

The Environmental Notice

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



BENJAMIN J. CAYETANO
GOVERNOR

**OFFICE OF
ENVIRONMENTAL
QUALITY CONTROL**
GENEVIEVE SALMONSON
DIRECTOR

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

Other Resources
available at OEQC . . .

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

OEQC

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APRIL 23, 2001

Port Allen Airport Improvements

The State Department of Transportation, Airports Division proposes to make improvements to the Port Allen Airport, located on the Pu'olo Point peninsula on the south shore of the island of Kaua'i, Waimea District. The purpose of the proposed project is to provide for more efficient and safer aircraft operations at the Airport, as well as to provide the capability for emergency night time operations.

The major impact of the project will be the grading of the site for the construction of the proposed improvements. The contractor will adhere to Department of Health Rules to mitigate dust generated during construction. The

Airports Division will pave a portion of the east shoreline access road to help control dust emissions after construction. In addition, lessees of the helicopter lease lots will be required to landscape the area around any hangars constructed by the tenants.

A previous environmental assessment was prepared in 1999. However, pursuant to a court order filed on May 11, 2000, the Department of Transportation has prepared a new draft environmental assessment which includes an analysis of the relocation of helicopter operations from the Port Allen Airport to Lihue Airport. For more, please see page 11.

Field Experiment for Ocean Sequestration of CO₂

The U.S. Department of Energy has prepared an environmental assessment to provide the results of a study on the potential environmental impacts of an *Ocean Sequestration of Carbon Dioxide Field Experiment*. This field experiment would be conducted from surface vessels in water of about 800 meter depth, either within the Ocean Research Corridor of the Natural Energy Laboratory of Hawaii Authority, about 1.2 miles off the coast of the island of Hawaii, or at a suitable alternate site.

Through controlled release of fixed amounts of liquid Carbon Dioxide totaling a maximum of 40-60 metric tons, the field experiment would develop information on (1) physical and chemical changes induced in seawater by the release of liquid Carbon Dioxide and (2) effects of release rates and nozzle designs on the physical dynamics of a cloud of Carbon Dioxide droplets. In addition, sampling of biota and a study of naturally occurring bacteria populations in the immediate vicinity of the discharge nozzle would be conducted and the results would be compared with background information to determine the effects of Carbon Dioxide injection on these organisms.

For more information about this project, please see page 12.

High-Tech on Agricultural Lands in Central O'ahu

The Department of Planning and Permitting has received some changes to a draft environmental assessment for a state land use boundary amendment, a development plan land use map amendment and a zone change from the consultant for applicant **Sandwich Isles Communications Inc.'s** (SIC) network operation center between Kamehameha Highway and the H-2 Freeway near Wahiawa. The original area was a 10-acre portion of TMK 9-5-2:003, currently zoned agricultural. The applicant amended the original submittal on April 16 (with the approval of the City that the changes by the applicant are covered by their anticipated finding of non-significant impact) to include added disclosure that SIC had purchased the adjoining agriculturally-zoned "Pine Spur" site (the remainder of TMK 9-5-2:003 encompassing over 100 acres). The DEA notes that "[a]t the present time, SIC has no master development plan for the balance of the parcel (the rest of the Pine Spur site). Since this long range proposal is only at the vision stage at this time, no phasing studies or detailed impact reports have been prepared." The DEA does not address cumulative impacts on the loss of productive agricultural lands. Boundary amendments under 15 acres are generally reviewed by the City - those over 15 acres go to the State Land Use Commission. See page 4.

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HAPPY EARTH DAY 2001

Love

Our

Vital

Environment

OEQC intends to make the information in this bulletin accessible to everyone. Individuals that require this material in a different format (such as large type or braille), should contact our office for assistance.

Draft Environmental Assessments



(1) Ocean Pointe Master Plan (Revised)

District: 'Ewa
TMK: 9-1-012: 2, 5, 8-17, 23, 39-41, 45-47(por)
Applicant: Haseko ('Ewa), Inc.
820 Mililani Street, Suite 820
Honolulu, Hawai'i, 96813
Contact: Nelson W.G. Lee (536-3771)

Approving Agency/Accepting Authority: City and County of Honolulu
Department of Planning and Permitting
650 South King Street
Honolulu, Hawai'i 96813
Contact: Bob McGraw (547-7276)

Consultant: Oshima Chun Fong & Chung, LLP
841 Bishop Street, Suite 400
Honolulu, Hawai'i 96813
Contact: Wayne Costa, Jr. (528-4200)

Public Comment

Deadline: May 23, 2001
Status: DEA First Notice pending public comment. Address comments to the applicant with copies to the approving agency or accepting authority, the consultant and OEQC.

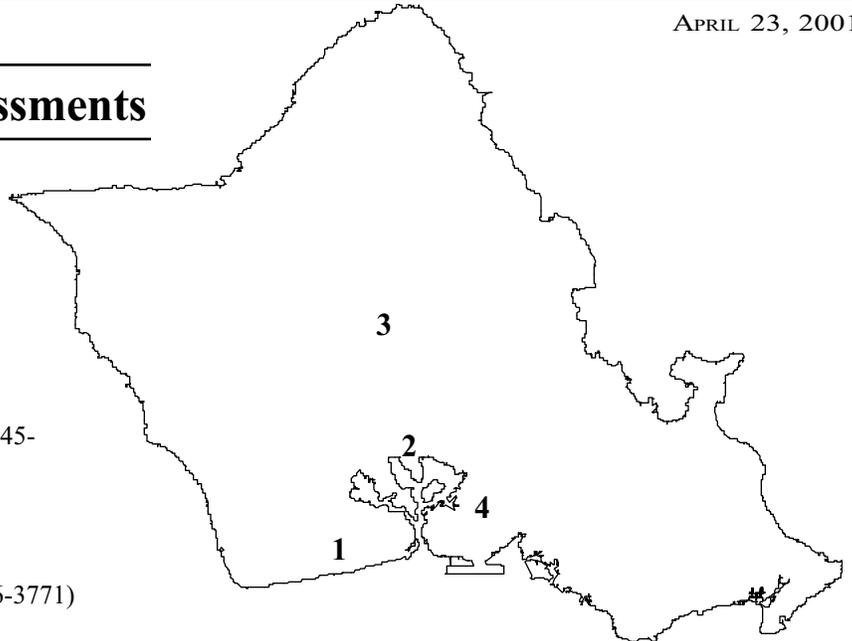
Permits

Required: Change of zoning

The Applicant proposes zoning changes to accommodate reduction in the size of proposed marina to address environmental and infrastructure issues; relocation and reconfiguration of golf course to accommodate alteration of regional drainage infrastructure; reconfiguration of residential and commercial areas due to master plan changes generated by reduced-scale marina and reconfigured golf course.

Additionally, the proposed changes may require modification to a previously issued Special Management Area Use Permit.

Ocean Pointe was formerly known as the 'Ewa Marina Community Development, Phases I & II.



(2) Waipahu Adult Day Health Care and Children's Day Care Center

District: 'Ewa
TMK: 9-4-17: 51, por. 31
Applicant: Waipahu Community Foundation
94-444 Kipou Street
Waipahu, Hawai'i 96797
Contact: Calvin Kawamoto (677-9455)

Approving Agency/Accepting Authority: City and County of Honolulu
Department of Community Services
715 South King Street
Honolulu, Hawai'i 96813
Contact: Arnold Wong (547-7231)

Consultant: Gerald Park Urban Planner (942-7484)
1400 Rycroft Street, Suite 876
Honolulu, Hawai'i 96814

Public Comment

Deadline: May 23, 2001
Status: DEA First Notice pending public comment. Address comments to the applicant with copies to the approving agency or accepting authority, the consultant and OEQC.

Permits

Required: Grubbing, Grading, and Stockpiling; Noise Building; Right-of-Way (Trenching); Sewer Connection; CUP-Type 1; Variance; NPDES

O'ahu Notices

APRIL 23, 2001

The Waipahu Community Foundation, a tax-exempt organization, proposes to construct an Adult Day Health Care Center and Children's Day Care Center in the town of Waipahu, O'ahu, Hawai'i. The project is proposed on Hikimoe Street in mid-town Waipahu.

The proposed Adult Day Health Care Center and Children's Day Care Center will be built on two adjoining lots. One lot is vacant and unimproved and the Waipahu United Church of Christ owns the second lot. Waipahu Community Foundation is negotiating with Waipahu United Church of Christ to lease approximately 19,000 square feet of land for the proposed project.

The proposed project will consist of three detached structures, off-street parking, landscaping, and off-site improvements. The Adult Day Health Care Center, the largest of the three structures, has a building area of approximately 6,300 square feet. Two detached classroom buildings are proposed for the Children's Day Care Center. Each building has an area of about 1,420 square feet and can accommodate 20 students.

Off-street parking for 37 vehicles is planned on the western end of the building site. Parking for the project also will be provided at an existing parking lot fronting Mokuola Street on the church grounds. A turnaround/drop-off area planned at the end of the parking lot will facilitate dropping off or picking up children and adults.

The City and County of Honolulu owns a section of the turnaround and existing parking lot (approximately 2,709 sf) along Mokuola Street. Applicant will request an easement or license from the City to use a portion of City property for the turnaround and parking.

Hikimoe Street is used as a transit center for TheBus, the City's municipal bus service. Several transfer points (for east and west bound passengers) are set up on both sides of the street fronting the building site. Applicant has agreed to allow the City to construct covered bus shelters and a public restroom on Applicant's property fronting Hikimoe Street for the convenience of bus drivers and riders.

Construction costs are estimated at \$ 2.7 million and will be funded by the U.S. Housing and Urban Development Community Block Grant funds. The project will be built in one construction phase. Construction is projected to commence in Fall 2001 with completion in Fall 2002.



(3) Waikakalaua Network Operations Center

District: 'Ewa
TMK: Portion of 9-5-2: 3
Applicant: Sandwich Isles Communications, Inc.
Pauahi Tower, 27th Floor
1001 Bishop Street
Honolulu, Hawai'i 96813
Contact: Larry Fukunaga (524-8400)

Approving Agency/Accepting
Authority: City and County of Honolulu
Department of Planning and Permitting
650 South King Street
Honolulu, Hawai'i 96813
Contact: Mike Watkins (523-4406)

Consultant: PlanPacific, Inc.
345 Queen Street, Suite 802
Honolulu, Hawai'i 96813
Contact: Dina Tamura Wong (521-9418 x 14)

Public Comment

Deadline: May 23, 2001
Status: DEA First Notice pending public comment.
Address comments to the applicant with copies to the approving agency or accepting authority, the consultant and OEQC.

Permits Required: State LUDB amendment, DPLUM amendment, zone change

Sandwich Isles Communications, Inc. (SIC) proposes to develop a Network Operations Center (NOC) in Waikakalaua, O'ahu. SIC is a rural telephone company that provides essential telecommunication services to the Department of Hawaiian Home Lands (DHHL).

The site and building will be designed for the management and maintenance of SIC's statewide fiber optic network as well as various other SIC functions. The facilities will be designed to remain operational 24 hours a day, seven days a week.

The proposed project will be situated on approximately ten acres at the northern end of a 163-acre property located in Central O'ahu, identified as TMK 9-5-02:003. The site is bounded to the west by Kamehameha Highway, to the northeast by the H-2 Freeway, and to the north by the Wahiawa National Guard Armory.

The proposed facility will be in a multi-level concrete and glass structure with $\pm 100,000$ square feet of floor area. Approximately 50,000 square feet will be used for the NOC, data center room, and technology center/laboratory. Administration space, a training center, and a warehouse will occupy the remaining 50,000 square feet. The proposed NOC, which will be from one to three stories high, will not exceed 40 feet in height.

The NOC will be designed as a secured facility with limited access to some areas. There will be a mini plaza at the front of the structure, facing a landscaped ground-level parking lot for approximately ± 100 vehicles. The grounds and driveway leading to the facility will be landscaped. Access to the NOC will be from an existing driveway fronting Kamehameha Highway at the northern end of the site.

The proposed NOC is anticipated to have a total workforce of 110. The facility will provide jobs in the areas of administration, engineering, technical operations, and related support.

At the present time, SIC has no master development plan for the balance of the parcel beyond the NOC project. However, SIC does envision potential future development of additional light industrial-commercial facilities on lands surrounding the NOC. With its purchase of the 163-acre property (TMK 9-5-02:003), SIC will have sufficient land area to provide for an additional 100 acres of high-technology development. Once the NOC has been developed and placed in operation, SIC anticipates that other high-tech enterprises wanting to use the statewide fiber optic system will wish to co-locate on adjoining lands.

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



(4) Salt Lake Boulevard Widening, Phase 2 - Bougainville Drive to Reeves Street

District: Honolulu
TMK: 1-1-10 & 9-9-02

Applicant: City and County of Honolulu
Department of Design and Construction
650 South King Street
Honolulu, Hawai'i 96813
Contact: Jeremy Lee (523-4672)

Approving Agency/Accepting Authority: Same as above.
Consultant: Akinaka & Associates, Ltd.
250 North Beretania Street, Suite 300
Honolulu, Hawai'i 96813
Contact: Sheldon Yamasato (536-7721)

Status: FEA/FONSI issued, project may proceed under Chapter 343, Hawai'i Revised Statutes - **NOTE: The draft EA was a joint NEPA/343 Document. The present FONSI only covers Chapter 343 requirements and not the federal National Environmental Policy Act Requirements as the Federal Highways Administration has yet to issue its NEPA FONSI.**

Permits Required: Noise, NPDES, Public Right-of-Way, dewatering, grading, discharge of effluent, street usage

The proposed project involves widening approximately 0.70 miles of Salt Lake Boulevard from Bougainville Drive to Reeves Street from a two-lane roadway facility to a multi-lane highway facility within the existing 100-foot wide right-of-way. The purpose of the proposed action is to complete that portion of the existing roadway to its planned function, as specified in the 2020 O'ahu Regional Transportation Plan. Dedicated left turn lanes, bike lane, sidewalks, traffic signals, street lighting, landscaping and an improved drainage system would also be provided.

Short term impacts to air, noise and traffic are expected during construction activities. In addition, the improved roadway is anticipated to increase traffic noise levels in the area for the long-term. As a result, noise mitigation measures will be implemented to sensitive receptor areas along Salt Lake Boulevard. In the long-term, the widened roadway would improve traffic flow and the aesthetic quality in the project area.

O'ahu Notices

APRIL 23, 2001

Previously Published Projects Pending Public Comments

Draft Environmental Assessments

🦋 Waiiau District Park Master Plan Update

Applicant: City and County of Honolulu
Department of Design and Construction
650 S. King Street, 11th Floor
Honolulu, Hawai'i 96813
Contact: Brian Suzuki (527-6316)

Approving Agency/Accepting

Authority: Same as above.

Public Comment

Deadline: May 8, 2001

Environmental Impact Statement Preparation Notices (EISPN)

🦋 Koko Head District Park Master Plan & Koko Head Shooting Complex

Applicant: City and County of Honolulu
Department of Design and Construction
650 South King Street, 9th Floor
Honolulu, Hawai'i 96813
Contact: Stanford Kuroda (523-4755)

Approving Agency/Accepting

Authority: City and County of Honolulu
Department of Planning and Permitting
650 South King Street
Honolulu, Hawai'i 96813
Contact: Randall Fujiki (523-4432)

Public Comment

Deadline: May 8, 2001

🦋 Waikikian Development Plan

Applicant: Hilton Hotels Corporation
2005 Kalia Road
Honolulu, Hawai'i 96815
Contact: Peter Schall (941-9226)

Approving Agency/Accepting

Authority: City and County of Honolulu
Department of Planning and Permitting
650 South King Street
Honolulu, Hawai'i 96813
Contact: Patrick Seguirant (527-5369)

Public Comment

Deadline: May 8, 2001

Final Environmental Impact Statements

🦋 West Mamala Bay Facilities Plan

Applicant: City and County of Honolulu
Department of Design and Construction
650 South King Street, 14th Floor
Honolulu, Hawai'i 96813
Contact: Bill Liu (523-4551)

Approving Agency/Accepting

Authority: City and County of Honolulu
Department of Planning and Permitting
650 South King Street, 7th Floor
Honolulu, Hawai'i 96813
Contact: Randall Fujiki (523-4432)

Status: FEIS currently being reviewed by the City and County of Honolulu, Department of Planning and Permitting.



Draft Environmental Assessments



(1) Lahaina Water Treatment Facility Modifications

District: Lahaina
TMK: 4-6-018:012 (Por.)
Applicant: County of Maui
Department of Water Supply
P.O. Box 1109
Wailuku, Hawai'i 96793
Contact: David Craddick (270-7816)

Approving Agency/Accepting

Authority: Same as above.
Consultant: Hawaii Pacific Engineers
1132 Bishop Street Suite 1003
Honolulu, Hawai'i 96813
Contact: Tina Nakasone (524-3771)

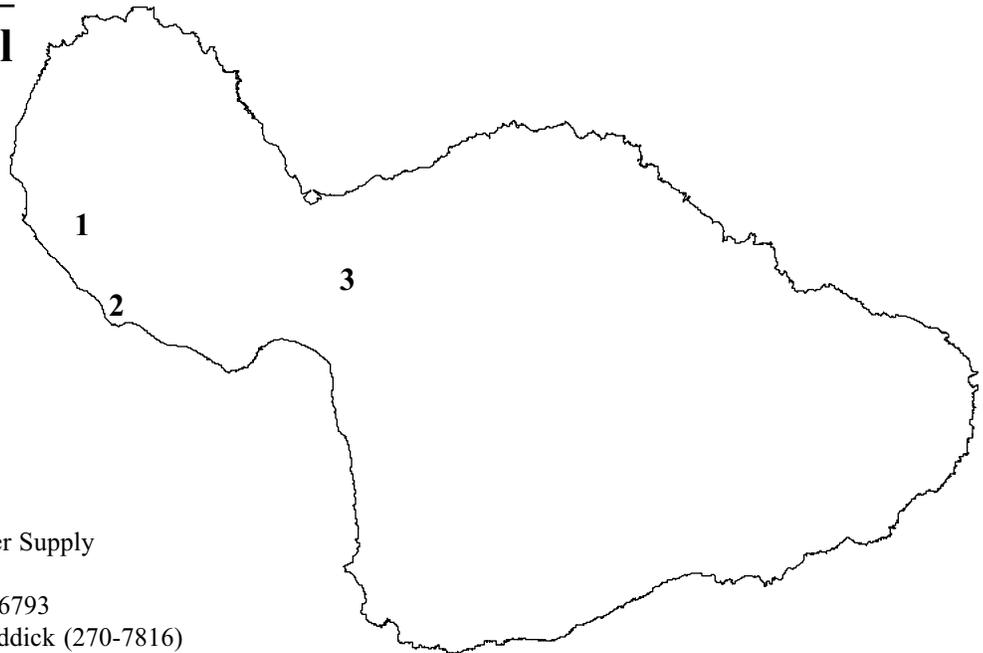
Public Comment

Deadline: May 23, 2001
Status: DEA First Notice pending public comment.
Address comments to the applicant with copies to the consultant and OEQC.

Permits

Required: Building, Grading

The County of Maui Department of Water Supply proposes to construct modifications at its existing water treatment facility in Lahaina, Maui (TMK 4-6-18: por. 12). The landowner of the affected property is the State of Hawai'i. The proposed modifications include construction of a pre-engineered building over an existing presedimentation basin and construction of a new sludge lagoon. The purpose of the pre-engineered building is to curtail algae growth in the presedimentation basin by reducing exposure of the water to sunlight. The new sludge lagoon is proposed to handle overflow and drain line discharges from the existing presedimentation basin. In the short-term, the proposed modifications may create temporary minor nuisances with respect to vehicle traffic, noise, air quality, and wildlife. Construction vehicles will require access to the site through the Lahainaluna High School campus. Vehicle traffic will be regulated to minimize impacts to the school. Hawaiian geese



(nene) have been known to nest in the area of the treatment plant. To minimize disturbances to the nene, construction personnel will be educated on appropriate measures to take if nene are sighted during construction. The proposed modifications are not anticipated to result in any long-term or cumulative adverse environmental impacts. Construction of the new facilities will not prevent future use of the site by nene for nesting. Dewatered sludge generated at the new sludge lagoon should not contain hazardous or toxic chemicals and will be disposed of at a landfill along with other sludge generated at the facility. The new sludge lagoon will prevent further discharges from the existing presedimentation basin to the storm drain which discharges to Kanaha Stream. Elimination of discharges to Kanaha Stream will have a beneficial impact on the water quality of the stream.



(2) Olowalu After-The-Fact Landscaping, Dredging and Wharf Construction

District: Lahaina
TMK: 4-8-3: por. 6 and 43
Applicant: Olowalu 'Elua Associates, LLC
173 Ho 'Ohana Street, Suite 201
Kahului, Hawai'i 96732
Contact: Bob Horcajo (877-2434)

Maui Notices

APRIL 23, 2001

Approving Agency/Accepting

Authority: Department of Land and Natural Resources
P.O. Box 621
Honolulu, Hawai'i 96809
Contact: Eric Hill (587-0380)

Consultant: Munekiyo & Hiraga, Inc.
305 High Street, Suite 104
Wailuku, Hawai'i 96793
Contact: Michael Munekiyo (244-2015)

Public Comment

Deadline: May 23, 2001
Status: DEA First Notice pending public comment.
Address comments to the applicant with copies to the approving agency or accepting authority, the consultant and OEQC.

Permits

Required: CDUA

After-the-fact conservation district approval is being sought for landscaping, dredging and wharf construction work previously conducted. The project area consists of a government beach reserve and Olowalu Wharf. No commercial use of the project area is proposed. No work is proposed that has not already been completed with the exception that certain future wharf repairs may be conducted.

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



(3) Hawaii Army National Guard Pu'unene Armory and Related Improvements

District: Wailuku
TMK: 3-8-08:por.01
Applicant: Department of Accounting and General Services
1151 Punchbowl Street
Honolulu, Hawai'i 96813
Contact: Lance Maja (586-0483)

Approving Agency/Accepting

Authority: Same as above.

Consultant: Munekiyo & Hiraga, Inc.
305 High Street, Suite 104
Wailuku, Hawai'i 96793
Contact: Michael Munekiyo (244-2015)
Status: FEA/FONSI issued, project may proceed.
Permits Required: Special Use permit, Maui County Conditional permit, NPDES, grubbing, grading, building

The State Department of Accounting and General Services proposes the consolidation and relocation of an existing Hawai'i Army National Guard armory and Organizational Maintenance Shop (OMS) to a new 30-acre site.

Due to the inadequacy of space, and the age and location of the existing facilities, the armory and OMS will be relocated to a portion of the former Pu'unene Naval Air Station. The new armory will be about 29,000 square feet and will include classrooms, offices, restrooms/showers, locker and storage rooms, and special function and physical fitness areas, as well as a kitchen, a break area, an assembly hall, a learning center, and a library/classroom. The new OMS building will be approximately 6,600 square feet and include offices, workbays, restrooms/showers, locker and storage rooms, and special function areas, as well as about 22,000 square feet for a wash platform, a lube/inspection rack, a service access apron, and military vehicle storage.

Parking spaces, a helipad, a State storage facility, and an area for a future post exchange will also be provided on the project site, as well as a 7.0 acre area for future Hawai'i Air National Guard facilities.

The project site is located in the State "Agricultural" District and is designated "Project District 10" and "Agricultural" by the Kihei-Makena Community Plan and Maui County zoning, respectively.

The proposed project is estimated to cost approximately \$11.0 million; construction of the project will commence upon the receipt of all applicable regulatory permits and approvals.



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



(1) Keauhou Koa Thinning Demonstration Project

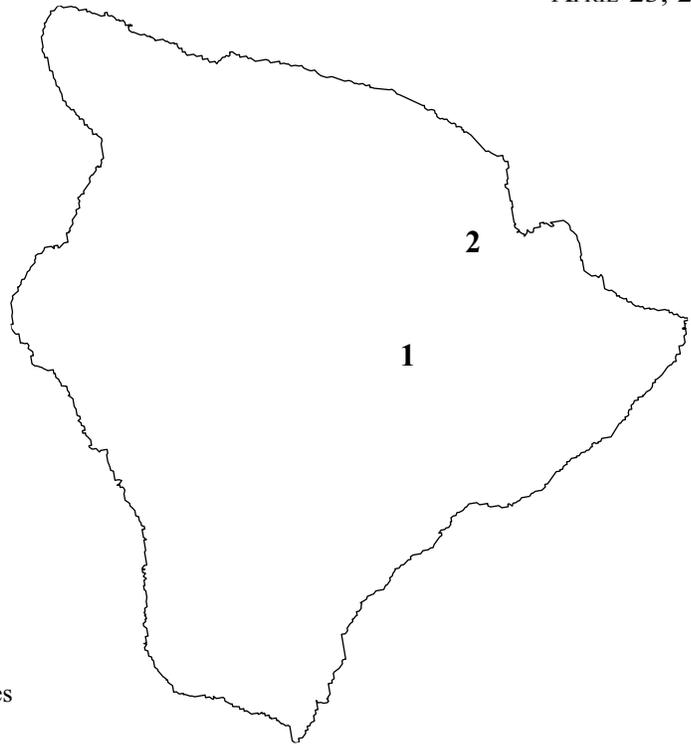
District: Ka'u
TMK: 9-9-01:004
Applicant: The Kamehameha Schools
P.O. Box 495
Pa'auilo, Hawai'i 96776
Contact: Peter Simmons (776-7526)

Approving Agency/Accepting Authority: Department of Land and Natural Resources
1151 Punchbowl Street, Room 325
Honolulu, Hawai'i 96813
Contact: Carl Masaki (587-0163)

Status: FEA/FONSI issued, project may proceed.

Kamehameha Schools (KS), in cooperation with Hawai'i Forestry and Communities Initiatives (HFCI) and Hawai'i Agriculture Research Center (HARC) proposes to conduct a koa (*Acacia koa*) timber stand improvement (TSI) demonstration to improve stand vigor and growth. Koa trees in the project area currently appear to be under stress due to high stocking levels. The proposed TSI techniques (thinning, fertilization and herbicide) are intended to reduce inter- and intra-specific competition for nutrients, water, and light and, thereby, mitigate current conditions that are inhibiting stand productivity and preventing growth increment from being concentrated on trees that have high potential commercial value. The response of koa to TSI treatments will be monitored.

The main treatment in the demonstration project is thinning, which will be done at three levels— no thin, area thin, and singletree thin. Sub-treatments within main treatments will include (1) a control, (2) phosphorus fertilization, (3) herbicide application to suppress competing grasses, and (4) fertilization plus herbicide application. Data will be collected pre-treatment, and then annually for a minimum of five years. The total project site encompasses approximately 22 ac (9 ha). Approximately 15-20 trees that are cut or girdled in the various thinning plots of this project will be



used to provide wood samples for laboratory analyses of koa wood properties.

Implementation of the TSI demonstration will be conducted in a manner that complies to the *State's Best Management Practices for Maintaining Water Quality in Hawai'i* for activities such as site preparation and regeneration, thinning, soil erosion control, and use of fuels and chemicals.

The project site is located within the 1978 parcel of KRA, which is located on the eastern portion of Keauhou Ranch. The area is on the southeast flank of Mauna Loa above Kilauea Volcano, approximately 30 miles (56 km) southwest of Hilo and within the Ka'u district of Hawai'i county. It is situated at approximately 5,500 ft. elevation.

Environmental Impact Statement Preparation Notices (EISPN)



(2) China-U.S. Center

District: South Hilo
TMK: 2-4-01:05 (por.)

Hawai'i Notices

APRIL 23, 2001

Applicant: GEO International Explorer, Inc.
13-1F, 336 Tun Hua S. Road
Sec. 1, Taipei 106, Taiwan
Republic of China
Contact: Ron Terry (982-5831)

Approving Agency/Accepting

Authority: University of Hawai'i at Hilo
200 W. Kawili Street
Hilo, Hawai'i 96720
Contact: Gerald DeMello (974-7567)

Consultant: GeoMetrician Associates
HC 2 Box 9575
Keaau, Hawai'i 96749
Contact: Ron Terry (982-5831)

Public Comment

Deadline: May 23, 2001
Status: EISPN First Notice pending public comment. Address comments to the applicant with copies to the approving agency or accepting authority, the consultant and OEQC.

Permits Required: UIC, Chapter 6E Concurrence, NPDES, Plan Approval, Grading, Grubbing, Building

The University of Hawai'i at Hilo seeks to develop the China-U.S. Center in partnership with GEO International Explorer Inc. (GEO) to support campus-related activities and cultural exchange between Hawai'i, the U.S. Mainland and China. The four main elements are a commercial plaza, the China-U.S. Cultural Center, a student housing unit, and the Harmony Tower.

Residential facilities for up to 600 students will be built. The halls will include classrooms, meeting rooms, seminar rooms, and faculty offices. Performances, films, lectures, debates, and social events within the common spaces will promote interaction and cultural understanding. The personal and intellectual development of the residents will be stimulated by involving faculty and staff more intimately in student life.

The commercial plaza will consist of retail outlets and services in one-and two-story buildings, arranged in clusters set back from Kawili Street, interspersed with parking and landscaping. The side facing the road will be designed to have the lively feeling of a shopping arcade, while the interior will have a courtyard atmosphere, suitable for coffee shops, tearooms, and cafes. The convenient shopping village will help make UH Hilo more self-contained and integrated, promoting a residential campus where a student does not depend on auto transportation for everyday needs.

The three-story China-US Cultural Center will contain a medium-sized conference auditorium, an exhibition hall, symposium and meeting rooms, a library, and offices, linked with escalators and elevators.

The Harmony Tower, a pagoda-like edifice commanding fine views of the campus and Hilo town, will perform a central function in the overall Han architectural theme. It will house the approximately 100-unit University Inn and other specialized services, such as conference rooms and a water-court teahouse, that will round out a full-function environment for visitors attending conferences.

The Subject Property is across Kawili Street from the existing campus. It is marginal agricultural land farmed for sugar cane for a few decades in the late 19th and early 20th centuries, and is currently vacant of any active land use. The vegetation consists of second-growth alien trees, shrubs, grasses and herbs. No streams or other water bodies are present.

Previously Published Projects

Draft Environmental Assessments

► **Kailua-Kona Wharf Improvements**

Applicant: Department of Land and Natural Resources
Division of Boating and Ocean Recreation
333 Queen Street, Suite 300
Honolulu, Hawai'i 96813
Contact: James Schoocraft (587-1966)

Approving Agency/Accepting

Authority: Department of Land and Natural Resources
1151 Punchbowl Street, Room 130
Honolulu, Hawai'i 96813
Contact: Andrew Monden (587-0230)

Public Comment

Deadline: May 8, 2001

► **Kuki'o Resorts Water System Improvements**

Applicant: WB Kuki'o Resorts
P.O. Box 5349
Kailua-Kona, Hawai'i 96745
Contact: Project Manager (325-2711)

Approving Agency/Accepting

Authority: Department of Land and Natural Resources
1151 Punchbowl Street, Room 220
Honolulu, Hawai'i 96813
Contact: Eric Hill (587-0380)

Public Comment

Deadline: May 8, 2001



Draft Environmental Assessments



(1) Port Allen Airport Improvements

District: Waimea
TMK: 1-8-08:4, 33, 80, 83, 85
Applicant: Department of Transportation
Airports Division
400 Rodgers Boulevard
Honolulu, Hawai'i 96819
Contact: Jerry Matsuda (838-8600)

Approving Agency/Accepting Authority: Same as above.
Consultant: Edward K. Noda & Associates
615 Pi'ikoi Street, Suite 300
Honolulu, Hawai'i 96814
Contact: Brian Ishii (591-8553)

Public Comment

Deadline: May 23, 2001
Status: DEA First Notice pending public comment.
Address comments to the applicant with copies to the consultant and OEQC.

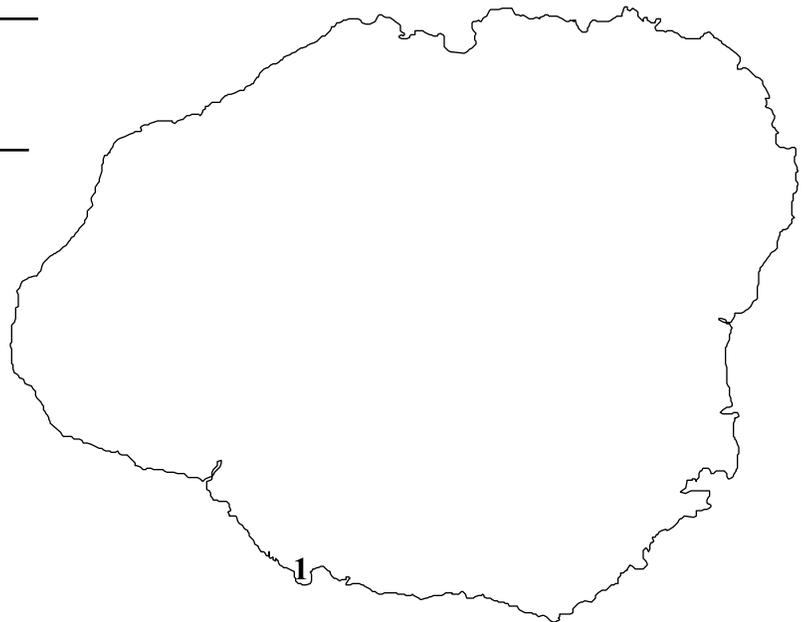
Permits

Required: SMA

The State Department of Transportation, Airports Division proposes to make improvements to the Port Allen Airport, located on the Pu'olo Point peninsula on the south shore of the island of Kaua'i, Waimea District. The purpose of the proposed project is to provide for more efficient and safer aircraft operations at the Airport, as well as to provide the capability for emergency night time operations. Major components of the proposed project are:

- * Construction and preparation of up to four lease lots for helicopter use, accompanying aprons, and an associated paved roadway;
- * Two fixed wing tie-down areas with an associated taxilane;
- * Air navigation aids; and
- * Runway lights for emergency use.

The major impact of the project will be the grading of the site for the construction of the proposed improvements. The contractor will adhere to Section 11-60.1-33, HAR, to



mitigate dust generated during construction. DOT-AIR will pave a portion of the east shoreline access road to help control dust emissions after construction. In addition, lessees of the helicopter lease lots will be required to landscape the area around any hangars constructed by the tenants.

Previously Published Projects Pending Public Comments

Draft Environmental Assessments

● Bonn Lot Consolidation and Single Family Residence

Applicant: Edward Bonn
c/o Walton Hong
3135-A Akahi Street
Lihu'e, Hawai'i, 96766
Contact: Walton Hong (245-4757)

Approving Agency/Accepting Authority:

Department of Land and Natural Resources
1151 Punchbowl Street, Room 220
Honolulu, Hawai'i 96813
Contact: Eric Hill (587-0380)

Public Comment

Deadline: May 8, 2001



National Environmental Policy Act

APRIL 23, 2001

Ocean Sequestration of CO₂ Field Experiment (Final EA)

District: Offshore of the Island of Hawai'i
Applicant: U.S. Department of Energy
National Energy Technology Laboratory
P.O. Box 10940
Pittsburgh, PA 15236-0940
Contact: Lloyd Lorenzi, Jr.

This Environmental Assessment (EA) has been prepared by the U.S. Department of Energy (DOE) to provide the results of a study on the potential environmental impacts of an *Ocean Sequestration of CO₂ Field Experiment*. This field experiment would be conducted from surface vessels in water of about 800 meter depth, either within the Ocean Research Corridor of the Natural Energy Laboratory of Hawai'i Authority (NELHA), about 1.2 miles off the coast of the island of Hawaii, or at a suitable alternate site. If approved, DOE would participate as a team member with a group of international organizations in testing certain scientific and technical aspects of CO₂ sequestration in ocean waters.

Through controlled release of fixed amounts of liquid CO₂ totaling a maximum of 40-60 metric tons, the field experiment would develop information on (1) physical and chemical changes induced in seawater by the release of liquid CO₂ and (2) effects of release rates and nozzle designs on the physical dynamics of a cloud of CO₂ droplets. In addition, sampling of biota and a study of naturally occurring bacteria populations in the immediate vicinity of the discharge nozzle would be conducted and the results would be compared with background information to determine the effects of CO₂ injection on these organisms. Other observations of the behavior of marine biota while the experiment is underway would be performed.

Please direct any questions or comments to Mr. Lloyd Lorenzi, Jr., NEPA Compliance Officer, U.S. Department of Energy at 412-386-6159; fax: 412-386-4604; email: lorenzi@netl.doe.gov.

Kahului Digital Airport Surveillance Radar Installation

District: Wailuku, Maui
Applicant: Federal Aviation Administration
800 Independence Avenue SW
Washington D.C. 20591
Contact: Jerry Schwartz (202-267-9841)

The Federal Aviation Administration (FAA) is proposing to install a new Digital Airport Surveillance Radar (DASR) to serve Kahului Airport on the island of Maui, Hawaii. The proposed new DASR, also known as an Airport Surveillance Radar, Model 11 (ASR-11), will provide the air traffic controllers with digital-quality air traffic surveillance capabilities and enhanced weather data. The new ASR-11 would replace the existing ASR-7, which is currently located on the east side of Kahului Airport property. Installation of the new ASR-11 is necessary because the analog technology of the ASR-7 is over 30 years old, the availability of spare parts for this older radar system is diminishing, and the existing radar lacks the capability to interface with modern digital automation systems.

Elements of a typical ASR-11 system include the ASR-11 antenna sail which is comprised of a primary antenna and a secondary antenna, an antenna support tower, an electronics equipment building, a diesel engine emergency power generator (rated capacity of 135 kilowatts), and a 1,000-gallon above-ground storage tank for diesel fuel. The total land requirement for the ASR-11 system is approximately one acre (40,000 sq. ft.). A temporary construction easement approximately 75 feet wide and 100 feet long will be created next to the location where the ASR-11 would be installed. The ground area inside the fence will be covered in crushed stone and will be surrounded by a chain-link fence to restrict access to only authorized personnel. An access road will be constructed from the nearest existing road to the location of the ASR-11 system. Existing utility rights-of-way will be used to the maximum extent practicable for the installation of communication and power lines that are necessary to operate the new ASR-11 system.

Ten locations in Maui County were initially identified as possible sites for operating the ASR-11 system. The FAA has identified their Preferred Alternative site as a location on Kahului Airport adjacent to the existing ASR-7 system.

Shoreline Notices

APRIL 23, 2001

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	Location	Applicant	Tax Map Key
OA-817	4/2/01	Lot 10 Land Court Application 1052, as shown on Map 79, land situated at Makaha, Waianae, Island of Oahu, Hawaii Address: 84-501 Farrington Highway, Waianae Purpose: <u>Fence Permit</u>	ControlPoint Surveying, Inc., for Anthony and Ann Guerrero	8-4-08: 13
OA-819	4/2/01	Lot 67-B, portion of Grant 9842 to Mrs. G. E. Coombs of Pupukea-Paumalu Beach Lots, Reg. Map 2556, land situated at Haleiwa, Koolauloa, Island of Oahu, Hawaii Address: 59-247 Ke-Nui Road, Haleiwa Purpose: <u>New Construction</u>	DJNS Surveying and Mapping, Inc. for Marx House Trust	5-9-19: 36
OA-820	4/2/01	Lot 17 Land Court Application 505, land situated at Kailua, Koolaupoko, Island of Oahu, Hawaii Address: 884 Mokulua Drive, Kailua Purpose: <u>Building Permit</u>	Walter P. Thompson, Inc., for Peter Vincent & Assoc., LLC	4-3-08: 51
OA-821	4/2/01	Lot 1-A-19 Land Court Application 1089, as shown on Map 40, land situated at Kamananui, Waiialua, Island of Oahu, Hawaii Address: 67-287 Kahaone Street, Waiialua Purposes: <u>File Claim for Accretion</u>	ControlPoint Surveying, Inc., for James Wicklund, Jr. and Paula Wicklund	6-7-15: 62
OA-187-2	4/2/01	Lot 956 Land Court Application 1095, as shown on Map 104, Koolauloa, Island of Oahu, Hawaii Address: 57-477 Kamehameha Highway Purpose: <u>Construction of House</u>	DJNS Surveying and Mapping, Inc., for Cathleen Caballero,	5-7-05: 02
OA-134-2	4/2/01	Portion of R. P. 5667, Land Commission Award 5931 to Pehu, land situated at Waikiki, Honolulu, Island of Oahu, Hawaii Address: 3061 Kalakaua Avenue, Waikiki Purpose: <u>Establish shoreline</u>	ControlPoint Surveying, Inc., for Casa Blanca Del Mar, LLC	3-1-33: 02
MA-241 Withdrawn	4/5/01	Being a portion of Grant 3343 to Claus Spreckels, land situated at Spreckelsville, Wailuku, Island of Maui, Hawaii Address: 600 and 602 Stable Road, Paia Purpose: <u>Subdivision approval</u>	Newcomer-Lee Surveyors, Inc., for Gregg Chrislm and Michael Ruben	3-8-02: 26 & 50
HA-244	4/6/01	Lot 4 of Puako Beach Lots (HTS Plat 414-A), being the whole of Land Patent Grant 13554 to Albert Antone Guerrero and Charlotte Jackson Guerrero, land situated at Lalamilo, Waimea, South Kohala, Island of Hawaii, Hawaii Address: 69-1968 Puako Beach Road, Waimea Purpose: <u>Building Permit</u>	Wes Thomas Associates, for Breckinridge L. Wilcox, Trustee of the Henderson and Willcox Family Trust	6-9-06: 04
OA-243-2	4/6/01	Lot 7993-A, as shown on map 794 of Land Court Application 1069, land situated at Honouliuli, Ewa, Island of Oahu, Hawaii Address: Next to Barber's Point Lighthouse, Campbell Industrial Park, Kapolei Purpose: <u>Subdivision approval</u>	ControlPoint Surveying, Inc., for Trustees under the Will and Estate of James Campbell	9-1-26: 04

Shoreline Notices

APRIL 23, 2001

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.	Cert/Rej Date	Location	Applicant	Tax Map Key
OA-814	4/9/01 Certified	Lot 739 Land Court Application 678 as shown on map 181, land situated at Kuliouou, Honolulu, Island of Oahu, Hawaii (246 Paiko Drive) Purpose: <u>Calculate building potential</u>	Wesley T. Tengan, for Dr. Gregory and Joy Caputy	3-8-01: 26
OA-813	4/9//01 Certified	Lot 2-B, 3 and 4-B of Land Court Application 739 as shown on Map 2, land situated at Waikiki, Honolulu, Island of Oahu, Hawaii (3101 Diamond Head Road) Purpose: <u>Calculate building potential</u>	Wesley T. Tengan, for Marilyn Park	3-1-36: 08
MA-220-3	4/9/01 Certified	Being a portion of Land Commission Award 11216, Apana 21 to M. Kekauonohi, also being all of lot 47 of Makena Beach Lots, land situated at Palauca, Honuaula, Makawao, Island of Maui, Hawaii (Makena Road) Purpose: <u>Establish shoreline</u>	Warren S. Unemori Engineering, Inc., for Warmenhoven Spirit Trust	2-1-11: 21
KA-155	4/9/01 Certified	Portion of Lydgate Park Wailua Golf Links, formerly under Governor Executive Order 97 (C.S.F. 3576) to County of Kauai, withdrawn April 17, 1969 under Governor Executive Order 2436 (C.S.F. 15,769) land situated at Wailua, Lihue, Island of Kauai, Hawaii (Nehe Road near Wailua River State Park) Purpose: <u>Improvements</u>	Kodani & Associates, Inc., for County of Kauai	3-9-02: 34

Coastal Zone News

Federal Consistency Reviews

The Hawai'i Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies in Chapter 205A, Hawai'i Revised Statutes. This public notice is being provided in accordance with section 306(d)(14) of the National Coastal Zone Management Act of 1972, as amended. For general information about CZM federal consistency please call John Nakagawa with the Hawai'i CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lana'i & Moloka'i: 486-4644 x7-2878, Kaua'i: 2743141 x7-2878, Maui: 984-2400 x7-2878 or Hawai'i: 974-4000 x7-2878.

For specific information or questions about an action listed below please contact the CZM staff person identified for each action. Federally mandated deadlines require that comments be received by the date specified for each CZM consistency review and can be mailed to: David W. Blane, Director, Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, Hawai'i 96804. Or, fax comments to the Hawai'i CZM Program at 587-2899.

(1) Federal Grant Application for Emergency Repair of Loading Docks at the Waianae Small Boat Harbor, Waianae, Oahu

Applicant: State of Hawai'i Department of Land & Natural Resources, Division of Aquatic Resources
Contact: Michael Fujimoto, 587-0085

Federal Action: Federal Assistance - Sport Fish Restoration Program

Federal Agency: U.S. Fish and Wildlife Service

Location: Wai'anae Small Boat Harbor, Wai'anae, O'ahu

CZM Contact: Debra Tom, 587-2840

Proposed Action:

Application for \$150,000 in federal funds from the Federal Aid in Sport Fish Restoration Program administered by the U.S. Fish and Wildlife Service for emergency repair to the structural integrity of four loading docks at the Wai'anae Small Boat Harbor, Wai'anae, O'ahu.

Comments Due: May 7, 2001

Pollution Control Permits

APRIL 23, 2001

Department of Health Permits

The following is a list of some pollution control permits currently being reviewed by the State Department of Health. For more information about any of the listed permits, please contact the appropriate branch or office of the Environmental Management Division at 919 Ala Moana Boulevard, Honolulu.

Branch Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
Clean Air Branch, 586-4200, Noncovered Source Permit	City and County of Honolulu NSP 0493-01-N	Hart Street Wastewater Pump Station, Honolulu, Oahu	Issued: 3/29/01	Six (6) Portable 290 bhp Diesel Engine Pumps
Clean Air Branch, 586-4200, Covered Source Permit	Hawaiian Electric Company, Inc. CSP 0239-01-C	Waiau Generating Station, Pearl City, Oahu	Issued: 4/2/01	Six (6) Boilers and Two (2) Combustion Turbines
Clean Air Branch, 586-4200, Covered Source Permit	United Laundry Services, Inc. CSP 0442-02-C	2291 Alahao Place, Honolulu, Oahu	Comments Due: 5/17/01	Two (2) 500 HP SNG/Fuel Oil No. 2-Fired Boilers
Clean Air Branch, 586-4200, Covered Source Permit	Hawaiian Cement CSP 0311-03-C	99-1100 Halawa Valley Street, Aiea, Oahu	Comments Due: 5/17/01	Aggregate Processing Facility, Two (2) 250 CY/hr Concrete Batch Plants, Specialty Products Plant and Portable Soil Screener
Clean Water Branch, 586-4309, NPDES	Citizens Communications Co., # 01-CW-PW-04	261 Akaula St., Eleele, Kauai	Comments Due: 5/10/01	Discharge once-through condenser cooling water and storm water to the Pacific Ocean
Clean Water Branch, 586-4309, NPDES	Pearl Harbor Naval Shipyard, # 01-CW-PW-06	Pearl Harbor, Oahu	Comments Due: 5/16/01	Discharges of chlorinated and dechlorinated once-through, non-contact cooling water to Pearl Harbor

Pollution Control Permits

APRIL 23, 2001

Notice of DOH Voluntary Response Program (VRP) Projects

The Department of Health has two new projects, which have been accepted into the Voluntary Response Program (VRP). The purpose of the program is to encourage cleanup and economic development of contaminated property. Under the VRP, "prospective purchasers" of contaminated property may enter into an agreement with the DOH to investigate and cleanup contaminated property under direct DOH oversight. Once the VRP is successfully completed, the prospective purchaser receives a "Letter of Completion" and various exemptions from future liability from the DOH, related to the specific contamination on the property that is identified in the VRP agreement. Current land owners may also enter the VRP and receive a "Letter of Completion"; however, the exemptions from future liability would only apply to future purchasers. Brief descriptions of the newest projects accepted into the VRP are listed below.

The DOH welcomes comments from the public regarding these and other VRP projects. For information regarding the Voluntary Response Program, please contact Mr. Clyde Morita, VRP Coordinator at (808) 586-4249. For information related to the specific projects listed below, please contact the person identified as the DOH Project Manager.

Castle & Cooke Homes Hawai'i Voluntary Response Project

This project is called the Managers Drive project in Waipahu, O'ahu in close proximity to the former O'ahu Sugar Mill site. This 37.6 acre site is presently owned by the City & County of Honolulu which purchased the property from the former sugar company. The site was used primarily for plantation housing since the early 1900's. The property presently is vacant and is expected to be developed into a single-family, residential development.

The suspected contamination to be addressed in this voluntary action is related to lead in the soil and is not expected to affect groundwater in the area.

For additional information regarding this project or to review the application, please contact the DOH Project Manager, Ms. Gina Ling, at (808) 586-4249.

COSTCO at Iwilei Voluntary Response Project

This 12 acre project is located next to the Home Depot store on Ala Kawa Street in the 'Iwilei area of O'ahu. The site was formerly part of the Dole Pineapple Cannery operations and is presently owned by Castle & Cooke Properties, Inc. COSTCO plans to develop a warehouse store and gasoline service station on the property.

The suspected contamination to be addressed in this voluntary action is related to leakage of fuel oil from some underground storage tanks that were located at the site.

For additional information regarding this project or to review the application, please contact the DOH Project Manager, Ms. Chris Corley, at (808) 586-4249.

Enforcement Notices

APRIL 23, 2001

Summary of Inspection and Enforcement Actions

The table below shows a tally of the number of inspections and responses conducted by DOH pollution control program personnel during the period from January through March 2001. Additionally, formal and informal enforcement actions, and the settlements that arise out of those actions, are counted as well. Inspections and enforcement actions are split up by program area. For more information, please contact Melissa O'Connor-Fariñas at the DOH Environmental Planning Office at 586-4337.

	Inspections / Responses	Informal Actions ¹	Formal Actions ²	Formal Actions Completed	Formal Actions Pending	Fines Originally Issued	Fines Settled	Fines Collected	Other Penalties Assessed	Other Penalties Completed
	January-March 2001	January-March 2001	January-March 2001	January-March 2001	Total as of March, 2001	Total \$ as of March, 2001	Total \$ as of March, 2001	Total \$ as of March, 2001	Total as of March, 2001	Total as of March, 2001
Clean Air Branch										
Fugitive Dust	133	9	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Noncovered Sources	34	1	0	0	2	\$0.00	\$0.00	\$8,600.00	0	0
Covered Sources	57	7	0	1	2	\$0.00	\$0.00	\$7,350.00	0	0
Agricultural Burning	79	2	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Open Burning	35	5	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Others	40	7	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Solid & Hazardous Waste Branch										
Underground Storage Tanks	56	14	0	0	0	\$10,150.00	\$0.00	\$1,400.00	0	0
Hazardous Waste	31	3	2	1	5	\$204,000.00	\$3,400.00	\$395,098.00	1	0
Solid Waste	48	11	2	1	3	\$0.00	\$0.00	\$10,000.00	0	0
Clean Water Branch										
Permitted Discharges (NPDES)	11	1	2	0	4	\$0.00	\$0.00	\$0.00	0	0
Non-permitted Discharges	45	4	0	0	1	\$0.00	\$0.00	\$0.00	0	0
Water Quality Certifications	0	3	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Wastewater Branch										
Wastewater Treatment Plants	5	1	1	0	2	\$40,000.00	\$0.00	\$0.00	1	1
Individual Wastewater Systems	26	12	0	6	7	\$1,500.00	\$0.00	\$0.00	1	1
Animal Waste	4	2	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Other	23	3	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Safe Drinking Water Branch										
Public Water Systems	4	3	0	0	2	\$0.00	\$0.00	\$0.00	0	0
Wells - Underground Injection Control	12	10	0	0	1	\$40,500.00	\$30,375.00	\$10,125.00	0	0
Hazard Evaluation & Emergency Response										
Oil Spills	4	1	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Hazardous Waste Releases	14	1	0	0	0	\$0.00	\$0.00	\$0.00	0	0
Noise, Radiation, & Indoor Air Quality Branch										
	0	0	1	2	3	\$125,000.00	\$35,000.00	\$12,500.00	0	0

¹ Informal actions generally cover less serious issues such as small infractions by individuals, or violations of permit technicalities which do not directly impact environmental quality. Specifically, informal actions are informal letters warning a person or entity that they are violating environmental laws, and normally requiring corrective action by a specified deadline. Field citations are also included in this category.

² Formal actions generally cover any serious violation and repeat or continued violations of permit technicalities. Unsuccessful informal actions lead to formal actions. Specifically, formal actions are administrative "contested case" proceedings which typically include a formal notice of violation and an order. Orders often require corrective action, reports, and payment of a penalty. Administrative "trials" may be held.

Enforcement Notices

APRIL 23, 2001

Formal Enforcement Actions and Settlements Completed by DOH¹

Notices of violation issued from January through March 2001 are summarized below. The summaries do not constitute exact descriptions of the violations. For complete and accurate descriptions, please contact DOH at 586-4337 for copies of the violation notices.

Clean Water Branch

Ameron Hawai'i Kapa'a Quarry, was served a Notice and Finding of Violation (NFV), Order and Certificate of Service on January 10, 2001. These were served regarding discharges of, and failure to monitor or report discharges of, soil, dirt, silt, sediment, and/or other pollutants from Ameron's operations at Kapa'a Quarry into Kapa'a Stream and Kawainui Marsh. Compliance and immediate corrective action to prevent the occurrence of a discharge from any unpermitted source and to monitor and report any and all potential or actual violations in the future was ordered. In addition, Ameron was ordered to appear at a hearing to be held on a date, time and place to be specified later where the issue of how much of a monetary penalty should be assessed for the violations covered in the NFV will be heard.

A Notice and Finding of Violation, Order and Certificate of Service was served to **Natural Energy Laboratory of Hawai'i Authority (NELHA)** on February 22, 2001. NELHA is subject to provisions including penalties not to exceed \$25,000.00 for each day of each violation due to unpermitted discharge of R141b refrigerant from about April 1, 1997 to about March 2, 1999 at NELHA's National Pollutant Discharge Elimination System permitted outfall at Keahole Point, into the Pacific Ocean.

Solid and Hazardous Waste Branch

On February 14, 2001, **Mr. James Luke** was served a Notice and Finding of Violation and Order for operating an open dump located in 'Ainakea Village, Kapa'au, Hawaii without a necessary solid waste permit. Mr. Luke has been ordered to immediately cease and desist from accepting or accumulating any solid waste at the subject site. He must remove all accumulated solid waste materials from the subject property to DOH-permitted disposal and/or recycling facilities within 90 days, and provide a clean up/corrective action report within 10 days of the completion of the clean up activities.

A Notice and Finding of Violation and Order was served to **Silva's Equipment Rental, Inc., Mr. Hiram J. Silva, and Mr. Hiram J. Silva Jr.** February 21, 2001 for the illegal dumping of solid waste (spent sandblast grit) from November 13, 1997 through July 8, 2000. Silva's Equipment Rental, Inc. has been ordered to pay \$103,780.00 in addition to sending DOH a work plan for approval outlining the clean-up proposal and implementation schedule with a site assessment conducted by a qualified environmental consultant.

Marisco, Ltd. owns and operates a facility that engages in the business of dry dock and ship repair at Barber's Point Harbor. Marisco, Ltd. was issued a Complaint, Order, and Certificate of Service March 19, 2001. Upon inspection it was determined that Marisco, Ltd.'s violations included: storage of hazardous waste without a permit as a generator, storage of hazardous waste as a transporter without a permit, transporting hazardous waste without a manifest, mismanagement of containers of hazardous waste, and failure to provide secondary containment. A penalty of \$132,400.00 and compliance was ordered.

On March 20, 2001 **Philip Services Hawaii, Ltd.** was served a Complaint, Order, and Certificate of Service. Philip Services Hawai'i, Ltd. owns and operates a facility at three sites that engages in the business of transporting, processing and marketing used oil. Violations include: failure to have secondary containment at both the UOP and Malakole, failure to label containers and tanks with the words "used oil" at both the UOP and Malakole, and failure to obtain a used oil transporter permit for PSC-Hilo. An administrative penalty of \$70,000.00 was assessed and compliance was ordered.

The DOH and **Gay & Robinson, Inc.** entered into a consent agreement March 21, 2001. A Compliant and order had been issued September 11, 2000 for the improper storage of hazardous waste at its property located in Pakala, County of Kaua'i. Gay & Robinson, Inc. neither admitted nor denied any allegations in the Compliant, but agreed to pay a civil penalty of \$3,400.00 with a supplemental environmental project (SEP) credit up to \$13,600.00. The SEP must improve, protect, or reduce risks to public health or the environment, and allow DOH the opportunity to help shape the scope of the project before it is implemented.

Wastewater Branch

Lao Aquafarm, and Amphol and Nora Sisouphanthong individually and as its owners were served a Notice and Finding of Violation, Order, and Certificate of Service on January 17, 2001. They allowed their wastewater system to create or contribute to a nuisance, an unsanitary condition, and a wastewater spill, overflow or discharge onto the ground. In addition they constructed and operated a wastewater system without the approval of the director. It was ordered that Lao Aquafarm, and Amphol and Nora Sisouphanthong take corrective action to prevent further violations, and hire a licensed professional engineer to design an approvable wastewater system. In addition they are to submit a written progress report of the corrective actions taken to date on the first day of each month, until notified by the DOH that the problem is resolved, and pay a fine of \$40,000.00.

¹ These summaries do not constitute exact descriptions of the violations. For complete and accurate descriptions, please contact DOH for copies of the violation notices.

U.S. Civil Rights Commission Meeting to Discuss *Rice v. Cayetano* Report on Programs for Native Hawaiians

The U.S. Commission on Civil Rights was to have met on Friday, April 13, 2001, at 624 Ninth Street, N.W., Room 540, Washington, D.C., to discuss, among other things, the State Advisory Committee Report entitled: "Reconciliation at a Crossroads: The Implications of *Rice v. Cayetano* on Programs for Native Hawaiians." For details, call David Aronson in Washington at (202) 376-8312 (see, 66 F.R. 18227, April 6, 2001).

Greenhouse Gas Grant Competition

The U.S. Environmental Protection Agency announced that it is seeking applications from state agencies involved with climate change and air quality issues who seek funding for greenhouse gas emissions inventories and mitigation plans. The deadline to submit intents to apply is April 30, 2001. The deadline to submit proposals is May 31, 2001. For details, call Denise Mulholland at (202) 564-3471 (see, 66 F.R. 18245, April 6, 2001).

Meeting of Environmental Advisory Committees with the EPA Administrator in Her Capacity as U.S. Representative to the North American Commission for Environmental Cooperation

The U.S. Environmental Protection Agency announced that the National Advisory Committee (which consists of 12 representatives of environmental groups, non-profit entities, business, industry, and educational institutions) and Governmental Advisory Committee (which consists of 12 representatives from the state, local and tribal governments) to the U.S. Representative to the North American Commission for Environmental Cooperation (this is the EPA Administrator) will be meeting from May 3, 2001, to May 4, 2001, from 8:30 a.m. to 5:00 p.m. each day at the DoubleTree Hotel, 1515 Rhode Island Avenue, N.W., in Washington, D.C. The committee will be meeting to discuss issues that the U.S. government should consider as it prepares for the annual North American Commission for Environmental Cooperation Council of Ministers Session. The meeting is open to the public with limited seating on a first-come, first-served basis. For details (such as who sits on these committees), call Mark Joyce at (202) 564-9802 (see, 66 F.R. 18248).

Weather Transmitter Grant Program

The Rural Utilities Service of the United States Department of Agriculture announced a new grant program and the availability of funds to finance the installation of new transmitters to extend the coverage of the National Oceanic and Atmospheric Administration's Weather Radio system in rural America. Applications for grants are being accepted. For more information, call Roberta Purcell at (202) 720-9554 (telephone) or (202) 720-0810 (facsimile) (see, 66 F.R. 17857, April 4, 2001).

Approval of Dillingham Airfield Noise Compatibility Program

Effective March 13, 2001, the Federal Aviation Administration has approved seven of eight recommendations in a noise compatibility program for Dillingham Airfield in Mokuleia, O'ahu, submitted by the State of Hawai'i Department of Transportation. For details, call David Welhouse at (808) 541-1243 (see, 66 F.R. 17594, April 2, 2001).

Cultural Repatriation of Items from Salem, Massachusetts

The National Park Service announced the intent to repatriate cultural items in the possession of the Peabody Essex Museum in Salem, Massachusetts, that meet the definition of "unassociated funerary object" under section 2 of the Native American Graves Protection and Repatriation Act. The two items are a wooden bowl and a wooden spear. For details, contact Christina Hellmich of the Peabody Essex Museum at (978) 745-1876 (telephone) or (978) 744-0036 (facsimile), before May 2, 2001 (see, 66 F.R. 17573, April 2, 2001).

Pelagics Plan Team Meeting

The Western Pacific Fishery Management Council announced that its Pelagics Plan Team will meet from May 1, 2001, through May 3, 2001, from 8:30 a.m. to 5:30 p.m. each day at 1164 Bishop Street, suite 1400, Honolulu. For details, call Kitty Simonds at (808) 522-8220 (see, 66 F.R. 17867, April 4, 2001).

Corrections to Proposed Critical Habitat Designations for Lana'i Species

On December 27, 2000, the U.S. Fish and Wildlife Service (FWS) published a proposed rule to determine prudence for eight plant species from the Hawaiian Islands and to propose critical habitat designations for eighteen plant species from Lana'i. The FWS has now issued corrections to this proposed rule with respect to the proposed critical habitat designations for eighteen Lana'i species. These corrections are necessary to provide the correct map of general locations of units for the eighteen Lana'i plant species and to provide the correct maps and UTM coordinates for critical habitat units Lana'i B, I and J. For details, call Paul Henson of FWS in Honolulu at (808) 541-3441 (see, 66 F.R. 18223, April 6, 2001).

