parks and Recreation. The proposed well is anticipated to yield about 2.0 million gallons of potable water per day for the Whitmore

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Village area. The well will improve flows and pressures to the Whitmore area and will provide backup to the single pipeline crossing Lake Wilson from Wahiawa. The proposed well will be approximately 980 feet deep with the upper 850 feet consisting of 16-inch diameter steel casing. The lower 130 feet of the well will consist of a 15-1/2 inch open hole. The proposed well will be tapping water at a depth of approximately 280 feet above mean sea level from high-level dike-confined water. The estimated cost of the proposed exploratory well project is \$770,000 and is expected to last about eight months.

National Environmental Policy Act (NEPA)



(7) Hickam Air Force Base Addition to Facility 4071 (Draft EA and Draft FONSI)

District: Honolulu
TMK: 1-1-2:2
Applicant: U.S. Air Force
692nd Intelligence Support Squadron
Contact: SMSgt Debra Stilphen (449-3741)

Approving Agency/Accepting Authority: U.S. Air Force
15th Civil Engineer Squadron
75 H Street
Hickam AFB, HI 96853-5233
Contact: Robert Okazaki (449-1660)

Consultant: 15th Civil Engineer Squadron, Environmental Flight
15 CES/CEVP, 75 H Street
Hickam AFB, HI 96853-5233
Contact: MSgt Morris Hawley (449-1584 x 204)

Public Comment

Deadline: September 8, 1997

The United States Air Force (USAF), 15th Air Base Wing proposes a 2,000 SF addition to facility 4071 at Hickam Air Force Base (AFB). The 692nd Intelligence Group is undergoing a restructuring throughout the Pacific Air Force Bases. As a result of the restructuring, an operation currently being conducted at Wheeler AAF will be relocated to Hickam AFB. The additional personnel and storage requirements form the need for this action. Building 4071 is currently

occupied by the 324th Intelligence Squadron (IS) and the 692nd Intelligence Support Squadron (ISS). The only restroom available in the facility is in the portion of the building under control of the 324th IS. The mission and personnel associated with the restructuring will be assigned to the 692nd ISS.

The addition is proposed in a location that currently serves as a government vehicle parking area. The addition would measure 35' x 60'. A continuous concrete footer would be constructed around the entire perimeter of the addition. The facility would be of steel construction with metal roofing and siding. An air conditioner would be installed to provide an environmentally controlled area for the equipment stored. A roll up door would be required to allow forklift and vehicle access to the warehouse. New male and female restrooms would be constructed in the portion of the facility occupied by the 692nd ISS.



(8) Pearl Harbor Naval Complex Bilge and Oily Wastewater Facilities (Environmental Assessment/FONSI)

District: Ewa
TMK: 9-9-01:8
Applicant: Commander, Naval Base Pearl Harbor (N4)
Pearl Harbor, Hawaii 96860-50201
Contact: Gary Kasaoka (471-9338)

Approving Agency/Accepting Authority: Chief of Naval Operations (N456)
Department of the Navy
2000 Navy Pentagon
Washington, D.C. 20350-2000
Contact: Thomas Peeling (703-604-1232)

Consultant: Helber Hastert & Fee, Planners
733 Bishop Street, Suite 2590
Honolulu, Hawaii 96813
Contact: Ms. Leslie Kurisaki (545-2055)

The Department of the Navy gives notice that an Environmental Assessment (EA) has been prepared and an Environmental Impact Statement is not required for the proposed construction of bilge and oily wastewater facilities at Pearl Harbor Naval Complex, Oahu, Hawaii.

The proposed action is the construction of facilities for pierside collection, transfer, storage, and processing of bilge water and other oily waste water offloaded at the Pearl Harbor

Naval Complex, Oahu, Hawaii. The proposed action involves: (1) construction of approximately 57,000 feet of bilge and oily waste water collection and transmission pipelines connecting the piers and drydocks to storage and processing facilities located at the Lower Tank Farm; (2) construction of a new 11,600 square feet (sq. ft.) building to house two existing processing units and related treatment chemicals, renovation of one existing storage tank, and demolition of one excess storage tank; and (3) construction of a 3,000 sq. ft. addition to an existing hose maintenance and storage facility and a 3,600 sq. ft. addition to an existing hose/cable storage shed near the Bravo piers. The proposed action will be constructed in two phases.

Based on information gathered during preparation of the EA, the Department of the Navy finds that the proposed construction of bilge and oily wastewater facilities at Pearl Harbor Naval Complex, Oahu, Hawaii will not significantly impact the environment.

Single copies of the EA and FONSI addressing this action may be obtained from: Commander, Pacific Division, Naval Facilities Engineering Command, Pearl Harbor, HI 96860-7300 (Attn: Mr. Gary Kasaoka, Code 231GK), telephone (808) 471-9338 or FAX (808) 474-5909.



(9) SEAL Delivery Vehicle Team One Complex (Environmental Assessment/FONSI)

District: Ewa
TMK: 9-7-01:1
Applicant: Department of the Navy
Naval Station Pearl Harbor
Box 21
Pearl Harbor, Hawaii 96860-6000
Contact: Connie Chang (471-9338)

Approving Agency/Accepting Authority: Chief of Naval Operations
2000 Navy Pentagon
Washington, D.C. 20350-2000
Contact: Thomas Peeling (703-604-1232)

Consultant: Helber Hastert & Fee, Planners
733 Bishop Street, Suite 2590
Honolulu, Hawaii 96813
Contact: Gail Uyetake (545-2055)

The Department of the Navy proposes to construct facilities to accommodate existing and proposed SEAL Delivery Vehicle (SDV) Team One operations at the southern tip of Pearl City Peninsula. "SEAL" stands for "SEA, AIR, LAND" personnel/units under the command of the Naval Special Warfare Command. Presently, the SDV Team One compound is located on Ford Island in Pearl Harbor. There is a need to relocate the facility because of long range incompatible uses planned for Ford Island. Construction and occupation of the facilities would be phased over a four year period beginning in 1998. The proposed project would encompass approximately 10 hectares (24.7 acres) at an existing Navy industrial area. Phase 1 of the proposed action will include the demolition of an existing transit shed, construction of a maintenance building, a small boat ramp and two piers, and upgrades to infrastructure in support of the new Advanced SEAL Delivery System (ASDS). Approximately 3,000 to 4,000 cubic meters of dredged material may result from construction of the piers and boat ramp. Phase 2 will include the demolition or renovation of four existing warehouse buildings and construction of one or two new buildings. At the end of Phase 1, a total of 63 personnel will work at the proposed facility, and at the end of Phase 2, a total of 325 personnel will work at the facility. SDV Team One operations at the proposed site will be similar to existing operations on Ford Island and the Pearl Harbor area, where SDVs are launched and operated in the harbor once every one to two weeks, accompanied by a safety boat. The new ASDS will be launched, on average, once every two weeks, and will also be accompanied by a safety boat. Both the existing and new submersibles are battery powered and extremely quiet.



(10) Tripler Army Medical Center Master Plan (Environmental Assessment/FONSI)

District: Honolulu
TMK: 1-12-11
Applicant: Lt. Col. Ralph Graves, District Commander
U.S. Army Corps of Engineers, Honolulu
Engineer District
Attn: CEPOD-ET-MI
Building 230
Fort Shafter, Hawaii 96858-5440
Contact: Brad Scully (438-7039)

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Approving Agency/Accepting

Authority: Commander, U.S. Army, Hawaii
Attn: APVG-GWV
Schofield Barracks, Hawaii 96857-6000
Contact: Peter Yuh (656-2878 x 1051)

Consultant: R.M. Towill Corp.
420 Waiakamilo Road, Suite 411
Honolulu, Hawaii 96817-4941
Contact: Chester Koga (842-1133)

Public Comment

Deadline: September 8, 1997

The proposed action involves new construction and renovation of facilities at Tripler Army Medical Center (TAMC), which is located 4 miles west of downtown Honolulu and 3 miles due east of Pearl Harbor. The proposed work is needed to ensure that TAMC will meet future health care needs of the United States military in the Pacific. The Finding of No Significant Impact (FONSI) is based on a programmatic environmental assessment, addressing the installation and community as a whole. As individual construction and renovation project planning is initiated, separate NEPA documentation will be prepared.

Estimated Master Plan and associated mapping and utility studies Costs: Federal Funds: \$1.2 million.

Documentation Preparation Cost: Programmatic Environmental Assessment and Environmental Base Line Studies: \$183,000.

outlines the resources necessary for pest surveillance and control, and describes the administrative, safety, and environmental requirements of the program, and how these resources and requirements will enable USAG-HI to provide effective pest control on the installation.

If implemented, the proposed actions will reduce the amount of pesticide applied annually by 50% by the end of FY2000 from the baseline year FY93, ensure that all Department of Defense installation pesticide applicators are properly certified within two years of employment, and ensure that effectiveness of pest control is not adversely affected by reductions in the use of pesticides.

Upon completion of this Environmental Assessment, it has been determined that the proposed action is not a major action adversely affecting the quality of the environment. The project does not constitute a major Federal action having significant effects on the quality of the human environment and therefore, does not require the completion of an Environmental Impact Statement, as defined by AR 200-2.

In addition to the EA/FONSI, a copy of the June 1997 Pest Management Plan is available for review at OEQC.

The comment deadline for this Finding of No Significant Impact is September 8, 1997. Please send comments to: Peter Yuh, Jr., Environmental Division, Directorate of Public Works, United States Army Garrison, Hawaii, Schofield Barracks, HI 96857-5000.



(11) U.S. Army Garrison Pest Management Plan (Environmental Assessment/FONSI)



Applicant: Directorate of Public Works
U.S. Army Garrison, Hawaii
Schofield Barracks, Hawaii 96857-5000
Contact: Peter Yuh, Jr. (656-2878 x 1051)

Public Comment

Deadline: September 8, 1997

The United States Army Garrison, Hawaii (USAG-HI) is proposing to publish the Pest Management Plan For USAG-HI and implement a formal pest management program at all Army installations in the State of Hawaii. The plan describes the installation's pest management requirements,

Final Environmental Assessments/ Findings of No Significant Impact (FONSI)

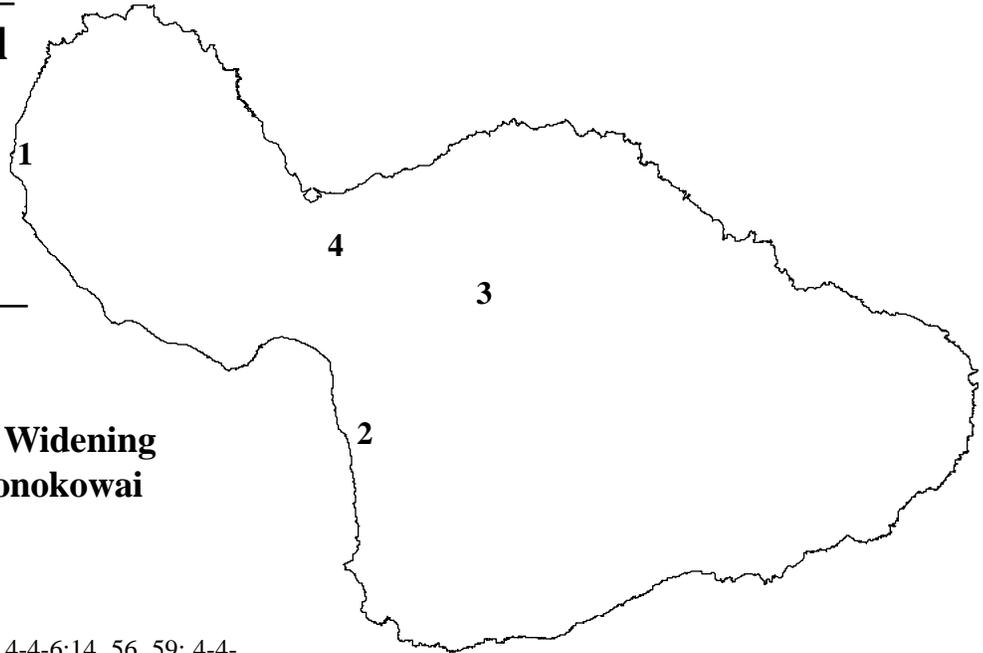


(1) Honoapiilani Highway Widening (Kaanapali Parkway to Honokowai Stream)

District: Lahaina
TMK: Portions of 4-4-2:2; 4-4-6:14, 56, 59; 4-4-8:14, 20; 4-4-14:3, 4, 5
Applicant: Department of Transportation
869 Punchbowl Street
Honolulu, Hawaii 96813
Contact: Herbert Tao (587-2124)
Approving Agency/Accepting Authority: Department of Transportation
869 Punchbowl Street
Honolulu, Hawaii 96813
Contact: Herbert Tao (587-2124)
Consultant: Munekiyo & Arakawa, Inc.
305 High Street
Wailuku, Hawaii 96793
Contact: Michael Munekiyo (244-2015)
Public Challenge
Deadline: September 8, 1997
Status: FEA/FONSI issued, project may proceed.

The State Department of Transportation is proposing to widen Honoapiilani Highway from Kaanapali Parkway to the vicinity of Honokowai Stream, a distance of approximately 2.2 miles.

The existing two-lane highway typical section will be widened to provide four 11-foot wide travel lanes, a 4-foot wide striped median, and 6-foot wide shoulders. Proposed improvements also include widening the Honokowai Stream bridge and modifications to geometrics at the intersections of Kekaa Drive, Puukolii Road, Halawai Drive, and Lower Honoapiilani Road, as well as the construction of an approxi-



mately 720-foot retaining wall south of the highway's intersection with Puukolii Road. In addition to fill slope activities and the demolition of existing overhead golf cart and maintenance bridges, the construction of a new replacement bridge, as well as a temporary detour road and drainage system improvements are proposed. While the majority of improvements will be within the existing right-of-way, limited right-of-way acquisition will be required for the highway widening.

With a projected total cost of approximately \$10.0 million, construction of the project is anticipated to commence no later than January 1998, with completion estimated approximately 18 months later.

The widening of Honoapiilani Highway will increase highway capacity, relieve traffic congestion, and improve traffic circulation. The proposed improvements are not expected to result in long-term adverse impacts to the infrastructure, public services, and the physical and socio-economic environment.

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(2) Kihei Community Center and Swimming Pool Complex

District: Makawao
TMK: 2-2-2:66 (por.) and 67 (por.)
Applicant: County of Maui
Department of Parks and Recreation
1580-C Kaahumanu Avenue
Wailuku, Hawaii 96793
Contact: Henry Oliva (243-7230)

Approving Agency/Accepting

Authority: County of Maui
Department of Parks and Recreation
1580-C Kaahumanu Avenue
Wailuku, Hawaii 96793
Contact: Henry Oliva (243-7230)

Consultant: PBR Hawaii
Pacific Tower, Suite 650
1001 Bishop Street
Honolulu, Hawaii 96813
Contact: David Hulse (521-5631)

Public Challenge

Deadline: September 8, 1997
Status: FEA/FONSI issued, project may proceed.

The County Department of Parks and Recreation plans to construct a Community Center and Swimming Pool Complex in Kihei on Lipoa Street near the Kihei School. The complex will be centrally located on approximately nine acres in Project District 5 and will address the need for community and recreation facilities in the area. The complex will consist of:

1. A community center comprised of a Main Hall with a large meeting room, kitchen facilities, restrooms, and a public address system, and smaller buildings with medium meeting rooms, a warm-up kitchen, office space, restrooms, and a maintenance/storage area. Also included is an exterior courtyard which offers a barbeque, patio, and dining area. All meeting rooms are planned to be air-conditioned and in compliance with ADA requirements.

2. A swimming pool complex comprised of a 25-yard by 50-meter pool (designed to U.S. Swimming and Diving Standards), a 25-yard by 25-meter warmup/teaching pool, a 20-foot by 30-foot kiddie pool, a Main Pool building, and a Multi-Purpose Building. The Main Pool Building will provide lockers, showers, restrooms, a public address system for the pools, and office space.

3. A play field which will be designed to assume its potential for use as a drainage retention area and for overflow parking.

4. Two parking lots which meet County of Maui standards for pavement area, lighting and landscaping. The parking areas will provide approximately 240 stalls, a loading zone, and a drop-off area.



(3) Kulamalu Project

District: Makawao
TMK: 2-3-8:por. 5, 38, 39
Applicant: Kulamalu Limited Partnership
1997 E. Main Street
Wailuku, Hawaii 96793
Contact: Everett Dowling (244-1500)

Approving Agency/Accepting

Authority: County of Maui Planning Department
250 South High Street
Wailuku, Hawaii 96793
Contact: David Blane (243-7735)

Consultant: Munekiyo & Arakawa, Inc.
305 High Street, Suite 104
Wailuku, Hawaii 96793
Contact: Milton Arakawa (244-2015)

Public Challenge

Deadline: September 8, 1997
Status: FEA/FONSI issued, project may proceed.

The proposed project involves a mix of business, multi-family residential, single-family residential, park, and public/quasi-public uses on 53.67 acres of property within the lower Kula/upper Pukalani area of Maui.

Approximately 19.41 acres are proposed for a neighborhood commercial center. Approximately 50 multi-family residential units are proposed on 4.88 acres. There are also 4.51 acres of single-family residential use and 14.74 acres set aside for a public park. There are two separate public/quasi-public areas. A 5.1 acre area is set aside for possible church, day care center, and other public uses. The other 5.03 acre public/quasi-public area is intended for use as a halau pertaining to the teaching of hula as well as Hawaiian chants, songs, history and genealogy.

The Makawao-Pukalani-Kula Community Plan designates the subject property as Business/Commercial, Multi-

Family Residential, Single-Family Residential, Park, and Public/Quasi-Public. The project involves revising the community plan designation of the halau from Park to Public/Quasi-Public. Other proposed community plan amendments involve revising the locations of the proposed land uses without increasing the acreages within each individual land use designation. To implement the project, appropriate zoning is also being sought in conformance with the community plan designations.

Draft Environmental Impact Statements



(4) Waena Power Generating Station

District: Wailuku
TMK: 3-8-03:por. 01
Applicant: Maui Electric Company, Ltd.
P.O. Box 398
Kahului, Hawaii 96732
Contact: Ed Reinhardt (871-8461)

Approving Agency/Accepting Authority: County of Maui
Planning Department
250 South High Street
Wailuku, Hawaii 96793
Contact: David Blane (243-7735)

Consultant: CH2M Hill
1585 Kapiolani Boulevard, Suite 1420
Honolulu, Hawaii 96814-4530
Contact: Mark Willey (943-1133)

Public Comment

Deadline: September 22, 1997
Status: DEIS First Notice, pending public comment. Address comments to the applicant with copies to the approving agency or accepting authority, the consultant and OEQC.

Maui Electric Company, Limited (MECO) is proposing to construct and operate a 232-MW power generation station on approximately 67 acres adjacent to Pulehu and Waiko Roads in central Maui. The site of the project is owned in fee by MECO. The site is currently under sugarcane cultivation. The purpose of the project is to increase MECO's capacity to meet future energy demands on the island of Maui.

The Waena Generating Station will consist of four 58-MW dual-train combined cycle units which would be installed in four phases. Installation of the first 20-MW combustion turbine will be in the year 2004, with the completion of Phase I scheduled for 2006. Future phases will be implemented at later dates; the timing of the subsequent phases will depend on future load growth, power availability through independent purchase agreements, unit retirements, and environmental considerations.

The power station will include a generating plant area, switching yard, administration buildings, fuel storage tanks, warehouses, and related facilities. Two 69-kilovolt (kV) transmission lines from the site to substations at the Paia Sugar Mill and Puunene Sugar Mill are also proposed as a part of this project. Distribution lines (12 kV) may also lead to the proposed generating station to Puunene. In addition, MECO may relocate its existing transmission and distribution base yard from its location in Kahului to the new facility. Usable portions of the site may be available for future plant expansion or be made available on an interim or long-term basis for energy-related activities until needed by MECO. Although MECO is developing the project in four phases, the entire site will be prepared for subsequent unit installation during the initial Phase I construction.

MECO will be requesting a change in the Maui County Community Plan and Zoning designations for the site to allow for heavy industrial use. In addition, a request will be made to the State Land Use Commission to redesignate the parcel from the Agricultural District to the Urban District.



Hawaii Notices

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Draft Environmental Assessments



(1) Hawaii Belt Road, Replacement of Auwaiakeakua and Popoo Bridges

District: South Kohala
TMK: 6-7-01
Applicant: Department of Transportation, Highways Division
869 Punchbowl Street
Honolulu, Hawaii 96813
Contact: Kevin Ito (587-2244)

Approving Agency/Accepting Authority: Department of Transportation, Highways Division
869 Punchbowl Street
Honolulu, Hawaii 96813
Contact: Kevin Ito (587-2244)

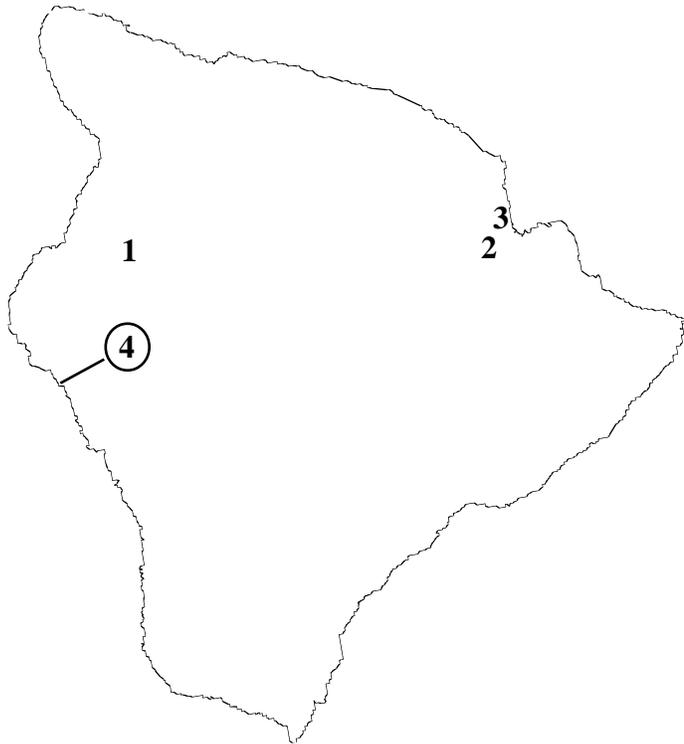
Public Comment

Deadline: September 8, 1997
Status: DEA First Notice pending public comment. Address comments to the applicant with copies to the approving agency or accepting authority and OEQC.

The State Department of Transportation, Highways Division, proposes to replace Auwaiakeakua and Popoo Bridges with structures that meet current design and seismic requirements. Auwaiakeakua and Popoo Bridges are located on the island of Hawaii on Hawaii Belt Road (Route 190) in the South Kohala District at approximately milepost 11.03 and 11.07 respectively.

The proposed project primarily replaces multi-span timber bridges with new single span prestressed concrete bridges. The new structures will be approximately 30 feet longer and 20 feet wider and consist of two 12-foot lanes with 8-foot shoulders on each sides to accommodate bicycle traffic.

Other work involves the rental of two construction parcels for the construction of two lane temporary detour roads to accommodate traffic during construction, upgrading the existing guardrail at the bridges, reconstructing approaches to the bridges, relocating electric poles, removing and replacing wire fencing, and installing signs and pavement markings.



Construction is scheduled to begin in mid 1998 and take approximately one year to complete.



(2) Pi'ihonua 'Ea Organic Gardening

District: South Hilo
TMK: 2-3-30:7
Applicant: Pi'ihonua 'Ea
c/o Diane Stanley (935-5542)
2065R Waianuenue Avenue
Hilo, Hawaii 96720

Approving Agency/Accepting Authority: Department of Land and Natural Resources
1151 Punchbowl Street, Room 130
Honolulu, Hawaii 96813
Contact: Tom Eisen (587-0386)

Public Comment

Deadline: September 8, 1997
Status: DEA First Notice pending public comment. Address comments to the applicant with copies to the approving agency or accepting authority and OEQC.

Pi'ihonua 'Ea is a small group of Organic Gardeners applying for use of State Land. The group is planning to cultivate Kalo/taro (*Colcasia esculenta*), Mai'a/banana (*Musa xparadisica*) and Ki/ti leaf (*Cordyline terminalis*) in traditional and organic ways. Gardening will be by hand, without the use of machinery. Preserving the native varieties of these plants (Kalo, Mai'a and Ki) will be a priority. Working with the contours of the land, the group will apply traditional methods of cultivating.

The parcel for the proposed Organic Gardening Project, has been used for pasture in the past (Rev. permit S-4147). By using traditional agricultural practices, the group will be conserving and improving the natural resources of the area and will be working with the Natural Resources Conservation Service, Cooperative Extension Service and various community groups interested in preserving native plants.

Final Environmental Assessments/Findings of No Significant Impacts (FONSI)



(3) Alae Cemetery Expansion

District: South Hilo
TMK: 2-6-12:18 (por.)
Applicant: County of Hawaii
Department of Parks and Recreation
25 Aupuni Street
Hilo, Hawaii 96720
Contact: Glen Miyao (961-8311)

Approving Agency/Accepting Authority: County of Hawaii
Department of Parks and Recreation
25 Aupuni Street
Hilo, Hawaii 96720
Contact: Glen Miyao (961-8311)

Consultant: Ron Terry, Ph.D. (982-5831)
HCR 9575
Keaau, Hawaii 96749

Public Challenge

Deadline: September 8, 1997
Status: FEA/FONSI issued, project may proceed.

The County Department of Parks and Recreation plans to expand Alae Cemetery near Hilo by acquiring an approximately 13.5-acre portion of an adjacent parcel from owner Kamehameha Schools/Bishop Estate. Landclearing and construction activities during periods of expansion will produce short-term impacts to noise and air quality. Because the area to be expanded is remote from any residential, commercial or recreational areas, impacts will be minimal. Air quality concerns are being mitigated by control of fugitive dust. No appreciable adverse long-term effects are expected to result from the proposed action. The provision of needed cemetery space represents a benefit. A 50-foot buffer zone between the cemetery and the edge of the gulch slope will be maintained in order to minimize impacts to the stream related to sedimentation and unauthorized dumping by cemetery users.



(4) Clemens After-The-Fact Improvements of Existing Single Family Dwelling and Seawall

District: North Kona
TMK: 7-8-14:51
Applicant: Dale Lawrence and Veronica Clemens
100 10th Street
Del Mar, CA 92014

Approving Agency/Accepting Authority: County of Hawaii
Planning Department for Planning Commission
25 Aupuni Street, Suite 109
Hilo, Hawaii 96720
Contact: Alice Kawaha or Susan Gagorik (961-8288)

Consultant: Carlsmith Ball Wichman Case & Ichiki
121 Waiuanuenue Avenue
Hilo, Hawaii 96720
Contact: Steven S.C. Lim, Esq. (935-6644)

Public Challenge

Deadline: September 8, 1997
Status: FEA/FONSI issued, project may proceed.

The applicants acquired title to the property by way of a Warranty Deed recorded at the Bureau of Conveyances of the State of Hawaii on February 18, 1994, as Document No. 94-029182. Certain undisclosed encroachments caused by existing improvements on the property were conveyed to

Hawaii Notices

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applicants under said Deed. The applicants had no knowledge of these encroachments prior to closing on the purchase of the property. As a result, the applicants are currently applying to the County of Hawaii for after-the-fact approvals of existing single-family dwelling, seawall, planter and boundary wall, and lawn improvements as well as for pre-construction approval of proposed lap pool improvements.

In order to minimize the variances requested, the applicants will voluntarily remove portions of the residence which encroach into the required north side yard of the property, specifically deleting a stairway and portions of a bath/shower area consisting of approximately 288 square feet. As a result, the applicants' shoreline setback variance request for the existing single-family dwelling will be limited to: 1) an exterior wall line encroachment of 1.7 feet; 2) a second-story lanai encroachment of 6.1 feet; and 3) an eaves encroachment of approximately 7.1 feet.

The applicants are seeking after-the-fact approval of the aforementioned seawall, rock wall, fill and lawn encroachments into the 20-foot shoreline setback for the property. The applicants propose to construct a new at-grade lap pool, approximately 10 feet wide and approximately 38 feet long, surrounded by a ground-level concrete/tile apron approximately 3 feet wide, fronting the existing single-family dwelling and located within the County's 20-foot shoreline setback area for the property.

The subject property is identified as Lot 4-B of the North Kahaluu Beach Subdivision along Alii Drive in Kailua-Kona. The street address is 78-6610 Alii Drive.

Previously Published Projects Pending Public Comments

Draft Environmental Assessments

► Ka'u Hawaiian Cultural Center

Applicant: Hana Laulima Lahui O Ka'u, Inc.
P.O. Box 839
Na'alehu, Hawaii 96772
Contact: Dane Shibuya (929-7159)

Approving Agency/Accepting

Authority: Department of Land and Natural Resources
P.O. Box 936
Hilo, Hawaii 96721-0936
Contact: Charlene Unoki (974-6203)

Public Comment

Deadline: August 22, 1997

► Keaau-Pahoa 12 Inch Waterline Extension

Applicant: County of Hawaii
Department of Water Supply
25 Aupuni Street
Hilo, Hawaii 96720
Contact: Keith Okamoto (961-8660)

Approving Agency/Accepting

Authority: Same as above.

Public Comment

Deadline: August 22, 1997

Final Environmental Impact Statements Pending Acceptance

► Hilo Judiciary Complex

Applicant: Department of Accounting and General Services
1151 Punchbowl Street
Honolulu, Hawaii 96813
Contact: Ralph Yukumoto (586-0488)

Approving Agency/Accepting

Authority: Governor, State of Hawaii
c/o Office of Environmental Quality Control
235 South Beretania Street, Suite 702
Honolulu, Hawaii 96813

Status: FEIS currently being reviewed by the Office of Environmental Quality Control.



Previously Published Projects Pending Public Comments

Draft Environmental Assessments

● Polynesian Agroforestry

Applicant: Alan B. and Marsha Lindner
c/o: Craig Elevitch
Source Ecosystems
P.O. Box 428
Holualoa, Hawaii 96725
Contact: Craig Elevitch (324-4427)

Approving Agency/Accepting

Authority: Department of Land and Natural Resources
Office of the Chairperson
1151 Punchbowl St., Room 130
Honolulu, Hawaii 96813
Contact: Tom Eisen (587-0386)

Public Comment

Deadline: August 22, 1997

Environmental Impact Statement Preparation Notices

● Lihue Energy Service Center

Applicant: Kauai Electric Division
Citizens Utilities Company
4633 Pahee Street
Lihue, Hawaii 96766
Contact: Denny Polosky (246-8216)

Approving Agency/Accepting

Authority: County of Kauai, Planning Department
4444 Rice Street, Suite 473
Lihue, Hawaii 96766
Contact: Barbara Pendragon/Bryan
Mamaclay (241-6677)

Public Comment

Deadline: August 22, 1997

Presentation of the Draft Coastal Erosion Management Plan (COEMAP) at Neighborhood Board Meetings

DLNR's Land Division and the U.H. School of Ocean and Earth Science and Technology will be making presentations of the draft COEMAP at various Neighborhood Board meetings.

The following is a schedule of upcoming COEMAP presentations:

August:

August 11, 1997, 7:30 P.M.

Waimanalo Neighborhood Board
Waimanalo Public and School Library
41-1320 Kalaniana'ole Highway

August 14, 1997, 7:00 P.M.

Diamond Head/Kapahulu/St. Louis Heights
Neighborhood Board
Ala Wai Clubhouse, 2nd Floor
404 Kapahulu Avenue

August 26, 1997, 7:00 P.M.

Hawaii Kai Neighborhood Board
Hahaione Elementary School
595 Pepeekeo Street

September:

September 4, 1997, 7:00 P.M.

Kailua Neighborhood Board
Kailua Recreation Center
21 S. Kainalu Drive

September 11, 1997, 7:00 P.M.

Koolauloa Neighborhood Board
Hauula Community Center
54-010 Kukuna Road

Shoreline Notices

AUGUST 8, 1997

Shoreline Certification Applications

Pursuant to §13-222-12, HAR the following shoreline certification applications are available for inspection at the DLNR District Land Offices on Kauai, Hawaii and Maui and at Room 220, 1151 Punchbowl St., Honolulu, Oahu (Tel: 587-0414). All comments shall be submitted in writing to the State Land Surveyor, 1151 Punchbowl Street, Room 210, Honolulu, HI 96813 and postmarked no later than fifteen (15) calendar days from the date of the public notice of the application.

Case No.	Date Received	Location	Applicant	Tax Map Key
OA-641	07/23/97	Parcel 60, Lots 8-A-2 and 8-B of Ld Ct App 616, Kailua, Koolauapoko, Oahu (1280 Mokulua Dr.)	Wesley Tengan for Edward Dewey	4-3-05:60
OA-642	07/10/97	Lot 2, Ld Ct App 1502 (Map 1), Malae, Kaneohe, Koolauapoko, Oahu (44-226 Malae Place)	Towill, Shigeoka & Assoc. for Bert Werjefelt	4-4-21:10
OA-643	07/16/97	Lots 76 & 77 of Pupukeya-Paumalu Beach Lots, File Plan 256, Pupukeya, Koolauloa, Oahu (59-181E & 59-181F Kenui Road)	Hawaii Land Consultants for James Kreytak	5-9-02:36 & 37

Shoreline Certifications and Rejections

Pursuant to §13-222-26, HAR the following shorelines have been certified or rejected by the DLNR. A person may appeal a certification or rejection to the BLNR, 1151 Punchbowl Street, Room 220, Honolulu, HI 96813, by requesting in writing a contested case hearing no later than twenty (20) calendar days from the date of public notice of certification or rejection.

Case No.	Date Cert/Rej	Location	Applicant	Tax Map Key
OA-546	Certified 07/30/97	Lots 1, 2, 3, 4 & 5 of Portlock Rd Subdiv No. 2, File Plan 2193 & Lot 4-A, being Por of Lot 4 of Portlock Rd Subdiv, File Plan 1361, Maunalua, Honolulu, Honolulu, Oahu (505, 525, 535, & 565 Portlock Road)	Sam O. Hirota, Inc. for Kamehameha Schools/Bishop Estate	3-9-26:5, 44, 45, 47, & 48
OA-635	Certified 07/30/97	Lot 1, Hauula Beach Lots, Hauula, Koolauloa, Oahu (54-035 Kamehameha Highway)	Walter P. Thompson for Norman & Janine Brand	5-4-09:21
OA-638	Certified 07/30/97	Lot 1130-A, Ld Ct App 677 (Map 276), Kailua, Koolauapoko, Oahu (200 S. Kalaheo)	Towill, Shigeoka & Associates, Inc. for John & Kay Wagner	4-3-12:45
HA-146	Certified 07/30/97	Por of Grant 1011 to Kamakaimoku, Oneloa, Puna, Hawaii (Pahoa, Hawaii)	Don McIntosh Consulting, for County of Hawaii	1-4-02:8
MA-071	Certified 07/30/97	Lot 3, Makuapoko Hui Partition, Sec 2, Paia, Maui (Loio Place, Paia, Maui)	Valera, Inc. for Richard & Lynn Rasmussen	2-6-04:19
MA-182	Certified 07/30/97	Fronting Lot 30, Waiohuli-Keokea Beach Lots, 2nd Series, Grant 12,866 to Shigemi Okamoto & Shizuko Kawamura Okamoto, Waiohuli-Keokea, Kula, Makawao, Maui (1590 Halama Street)	Newcomer-Lee Land Surveyors, Inc. for Dan Sayles	3-9-10:4

Environmental Council Notices

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Tentative Environmental Council Meetings

The Environmental Council is tentatively scheduled to meet on Wednesday, August 20, 1997 at 4:00 p.m.

The Council's Exemption Committee, Cultural Impacts Committee, and Communication, Education & Legislation Committee are likely to meet the same day prior to the full Council meeting. Please call on or after August 14, 1997 for

the final agenda and confirmation of dates, times, and places.

Any person desiring to attend the meetings and requiring an accommodation (taped materials or sign language interpreter) may request assistance provided such a request is made five (5) working days prior to the scheduled meeting. This request may be made by writing to Mr. Harlan Hashimoto, Chairperson, Environmental Council c/o OEQC, 235 S. Beretania Street, Suite 702, Honolulu, Hawaii 96813 or by fax at (808) 586-4186.

Federal Notices

Proposed Consent Decree - United States v. Hawaiian Western Steel

The U. S. Department of Justice (DOJ) reports that a proposed Consent Decree in United States v. Hawaiian Western Steel, *et alia*, Civil Action No. 92-00587 ACK (D. Hawaii), was lodged on June 30, 1997 with the United States District Court for the District of Hawaii. This Consent Decree resolves penalty and corrective action claims brought by the United States against Cominco, Inc., pursuant to Section 3008 of the Resource Conservation and Recovery Act, 42 U.S.C. 6928. Among other things, the settling defendant disposed of hazardous waste at two sites within the Campbell Industrial Park on Oahu. The Consent Decree provides that Cominco will pay \$425,000 to the United States Treasury for penalties related to the violations alleged in the Complaint, and will complete corrective action at one site should the prior settling parties fail to complete the work. **THE DOJ IS SOLICITING, FOR A PERIOD OF THIRTY (30) DAYS FROM JULY 21, 1997, COMMENTS RELATING TO THE PROPOSED CONSENT DECREE.** Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to United States v. Hawaiian Western Steel, *et alia*, DOJ#90-7-1-659A. The proposed Consent Decree may be examined at the office of the United States Attorney, Room 6100, Prince Jonah Kuhio Kalaniana'ole Federal Building, 300 Ala Moana Boulevard, Honolulu, Hawai'i 96850; the Region IX office of the Environmental Protection Agency, 75 Hawthorne Street, San Francisco, CA 94105; and at the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC

20005. In requesting a copy please refer to the referenced case and enclose a check for the reproduction costs. If you want a copy of the Consent Decree, then the amount of the check should be \$5.50 (22 pages at 25 cents per page). The check should be made payable to the Consent Decree Library (see, 62 F.R. 39020, July 21, 1997).

Hawai'i Ocean Dredged Material Disposal Sites

A site management plan for the five Hawai'i Ocean Dredged Material Disposal Sites (ODMDS) has been jointly prepared by the U. S. Army Corps of Engineers, Honolulu Engineer District (Corps) and Region IX of the U. S. Environmental Protection Agency (EPA). The five ODMDS's in the Hawaiian Islands (Hilo, Kahului, South O'ahu, Nawiliwili, and Port Allen) received final designation following a Final EIS published by the EPA in 1980. The geographic characteristics of the five ODMDS's which have received final designation from EPA in Hawaii are as follows. **HILO:** depth range from 330 to 340 meters; location (center point): Latitude 19°48'30"N; Longitude 154°58'30"W; circular with a radius of 920 meters. **KAHULUI:** depth range from 345 to 365 meters; location (center point): Latitude 21°04'42"N; Longitude 156°029'00"W; circular with a radius of 920 meters. **SOUTH O'AHU:** depth range from 400 to 475 meters; location (center point): Latitude 21°15'10"N; Longitude 157°56'50"W; rectangular with dimensions of 2 kilometers wide and 2.6 kilometers long. **NAWILIWILI:** depth range from 840 to 1,120 meters; location (center point): Latitude 21°55'00"N; Longitude 159°17'00"W; circular with a radius of 920 meters. **PORT ALLEN:** depth range from 1,460 to 1,610 meters; location (center point): Latitude 21°50'00"N; Longitude 159°35'00"W; circular with a radius of 920 meters. The Site Management Plan, **EFFEC-**

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TIVE APRIL 7, 1997, was signed by Lieutenant Colonel Ralph Graves of the Honolulu Engineer District and Alexis Strauss of the Water Division, EPA Region IX in San Francisco. Please contact Ms. Kathleen Dadey of the Corps at 438-9258, extension 15, with questions, comments, or requests for copies of the SMP.

Proposed Threatened Status for Newcomb's Snail

The U.S. Fish and Wildlife Service (Service) proposes threatened status pursuant to the Endangered Species Act of 1973, as amended, for a freshwater lymnaeid known as Newcomb's snail (*Erinna newcombi*), restricted to Kaua'i. Its distribution has greatly decreased from the known historic distribution and extant populations are presently limited to restricted habitats within five perennial streams on State land. The five known populations of this snail and its habitat are currently threatened by predation by a species of non-native predatory snail and two species of non-native marsh flies. **PUBLIC HEARING REQUESTS MUST BE RECEIVED BY SEPTEMBER 4, 1997.** Comments and materials related to this proposal are solicited and must be received by **SEPTEMBER 19, 1997.** Comments and materials concerning this proposal should be sent to Robert P. Smith, Manager, Pacific Islands Ecoregion, U.S. Fish and Wildlife Service, 300 Ala Moana Boulevard, Room 3108, Box 50088, Honolulu, Hawai'i 96850. For more information, please contact Robert P. Smith, at 541-2749 (voice) or 541-2756 (fax) (see, 62 F.R. 38953, July 21, 1997).

Draft Recovery Plan for Four Species of Hawaiian Ferns

The U.S. Fish and Wildlife Service (FWS) announces the availability for public comment of the Technical/Agency Draft Recovery Plan for Four Species of Hawaiian Ferns, all Federally listed as endangered: *Asplenium fragile* var. *insulare*, reported from montane wet, mesic and dry forest habitats as well as subalpine dry forest and shrubland habitat; *Ctenitis squamigera* (pauoa) typically found in lowland mesic forests; *Diplazium molokaiense* reported from lowland to montane forests in mesic to wet settings; and, *Pteris lidgatei* which appears to be restricted to lowland wet forest. These four taxa are currently found on O'ahu, Moloka'i, Lana'i, Maui, and Hawai'i. Their habitats have been variously affected or are threatened by one or more of the following: habitat degradation and/or predation by feral or domestic animals (goats, pigs, cattle, sheep and deer); competition for space, light, water, and nutrients from alien plants; human impacts; and fire. To view copies of the draft recovery plan, please call 541-3441. **COMMENTS ON THE DRAFT**

RECOVERY PLAN MUST BE RECEIVED ON OR BEFORE SEPTEMBER 22, 1997, and these should be addressed to Brooks Harper, Field Supervisor, Ecological Services, U.S. Fish and Wildlife Service, Pacific Islands Ecoregion Office, 300 Ala Moana Boulevard, Room 3108, P.O. Box 50088, Honolulu, Hawai'i 96850 (see, 62 F.R. 39209, July 22, 1997).

Fisheries

The Western Pacific Fishery Management Council's Vessel Monitoring Systems Committee will meet on August 12, 1997, from 8:30 A.M. to 12:00 P.M. at the Executive Centre, Suite 302. For details please call Ms. Kitty Simonds at 522-8220 (see, 62 F.R. 39826, July 24, 1997). The National Marine Fisheries Service also announces the closure of the Northwestern Hawaiian Islands (NWHI) crustacean fishery due to attainment of the harvest guideline for the 1997 fishing season. For more information, please call Mr. Alvin Katekaru at 973-2985 (see, 62 F.R. 39782, July 24, 1997).

Hakalau Forest National Wildlife Refuge

National wildlife refuges are generally closed to hunting and sport fishing until opened by rulemaking. The Secretary of the Interior may open refuge areas to hunting and/or fishing upon a determination that such uses are compatible with the purpose(s) for which the refuge was established. The action also must be in accordance with provisions of all laws applicable to the areas, must be consistent with the principles of sound fish and wildlife management, and otherwise must be in the public interest. The U. S. Fish and Wildlife Service (FWS) is proposing a rule change 50 C.F.R. 32.30(c) to open hunting at the Hakalau Forest National Wildlife Refuge. Comments must be submitted on or before **AUGUST 20, 1997** to: Assistant Director, Refuges and Wildlife, U.S. Fish and Wildlife Service, 1849 C Street, NW, MS 670 ARLSQ, Washington, DC 20240 (see, 62 F. R. 38959, July 21, 1997, for details).

Proposed Draft Permit Renewal for Johnston Atoll Chemical Agent Disposal System

The United States Environmental Protection Agency (EPA) is soliciting public comment on a Draft Hazardous Waste Storage and Treatment Permit for the Johnston Atoll Chemical Agent Disposal System (JACADS), which is owned and operated by the U.S. Army. JACADS is located on Johnston Island situated in the Pacific Ocean about 717 nautical miles west-southwest of Hawaii. If approved, the permit would grant conditional approval in accordance with

AUGUST 8, 1997

the Resource Conservation and Recovery Act (RCRA) to the U.S. Army to continue destroying chemical weapons on Johnston Island. The Army is scheduled to complete destruction of the weapons in three years. However, EPA is proposing to issue a ten-year permit so that it can have more control over all closure and cleanup procedures. As part of the proposed permit, once all hazardous waste is finally destroyed or disposed of, the facility will be shut down, the incinerators and all associated equipment will be dismantled and shipped off-island, and the Army will clean up any leftover contamination from hazardous waste. Also as part of the proposed permit, no additional chemical weapons will be allowed to be brought to Johnston Island.

At this point EPA has made a tentative determination that continuing operations at JACADS as outlined in the revised proposed permit would meet the technical requirements of RCRA as well as protect human health and the environment. The permit EPA is proposing for JACADS would cover treatment of chemical weapons, storage of secondary waste, closure of the facility, and effective action to clean up any spills or contaminated soils.

EPA will host a public hearing on this proposed decision in Honolulu on **AUGUST 27, 1997** at the Mo'ili'ili Community Center, 2535 South King Street, Honolulu. The formal hearing will be preceded by a question and answer session at 6:30 P.M. This informal question and answer session prior to the public hearing will provide the public with an opportunity to discuss with members of EPA, any issues related to the draft permit decision or the facility. Following the informal question and answer session, the formal public hearing will begin at 8:00 P.M. to accept verbal comments or written statements pertaining to the draft permit. A court reporter will be recording all comments.

EPA will also accept written comments until **SEPTEMBER 19, 1997**. These comments should be submitted to Vern Christianson at U.S. EPA, Region IX, 75 Hawthorne Street, (WST-4), San Francisco, CA 94105, Phone: (415) 744-2422 FAX: (415) 744-1044. **IT IS IMPORTANT TO GET COMMENTS TO EPA BY SEPTEMBER 19, 1997 IN ORDER FOR THEM TO RECEIVE FULL CONSIDERATION.**

At the close of the comment period, after all comments have been considered, EPA will make a final decision to approve, modify, or deny the permit. The public repositories will contain a record of the decision and comments received. Notice of the final decision and a copy of EPA's **RESPONSE TO COMMENTS** will be sent to all persons who submit comments during the comment period.

A copy of the APPLICATION, DRAFT PERMIT, and STATEMENT OF BASIS may also be reviewed at the following repositories during business hours. **U.S. EPA, Region IX, Pacific Islands Contact Office**, 300 Ala Moana Boulevard, Room 1302, Honolulu. Contact: Vicki Tshako, 541-2710. **U. S. Army - Building 5417, Chemical Demilitarization and Remediation Activity** (Attn: SAIL-PMT-A), Aberdeen Proving Ground, Maryland 21010. Contact: Bill Stayer, (410) 671-4200. **Hilo Public Library**, 300 Waiianuenue Avenue, Hilo, Hawai'i. **Hamilton Library - Hawaiian Collection**, University of Hawai'i, 2550 The Mall, Honolulu. **Kahului Library**, 90 School Street, Kahului, Maui. **Lihu'e Public Library**, 4344 Hardy Street, Lihu'e, Kaua'i.

Please call Vicky Semones, Community Involvement Coordinator, (415) 744-2184 or (800) 231-3075 with general questions.

Revised Air Quality Standards for Ozone and Particulate Matter

Please see the July 18, 1997 Federal Register (Volume 62, Number 138) for the Presidential Memorandum of July 16, 1997, entitled Implementation of Revised Air Quality Standards for Ozone and Particulate Matter, along with the following Environmental Protection Agency changes to their Rules and Regulations:

1. Part II, 40 CFR Part 50, National Ambient Air, Quality Standards for Particulate Matter, Final Rule;
2. Part III, 40 CFR Part 50, National Ambient Air Quality Standards, For Particulate Matter; Availability of Supplemental Information and Request For Comments, Final Rule;
3. Part IV, 40 CFR Parts 53 and 58, Revised Requirements for Designation of Reference and Equivalent Methods for PM_{2.5} and Ambient Air Quality Surveillance for Particulate Matter, Final Rule;
4. Part V, 40 CFR Part 50, National Ambient Air Quality Standards for Ozone, Final Rule.

Letters of Notice

AUGUST 8, 1997

Aloha Wedding Chapel, Kahaluu, Oahu

The World of Aloha, Inc. plans to construct a wedding chapel, gazebo and related facilities on land adjacent to the ancient Ka Houna Fishpond (Kahaluu Fishpond) overlooking Kaneohe Bay. The project site is located within a B-1 commercial district and is within the Special Management Area (SMA). The final EA has been accepted by DLU (see page 5). Below are excerpts of comment letters from the Environmental Center and OEQC followed by the applicant's response.

The Environmental Center: Discouraging Increased Development Along the Shoreline

The project site and the historic fishpond are located within the SMA, an area regulated by the City and County [of Honolulu] pursuant to existing state coastal law. Federal and state coastal zone laws and policies discourage development along the shoreline. The overriding policy has been that any development in this critical strip of land should involve "shoreline dependent activity." How does a wedding chapel fit within this policy? Projects such as a fish hatchery and other aquaculture-related activities would be deemed a more appropriate fit in this category. Although the proposed project would conform to the 40-foot shoreline requirement; there is still the policy question of whether such a project which is not shoreline-dependent should be built so close to the ocean.

Applicant's response:

Federal and State coastal zone laws and policies are not designed to discourage developments along the shoreline. They are designed to control development within the special management area. Much of the special management area on Oahu includes areas which are not near the shoreline and could not possibly support "shoreline dependent activities." For example the Special Management Area extends behind Diamond Head and along Monsarat [sic] Avenue. Obviously, the area behind Diamond Head could not support "shoreline dependent activities." The SMA in Lanikai extends from the ocean to top of the ridge behind the Lanikai community. Obviously, the homes in this community and their activities do not only involve "shoreline dependent activities."

Shoreline dependent activities must certainly include activities which, because of their presence near the shoreline, will enhance the life experiences of those who participate in those activities. Weddings for those individuals involved represent one of their most significant life experiences. To

permit them to participate in this experience in the setting to be provided by this chapel, located on the shoreline is certainly a justifiable shoreline dependent activity.

The Environmental Center: Cultural Impacts & Culturally Sensitive Alternatives to the Proposed Action

Page 3-4 of the DEA [Relating to the City's General Plan pertaining to Culture and Recreation] states:

Objective B. To protect Oahu's cultural, historic, architectural, and archaeological resources.

Policy 4. Promote the interpretive and educational use of cultural, historic, architectural, and archaeological sites, buildings, and artifacts.

In pursuance of this objective and policy, the applicant states on page 3-4:

One of the primary objectives and purposes of the development of this parcel within the Kahaluu Fishpond Complex is to produce the required income necessary to satisfy the General Plan Objective.

There is no basis for this reasoning. How is a wedding chapel consistent with the "cultural, historic, architectural, and archaeological" aspects of this unique site? How will it promote "interpretive and educational use" of this site? Ka Houna Fishpond is considered a national historical site. How is the proposed action compatible with the fishpond's cultural, religious, and historical importance?

In ancient times, a fishpond was cared for by the native people of the ahupua`a. It was used to feed the people and the chiefs. A land with many fishponds was considered aina momona, a "fat land." According to Kumu hula John Ka'imikaua, the mana or spiritual power of the fishpond comes from the native ancestors who transferred each rock, hand-to-hand to make a wall that was pa`a (firm). The fishpond stands today after hundreds of years as a testament of the kupuna to feed not only themselves, but generations yet unborn. Typically in the fishpond there was a mo`o or guardian which would call the fish together so that the people may scoop them up. If a chief was greedy, then the mo`o would chase the fish away and there would be food for no one. `Ai (to eat) is the most sacred act. Anything which infringes on `ai is sacrilege. Thus, a fishpond is sacred because it feeds the people.

If the applicant truly desires to "protect Oahu's cultural, historic, architectural, and archaeological resources," then it should consider other alternatives to its proposed action . . .

Letters of Notice

AUGUST 8, 1997

One can only speculate as to why a wedding chapel is so important to the economic viability of the fishpond. Ka Houna fishpond is one of the few intact fishponds on the windward side of Oahu; it has great potential for success in aquaculture, as an educational model of Hawaiian culture, and for the promotion of Hawaiian and local values in the Kahalu`u community.

Applicant's response:

The center's report questions how the wedding chapel will contribute to the promotion of interpretive and educational use of cultural, historic architectural and archeological sites, buildings and artifacts. It is not necessary that the wedding chapel itself be a cultural, historic or architectural artifact. What the applicant has stated is that part of the income from the chapel operations will be used to restore and to operate a functional fishpond and to create an interpretive Hawaiian cultural center on other portions of the land around the fishpond. The bottom line is, it takes money to do these things and there have not been funds available from other sources for these purposes. The applicants are being extremely generous in utilizing the funds from the wedding chapel operation to restore and operate the fishpond and create a cultural experience for all the peoples of Hawaii.

The center's report suggests that the way to protect the fishpond and the cultural, historic and architectural resources would be to generate the necessary income from the pond itself. The applicants have consulted with experts on this

issue and have concluded that the fishpond cannot be economically self sufficient.

OEQC: Regarding Kahaluu Fishpond

What are the restoration plans for the Fishpond? Will it be restored to productive use? Will this project affect native practices or gathering rights? What measures will be taken to protect or provide public access to the shoreline?

Applicant's response:

The fishpond is beyond restoration, however, it has been reconstructed along the same wall boundaries as the original pond. There is currently a road around the outer perimeter wall of the fishpond which permits cars to drive around the pond. Operationally, the fishpond is currently in productive use and the applicants are intending to expand that use.

There are no native practices or gathering rights that are involved with this particular area. Public access to the shoreline is not impacted by this project, however, unrestricted public access to the pond is not permitted nor is it desirable. Past uncontrolled and unauthorized public access to the pond resulted [in] poaching and use of the pond area as a dumping ground for trash. The current owners, who are also the applicant[s], have removed all of the automobiles, appliances, and other trash from the pond and have largely restored the waters into a livable habitat for aquatic life.



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