

The Environmental Notice

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

APRIL 8, 2007

Makaiwa Hills

The Department of Planning and Permitting of the City and County of Honolulu is seeking public comment on a draft environmental impact statement for 4,100 units of low and medium-density residential, apartment and mixed use, as well as on-site affordable housing at Makaiwa Hills between Makakilo and Waimanalo Gulch. The EIS contains a residential marketing analysis; a commercial market analysis; a preliminary engineering report; a traffic impact assessment report; an agricultural impact assessment; an economic impact assessment; an archaeological data recovery and preservation plan; a cultural impact assessment; a market assessment (May 21, 2004) for residential units at the proposed Kapolei West; a survey of botanical, avian and mammalian resources; a survey of arthropods; an air quality assessment; an acoustical study and a 1993 findings of fact, conclusions of law and decision and order of the Land Use Commission. The project will be developed in phases with completion estimated by 2020. The site is currently undeveloped. See page 6 for details.

Kalaeloa Harbor Biodiesel Facility

The Harbors Division of the Department of Transportation is seeking public comment on a draft environmental assessment for the proposed construction and operation of a facility to process up to 100 million gallons of biodiesel fuel per year. The project site comprises 11.2 acres of undeveloped land located within the special management area at Kalaeloa Harbor. Approximately 104 million gallons of source oil would be provided to the facility by ship by way of pipelines from Kalaeloa Barbers Point Harbor. The facility would also have the capability to accept oil by intermodal container or truck if available. The proposed primary source of vegetable oil for biodiesel production would be palm oil imported from Malaysia. The

facility would be designed for multiple feed stocks and would be capable of accepting soy, canola, and other natural oils. Ten million gallons of glycerin would be generated as a byproduct in the production process, available to be stored on-site or sold to industrial facilities. The proposed facility would operate 24 hours a day, employing approximately 50 to 60 persons over three eight hour shifts. See page 5 for details.

Lihu'e Wastewater Treatment Plan Facilities

The Division of Wastewater Management of the Kaua'i County Department of Public Works is seeking public comment on a draft environmental assessment for a wastewater facility plan. Administrative rules require such a plan when the actual wastewater flow reaches 75 percent of the overall system capacity. The proposed plan considered proposed future developments such as Hanamaulu Triangle, Kaua'i Lagoons Resort, Molokoa Homes 2, Lihu'e Mill Complex, Ahukini Mauka, Ahukini Makai, and land north of Ahukini Makai. See page 10 for details.

Upcoming EIS's

This issue of the periodic bulletin notes that the Hawai'i County Department of Environmental Management has determined that an EIS is required for the Ocean View Transfer Station and Recycling Center in Ka'u. The State Land Use Commission has also determined that an EIS is required for the Kihei Residential Development. For more information, please see pages 9 and 8, respectively.

Manoa Flood Control EIS, Public Scoping Meeting on April 25, 2007

The National Resources Conservation Service (NRCS) plans to prepare an environmental impact statement on the Manoa Watershed with the aim of mitigating flooding of the magnitude experienced on October 30, 2004, when an intense rainstorm cell hit the upper watershed area of Manoa Valley. Runoff from the storm damaged streambanks and bridges throughout the valley. Bridges obstructed by debris-diverted floodwater from the stream channel onto roads, damaging homes and other neighborhood improvements, as well as the University of Hawai'i. The total damage from the flood event neared \$100 million. A public scoping meeting will be held on **Wednesday, April 25, 2007**, at the **Noelani Elementary School** cafeteria from 6:30 p.m. to 8:30 p.m., to determine the scope of analysis of the proposed action. For details, please see page 20.



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Definitions

Your guide to the Environmental Review Process

Draft Environmental Assessment

A project or action that may affect the environment cannot be implemented until an Environmental Assessment (EA) is prepared in accordance with Chapter 343, Hawai'i Revised Statutes (HRS). If the lead State or county agency (the *proposing agency* for agency actions, or the *approving agency* for applicant actions) anticipates that the project will have no significant environmental impact, then affected agencies, individuals, and organizations must be consulted and a Draft EA (DEA) is written and public notice is published in this periodic bulletin (see, section 343-3, HRS) known as the *Environmental Notice*. The public has 30 days to comment on the Draft EA from the date of the first notice.

Final Environmental Assessment and Finding of No Significant Impact

After the lead agency reviews the public comments, if it determines that the project will have no significant effect on the environment, and then it will prepare a Final EA (FEA) and issue a Finding of No Significant Impact (FONSI) formerly called a *Negative Declaration*. The Final EA must respond to all public comments. An Environmental Impact Statement will not be required and the project may now be implemented. The public has 30 days from the first notice of a FONSI in this periodic bulletin to ask a court to require the preparation of an EIS.

Final Environmental Assessment and Environmental Impact Statement Preparation Notice

When a lead agency decides that a project may have a significant environmental impact, an Environmental Impact Statement (EIS) must be prepared prior to implementing the project. Like the DEA (see *above*), affected agencies, individuals and organizations must be consulted prior to preparation of the final EA (FEA) and issuance of a determination called an EIS preparation notice (EISPN). (The EA is called *final*, to distinguish it from the draft, above). After the FEA is written by the lead agency, and notice of the FEA and EISPN is published in this periodic bulletin, any agency, group, or individual has 30 days from the first publication of the EISPN to request to become a consulted party and to make written comments regarding the environmental effects of the proposed action. The public (including an applicant) has 60 days from the first notice of an EISPN in this periodic bulletin to ask a court to not require the preparation of an EIS.

Draft Environmental Impact Statement

After receiving the comments on the FEA and EISPN (see *above*), the lead agency or private applicant must prepare a Draft Environmental Impact Statement (DEIS) prior to project implementation. This document must completely disclose the likely impacts of a project. Direct, indirect and cumulative impacts must be discussed along with measures proposed to mitigate them. The public has 45 days from the first publication date in this periodic bulletin to comment on a DEIS. The DEIS must respond to comments received during the FEA-EISPN comment period in a *point-by-point* manner.

Final Environmental Impact Statement

After considering all public comments filed during the DEIS stage, the agency or applicant must prepare a Final EIS (FEIS). The FEIS must respond in a *point-by-point* manner to all comments from the draft stage. Requisite deeper analyses must be included in the FEIS. For applicant projects, the approving agency is authorized to accept the FEIS. For agency project the Governor or the county mayor is the accepting authority. Only after the EIS is accepted may the project be implemented.

Acceptability

If the FEIS is accepted, the law requires that notice of this be published in this periodic bulletin. The public has 60 days from the date of first notice of acceptance to ask a court to vacate the acceptance of an EIS. In the case of applicant actions, the law requires that an approving agency must make a determination on acceptance within thirty-days of receipt of the FEIS or the FEIS is deemed accepted. Also, for applicant actions, the law provides for an administrative appeal of a non-acceptance to the Environmental Council.

National Environmental Policy Act

The National Environmental Policy Act (NEPA) requires federal projects to prepare an EA or EIS. In many ways it is similar to Hawai'i's law. Some projects require both a state (and county) and federal EIS and the public comment procedure should be coordinated. Although not required by law, the OEQC publishes NEPA notices in this periodic bulletin to help keep the public informed of important federal actions.

Conservation District

Any use of land in the State Conservation District requires a Conservation District Use Application (CDUA). These applications are reviewed and approved by the Board of Land and Natural Resources (BLNR). Members of the public may intervene in the permit process. Notice of these permit applications is published in this periodic bulletin.

Special Management Area

The Special Management Area (SMA) is along the coastlines of all our islands and development in this area is generally regulated by Chapter 205A, HRS and county ordinance. A special subset of the SMA that is regulated by Chapter 343, HRS is the Shoreline Setback Area. Most development in this area requires a Special Management Permit (SMP). This periodic bulletin posts notice of these SMP applications to encourage public input.

Shoreline Certifications

State law requires that Hawai'i shorelines be surveyed and certified when necessary to clearly establish the shoreline setback (an area contained between the certified shoreline and a prescribe distance inland (usually 40 feet) from the certified shoreline). The public may participate in the process to help assure accurate regulatory boundaries. Private land owners often petition to have their shoreline certified by the State surveyor prior to construction. This periodic bulletin publishes notice from the Department of Land and Natural Resources of both shoreline certification applicants and of final certifications or rejections.

Environmental Council

The Environmental Council is a fifteen-member citizen board appointed by the Governor to advise the State on environmental concerns. The council makes the rules that govern the Environmental Impact Statement process. The agendas of their regular meetings are published on the Internet at <http://www.ehawaii.gov.org/calendar> and the public is invited to attend.

Exemption Lists

Government agencies must keep a list describing the minor activities they regularly perform that are declared exempt from the environmental review process. These lists are reviewed and approved by the Environmental Council. This periodic bulletin will publish an agency's draft exemption list for public comment prior to Council decision making, as well as notice of the Council's decision on the list.

Endangered Species

This periodic bulletin is required by Section 343-3(c), HRS, to publish notice of public comment periods or public hearings for habitat conservation plans (HCP), safe harbor agreements (SHA), or incidental take licenses (ITL) under the federal Endangered Species Act, as well as availability for public inspection of a proposed HCP or SHA, or a proposed ITL (as a part of an HCP or SHA).

O'ahu Notices

APRIL 8, 2007

Kailua Road Drainage Improvements (HRS 343 DEA)

District: Ko'olaupoko
TMK: Various
Proposing Agency: City and County of Honolulu, Department of Design and Construction, 650 South King Street, Honolulu, Hawai'i 96813. Contact - Dennis Toyama (768-8837)

Determination Agency: Same as above.
Consultant: Gerald Park Urban Planner, 1221 Kapi'olani Boulevard, Suite 211, Honolulu, Hawai'i 96814. Contact - Gerald Park (596-7484).

Public Comment Deadline:
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits Required: Grubbing, Grading, and Stockpiling Permit; Building Permit for Building, Electrical, Plumbing, Sidewalk/Driveway and Demolition Work; Permit to Excavate Public Right-of-Way; Variance from Pollution Controls; NPDES General Permits.

The Department of Design and Construction, City and County of Honolulu, proposes to construct drainage improvements along a section of Kailua Road in Kailua Town. The general project limits (or end to end connections of the drain line) are Hahani Street on the west and Wana'ao Road and a portion of Kailua Road on the east.

Concrete drainpipes of varying diameter (18" thru 48") will be installed within the right-of-way of Kailua Road. The line will be installed primarily on the *makai* side of the road with a crossing over to the *mauka* side in front of the proposed DR Horton Ironwoods at Kailua multi-family housing project.

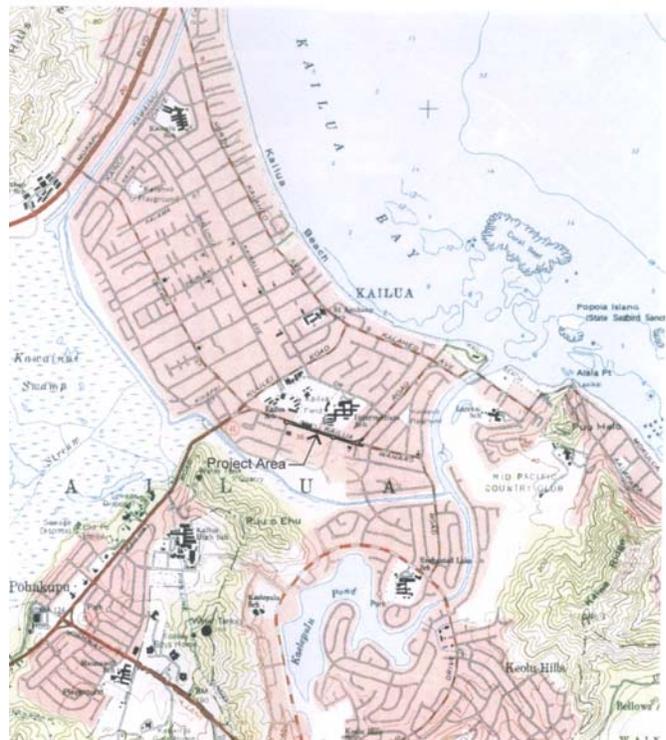
All the main drain lines will feed into a 48" main and runoff will be conveyed to a new storm water infiltration system to be constructed in a parking lot at Kailua District Park just off Kailua Road. The plan is to install two treatment tanks and two percolation fields which will allow maintenance without interruption to the drainage system.

A section of Kailua Road fronting Kailua District Park also will be improved. DR Horton Company will dedicate 20 feet of its property fronting Kailua Road to the City and County of Honolulu increasing the right-of-way in this area to 59'9". The widened

right-of-way will include two through lanes and a center lane for turning movements. A bike lane, planting strip, and walkway are proposed for the *mauka* side and a planting strip and bike lane on the *makai* side of the road.

Improvements will be confined to the Kailua Road right-of-way and the Kailua District Park parking lot which are owned by the City and County of Honolulu.

The cost of the project is estimated at \$4.5 million and will be funded by the City and County of Honolulu. DR Horton will construct improvements fronting their development pursuant to Ordinance 2412. The drainage project will be constructed in two phases.



Imperium O'ahu Biodiesel Facility (HRS 343 DEA)

- District:** 'Ewa
TMK: 9-1-014: 024 (portion) and 36, roadway rights-of-way (easements)
Applicant: Imperium Renewables Hawai'i LLC, 1099 Alakea Street, Suite 1800, Honolulu, Hawai'i 96813. Contact: Adrienne Barnes, Project Specialist (782-9052).
Approving Agency: State of Hawai'i Department of Transportation, Harbors Division, Hale Awa Ku Moku Building, 79 South Nimitz Highway, Honolulu, Hawai'i 96813-4898. Contact: Glenn Abe, Supervising Property Manager (587-1944).
Consultant: Belt Collins Hawai'i, Ltd., 2153 North King Street, Suite 200, Honolulu, Hawai'i 96819. Contact: Lee Sichter (521-5361).
Public Comment Deadline: May 8, 2007
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.
Permits Required: Special Management Area Use Permit, Stationary Source Air Permit, Height Variance, Grading Permit, Building Permit, NPDES Permit, Underground Injection Control Permit.

Imperium proposes to construct and operate a biodiesel production facility capable of producing 100 million gallons per year of biodiesel fuel from vegetable oil on 11.2 acres of an undeveloped parcel leased from DOT Harbors Division at Kalaeloa Barbers Point Harbor, Kapolei, O'ahu, at Malakole Road and the Internal Access Road, informally known as John Wayne Avenue.

Construction of the facility would include site development for constructing the processing plant; storage tank farm; transport pipelines; and support facilities (offices, parking areas, truck loading and unloading).

The main process area would include reactors, condensers, and tanks; 80-foot high distillation column; hot oil heaters with a 75-foot high exhaust stack; control room; electrical room; maintenance shop; and 20-foot high cooling tower.

The tank farm would include 17 tanks up to 65 feet in height and ranging in capacity from 100,000 gallons to two million gallons. Future construction of four two-million gallon oil or biodiesel

tanks would be possible.

Approximately 105 million gallons of source oil per year would be provided to the facility by ship, via pipelines from the harbor, or by container or truck, if available. Palm oil is the proposed primary oil source, but the facility could accept multiple feed stocks such as soy, canola, and other natural oils.

Approximately ten million gallons per year of glycerin would be generated from the production process. The glycerin by-product would be stored on-site, to be sold to industrial end users. The biodiesel would be transported to end users in the Campbell Industrial Park area via pipeline or truck. Pipeline routes considered in this analysis include placement within easements along Malakole Road and Hanua Street, and along an easement along the AES coal conveyor.



APRIL 8, 2007

Makaiwa Hills (HRS 343 DEIS)

- District:** 'Ewa
TMK: 9-1-15:17 and portion of parcel 5; and 9-2-3: portion of parcels 2,5, and 84
Applicant: Makaiwa Hills, LLC, 1001 Kamokila Boulevard, Suite 250, Kapolei, Hawai'i 96707. Contact: Steve Kelly (674-3289).
Approving Agency: City & County of Honolulu, Department of Planning and Permitting, 650 S. King Street, 7th Floor, Honolulu, Hawai'i 96813. Contact: Eugene Takahashi (527-6022).
Consultant: Group 70 International, 925 Bethel Street, 5th Floor, Honolulu, Hawai'i 96813. Contact: Jeffrey Overton (523-5866).
Public Comment Deadline: May 23, 2007
Status: Draft environmental impact statement (DEIS) notice pending 45-day public comment. Address comments to the applicant with copies to the accepting authority, consultant and OEQC.
Permits Required: Change in Zoning, NPDES, Grading, Building

Makaiwa Hills, LLC, a joint venture between Kapolei Property Development, LLC and Monarch at Kapolei, LLC, proposes to develop Makaiwa Hills, a 1781-acre project mauka of the City of Kapolei, between Makakilo and Waimanalo Gulch. Makaiwa Hills will be a residential community, with supporting commercial, infrastructure, educational, recreational and open space land uses. The project requires a zoning change from agriculture (Ag-1 and Ag-2) to a variety of residential and commercial designations consistent with the 'Ewa Development Plan. The property was urbanized at the Land Use Commission in 1993 for development of up to 4,100 residential units.

The project includes approximately 4,100 units of varying product types serving low and medium-density residential, apartment and mixed-use markets with affordable housing developed on-site. The plan establishes denser homes and commercial areas at lower elevations, with a gradual increase in residential lot sizes at higher elevations. Integrated uses, including 32-acres of mixed-use areas, a community commercial center and retail in a Town Center, are important components of the community. The project's land plan integrates natural features of the site, including slopes, gulches and large contiguous open space areas. Over 50% of the project area is planned for open space and recreational uses.

Makaiwa Hills will provide opportunities for short and long-term employment. The project is an important component of the Kapolei Area Long Range Master Plan and will create approximately 1,100 of the 40,000 new jobs expected in the Kapolei area in the next 20 years.

The project will provide uses to serve the community, including land for an elementary school. Internal streets will link residential areas while collector roads will access the H-1 Freeway at the Kapolei Interchange Complex and Farrington Highway at a new mauka-makai access point between Kalaeloa Boulevard and Honokai Hale. Access from Makakilo is proposed with the extension of Nohona Street. Other necessary utilities and infrastructure will be constructed. The Makaiwa Hills project will be developed in phases, with completion estimated by 2020.



O'ahu Notices

APRIL 8, 2007

Kalaniana'ole Highway Improvements (HRS 343 FEA-FONSI)

District: Ko'olaupoko
TMK: 4-1-03 through 09, 12, 15, 16, 18, 19, 20, 21, 22, 28, 33, 34

Proposing Agency: State of Hawai'i, Department of Transportation, Highways Division, 688 Kamokila Boulevard, Room 688, Kapolei, Hawai'i 96707. Contact: Vincent Lorin (692-7568).

Determination Agency: Same as above.
Consultant: Mountain Edge Environmental, Inc., 62-180 Emerson Road, Hale'iwa, Hawai'i 96712. Contact: Jennifer Hernando (647-1200).

Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

Permits Required: NPDES; noise; construction; land use; grubbing; grading; excavation and stockpiling; discharge of waters; and street usage.

The State Department of Transportation is proposing to improve traffic operations on Kalaniana'ole Highway between Olomana Golf Course and Waimanalo Beach Park, approximately

three miles. The highway improvement is intended to make the highway operate more efficiently, to increase safety for motorists, bicyclists, pedestrians, and equestrian riders, and to bring this portion of Kalaniana'ole Highway into compliance with current Americans with Disabilities Act (ADA) guidelines.

The proposed improvements to the highway include the addition of left turn lanes at Flamingo Road, Kumuhau Street, Humuniki Street, Mekia Street, Mo'ole Street (both directions), Inoa'ole Street, and Alo'ilo'i Street. Shelter lanes are proposed for left turning vehicles entering Kalaniana'ole Highway from side streets or exiting Kalaniana'ole Highway to side streets. Where space is available, bus pullouts are proposed.

Striping improvements are proposed near the Old Kalaniana'ole Road to reduce the travel lanes to one lane. A median barrier is also proposed at the Olomana Golf Course area. In addition, centerline median rumble strips will be incorporated where possible, along with a driver feedback speed display sign.

The proposed improvements also include sidewalk reconstruction on the mauka-side of the highway from Kumuhau Street to Inoa'ole Street. Remaining areas along Kalaniana'ole Highway that do not have concrete sidewalks will have a paved shoulder. A shared-use grassed path is also proposed along with pavement reconstruction and drainage improvements. Existing wood utility poles will also be relocated or removed and wiring for highway lighting placed underground, to provide adequate roadside clearance and ADA accessibility.



Maui Notices

APRIL 8, 2007

Kihei Residential Project (HRS 343 FEA-EISPN)

District: Makawao
TMK: 3-8-04: por. 2, por. 22, and por. 30
Applicant: A&B Properties Inc., 822 Bishop Street, Honolulu, Hawai'i 96813. Contact: Dan Yasui (525-8449).

Approving Agency: State of Hawai'i, Land Use Commission, P.O. Box 2359, Honolulu, Hawai'i 96804. Contact: Anthony Ching (587-3822).

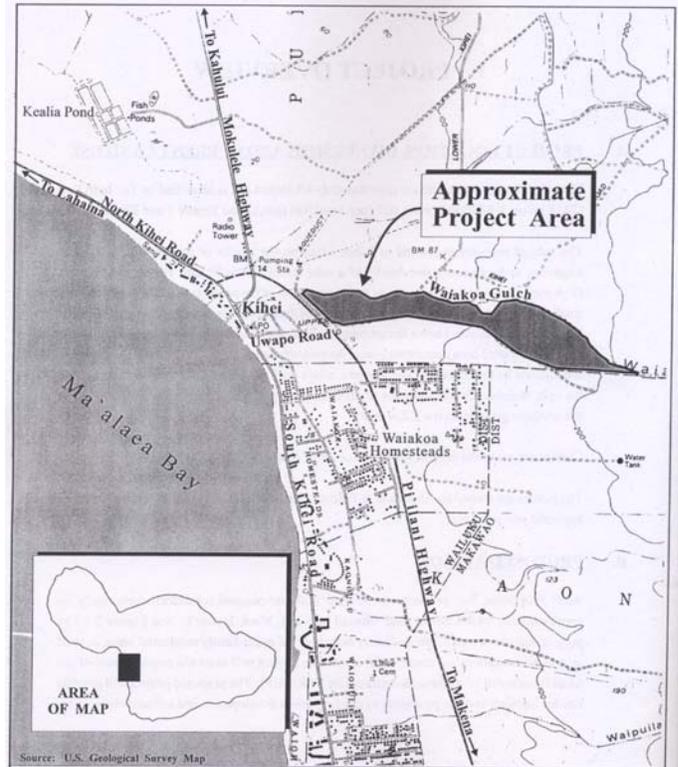
Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, Hawai'i 96793. Contact: Kyle Ginoza (244-2015).

Public Comment Deadline: May 8, 2007
Status: Final Environmental Assessment - Environmental Impact Statement Preparation Notice, pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.

Permits Required: State land use district boundary amendment; National pollutant discharge elimination system (NPDES) permits, as applicable; Kihei-Makena Community Plan amendment; Change in Zoning; Subdivision Approval; and construction permits.

A&B Properties, Inc. proposes to develop a master-planned residential community with approximately 600 dwelling units on approximately 94.3 acres of land situated in Kihei, Maui, Hawai'i. The parcels are owned by Alexander & Baldwin, Inc. A&B Properties, Inc. is the authorized applicant and petitioner. The project includes a mix of single-family detached and multi-family residential units, as well as a small neighborhood commercial area. The project will meet the requirements of the Maui Residential Workforce Housing policy (MRWHP). The proposed project will provide needed housing in close proximity to existing urban development and infrastructure. The applicant will coordinate with the County Department of Housing and Human Concerns to develop an appropriate affordable housing program. Preliminary price ranges and income target groups for the affordable housing program are being developed and will be addressed in the Draft EIS. The project will also include park and open space areas to meet the recreational needs of the project's residents. The primary planned vehicular access point at the makai end of the project include a right-turn in and right-turn out off of Pi'ilani Highway and access off of Kaiwahine Street. An approximately 1.4-acre site is proposed for commercial use. Located at the

southwest corner of the property, along Pi'ilani Highway, the proposed commercial area will allow for neighborhood business uses, which will provide services for the convenience of the surrounding neighborhoods.



Hawai'i Notices

APRIL 8, 2007

Ocean View Transfer Station and Recycling Center (HRS 343 FEA-EISPN)

District: Ka'u
TMK: (3rd) 9-2-150:060
Proposing Agency: County of Hawai'i, Department of Environmental Management, 25 'Aupuni Street, Room 210, Hilo, Hawai'i 96720. Contact: Barbara Bell (961-8083).

Determination Agency: Same as above.
Consultant: Geometrician Associates, P.O. Box 396, Hilo, Hawai'i 96721. Contact: Ron Terry (969-7090).
Status: Final Environmental Assessment - Environmental Impact Statement Preparation Notice, pending 30-day public comment. Address comments to the proposing agency with copies to the determination agency, consultant and OEQC.

Public Comment Deadline: May 8, 2007
Permits Required: National Pollutant Discharge Elimination System (NPDES), Underground Injection Control (UIC), State Historic Preservation Chapter 6E Concurrence, Solid Waste Management Permit, Plan Approval, Subdivision Approval, Grading Permit, Building Permits.

The County of Hawai'i proposes to build a solid waste transfer station and recycling center in Ocean View. Over the last four years, the County has utilized community input in conducting an extensive search for candidate sites and has selected a preferred site based upon criteria including location, relief of site, land use, highway access and nearby residences. The EIS process will continue to consider all reasonable alternative properties as well as the No Action alternative and various strategies for residential solid waste disposal and recycling.

Residents of Ocean View, a rapidly growing community with a population of 2,178 in 2000, are obliged to travel more than 12 miles to dispose of rubbish and greenwaste and to recycle. Ocean View is one of only two communities on the island with more than 2,000 residents that lacks a transfer station within 10 miles. Aside from inconvenience to residents, this lack is one factor contributing to an epidemic of illegal dumping, which poses not only a scenic blight but also a hazard to human health and environmental quality. The transfer station, estimated to cost

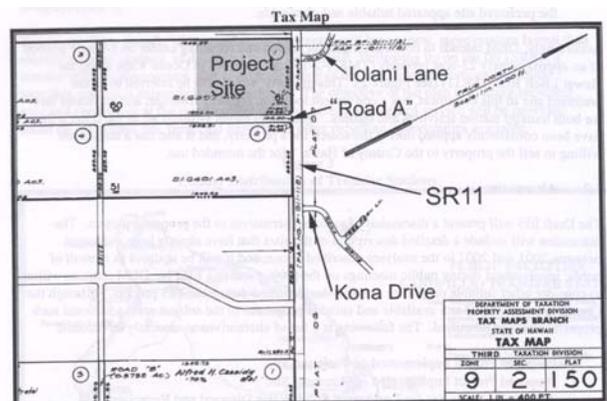
\$3.1 million, will include the following elements:

- Two waste disposal chutes;
- Recycling area with bins for glass, aluminum, cardboard, certain plastics, and other items;
- Reuse area;
- Redemption area for containers;
- Green waste collection and mulching yard;
- Metal collection area;
- Service roads, electric lines and poles, fencing and landscaping;
- Improvements to SR 11, as necessary;
- Firebreaks and firefighting equipment; and
- Visual buffer area.

The EISPN offers an opportunity for interested parties, including individuals, neighborhood groups, businesses, trade organizations, environmental and cultural groups, non-profits, and government agencies, to get involved in the EIS process.



Project Site



Kaua'i Notices

APRIL 8, 2007

Lihue Wastewater Treatment Plant Facilities Plan (HRS 343 DEA)

District: Lihue
TMK: 4-3-5-001-030 for WWTP, various for service area

Proposing Agency: County of Kaua'i - Department of Public Works, Division of Wastewater Management, 4444 Rice Street, Suite 500, Lihue, Hawai'i 96766. Contact: Edward Tschupp (241-6610).

Determination Agency: Same as above.

Consultant: M&E Pacific, Inc., 100 Pauahi Street, Suite 207, Hilo, Hawai'i 96720. Contact: Bert Saito (933-2864).

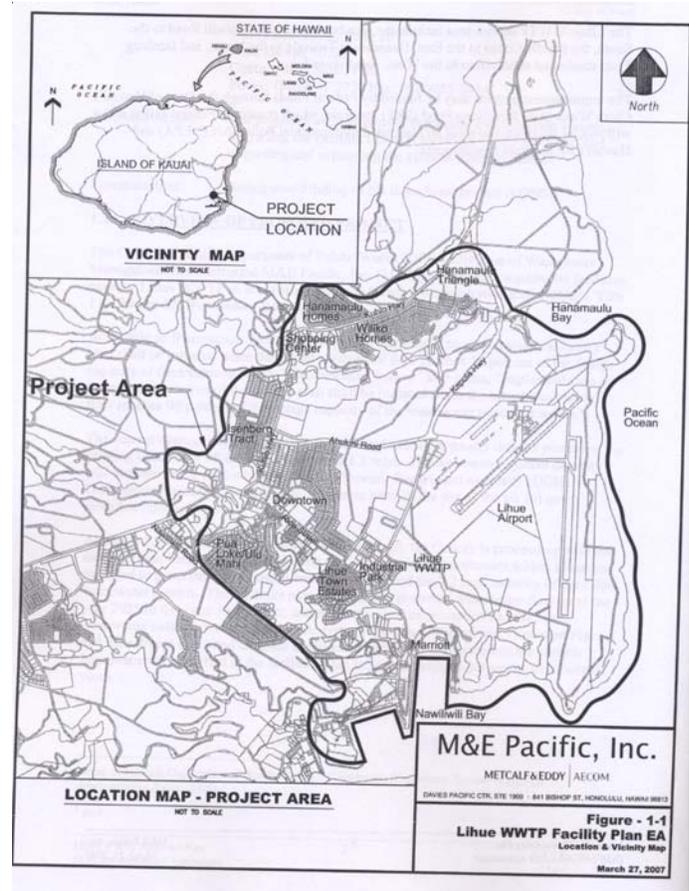
Public Comment Deadline: May 8, 2007.

Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits Required: Plan approval; National Pollutant Discharge Elimination System (NPDES); Underground Injection Control (UIC); Grading; Building; Excavation; Pressure Vessel and Boiler; Fuel Storage Tank; Wastewater Management.

The County of Kaua'i, Department of Public Works (DPW), Division of Wastewater Management has contracted M&E Pacific, Inc. (M&E), to prepare a wastewater facilities plan for Lihue WWTP. The Lihue Wastewater System is approaching its current capacity. New developments are expected within Lihue over the next twenty years. The facilities plan projects wastewater flows up to the year 2025 in five-year increments and describes the improvements and alternatives to the Lihue Wastewater System. The Lihue Wastewater System consists of the wastewater collection system, the wastewater treatment plant, and the effluent reuse and disposal facilities. The County plans to complete the recommended improvements as described in the facilities plan over the next twenty years. The Lihue WWTP service area is bordered by Nawiliwili Road to the South, the Pacific Ocean to the East, Hanamaulu Triangle to the North, and Isenberg Tract residential subdivision to the West. There are no long-term negative impacts from the improvements. The short-term impacts are con-

struction related. Best management practices will be used to mitigate the short-term impacts. The expansion and improvement projects may be funded by Federal Funds through the State of Hawai'i's Clean Water State Revolving Fund (SRF) Program, which constitute Federal action and will require the project to meet all National Environmental Policy Act (NEPA) and Hawai'i SRF program requirements.



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: 468-4644 x72878, Kaua'i: 274-3141 x72878, Maui: 984-2400 x72878 or Hawai'i: 974-4000 x72878.

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: 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) **Farrington Highway Intersection Improvements at Lualualei Homestead Road, O'ahu**

Applicant: State Department of Transportation, Highway Division
Contact: Ross Hironaka, 692-7575
Federal Action: Federal Funds
Federal Agency: Federal Highway Administration
Location: Intersection of Farrington Highway and Lualualei Homestead Road, Wai'anae
TMK: (1) 8-5-8
CZM Contact: John Nakagawa (587-2878)
Proposed Action: Use funds from the Federal Highway Administration to construct improvements to the intersection of Farrington Highway and Lualualei Homestead Road to resolve safety issues and congestion problems. The proposal is to install a left turn lane in the Honolulu bound direction. Construction of the left turn lane will require widening Farrington Highway 500 linear feet and will involve reconstructing existing sidewalks, gutters, rock wall, and chain link fence. Relocating the existing bus shelter, fire hydrant, drainage pipes, catch basin, electrical boxes, traffic signals, four utility poles, and water meter and valves will also be required.
Comments Due: April 23, 2007

(2) **Marine Mammal Health & Stranding Response Program**

Federal Action: Federal Agency Activity
Federal Agency: National Marine Fisheries Service
CZM Contact: John Nakagawa (587-2878)
Proposed Action: The National Marine Fisheries Service (NMFS)

oversees the Marine Mammal Health and Stranding Response Program (MMHSRP), whose purposes are to respond to marine mammals in distress, including those stranded, entangled, and out of habitat, and to answer research and management questions about marine mammal health. To meet the purposes and needs of the MMHSRP the following four actions are proposed:

1. Issuance of the Policies and Best Practices for Marine Mammal Stranding Response, Rehabilitation, and Release as final guidance.
2. Issuance of a new Endangered Species Act/Marine Mammal Protection Act permit to the MMHSRP. The current permit expires on June 30, 2007. The new permit would include current and future response activities for endangered species, disentanglement activities, biomonitoring projects, and import and export of marine mammal tissue samples.
3. Continuation of current MMHSRP operations, including response, rehabilitation, release, and research activities, with renewal and authorization of Stranding Agreements and Scientific Research Authorizations and other NMFS activities.
4. Continuation of the Prescott Grant Program, which was established under the Marine Mammal Rescue Assistance Act of 2000. Under this grant program NMFS disburses funds to eligible members of the National Stranding Network for the recovery or treatment of marine mammals, the

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collection of data from living or dead stranded marine mammals for scientific marine mammal health research, and facility operation costs.

NMFS has prepared a draft Programmatic Environmental Impact Statement (PEIS) which fully describes the MMHSRP and evaluates the potential impacts of the proposed actions. The PEIS can be viewed at: <http://www.nmfs.noaa.gov/pr/health/eis/htm>.

Comments Due: April 23, 2007

(3) Kauikeolani Fishpond and 'Auwai Restoration, Hanalei, Kaua'i

Applicant: Patricia W. Sheehan
Consultant: Graydon A. Keala, Loko I'a Consulting
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Kauikeolani Fishpond, Hanalei, Kaua'i
TMK: (4)5-5-1: 48
CZM Contact: John Nakagawa (587-2878)
Proposed Action: Conduct maintenance dredging and bank stabilization of Kauikeolani Fishpond in Hanalei, Kaua'i. The maintenance dredging will involve removing approximately 5,000 cubic yards of sandy material from the basin of the existing fishpond which will be used to restore and stabilize the fishpond banks from erosion and damage caused by invasive tilapia fish and flooding in 2006. The restoration also involves maintenance repair and bank stabilization to the fishpond 'auwai channel, which conducts water from the Hanalei River to the fishpond. The 'auwai repair will be done by installing 200 feet of interlocking vinyl sheet piles along both sides of the 'auwai to re-establish an original channel width of 8-10 feet versus the current 16-20 feet width. Dredged material from the fishpond will be used to fill and stabilize the eroded area between the sheeting and 'auwai banks.

Comments Due: April 23, 2007

(4) Reconstruct Existing Stream Gage Station on Makawao Stream, O'ahu

Applicant: U.S. Geological Survey
Contact: Barry Hill, Assistant Center Director (587-2407)
Federal Action: Federal Agency Activity

Location: Makawao Stream, Maunawili Valley, O'ahu
TMK: (1)4-2-8: 1
CZM Contact: John Nakagawa (587-2878)
Proposed Action: Reconstruct a previously existing stream gage on Makawao Stream in Maunawili, O'ahu, which was destroyed by the flood of April 2, 2006. The new gage will be located at an abandoned road crossing approximately 500 feet downstream of the original gage location. The gage will consist of a compressed air bladder system enclosed in a metal shelter (2-foot x 2-foot wide x 3-foot high), supported on 2-inch galvanized steel pipes attached to a 4-foot x 4-foot wide x 6-inch thick concrete slab. The gage will be connected to the stream by a small plastic tube protected with a 1.5-inch galvanized steel conduit. A hollow-tile block anchor will be installed 1-foot deep into the stream bed to hold the crest-stage gage, staff plate and air-line orifice. An antenna and solar panel will be attached to the top of the gage shelter.

Comments Due: April 23, 2007

(5) Kawainui Marsh Flood Alert Water-Level Monitoring Gage, O'ahu

Applicant: U.S. Geological Survey
Contact: Barry Hill, Assistant Center Director, 587-2407
Federal Action: Federal Agency Activity
Location: Kawainui Marsh, O'ahu
TMK: (1)4-2-16: 1
CZM Contact: John Nakagawa (587-2878)
Proposed Action: Install a flood alert water-level monitoring gage in Kawainui Marsh to provide real-time information to the National Weather Service and other public safety agencies for flood warnings for the Coconut Grove neighborhood and the Kapa'a Quarry Road in Kailua. The gage will consist of a compressed air bladder system enclosed in a metal shelter (2-foot x 2-foot wide x 3-foot high), supported on 2-inch galvanized steel pipes attached to a 4-foot x 4-foot wide x 1-foot thick concrete slab. The gage will be connected to the marsh by a small plastic tube protected with a 1-inch PVC conduit. A hollow-tile block anchor will be installed to hold the crest-stage gage, staff plate and air-line orifice. An antenna and solar panel will be attached to the top of the gage shelter.

Comments Due: April 23, 2007

(6) Temporary Three-day Recreational Structure in Fairmont Orchid Hotel Lagoon, Puako, Hawai'i

Applicant: Hawai'i Meeting Builders
Contact: Vivian Delos Reyes, (808) 244-7600
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Orchid Lagoon at the Fairmont Orchid Hotel, Puako, Hawai'i

TMK: (3) 6-8-22: 8
CZM Contact: John Nakagawa (587-2878)
Proposed Action: Install a temporary (three-day) wooden sound stage partially within and over ocean waters of the Orchid Lagoon at the Fairmont Orchid Hotel from April 25 to April 28, 2007. The 48-foot x 24-foot floating wooden stage would be placed from the edge of the beach into the ocean waters of the Orchid Lagoon. Complete removal of the temporary structure would be completed on April 28, 2007.

Comments Due: April 23, 2007

Special Management Area (SMA) Minor Permits

Pursuant to Hawai'i Revised Statute (HRS) 205A-30, the following is a list of SMA Minor permits that have been approved or are pending by the respective county/state agency. For more information about any of the listed permits, please contact the appropriate county/state Planning Department. City & County of Honolulu (523-4131); Hawai'i County (961-8288); Kaua'i County (241-6677); Maui County (270-7735); Kaka'ako (Honolulu) or Kalaeloa (Barbers Point) Community Development District (587-2840).

Mid-Pacific Country Club Improvements (Chapter 25, Revised Ordinances of Honolulu, Draft Document)

The applicant, Mid-Pacific Country Club, proposes to construct a new 8,000-square-foot maintenance building, an addition to the existing operations support building, and an open enclosure for storage. The 25-foot high maintenance building will be a pre-engineered steel structure with a metal roof, constructed on a concrete foundation.

Approximately 1,350 square-feet will be added to the existing operations support building. The expansion will provide a ground floor area of approximately 2,200 square-feet. Also, a

mezzanine level of about 1,500 square-feet will be added. A sloping rolled metal roof will be added above the mezzanine. The structure will not exceed 25-feet in height.

The open enclosure will be used to store sand, gravel, and rock. The 1,200 square-foot enclosure will be located between the new and existing maintenance buildings. The 48-foot long, 25-foot wide, and 5-foot high enclosure will be built of cement masonry units and open on one side for unloading material and equipment access.

The Department of Planning and Permitting of the City and County of Honolulu, is seeking public comment on this draft document. Please send comments to the Department of Planning and Permitting, 650 S. King Street, 7th Floor, Honolulu, Hawai'i 96813. For more information, please call Dana Teramoto of the Department of Planning and Permitting at (808) 523-4648.

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Special Management Area (SMA) Minor Permits

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SPECIAL MANAGEMENT AREA (SMA) MINOR PERMITS		
Location (TMK)	Description (File No.)	Applicant/Agent
O'ahu: Kailua (4-3-20-21)	Wood fence 6-foot and gate on private roadway (2007/SMA-13)	L'Orange Community Association
O'ahu: Kapolei (9-1-14-10)	Chevron Hawai'i Refinery 683-square foot office expansion (2007/SMA-6)	Chevron Products Co./Robert J. Rippel
Hawai'i: Kona (8-7-5-1, 2 and 10-19)	Consolidation and resubdivision of 12 lots (SMM 07-51)	Dan McKinley & Frank Foti
Maui: Lahaina (4-4-1-100)	Waterseal walkway at Maui Kai walkway (SM2 20060048)	Maui Kai AOA
Maui: Kihei (3-8-13-11 & 12)	Wall (SM2 20070015)	Nelson, Don/Nellies On Maui
Maui: Kahului (3-7-3-7 & 9)	Maui Beach imu demonstration (SM2 20070017)	Elleair Hawai'i Inc.,

Pollution Control Permit Applications

Department of Health Permits

Below is a list of some pollution control permits currently before 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. Abbreviations are as follows: **CAB** - Clean Air Branch (586-4200); **CD** - comments due; **CSP** - Covered Source Permit; **CWB** - Clean Water Branch (586-4309); **I** - issued; **SHWB** - Solid and Hazardous Waste Branch (586-4226); **SDWB** - Safe Drinking Water Branch (586-4258); **N** - none; **NSP** - Noncovered Source Permit; **NPDES** - National Pollutant Discharge Elimination System under the Federal Clean Water Act; **R** - received; **T** - temporary; **UIC** - Underground Injection Control; **NA** - not applicable.

Branch Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
Clean Air Branch, 586-4200, Non Covered Source Permit	HIE Holdings, Inc. dba Hawaiian Isles Kona Coffee Company NSP 0503-01-N (Initial Application)	2864 Mokumoa Street Honolulu, O'ahu	Issued: 3/15/07	2,200 lb/hr and 1,250 lb/hr Batch Coffee Roasters
Clean Air Branch, 586-4200, Temporary Non Covered Source Permit	The Gas Company NSP 0292-01-NT (Renewal)	Pier 1 at Kalaeloa Barbers Point Harbor on O'ahu	Issued: 3/20/07	216.25 MMBTU/hr Portable Flare
Clean Air Branch, 586-4200 Temporary Noncovered Source Permit	Hawaiian Cement NSP 0637-01-NT (Initial Application)	Ocean Point Golf Course, 'Ewa Beach, O'ahu	Issued: 3/21/07	One (1) 45 TPH Portable Soil Blender

Pollution Control Permit Applications

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Branch & Permit Type	Applicant & Permit Number	Project Location	Pertinent Dates	Proposed Use
Safe Drinking Water Branch, 586-4258, UIC Permit	Atsugi Planned Mgmt., Ltd. UH-tba	Kohala Trade Center (3)5-5-9:76; Hawi-Niuli'i Road, Hawi, N. Kohala	n/a	Register & convert 1 injection-well cesspool to injection well seepage pit for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Department of Public Works County of Hawai'i UH-2538	La'iohua Connector Road Project portions of Keanalehu Dr. & Manawalea St., Kailua-Kona	Comment by 4/18/07	Construct 41 injection wells for surface drainage.
Safe Drinking Water Branch, 586-4258, UIC Permit	Hawai'i Electric Light Co., Inc. UH-1244	Hawai'i Electric Light Co. Kanoelehua Baseyard Seepage Pit 54 Halekaula Street, Hilo	n/a	Renew permit for 1 injection well for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Hawai'i Electric Light Co., Inc. UH-1243	Hawai'i Electric Light Co., Inc. Hill Power Plant Seepage Pit 54 Halekaula Street, Hilo	n/a	Renew permit for 1 injection well for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Vern & Cathi Yamanaka UH-2539	Osaka Building 762 Kanoelehua Avenue, Hilo	n/a	Register 1 existing injection well for surface drainage.
Safe Drinking Water Branch, 586-4258, UIC Permit	Assn. Of Apartment Owners UM-1252	Moloka'i Shores Condominium 1000 Kamehameha Highway, Kaunakakai	n/a	Renew permit for 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Oceanic Institute UO-2226	Oceanic Institute 41-202 Kalaniana'ole Highway, Waimanalo	n/a	Modify permit for 4 injection wells - clarify chemical additions list of injectant.
Safe Drinking Water Branch, 586-4258 UIC Permit	Department of Environmental Services City & County of Honolulu UO-1258	Pa'ala'a Kai WWTP 66-1012 Oliana Street, Waialua	n/a	Renew permit for 10 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Assn. Of Apartment Owners UO-2021	Hale'iwa Surf Condominium 66-303 Hale'iwa Beach Road, Hale'iwa	n/a	Renew permit for 3 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Assn. Of Apartment Owners UO-2003	Mokuleia Beach Apartments 68-051 Akule St., Mokuleia, Waialua	n/a	Renew permit for 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	CP Makai, LLC, % Carmel Partners, Inc. UO-tba	CP Makai, LLC (1)9-1-13:001; Barbers Point, Kalaeloa	n/a	Change operator for 5 injection wells for surface drainage.
Safe Drinking Water Branch, 586-4258, UIC Permit	CP Orion Park, LLC, % Carmel Partners, Inc. UO-tba	CP Orion Park, LLC (1)9-1-13:001; Barbers Point, Kalaeloa	n/a	Change operator for 1 injection well for surface drainage.
Safe Drinking Water Branch, 586-4258, UIC Permit	Assn. Of Apartment Owners UK-1830	Poipu Makai STP 1677 Pe'e Road, Poipu, Koloa	n/a	Renew permit for 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Department of Public Works County of Kaua'i UK-tba	Spouting Horn Beach Park (4)2-6-3:58; Lawa'i Road, Kukui'ula, Koloa	n/a	Register & convert 1 injection-well cesspool to injection well seepage pit for sewage disposal.

Shoreline Notices

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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 Kaua'i, Hawai'i and Maui and at Room 220, 1151 Punchbowl St., Honolulu, O'ahu (Tel: 587-0414). All comments shall be submitted in writing to the State Land Surveyor, 1151 Punchbowl Street, Room 210, Honolulu, Hawai'i 96813 and postmarked no later than fifteen (15) calendar days from the date of the public notice of the application. If there are any questions, please call Barry Cheung or Robert Ing at (808) 587-0384.

APPLICATIONS for Shoreline Certification for 04/08/2007 Bulletin

File No.	Date	Location	Applicant/Owner	TMK
OA-1149	03/07/2007	Lot 24, Land Court Application 1719 (Map 5), situated at Kailua, Ko'olaupoko, Island of O'ahu. Address: 22 Laiki Place Purpose: Building permit	ParEn Inc./David Lewis & Russell Bell	4-3-019:035
MA-365	02/23/2007	Lot 38, Kama'ole Beach Lots, situated at Kula, Wailuku, Island of Maui. Address: 2192 'Ili'ili Road Purpose: Building setback	Valencia Land Surveying/ Maui Beach Place, LLC	3-9-005:033
MA-366	03/08/2007	Lot 44, Land Court Application 1744 (Map 10), situated at Ka'anapali, Lahaina, Island of Maui. Address: 45 Kai Ala Drive Purpose: Building permit	Valencia Land Surveying/ Hale Ka'anapali	4-4-006:011
MO-135	03/08/2007	Lot 385, Land Court Application 1683 (Map 19), situated at Kaluako'i & 'Iloli, Island of Moloka'i. Address: 3344 Kalua Ko'i Road Purpose: Building setback	Action Survey/Robert Schwartz & Kathleen Nichols	5-1-007:066
MO-136	03/12/2007	Lot 397, Land Court Application 1683 (Map 19), situated at Kaluako'i & 'Iloli, Island of Moloka'i. Address: 2980 Kalua Ko'i Road Purpose: Building setback	Action Survey/Harvard Avenue Holdings	5-1-006:071
HA-335	02/27/2007	Portion of R.P. Grant 1279, 'Opihikao, Puna, Island of Hawai'i. Address: Kapoho-Kalapana Road Purpose: Building setback	Independent Hawai'i Surveys, LLC/Silacci Family Trust	1-3-004:008
HA-367	03/01/2007	Portion of R.P. 4475, Land Commission Award 7713, Ap.43, situated at Holualoa 1st and 2nd, North Kona, Island of Hawai'i Address: 76-6276 Ali'i Drive Purpose: Update boundary extent	Koa Architects, LLC/Erik Bedford	7-6-014:013
HA-368	03/12/2007	Area 13-A, being the whole of R.P. 6787, L.C.Aw. 6026 Ap.1 & 2; R.P. 4336, L.C. Aw. 5915; L.C. Aw. 5693; L.C. Aw. 6027; R.P. 4345, L.C. Aw. 5694 Ap.1; a portion of R.P. 6856, L.C. Aw. 7713 Ap.6; Area 13-B, being the whole of R.P. 4439, L.C. Aw. 5832 Ap.1 and a portion of R.P. 6856, L.C. Aw. 7713 Ap.6, situated at Kahalu'u, North Kona, Island of Hawai'i. Address: 78-6780 Ali'i Drive Purpose: Building permit	Wes Thomas Associates/ Kamehameha Schools	7-8-013:002 & 043
HA-369	03/22/2007	Lot B, being the whole of R.P. 3737, L.C. Aw. 5680 Ap.2 and portions of L.C. Aw. 4452 Ap.2 and road remnant, situated at Kapala'alaea 1st, North Kona, Island of Hawai'i. Address: None assigned Purpose: Building permit	Wes Thomas Associates/ Bradford & Vicki Picking	7-7-010:013

Shoreline Notices

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Shoreline Certifications and Rejections

Pursuant to §§13-222-26, HAR the following shorelines have been proposed for certification or rejection by the DLNR. Any person or agency wishing to appeal a proposed shoreline certification or rejection shall file a notice of appeal in writing with the department no later than 20 calendar days from the date of the public notice of the proposed shoreline certification or rejection. The Notice of appeal shall be sent to the Board of Land and Natural Resources, 1151 Punchbowl Street, Room 220, Honolulu, Hawai'i 96813.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
OA-1133	Proposed Shoreline Certification	Lot 10-A-1, Portion of R.P. 4475, L.C.Aw. 7713, AP.33 to V. Kamamalu, situated at Waialua, Island of O'ahu Address: 61-305 Kamehameha Highway Purpose: Building permit	DJNS Surveying & Mapping, Inc./Peter S. Currie	6-1-012:009
OA-1137	Proposed Shoreline Certification	Lot 7994, Ld. Ct. App. 1069 (Map 641), situated at Honouliuli, 'Ewa, Island of O'ahu. Address: 91-554 Kaomi Loop Purpose: Subdivision for conveyance purposes	ControlPoint Surveying, Inc./Hawaiian Cement	9-1-026:006
OA-1143	Proposed Shoreline Certification	Parcel 1 and Lot 14, being portion of Grant 4938, situated at Kane'ohe, Ko'olaupoko, Island of O'ahu Address: 44-543 Kane'ohe Bay Drive Purpose: Building permit	Walter P. Thompson, Inc./ Eric Wida	4-4-037:005
MA-356	Proposed Shoreline Certification	Lot 14 of Kapalua Place, File Plan 1956, situated at Lahaina, Island of Maui Address: Lower Honoapi'ilani Road Purpose: Planning for future use	Warren S. Unemori Engineering, Inc./ Maui Land & Pineapple Company, Inc.	4-2-004:010
MA-359	Proposed Shoreline Certification	Lots A-7-C-1, Kapalua Development Subdivision, situated at Honokahua, Lahaina, Island of Maui. Address: One Ritz Carlton Drive Purpose: Possible building renovations	Ronald M. Fukumoto/Ronald M. Fukumoto	4-2-004:015
MA-360	Proposed Shoreline Certification	Lots 42 of Makena Beach Lots, portion of L.C. Aw. 11216, 'Apana 21, situated at Palauea, Honua'ula, Makawao, Island of Maui Address: 4568 Makena Road Purpose: Future use planning	Warren S. Unemori Engineering, Inc./Howard M. Bernstein	2-1-011:026
MA-362	Proposed Shoreline Certification	Lot 102, Land Court Application 1804 (Map 28), situated at Honua'ula, Island of Maui. Address: 3900 Wailea Alanui Drive Purpose: Building permit	Towill, Shigeoka & Associates, Inc./3900 WA Associates, LLC	2-1-023:007
MO-102	Proposed Shoreline Certification	Fronting Lot 13 (Map 7), portion of Lot 101 (Map 16), and portion of Lot 121 (Map 18), Ld. Ct. Appl 1683, being a portion of Grant 3146, situated at Kaluako'i and 'Iholi, Island of Moloka'i. Address: Kalua Ko'i Road Purpose: SMA permit and building permit	Newcomer-Lee Land Surveyors, Inc./Kaluako'i Poolside, LLC.	5-1-003:005
HA-332	Rejected	Land situated at Waiakea, South Hilo, Island of Hawai'i Address: 277 and 301 Kalaniana'ole Street Purpose: Building setback	Engineering Partners, Inc./David B. Owens and Shelby Rose, Ltd & Bay Clinic, Inc.	2-1-006:016 & 017
KA-201	Rejected	Lot A-6-A of the Lee Kwai Beach Lots, situated at Po'ipu, Koloa, Island of Kaua'i Address: 1871 Pe'e Road Unit 1 Purpose: Renovations	Roger M. Caires/John B. Higman	2-8-019:011
OA-1109	Proposed Shoreline Certification	Lot 85-B, Pupukeya-Paumalu Beach Lots, situated at Pupukea, Ko'olaupoko, Island of Oahu Address: 59-155 Ke Nui Road Purpose: Building permit	Walter P. Thompson, Inc./ Fred Patacchia, Jr.	5-9-002:008
OA-1135	Proposed Shoreline Certification	Lot D of Punalu'u Beach Lots, Portion of R.P. 7804, L.C. Award 9971 'Apana 25, situated at Punalu'u, Ko'olaupoko, Island of O'ahu. Address: 53-239 Kamehameha Highway Purpose: Land improvement possibilities	DJNS Surveying & Mapping, Inc./Jerry C. and Dianne Hall	5-3-002:041
OA-1146	Proposed Shoreline Certification	Lot 1, Forest Avenue Subdivision, File Plan 2335, situated at Ka'akaukui, Honolulu, Island of O'ahu. Address: Pier 2, 521 Ala Moana Boulevard Purpose: SMA permit	ControlPoint Surveying, Inc./Hawai'i Community Development Authority	2-1-015:051
MA-363	Proposed Shoreline Certification	A portion of Royal Patent 4475, Land Commission Award 7713, Ap:24, situated at Waihe'e, Wailuku, Island of Maui. Address: Kahekili Highway Purpose: Future planning	Warren S. Unemori Engineering, Inc./RDD LLC.	3-2-001:002

Voluntary Response Program

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Public Notice of Availability for Review and Comment

*Draft Response Action Memorandum for Subsurface Soil and Groundwater Contamination on a
Portion of the Former Waipahu Sugar Mill, Waipahu, O'ahu
Department of Health
Voluntary Response Project*

The Hawai'i Department of Health (HDOH) Seeks Public Comment on a Proposed Remedy for Subsurface Soil and Groundwater Contamination on a Portion of the Former Waipahu Sugar Mill, Waipahu, O'ahu.

FiG, LLC, owner of a 32,430 square foot parcel that was part of the former Waipahu Sugar Mill (TMK 9-4-166, Parcels 28 and 29), is voluntarily addressing sub-surface soil and groundwater contamination on this commercial-industrial zoned site. Portions of the property are known to be affected by diesel fuel that leaked from an underground tank in the late 1980s. As part of the HDOH Voluntary Response Program, and in accordance with regulations set forth by HDOH, FiG, LLC has proposed remedial actions designed to protect human health and the environment.

The proposed remedial action is described in a Draft Response Action Memorandum for the site. Copies of the Draft Response Action Memorandum, a fact sheet, and additional information on the site are available for review at the Waipahu Public Library, 94-275 Mokuola Street, Waipahu (through May 4, 2007), or at the Hawai'i Department of Health (see address below). To receive a short fact sheet about the project, or if you have questions, please call John Peard at (808) 974-4291 (Hilo), or e-mail him at john.peard@doh.hawaii.gov. Written comments regarding the proposed remediation at the site will be accepted through May 4, 2007, and should be sent by e-mail to john.peard@doh.hawaii.gov, or by mail to:

John Peard, Project Manager,
Hawai'i Department of Health – HEER Office
919 Ala Moana Boulevard, Room 206
Honolulu, Hawai'i 96814

Environmental Council Notices

April 11, 2007, Meetings at Various Times in Leiopapa A Kamehameha

The Environmental Council of the Department of Health and its various standing and ad hoc committees are scheduled to meet on Wednesday, April 11, 2007, at various times and in various rooms in Leiopapa A Kamehameha, located at 235 South Beretania Street, Honolulu, O'ahu. For more information, please call the Office of Environmental Quality Control at (808) 586-4185. To be placed on an electronic mail notification list of Environmental Council meetings, please send an electronic mail to Office of Environmental Quality Control at oeqc@doh.hawaii.gov. The meeting notices and agenda of the Environmental Council are also available on the State's Calendar Meeting Announcements Internet Website at the following Uniform Resource Locator (URL):

<http://www.ehawaii.gov.org>

MCON P-181 Dredge Channel for T-AKE Naval Magazine Pearl Harbor, West Loch Branch, O'ahu, Hawai'i (NEPA FONSI)

District: 'Ewa
TMK: None
Proposing Agency: Commander, Navy Region Hawai'i, Naval Facilities Engineering Command, Pacific Environmental Planning Division, 258 Makalapa Drive, Suite 100, Pearl Harbor, Hawai'i 96860-3134. Contact: Ms. Nora Macariola-See (808) 472-1402.

Approving Agency: Department of the Navy, Commander, Naval Installations, 2713 Mitscher Road, SW, Anacostia Annex, DC 20373-5802. Contact: Kelli Ackiewicz (202) 433-4960.

Consultant: TEC Inc., 1001 Bishop Street, ASB Tower Suite 1400, Honolulu, Hawai'i 96813. Contact: Ms. April Teekell (808) 528-1445.

Public Comment Deadline: April 23, 2007

Commander, Navy Region Hawai'i (CNRH) has prepared an Environmental Assessment (EA) and determined that an Environmental Impact Statement is not required for the MCON P-181 Dredge Channel for T-AKE, Naval Magazine Pearl Harbor, West Loch Branch, O'ahu, Hawai'i. Based on information gathered during preparation of the EA, the Navy finds that the MCON P-181 Dredge Channel for T-AKE will not significantly impact human health or the environment.

CNRH proposes to perform construction dredging of portions of the West Loch Channel, remove a portion of Baltimore Point and perform construction dredging in the same area, and stabilize and protect Baltimore and Keka'a Points. Proposed dredging activities would remove approximately 380,000 cubic yards (290,000 cubic meters) of sediment. The sediment would be disposed of at the South O'ahu Dredged Material Ocean Disposal Site, located approximately 5 miles (8 km) south of Pearl Harbor. CNRH has completed a National Historic Preservation Act Section 106 review by consulting with the State Historic Preservation Officer and other consulting parties. CNRH has also completed consultation with National Marine Fisheries Service in compliance with Section 7 of the Endangered Species Act. With the implementation of Best Management Practices, there would be no significant impacts to topography, soils, and sediments and marine biological resources under the Proposed Action. The Proposed Action would not result in significant impacts on the following resource areas: physical conditions; ter-

restrial biological resources; infrastructure; health and safety; socio-economics; land use; public facilities, services, and recreation; views; and cultural resources. The Proposed Action would not create environmental health and safety risks that may disproportionately affect children and minority or disadvantaged populations, and would not result in cumulative impacts to any environmental resource. CNRH has determined that the Proposed Action would not have reasonably foreseeable direct or indirect effects on any coastal use or resource of the State's coastal zone.

Permits required prior to implementation: Section 10 (Rivers and Harbors) permit, Section 103 (MPRSA) permit, Section 401 (CWA) permit, Section 404 (CWA) permit, and possibly an NPDES permit.

The Finding of No Significant Impact and EA addressing this Proposed Action may be obtained from: Naval Facilities Engineering Command, Pacific, 258 Makalapa Drive, Suite 100, Pearl Harbor, Hawai'i 96860-3134 (Attention: Ms. Nora Macariola-See, EV21), telephone (808) 472-1402, E-mail "nora.macariola-see@navy.mil." A limited number of copies of the EA are available to fill single copy requests.

Notice of Availability of Stock Reports

Section 117 of the MMPA (16 U.S.C. 1361 et seq.) requires NMFS and the U.S. Fish and Wildlife Service (FWS) to prepare stock assessments for each stock of marine mammals occurring in waters under the jurisdiction of the United States. These reports must contain information regarding the distribution and abundance of the stock, population growth rates and trends, the stock's Potential Biological Removal level (PBR), estimates of annual human-caused mortality and serious injury from all sources, descriptions of the fisheries with which the stock interacts, and the status of the stock. Initial reports were completed in 1995. The MMPA requires NMFS and FWS to review the SARs at least annually for strategic stocks and stocks for which significant new information is available, and at least once every 3 years for non-strategic stocks.

NMFS and FWS are required to revise a SAR if the status of the stock has changed or can be more accurately determined. NMFS, in conjunction with the Alaska, Atlantic, and Pacific Scientific Review Groups (SRGs), reviewed the status of marine mammal stocks as required and revised reports in each of the three regions. As required by the MMPA, NMFS updated SARs for 2006, and the revised reports were made available for public review and comment (71 FR 42815, July 28, 2006). The MMPA also specifies that the comment period on draft SARs must be 90 days. NMFS received comments on the draft SARs and has revised the reports as necessary. The final reports for 2006 are available as required by the Marine Mammal Protection Act (MMPA). NMFS has incorporated public comments into revisions of marine mam-

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mal stock assessment reports (SARs). These reports for 2006 are now final and available to the public. Electronic copies of SARs are available on the Internet as regional compilations and individual reports at the following address: <http://www.nmfs.noaa.gov/pr/sars/>. Send requests for copies of reports to: Chief, Marine Mammal and Sea Turtle Conservation Division, Office of Protected Resources, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910-3226, Attn: Stock Assessments. Copies of the Pacific Regional SARs may be requested from Jim Carretta, Southwest Fisheries Science Center, NMFS, 8604 La Jolla Shores Drive, La Jolla, CA 92037-1508. For more information, contact Tom Eagle, Office of Protected Resources, (301)713-2322, extension 105, electronic mail Tom.Eagle@noaa.gov (see, 72 F.R. 12774, March 19, 2007).

Manoa Watershed Flood Mitigation - Notice of Intent to Prepare an Environmental Impact Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; the Council on Environmental Quality Guidelines (40 CFR Part 1500) and the Natural Resources Conservation Service Guidelines (7 CFR Part 650); the Natural Resources Conservation Service, U.S. Department of Agriculture, has given notice that an Environmental Impact Statement is being prepared for the Manoa Watershed, Honolulu County, Hawai'i. A preliminary assessment of this federally funded action indicates that the project may cause significant impacts on the environment. As a result, Lawrence T. Yamamoto, Director, has determined that the preparation and review of an Environmental Impact Statement (EIS) is needed for this project. This project will be implemented under the Watershed Protection and Flood Prevention Act (Pub. L. 83-566, as amended), for the purpose of flood mitigation in Manoa Valley. The NRCS will work with the affected community and sponsoring local organizations to develop an acceptable plan to address the flood problem. Sponsoring local organizations include the State Department of Land and Natural Resources and the City and County of Honolulu.

The project aims to mitigate flooding of the magnitude experienced on October 30, 2004, when an intense rainstorm cell hit the upper watershed area of Manoa Valley. Runoff from the storm damaged streambanks and bridges throughout the valley. Bridges obstructed by debris-diverted floodwater from the stream channel onto roads, damaging homes and other neighborhood improvements, as well as the University of Hawai'i. The total damage from the flood event neared \$100 million.

A full range of possible programs and actions will be considered in order to meet the project goal of flood mitigation. Currently under consideration are detention basins on public lands,

flood walls, debris basins and other debris management actions, flood-proofing structures within the flood plain, diversion of flood waters, flood warning systems, widening of the channel, acquisition of properties within the floodplain, maintenance easements, and a drainage district. As hydrologic and hydraulic analyses are performed and stakeholder consultations are conducted, additional concepts may be developed.

A draft Environmental Impact Statement will be prepared and circulated for review by agencies and the public. The Natural Resources Conservation Service invites participation and consultation of agencies and individuals that have special expertise, legal jurisdiction, or interest in the preparation of the draft EIS. All written and verbal comments received in response to this Notice of Intent will be considered when determining the scope of the EIS. The sponsoring local organizations will be issuing an Environmental Impact Statement Preparation Notice pursuant to Hawai'i Revised Statutes Chapter 343, and a public participation process in the affected community has already been initiated. NEPA and HRS 343 requirements will be coordinated in the preparation of the EIS document.

A public meeting will be held on Wednesday, April 25, 2007, at the Noelani Elementary School cafeteria from 6:30 p.m. to 8:30 p.m., to determine the scope of analysis of the proposed action. Further information on the proposed action or the public scoping meeting may be obtained from Lawrence T. Yamamoto, Director, Pacific Islands Area, Natural Resources Conservation Service, 300 Ala Moana Boulevard, Room 4-118, P.O. Box 50004, Honolulu, Hawai'i 96850-0050, Telephone: (808) 541-2600, extension 105 (see, 72 F.R. 13470, March 22, 2007).

Hawai'i Experimental Tropical Forest - Laupahoehoe and Pu'u Wa'awa'a

The Forest Service of the U. S. Department of Agriculture has established the Hawai'i Experimental Tropical Forest pursuant to section 606(b) of the International Forestry Cooperation Act of 1990, as amended. The Experimental Forest consists of the Laupahoehoe Experimental Forest unit (12,343 acres), and the Pu'u Wa'awa'a Experimental Forest unit (38,885 acres). Research on these experimental forest units shall be administered in accordance with applicable laws and the Cooperative Agreement between the U.S. Department of Agriculture, Forest Service, and the State of Hawai'i Board of Land and Natural Resources, entered into on December 12, 2006. For more information, contact Boone Kauffman, Director, Institute of Pacific Islands Forestry, Pacific Southwest Research Station, U. S. Department of Agriculture Forest Service, 60 Nowelo Street, Hilo, Hawai'i 96720, telephone (808) 933-8121, electronic mail boonekauffman@fs.fed.us (see, 72 F.R. 13740, March 23, 2007)