

# The Environmental Notice

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

JUNE 8, 2007

## Kapi'olani Park Master Plan

The Department of Design and Construction, City and County of Honolulu, has prepared a Master Plan Update for Kapi'olani Regional Park located on the eastern end of Waikiki.

Portions of the Park are listed on the State of Hawai'i, Register of Historic Places and eligible for placement on the National Register of Historic Places. The significance of the Park was summarized in the nomination papers as: "Kapiolani Park is historically significant for its past association with indigenous Hawaiian culture and royalty. Hawaiian King Kalakaua envisioned the park as a place of recreation for all and named it after his famous Queen, Kapiolani. Since its dedication in 1877 it has been in continuous use as a location for recreational activities valued by local residents and visitors alike. It provides a sense of place to a special part of Honolulu and is identified with the world famous image of Hawaii as a recreational resort. Over the years it has been the scene of a variety of sports and leisure-time activities that reflect the recreational development of Honolulu and Hawaii into the modern world." Several structures and features that have been identified for their role in the history and development of the Park are listed below: (1) remnant of the race track oval and berm in the Central Area; (2) Ironwood grove and paths at the Diamond Head end; (3) Ironwood trees along Kalakaua Avenue (planted by Archibald Cleghorn); (4) Ironwood trees adjoining the bandstand (planted by Archibald Cleghorn); Winstedt House (Paki Hale); Park Service Center Building on Paki Street (designed by Harry Sims Bent); Waikiki War Memorial and Natatorium; Tennis courts along Kalakaua Avenue (first tennis courts in Hawai'i); Transit shelter (reproduction); Honolulu Zoo. In the early 1900's Thomas Thrum identified five heiau as having been located at Diamond Head, at or near the present Kapi'olani Park. The heiau are Papa'ena'ena, Kupalaha, Kapua, Kamauakapu, and Makahuna. For details, please see page 7.

## Kalaeloa Asphalt Terminal

The State of Hawai'i, Department of Transportation, Highways Division has issued a Finding of No Significant Impact (FONSI) on a proposed asphalt terminal at Kalaeloa, Barber's Point Harbor. The terminal property is located in the ahupua'a of Honouliuli, which lies in the moku of 'Ewa. Honouliuli, which encompasses approximately 43,000 acres, is the largest ahupua'a on O'ahu, and occupies almost the entire 'Ewa Plain. It is bounded on the east by Pearl Harbor, on the south and the west by the Pacific Ocean, and on the north by the moku of Wai'anae. The Western side of Honouliuli, where the terminal property is located, has been described as a sparsely settled and harsh region. It is likely that the area was never inhabited by Hawaiians on a permanent basis and that dwellings were occupied on a seasonal basis for the purpose of fishing. There are scattered archaeological sites along the southwest coast of Honouliuli. Although there were a few small villages in the area, including Kalaeloa, Ko'olina, and Kualakai, the region was sparsely populated. Captain Vancouver reported in the 1790's that the area was a barren, rock waste, nearly destitute of cultivation or inhabitants and that there were no villages between Pu'uloa and Wai'anae, only a few fishermen's huts. For details, please see page 7.

## Environmental Council Meeting on June 13, 2007

Pending a quorum, the Environmental Council plans to meet on Wednesday, June 13, 2007, at 2:00 P.M. The Environmental Council has tentative plans to elect a new chairperson to replace outgoing Chairperson Michael Faye, whose term of office ends on June 30, 2007. For details, please see the following URL: <http://calendar.ehawaii.gov/calendar/html/event/2007/6/4/?viewtype=2&currentViewtype=2&viewperiod=3>. A final notice and agenda will be available on Thursday, June 7, 2007.



**Linda Lingle**  
Governor

Director  
Office of Environmental Quality Control  
Leiopapa A Kamehameha  
235 South Beretania Street, Suite 702  
Honolulu, Hawai'i 96813

Telephone (808) 586-4185 Facsimile (808) 586-4186

Electronic mail address: [oeqc@doh.hawaii.gov](mailto:oeqc@doh.hawaii.gov)

Moloka'i/Lana'i: 1-800-468-4644 ext. 64185 Kaua'i: 274-3141 ext. 64185  
Maui: 984-2400 ext. 64185 Hawai'i: 974-4000 ext. 64185



Photograph courtesy of U.S. Fish and Wildlife Service ([www.hawp.org/](http://www.hawp.org/))

[ProjectViewer.php?Project=014...](http://www.hawp.org/ProjectViewer.php?Project=014...)



# Table of Contents

JUNE 8, 2007

---

## Hawai'i Notices

Andrade Camp Water System Improvements (HRS 343 DEA) .....	4
Reed's Bay Beach Park Improvements (HRS 343 FEA-FONSI) .....	4

## Kaua'i Notices

Lihu'e Wastewater Treatment Plant Facilities Plan (HRS 343 FEA-FONSI) .....	5
---	---

## Maui Notices

Maui County's Hana Landfill Land Acquisition (HRS 343 DEA) .....	6
--	---

## O'ahu Notices

Kapi'olani Regional Park Master Plan Update (HRS 343 DEA) .....	7
Kalaeloa Asphalt Terminal (HRS 343 FEA-FONSI) .....	7

## Coastal Zone News

<i>Federal Consistency Reviews</i>	
Hakalau Forest National Wildlife Refuge, Hawai'i, Install Ungulate-Proof Fencing, Kona Forest Unit .....	8
<i>Special Management Area (SMA) Minor Permits</i>	
Kahe Power Plant Improvements .....	9

## Pollution Control Permit Applications

Department of Health Permits .....	10
------------------------------------	----

## Shoreline Notices

Shoreline Certification Applications .....	11
Shoreline Certifications and Rejections .....	12

## Federal Notices

NEPA Environmental Assessment for Villages of La'ioipua .....	13
---	----

## Conservation District Notices

Conservation District Use Permit .....	13
--	----

We provide access to our activities without regard to race, color, national origin (including language), age, sex, religion, or disability. Write or call OEQC or our departmental Affirmative Action Officer at Box 3378, Honolulu, HI 96801-3378 or at (808) 586-4616 (voice/tty) within 180 days of a problem. 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.

# 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).

# Hawai'i Notices

JUNE 8, 2007

## Andrade Camp Water System Improvements (HRS 343 DEA)

**District:** South Hilo  
**TMK:** 2-8-004: 002 and 2-8-007

### Proposing Agency:

County of Hawai'i, Department of Water Supply, 345 Kekuanao'a Street, Suite 20, Hilo, Hawai'i 96720. Contact: Mr. Jason Killam (961-8070, extension 249).

### 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:

July 9, 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:

Grubbing, grading and stockpiling; variance from pollution controls (noise permit).

The Department of Water Supply proposes to install a new water line between the end of Kumula Street (a county road), through Andrade Camp, and on to the location of a master meter located along a cinder road *mauka* of Andrade Camp. Twenty-eight residences and two agricultural users are currently hooked up to the water system (Department of Water Supply, 2006). All lots are serviced by one (1) master meter with one account. Approximately 3,900 LF of 6-inch ductile iron pipe will be installed within existing road rights-of-way and easements. The easement through Andrade Camp is 30-foot wide and 50-foot wide along the cinder road. New fire hydrants installed within Andrade Camp will be spaced per Hawai'i County Fire Department and Department of Water Supply requirements. The contractor will install new water meters. The customer will then be responsible for the connection to the new meters. The construction cost of the project is estimated at \$0.7 million. The Department of Water Supply has requested a loan from the U.S. Department of Agriculture, Rural Utilities Service to fund the project. The water line will be constructed in one phase that will commence after all approvals are received. A six month construction period is projected.



## Reed's Bay Beach Park Improvements (HRS 343 FEA-FONSI)

**District:** South Hilo



**TMK:** (3rd)2-1-05: 01 and 28, 2-1-6: 10, 13, and 15, and portion of the abandoned railroad right-of-way.

### Proposing Agency:

County of Hawai'i Department of Parks & Recreation 101 Pauahi St, Ste 6, Hilo, HI 96720 Contact: James Komata. (961-8311)

### Determination Agency:

Same as above.

### Consultant:

Geometric Associates, P.O. Box 396, Hilo, HI 96721. Contact: Ron Terry (969-7090.)

### Status:

Final environmental assessment (FEA), Finding of No Significant Impact (FONSI).

### Permits Required:

**County:** Bldg Division Approval and Bldg Permit; Planning Dept Plan Approval; Shoreline Setback Variance (to be determined); and SMA Permit, Dept of Public Works, Engineering Div, Grading & Driveway Permits. **State:** CDUP (to be determined); National Pollutant Discharge Elimination System Permit (NPDES); Section 401, Clean Water Act Water Quality Certification (to be determined); CZM Federal Consistency Assessment. **Federal:** US Coast Guard Bridge and Causeway Permit (to be determined); US Army Corp of Engineers Section 10 Permit for removal of manmade coastal structures and for construction of the pedestrian bridge (to be determined).

The County of Hawai'i Department of Parks and Recreation (P&R) proposes to redevelop and improve a beach park at Reed's Bay in Hilo. The park is currently maintained at a minimal level, lacks landscaping, and there are no barriers to restrain vehicles from driving on the beach, which produces a safety hazard and could adversely affect water quality. The project would improve a unique recreational resource for the Hilo community, enhance the attractiveness of the area, and allow for a

# Hawai'i Notices

JUNE 8, 2007

greater diversity of uses. It would also improve safety and protect water quality and beach resources.

The two-phase project involves accessible walkways; pavilions; a restroom and storage structure with shower area; a 51-stall parking lot; removal of existing structures; drinking fountains and trash receptacles; landscaping; a pedestrian bridge connecting to Kuhio Kalaniana'ole Park located across Reed's Bay (if funding permits); and removal of man-made obstructions in the shoreline area.

No rare, threatened and endangered species are present. Archaeological and cultural surveys have identified four historic sites: Kanakea fishpond, remnants of railroad bridge trestles, a small complex of pecked basins, and remnants of the Scott Man-



sion/Legionnaire Clubhouse/Orchid Island Hotel. The former three sites will not be affected, and sufficient information has been gathered from the latter that it is not significant for preservation. If other archaeological resources or human remains are encountered during land-altering activities associated with construction, work in the area of the discovery will be halted and the State Historic Preservation Division will be consulted immediately.

Park users currently drive along and park on the beach. The project would restrict unauthorized vehicles from the shoreline, removing this source of impact to water quality, and other measures will protect water quality during construction. Landscaping will enhance the visual appearance of the site.

# Kaua'i Notices

## Lihu'e Wastewater Treatment Plant Facilities Plan (HRS 343 FEA-FONSI)

**District:** Lihu'e  
**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, Lihu'e, Hawai'i 96766. Contact: Edward Tschupp (241-6610).

**Determination Agency:** Same as above.

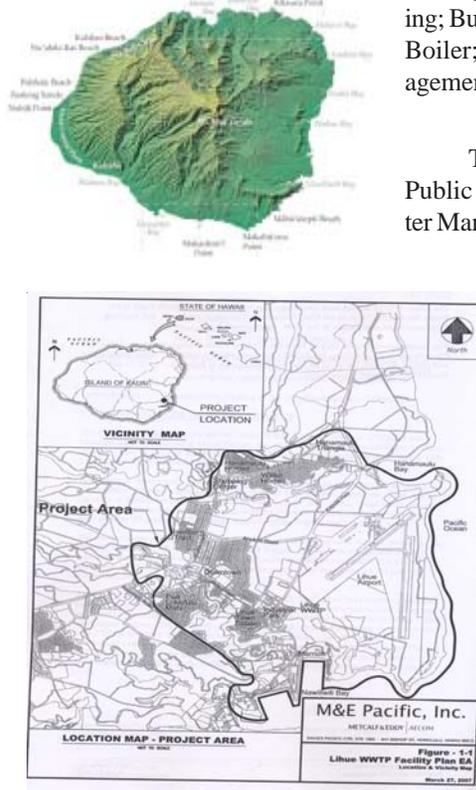
**Consultant:** M&E Pacific, Inc., 100 Pauahi Street, Suite 207, Hilo, Hawai'i 96720. Contact: Bert Saito (933-2864).

**Status:** Final Environmental Assessment (FEA), Finding of No Significant Impact (FONSI).

**Permits Required:** Plan approval; National Pollut-

ant 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 Lihu'e WWTP. The Lihu'e Wastewater System is approaching its current capacity. New developments are expected within Lihu'e 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 Lihu'e Wastewater System. The Lihu'e 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 de-



# Kaua'i Notices

JUNE 8, 2007

scribed in the facilities plan over the next twenty years. The Lihū'e 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 construction related. Best manage-

ment 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.

# Maui Notices

## Maui County's Hana Landfill Land Acquisition (HRS 343 DEA)

**District:** Hana  
**TMK:** (2) 1-3-06: por. 7 and 12  
**Proposing Agency:** County of Maui, Department of Public Works and Environmental Management, 200 South High Street, Wailuku, Hawai'i 96793. Contact: Elaine Baker P.E. (270-7872).

**Determination Agency:** Same as above.  
**Consultant:** Munekiyo & Hiraga, Inc., 305 South High Street, Suite 104, Wailuku, Hawai'i 96793. Contact: Mich Hirano (808) 244-2015

**Public Comment Deadline:** July 9, 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:** SMA Use Permit, County SUP, State SUP and CDUA

The County of Maui, Department of Public Works and Environmental Management (DPWEM), seeks to expand the limits of its Hana Landfill parcel, located in Hana, Maui, identified by Tax Map Key 1-3-006:12 (Parcel 12). In 1969, the State Board of Land and Natural Resources approved a right-of-entry in favor of the County of Maui to utilize Parcel 12, approximately 29.05 acres in size, for landfill use. Since 1969, the Hana Landfill has served as the single disposal and recycling facility for the districts of Ke'anae, Nahiku, Hana, Kipahulu and Kaupo. Access to the land-

fill site is provided by Waikalua Road via Hana Highway. The DPWEM is proposing two (2) separate actions. The first action involves the boundary realignment of Parcel 12, consolidating approximately 45.15 acres of the adjacent State owned land identified by TMK 1-3-006:7 (por.) (Parcel 7) into Parcel 12. In addition, the landfill boundary realignment will allow incorporation of three (3) existing methane monitoring wells and one (1) existing groundwater monitoring well and a buffer zone into the landfill parcel.

The second action involves proposed grading activities to construct a 100-foot by 100-foot storm runoff detention basin, to be located southwest of the existing landfill facility and within the realigned landfill boundaries.

State and County Special Use Permit applications will be required to permit landfill operations in the State Land Use and County agricultural districts. The boundary realignment for the landfill monitoring activities and for the detention basin will require processing of a SMA Use Permit. A temporary variance from permitted uses within the State conservation district will also be required from the Board of Land and Natural Resources.

The project involves use of lands owned by the State of Hawai'i and County of Maui funding and use of land in the conservation district, which require the processing of an environmental assessment (EA) pursuant to Chapter 343, Hawai'i Revised Statutes (HRS). The DPWEM is acting as both the applicant agency and the approving agency for the proposed project and anticipates a Finding of No Significant Impact (FONSI) for the proposed actions.



## Kapi'olani Regional Park Master Plan Update (HRS 343 DEA)

**District:** Honolulu  
**TMK:** Various  
**Proposing Agency:** Department of Design and Construction, City and County of Honolulu, 650 S. King Street, Honolulu, Hawai'i 96814. Mr. Terry Hildebrand (768-8410)

### Determination

**Agency:** Same as above.  
**Consultant:** Gerald Park Urban Planner, 1221 Kapi'olani Blvd., Ste. 211, Honolulu, Hawai'i 96814. Gerald Park (596-7484).

### Public Comment

**Deadline:** July 9, 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:** Special District, Waiver, Permit to Excavate Public-Right-of-Way, Grubbing, Grading, and Stockpiling, Building, Electrical, Plumbing, Sidewalk/Driveway and Demolition, Street Usage, Variance from Pollution Controls, NPDES, Historic Site Review

The Department of Design and Construction, City and County of Honolulu, has prepared a Master Plan Update for Kapi'olani Regional Park ("Park"). The Park is located on the eastern end of Waikiki, Honolulu, Hawai'i. Although situated within the Park boundary, the Honolulu Zoo and the Waikiki Shell are not included in the Master Plan Update.

The Plan proposes improvements for upgrading recreation facilities and areas, enhancing the aesthetics of the Park and the neighborhood, improving circulation and parking, and complying with current regulatory requirements. The goal of the proposed improvements is to make the Park experience more "user-friendly," safer, and accessible for all who visit and recreate at this green jewel.

In general, the plan proposes to widen walkways, a new entrance to the Honolulu Zoo, underground overhead utilities, improve Paki Avenue, modify the existing softball fields, provide accessibility improvements, construct bicycle and moped parking areas, reconstruct a parking lot *makai* of Paki Hale, and reno-

vate the existing maintenance baseyard facility.

The cost for implementing the recommended improvements is estimated at \$13.5 million (2007\$) and will be borne by the City and County of Honolulu. Funding has not been appropriated for any of the proposed improvements.

Except for the Honolulu Zoo entrance project, a phasing schedule for the proposed improvements has not been established. The sequence and timing of the proposed improvements will be coordinated with departmental requests for funding appropriations.



## Kalaeloa Asphalt Terminal (HRS 343 FEA-FONSI)

**District:** 'Ewa  
**TMK:** 9-1-014:024  
**Proposing Agency:** State of Hawai'i, Department of Transportation, Harbors Division, 79 South Nimitz Highway, Honolulu, Hawai'i 96813. Contact: Glenn Abe (587-1944)

### Determining

**Agency:** Same as above  
**Consultant:** ESI, Inc., 56 Oneawa Street, Suite 103, Honolulu, Hawai'i 96813. Contact: Howard West (261-0740)

### Public Comment

**Deadline:** March 27, 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:** NPDES, SMA, Building, Grading

GLP Asphalt LLC, formed by Grace Pacific Corporation and Jas. W. Glover Holding Co., Ltd., proposes to construct an asphalt terminal on 4.36 acres of land owned by the DOT Harbors Division. The proposed location of the terminal is 800 feet southeast of Pier 7 at Kalaeloa Barber's Point Harbor and is directly across John Wayne Avenue from the Hawaiian Cement Terminal. The asphalt terminal site consists of vacant, undeveloped land.

# O'ahu Notices

JUNE 8, 2007

The purpose of the asphalt terminal is to provide an asphalt cement storage and distribution facility that can act as an alternative to Hawaii's only currently operational asphalt cement storage and distribution facility (the Tesoro refinery). Construction of the asphalt terminal is intended to prevent a reoccurrence of the asphalt shortages that have affected the State over the past three years. Benefits include support of government and private contractors to keep pace with current and future construction in the State, prevention of private contractors having to lay off employees due to a lack of asphalt, cost reduction in shipping asphalt cement, and enhancement of the 'Ewa Development Plan in promoting the continued growth of Kalaeloa Barber's Point Harbor as one of the State's most important industrial areas.

The terminal will consist of a tank yard, a fuel storage area, a heating plant, a loading area, a cargo line, and supporting areas. The asphalt cement will be shipped to Kalaeloa Barber's Point Harbor via vessel and will be stored in two 148,000-barrel capacity, heated, above-ground storage tanks. The terminal will be provided with secondary containment designed to prevent potential spills from leaving the facility. Storm water will be managed within the facility and no discharge of storm water is anticipated.

Part of the terminal will lie within the Special Management Area. However, no significant short- or long-term environmental impacts associated with construction or operation of the terminal are anticipated. It has been determined that there are no historical or cultural sites at or in the immediate area of the proposed terminal site.

# 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: 468-4644, extension 72878, Kaua'i: 274-3141, extension 72878, Maui: 984-2400, extension 72878 or Hawai'i: 974-4000, extension 72878. 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. Comments may be submitted by mail, electronic mail or fax, as indicated below.

**Mail:** Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359  
Honolulu, Hawai'i 96804

**Electronic mail:** [jnakagaw@dbedt.hawaii.gov](mailto:jnakagaw@dbedt.hawaii.gov)

**Facsimile:** (808) 587-2899.

**Contact:** Richard Wass, (808) 443-2300, ext. 23  
**Location:** Kona Forest Unit, Hakalau Forest National Wildlife Refuge, Hawai'i  
**CZM Contact:** John Nakagawa, 587-2878  
**Proposed Action:** The U.S. Fish and Wildlife Service proposes to build a network of ungulate-proof fences at the Kona Forest Unit of the Hakalau Forest National Wildlife Refuge as part of its management plan to recover endangered species and improve the value of habitat for native birds and plants. The proposal is to install fences along the northern, southern, eastern and western boundaries of the refuge unit and also install dividing fences at elevation 3,400 feet and elevation 4,800 feet to divide the refuge unit into an upper unit, a middle unit and a lower unit. The total length of all the fences is approximately 88,500 feet.



**Comments Due:** June 22, 2007

## Hakalau Forest National Wildlife Refuge, Hawai'i, Install Ungulate-Proof Fencing, Kona Forest Unit

**Federal Action:** Federal Agency Activity  
**Federal Agency:** U.S. Fish and Wildlife Service

## 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).

SPECIAL MANAGEMENT AREA (SMA) MINOR PERMITS		
Location (TMK)	Description (File No.)	Applicant/Agent
Hawai'i: Kapoho (1-4-69-12)	After-the-fact and routine maintenance and landscaping (SMM 07-000054)	Sandford Iwata
O'ahu: Wai'alaie (3-5-23-3)	New wood and concrete masonry unit block trellis (2007/SMA-19)	Wai'alaie Country Club / Nancy Kaya
O'ahu: Kahe Pt (9-2-3-27)	24' x 56' Modular office near generator unit (2006/SMA-60)	Hawaiian Electric Company, Inc.
O'ahu: Sand Island (1-2-23-30)	Warehouse renovation (2007/SMA-23)	Ke'ehi Marine Center
Maui: (3-7-3-7)	Grasscrete access road (SM2 20070028)	Elleair Hawaii Inc.
O'ahu: Kaka'ako (2-1-60-1 & 2)	Chain-link fencing and gates along Olomehani & Ohe Streets (SMA/07-3)	State of Hawai'i, HCDA
O'ahu: Kaka'ako (2-1-15-51)	Conduct two geotechnical sample borings adjacent to Next Step Homeless Shelter (SMA/07-4)	Office of Hawaiian Affairs

### Kahe Power Plant Improvements

**District:** Wai'anae  
**TMK:** (1)9-2-3: por. 27  
**Applicant:** Hawaiian Electric Company, Inc.  
**Approving Agency:** Department of Planning and Permitting  
 City and County of Honolulu  
 650 South King Street  
 Honolulu, Hawai'i 96813  
**Consultant:** Planning Solutions, Inc. (Perry White)  
 210 Ward Avenue, Ste. 330  
 Honolulu, Hawai'i 96814  
**Public Comment Deadline:** July 8, 2007  
**Permits Required:** Special Management Area Use Permit  
 Minor Modifications to Existing Use Permit  
 Building Codes

Hawaiian Electric Company, Inc. (HECO) proposes to: 1) Construct a new 40,000-50,000 gallon demineralized water storage tank (No. 54) adjacent to the existing water tank No. 53, mauka of the Kahe 5 generator Unit. The new tank would perform the storage function now performed by Tank No. 53, which will be converted to reverse osmosis (RO) water storage; 2) Replace two (2) existing 40,000 gallon demineralized water storage tanks (Nos. 31 and 32) with new tanks of the same capacity; and 3) Construct a new eightinch underground pipeline which will bring reclaimed water from the Honouliuli Wastewater Treatment Plant for use in the powerplant.

The new tank and replacement of old tanks are considered necessary for continuing the safe and efficient operation of the facility. The use of RO water from the Honouliuli WWTP is part of a community benefits package associated with the proposed construction of the new Campbell Industrial Park (CIP) Generating Station at Kalaeloa by HECO.

The proposed improvements are planned for the 2007-2009 period and have an estimated cost of \$1.555 million. These proposed improvements require the approval of a major SMA Use Permit from the Honolulu City Council.

# Pollution Control Permit Applications

JUNE 8, 2007

## 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, Covered Source Permit	Hawaiian Electric Co., Inc. CSP No. 0548-01-C (Initial Application No. 0548-01)	UTM – 592,526 Meters East and 2,356,666 Meters North, Zone 4, Kapolei, O'ahu	Issued: 5/22/07	Campbell Industrial Park Generating Station
Clean Air Branch, 586-4200, Covered Source Permit	Chevron USA Products Company, CSP No. 0088-02-C (Significant Modification Application No. 0088-11)	91-480 Malakole Street, Kapolei, O'ahu	Issued: 5/23/07	Hybrid Energy Plant
Clean Air Branch, 586-4200, Noncovered Source Permit	R.H.S. Lee, Inc., NSP No. 0644-01-NT (Initial Application No. 0644-01)	Various Sites, State of Hawai'i	Issued: 5/11/07	Mobile Crushing and Screening Plants
Clean Air Branch, 586-4200, Covered Source Permit	Kalaka Nui, Inc., CSP No. 0580-01-CT (Application for Modification No. 0580-02)	Various Temporary Sites, State of Hawai'i	Comments Due: 6/17/07	Crushing and Screening Plants
Clean Air Branch, 586-4200, NonCovered Source Permit	Hawai'i Electric Light Co., Inc. NSP No. 0341-01-N (Application for Renewal No. 0341-04)	Located at: 'Ouli Dispersed Generation Site, South Kohala, Hawai'i	Issued: 5/25/07	One (1) 1.0 MW Diesel Engine Generator
Clean Air Branch, 586-4200, NonCovered Source Permit	Hawai'i Electric Light Co., Inc. NSP No. 0342-01-N (Application for Renewal No. 0342-04)	Located at: Punalu'u Dispersed Generation Site, Punalu'u, Hawai'i	Issued: 5/25/07	One (1) 1.0 MW Diesel Engine Generator
Clean Air Branch, 586-4200, NonCovered Source Permit	Hawai'i Electric Light Co., Inc. NSP No. 0340-01-N (Application for Renewal No. 0340-04)	Located at: Pana'ewa Dispersed Generation Site, Keaau, Hawai'i	Issued: 5/25/07	One (1) 1.0 MW Diesel Engine Generator
Clean Air Branch, 586-4200, NonCovered Source Permit	Hawai'i Electric Light Co., Inc. NSP No. 0344-01-N (Application for Renewal No. 0344-04)	Located at: Kapua Dispersed Generation Site, Kapua, Hawai'i	Issued: 5/25/07	One (1) 1.0 MW Diesel Engine Generator

# Shoreline Notices

JUNE 8, 2007

## 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 at (808) 587-0430.

File No.	Date	Location	Applicant/Owner	TMK
OA-1166	05/10/2007	Lots 7-B & 8-A-1 of Land Court Application 616, situated at Kailua, Ko'olaupoko, Island of O'ahu. Address: 1276 Mokulua Drive Purpose: Building setback	Jaime F. Alimboyoguen/ Robert Barnes	4-3- 005:063
OA-1167	05/11/2007	Lot 161, Land Court Application 1095 (Map 11), situated at Kahuku, Ko'olaupoko, Island of O'ahu. Address: None assigned Purpose: Shoreline setback	R.M. Towill Corporation/ Cottonwood Development, LLC	5-6- 003:026
OA-1168	05/16/2007	Lots 65 & 66, Land Court Application 979 (Map 3), situated at Kahalu'u, Ko'olaupoko, Island of O'ahu. Address: 47-083 Kamehameha Highway Purpose: Building permit	Park Engineering/Patricia Ing	4-7- 019:050 & 051
OA-1169	05/16/2007	Lot 75, Pupukea-Paumalu Beach Lots, being also Grant 8131, situated at Pupukea-Paumalu, Ko'olaupoko, Island of O'ahu. Address: 59-205 Ke Nui Road Purpose: Subdivision purpose	ControlPoint Surveying, Inc./Walter B. Reinhild <i>et al.</i>	5-9- 002:059
OA-1170	05/16/2007	Lot 1, Kaluanui Beach Lots Section A, situated at Kaluanui, Ko'olaupoko, Island of O'ahu. Address: 53-597 Kamehameha Highway Purpose: Building permit	Wesley T. Tengan/ Chris Nowicki	5-3- 008:008
OA-1171	05/23/2007	Lot 30, Land Court Application 1095 (Map 4), situated at Kahuku, Ko'olaupoko, Island of O'ahu. Address: None assigned Purpose: Shoreline setback	R.M. Towill Corporation/ Continental Pacific, LLC	5-6- 002:010
HA-375	05/16/2007	Lot 1, portion of R.P. Grant 1533, situated at Keonopoko-Iki, Puna, Island of Hawai'i. Address: None assigned Purpose: Shoreline setback	The Independent Hawai'i Surveyors, LLC/Nigel J. Timms	1-5- 009:055
HA-376	05/23/2007	Portion of Grant 3037, situated at Kalihi, South Kona, Island of Hawai'i. Address: None assigned Purpose: Shoreline setback	The Independent Hawai'i Surveyors, LLC/Scott Bates	8-9- 010:001 to 003

# Shoreline Notices

JUNE 8, 2007

## 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-1148	Proposed Shoreline Certification	Lot 66-A, being a portion of Grant 8385, situated at Pupukea, Ko‘olauloa, Island of O‘ahu Address: 59-251 Ke Nui Road Purpose: Building setback requirement	Jaime F. Alimboyoguen/ Bruce Kahl	5-9-019:039
OA-1156	Proposed Shoreline Certification	Lot 157 (Map 26) & 297 (Map 45), Land Court Application 1069, situated at Honouliuli, ‘Ewa, Island of O‘ahu. Address: 91-295 Papipi Road Purpose: Shoreline determination	Park Engineering/Haseko (‘Ewa), Inc.	9-1-011:006 & 007
OA-1158	Proposed Shoreline Certification	Lot 11729 (Map 846), Lot 13490 (Map 1039), Land Court Application 1069, situated at Honouliuli, ‘Ewa, Island of Oahu. Address: 91-101 Papipi Road Purpose: Shoreline determination	Park Engineering/Haseko (‘Ewa), Inc.	9-1-012:006 & 047
OA-1159	Proposed Shoreline Certification	Lot 2697 (Map 274), Land Court Application 1069, situated at Honouliuli, ‘Ewa, Island of O‘ahu. Address: 91-101 Papipi Road Purpose: Shoreline determination	Park Engineering/City & County of Honolulu	9-1-012:025
MA-357	Proposed Shoreline Certification	Lots 4 & 5, Wahikuli Beach Lots, Lahaina, Island of Maui Address: 1415 Front Street Purpose: Shoreline setback	Tanaka Engineers, Inc/ Makai Hui, LLC	4-5-013:002 & 026
MA-366	Proposed Shoreline Certification	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
HA-368	Proposed Shoreline Certification	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-371	Proposed Shoreline Certification	Lot 7 of Waikoloa Lot 2 Subdivision (File Plan 2288), being a portion of R.P. 7523, L.C. Aw. 4452, Ap.4, situated at ‘Anaeho‘omalua, South Kohala, Island of Hawai‘i. Address: None assigned Purpose: Building permit	Wes Thomas Associates/ Naupaka Place Lot 7 LLC	6-9-009:007
HA-372	Proposed Shoreline Certification	Lot 8 of Waikoloa Lot 2 Subdivision (File Plan 2288), being a portion of R.P. 7523, L.C. Aw. 4452, Ap.4, situated at ‘Anaeho‘omalua, South Kohala, Island of Hawai‘i. Address: None assigned Purpose: Building permit	Wes Thomas Associates/ Naupaka Place Lot 8 LLC	6-9-009:008

# Federal Notices

JUNE 8, 2007

## NEPA Environmental Assessment for Villages of La'iohua

The Department of Hawaiian Home Lands (DHHL) has prepared a Federal Environmental Assessment (EA) for the Village 5, Village 4, and Village 1 Subdivisions, Villages of La'iohua (Village 5, Village 4, and Village 1 respectively). DHHL will develop approximately 115 residential lots in Village 5, 249 lots in Village 4, and 260 lots in Village 1, all at Kealakehe, Kailua-Kona, on the island of Hawai'i (TMK 3<sup>rd</sup>. 7-4-021: 05 & 06, 7-4-021: 10, 11 & 12 and 7-4-021: 14).

Prior notices were posted in the May 8 and May 23, 2007 editions of the *Environmental Notice* alerting the public of this proposed action and that these projects proposed the development of approximately 115 residential lots in Village 5, 249 lots in Village 4, and 260 lots in Village 1. The prior notices also informed the public that the Village 5 subdivision site would abut an 26.6-acre parcel being set aside as a preserve for 'aupaka, an endangered shrub and the Village 4 subdivision site would abut an 11.2-acre parcel being set aside as a preserve for uhiuhi, an endangered tree. "Mini-preserves" for uhiuhi are also being planned within Villages 5 and 4.

The prior notices also indicated that a State of Hawai'i Environmental Impact Statement (EIS) was completed for the entire 960-acre Kealakehe planned community, of which the 23.6-acre Laiohua Village 5, 60.4-acre Village 4 and 49.7-acre Village 1 are components, in 1990 and that DHHL had concluded after careful

review that neither these projects nor environmental conditions have changed sufficiently to warrant preparation of a new State of Hawai'i EIS.

On the basis of the information in the EA, DHHL has determined that these projects will not result in a significant impact on the quality of the human environment, has made a Finding of No Significant Impact (FONSI) and the EA has been distributed to Federal, State and County agencies as well as to environmental, community, and Hawaiian groups.

Public Notices pertaining to this action appeared in the Honolulu Star-Bulletin and West Hawai'i Today newspapers on May 25, 2007. In compliance with 24 CFR Parts 58.21 and 58.45, these newspaper notices established the minimum comment period of 15 days, as required by Federal regulations, and designated the start and end dates of the public comment periods for the EA to be May 26, 2007 and June 15, 2007 respectively.

Complete copies of the EA are available for public review at the DHHL Land Development Division at 1099 Alakea Street, Suite 1230, in Honolulu, and at the DHHL West Hawai'i District Office at 55 Mile Marker, 64-756 Mamalahoa Highway in Kamuela, and may be examined or copied weekdays from 8:00 a.m. to 4:00 p.m.

For further information or to request copies of the EA and/or selected exhibits, call or write Mr. Micah A. Kane, Chairman, Attention: William Makaanui, at the Department of Hawaiian Home Lands, P.O. Box 1879, Honolulu, Hawai'i 96805, (808) 587-6449. Comments should be submitted in writing to the above address. DHHL will consider all comments that are received by June 15, 2007.

# Conservation District Notices

## Conservation District Use Permit

Persons interested in commenting on the following Conservation District Use Application (Department Permit) must submit comments to the Department of Land and Natural Resources. Also, anyone interested in receiving notification of determination on Conservation District Use Applications (Department Permits) must submit requests to DLNR that include the following information:

1. Name and address of the requestor.
2. The permit for which the requestor would like to receive notice, notice of determination; and
3. The date the notice was initially published in the Environmental Notice.

Both comments and requests for notification of determinations must be submitted to DLNR within thirty days from the initial date that the notice was published in the Environmental Notice. Please send comments and requests to:

State of Hawai'i, Department of Land and Natural Resources  
Office of Conservation and Coastal Lands  
P.O. Box 621, Honolulu, Hawai'i 96809

While DLNR will make every effort to notify those interested in the subject CDUA, it is not obligated to notify any person not strictly complying with the above requirements. For more information please contact Kimberly Tiger Mills at (808) 587-0382.

## Project

<b>File No.:</b>	CDUA KA-3416
<b>Name of Applicant:</b>	Falko Partners LLC
<b>Location:</b>	Waipake, Hanalei, Kaua'i
<b>TMK:</b>	(4) 5-1-003:006, 010 & 028
<b>Proposed Action:</b>	Consolidation of Land
<b>343, HRS Determination:</b>	Exempt
<b>Applicant's Contact:</b>	Max W. J. Graham Phone: (808) 246-6962