

The Environmental Notice

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

Waikoloa Highlands Final Environmental Impact Statement

JUNE 23, 2007

The State Land Use Commission has submitted to OEQC the applicant's final EIS on the Waikoloa Highlands project situated in the district of South Kohala on the island of Hawai'i. Secondary impacts that are anticipated include: a potential increase in retail sales in Waikoloa Village; a decrease in available agricultural land; and changes to the landscape from open space to developed land. It is anticipated that there will be increased retail sales at the Waikoloa Village Shopping area as a result of increased population. This will also increase the demand on retail services available at the shopping area, such as grocery, personal services, and dining. The proposed project does not anticipate the provision of commercial-retail facilities within the project area. The landowner owns property to the north of the subject project that is currently zoned for retail-commercial uses, however, the owner does not have any plans to develop this site at the present time. The proposed project will have the effect of decreasing the availability of agricultural lands in the area. Recent agricultural activities were limited to pastures. The area has not been known for intensive agriculture primarily due to the poor soil composition, being mostly rocky and having low rainfall. Development of intensive agriculture would require the development of new water sources. The principal change in the landscape will be from a pastoral to a more rural setting. Where open space now occurs, there will be residences. This change however, is anticipated to be similar to the experience of other projects within the Waikoloa region. However, because the planned subdivision will be comprised of larger 1-acre lots, the area is expected to more readily maintain an open space and rural setting.

Cumulative impacts of the project include the addition of an additional 398 residential unit project and approximately 1,068 persons

to the Waikoloa Village housing stock and population. This document discloses the anticipated project demand on services that are currently available including roadways, schools and parks. Cumulative impacts that are anticipated include: increased water demand (approximately 400,000 gallons per day); additional traffic on Waikoloa Road (an additional 50 eastbound and 110 westbound trips would be generated during the AM peak, and 85 eastbound and 45 westbound trips would be generated during the PM peak); additional demand on public services, e.g. police, fire, schools, solid waste, and parks use based on an increase in population by 1,068 persons; and an increase in housing stock by 398 units. The basic design assumptions for the Waikoloa Highlands drinking water system are as follows: Future water demand for the Waikoloa area, including the Waikoloa Highlands project, is estimated at 16.34 mgd. Combined with the Waimea, Lalamilo, and Puako areas, water demand from the Waimea Aquifer is projected to be 33 mgd, which would require transporting water from the 'Anaeho'omalu Aquifer to support the Waimea Aquifer. This would result in a projected demand for the 'Anaeho'omalu Aquifer of 15-16 mgd, which is well below the sustainable yield of 30 mgd from this aquifer. According to an update of the hydrologic capacity of the area there is sufficient water resource capacity to meet project demand of 1,000 gallons per day (gpd) per lot, or approximately 400,000 gpd for the project (1,000 gpd x approximately 400 lots). (WWSI 2007). The developer is currently in negotiation with the West Hawai'i Utility Company (WHUC) to determine the water allocation, and the facilities development charge for the source well(s), storage, and transmission facilities (from Executive Summary in FEIS). For more information, please see page 5.

Kula Nei Draft Environmental Impact Statement

The State Land Use Commission has submitted to OEQC the applicant's draft EIS on the Kula Nei project situated in North Kona on the island of Hawai'i. The executive summary of the DEIS notes that "*the Kula Nei project's primary impacts include population growth (the Kula Nei project is estimated to create home for about 650 people), increased traffic, and demand for potable water and energy. The project's secondary impacts are induced by these primary impacts, such as additional jobs created in the economy, and the effects resulting from the Kula Nei residents' demand for goods and services. As a primary market residential development, the cumulative impact of the Kula Nei project will be its contribution to helping meet the demand for market priced and affordable housing in West Hawaii.*"

Unresolved issues in the DEIS include the following items. (1) Kaloko Heights - The proposed residential project abutting the south side of Kula Nei has secured State land use classification, zoning approval, and bulk-lot subdivision approval. However, the alignment of the Holoholo Street extension across the Kaloko Heights property is unknown. The timing and status of the Kaloko Heights project development is also unknown. (2) Homestead Road - While it has been determined that the County of Hawai'i owns and has jurisdiction over Homestead Road, it is not known whether the County will grant an easement to Kula Nei for road crossings (Holoholo Street extension and interior loop road) and pedestrian access or will require the roadway to be purchased. (3) Kona Community Development Plan - It is likely that this EIS will be published for public and agency review and comment prior to the publication of the first draft of the Kona Development Plan. Thus, the content of the plan is unknown. (4) Concurrency Ordinance - At the time this EIS is being prepared, the Hawaii County Council is considering a bill for an ordinance that would require the concurrent development of project related infrastructure. It is unknown if the ordinance will be adopted, what its final language might contain, when it might become effective, and if it might impact the Kula Nei project. (5) County Roadway Design Standards - Discussions are on going. For additional information, please see page 4.



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Recognitions at the June 13, 2007, Environmental Council Meeting

At its June 13, 2007 regular meeting the Environmental Council of the Department of Health unanimously approved a resolution thanking **Genevieve Salmonson** (left) for serving two terms under two gubernatorial administrations as Director of Environmental Quality Control. As of May 10, 2007 she has been appointed as the Small Business Environmental Ombudsman at the Department of Health, Environmental Health Administration. Until the Governor appoints a new director, **Laurence K. Lau**, Deputy Director for Environmental Health has been appointed Interim Director of Environmental Quality Control.



At its June 13, 2007 regular meeting the Environmental Council of the Department of Health also unanimously approved a resolution thanking **Michael Faye** (left) for serving two terms on the Environmental Council. He has served as elected Chairperson of the Environmental Council three times in eight years. Mr. Faye's administration as Council Chair included the submission of annual reports to the Governor and Legislature concerning the Year of the Forest and population, as well as including more stringent language to exemption lists. His term expires on June 30, 2007. He will be succeeded by **Robert King**, unanimously elected as Chairperson at the June 13, 2007, meeting of the Environmental Council.



Meetings of the Environmental Council on July 11, 2007

The Environmental Council is tentatively scheduled to meet on Wednesday, July 11, 2007, at 2:00 P.M. in the afternoon in Room 204, Leiopapa A Kamehameha, 235 South Beretania Street in Honolulu. The final notice and agenda for this meeting (and any associated meetings of its Standing Committees) will be posted on the State Calendar Meetings Announcements Internet Site at the following Uniform Resource Locator (URL):

http://calendar.ehawaii.gov/calendar/html/event/doh_eoc/2007/7/21/?viewtype=2¤tViewtype=2&viewperiod=3

The meeting will be chaired by Mr. Robert King (second from left, standing), newly elected Chairperson of the Environmental Council.



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 the 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 23, 2007

North Kona Protective Fencing Project (HRS 343 DEA)

District: North Kona
TMK: (3) 7-8-001-003
Proposing Agency: State of Hawai'i, Department of Land & Natural Resources, Division of Forestry & Wildlife, 1151 Punchbowl St., Room 325, Honolulu, Hawai'i 96813. Contact: Christen Mitchell (808-587-0051)

Determination Agency: Same as above.
Consultant: 'Ola'a-Kilauea Partnership, P.O. Box 52, Hawai'i National Park, Hawai'i 96718. Contact: Tanya Rubinstein (808-985-6197)

Public Comment Deadline: July 23, 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: CDUA, County Building

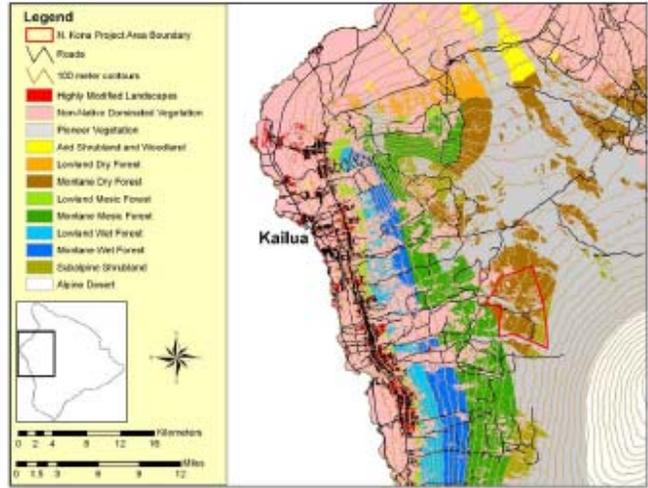
The 'Ola'a-Kilauea Partnership proposes the construction of up to 22 miles of ungulate-proof fencing, eventually enclosing approximately 13,000 acres on the slopes of Mauna Loa in North Kona on the island of Hawai'i. The proposed project is part of the ongoing conservation efforts of the four 'Ola'a-Kilauea Partnership, members of which include Kamehameha Schools, the Division of Forestry and Wildlife of the Department of Land and Natural Resources, Hawai'i Volcanoes National Park, Kulani Correctional Facility (State Department of Public Safety), USGS Biological Resource Division, the US Fish and Wildlife Service, the USDA Forest Service, and The Nature Conservancy of Hawai'i.



Introduced ungulates (hooved animals), including cattle, feral goats, feral sheep, mouflon sheep and feral pigs, are a significant threat to native species and to the rare natural communities found in the project area. The proposed fencing will protect a substantial portion of the second largest native mamane forest, the largest and most intact stand of 'iliahii (sandalwood), and the largest area of diverse native grasslands on the island and will facilitate restoration of habitat for the endangered palila and for multiple endangered plant species.

The planned fence will be approximately seven feet tall, made of steel posts and steel wire. Barbed wire may be attached to the fencing in areas where cattle are present. Potential impacts include possible entanglement of endangered bats on barbed wire, removal of native vegetation, and the accidental introduction or spread of weeds during construction. Impact mitigation mea-

asures include limiting use of barbed wire to sections where necessary to prevent cattle intrusion, selecting final fence alignments to follow existing roadways where possible, and the incorporation of alien species prevention protocols.



Map A. North Kona Fencing and Habitat Restoration Project Area.

Kula Nei (HRS 343 DEIS)

District: North Kona
TMK: 7-3-007: 38, 7-3-007: 39, 7-3-009: 007, 7-3-009: por. 008, 7-3-046: 105, 7-3-006: por. 035, 7-3-006: por. 036, 7-3-006: por. 037, 7-3-007: 080, 7-3-007: por. 042, 7-3-007: por. 043

Applicant: The Shoffoff Group, L.P., 8951 Research Drive, Irvine, California 92618. Contact: Brian Rupp (949-417-1396).

Accepting Authority: State of Hawai'i, Department of Business Economic Development and Tourism, Land Use Commission, P.O. Box 2359, Honolulu, Hawai'i 96804-2359. Contact: Anthony Ching (808-587-3822).

Consultant: Belt Collins, Hawai'i, Ltd., 2153 North King Street, Suite 200, Honolulu, Hawai'i 96819. Contact: Lee Sichter (808-521-5361).

Public Comment Deadline: August 7, 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: State land use district boundary amendment; County change of zone approval; Archaeological inventory survey, data recovery and preservation plan approvals; Burial treatment plan approval; National Pollutant Discharge Elimination System permit; Wastewater treatment plant approval; County subdivision approval; County grading, building, plan approvals and other necessary development permits.

The Kula Nei Project is a low-density residential subdivision with approximately 270 residential market and affordable housing units. The project will include a neighborhood park, community trails and greenbelts, an internal road network, off-site connecting roads, and infrastructure to support the proposed development, including a wastewater treatment plant, a potable water well, a regional storage reservoir and water transmission lines.

The approximately 130 acre primary residential subdivision site is comprised of three tax map parcels (TMK 3-7-3-007: 038, 3-7-3-007: 039, 3-7-3-009: 007), and is situated in North Kona, between the existing Kona Acres, Kona Hills Estates and the future Kaloko Heights subdivisions. The project area will be accessible via an extension of Holoholo Street across State land to the existing Holoholo Street in the Kona Acres subdivision, leading to Kaiminani Drive, and to the planned road network within the future Kaloko Heights, leading to Hina Lani Street.

The project will provide added roadway connectivity to further complete portions of the County's desired secondary road network in the area. Public roads will be built to County standards and dedicated. Water supply infrastructure will be developed to serve the project. A neighborhood park, community trails and greenbelts will be developed.



Permits

Required:

State Land Use Boundary Amendment (Agriculture to Rural), Subdivision Approval, Utility Plan Approval

The applicant proposes to subdivide and construct infrastructure improvements for a new 744.40-acre property in the South Kohala District, Island of Hawai'i. The property is located southeast of Waikoloa Village, an existing residential and commercial area. The proposed subdivision will create approximately 398 low-density, rural residential lots, each a minimum of one-acre in size. The project will also construct roadways within the subdivision and provide water and electrical service to the property. Existing water courses through the subdivision will mostly remain unchanged. Increases in surface runoff due to increased impervious areas will be addressed on-site through detention basins and drywells.



Access to the subdivision will be from two points along Waikoloa Road. An internal road will connect the two access points, and connect to smaller collector roads and cul-de-sacs within the subdivision. All roads will be designed to applicable County standards. The proposed residential lots are oriented in relation to site topography, the open space element and views to the mountains and shoreline. The purpose of the proposed action is to create a low-density, rural subdivision in the Waikoloa Village area of South Kohala. The proposed residential development is compatible with, and a logical extension of the nearby residential and commercial uses at Waikoloa Village.

In order to create this rural subdivision, the landowner is seeking a State Land Use District Boundary Amendment, from the Agricultural District to the Rural District for 731.581 acres of the project area. This Environmental Impact Statement ("EIS") is prepared in support of the Land Use District Boundary Amendment petition submitted by the applicant to the Land Use Commission. The subject property is not considered high-capacity agricultural land typical of the Agricultural District. Surrounding land uses are those of Waikoloa Village and are commercial and residential in nature, rather than active agricultural areas. As such, a Rural District Designation would be more appropriate for the proposed low-density subdivision, and would be compatible with existing uses in the Waikoloa area.

A range of alternatives were considered prior to selecting the proposed action. An evaluation of potential impacts shows that the proposed action will not have a significant impact on the environment, biological resources, archaeological or cultural resources. To mitigate impact to infrastructure and public services the owner is pursuing actions to mitigate potential actions through contribution of facilities, land or money. Final determination is pending. The proposed action is consistent with applicable State and County regulations as it relates to land use and infrastructure of the area. Evaluation of the economic impacts of the project shows a positive benefit to the State and County.

Waikoloa Highlands (HRS 343 FEIS)

- District:** South Kohala
TMK: (3) 6-8-002: 016 (portion)
Applicant: Waikoloa Mauka, LLC, 341 N. Brand Boulevard, Suite 201, Glendale, California 91203. Contact: Mr. Kevin C. Kellow, Manager (310-451-3700).
- Approving Agency:** State of Hawai'i, Department of Business, Economic Development and Tourism, Land Use Commission, P.O. Box 2359, Honolulu, Hawai'i 96813. Contact: Anthony Ching (808-587-3822).
- Consultant:** R. M. Towill Corporation, 420 Waiakamilo Road, Suite 411, Honolulu, Hawai'i 96817. Contact: Brian Takeda (808-842-1133).
- Status:** Final environmental impact statement (FEIS) was filed and is being processed for a determination of acceptability by the accepting authority. The accepting authority has 30-days from the date of filing with the accepting authority to accept or reject the FEIS or the FEIS will be deemed accepted by Section 343-5(c), Hawai'i Revised Statutes. The FEIS is also available at the Office of Environmental Quality Control. There is no public comment period.

Maui Notices

JUNE 23, 2007

Proposed Keawe Street Extension (HRS 343 FEA-FONSI)

District: Lahaina
TMK: (2) 4-5-21:003 and 022 (portions)
Proposing Agency: County of Maui, Department of Public Works and Environmental Management, 200 South High Street, Wailuku, Hawai'i 96793. Contact: Joe Krueger (808-270-7745)
Determination Agency: Same as above.
Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, Hawaii 96793. Contact: Karlynn Kawahara (808-244-2015).
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
Permits Required: Grading, working to perform in County and State Roadways

The applicant, the County of Maui, Department of Public Works and Environmental Management, proposes to extend Keawe Street a distance of approximately 2,500 lineal feet from its existing end point to the State of Hawai'i's, Phase IA of the Lahaina Bypass Highway in Lahaina, Maui, Hawai'i.



The project encompasses TMKs (2) 4-5-21:003 and 022, (portions). The proposed Ke'awe Street extension will establish the required connection between the Lahaina Bypass Highway and Honoapi'ilani Highway to ensure the functional operation of Phase IA of the Lahaina Bypass Highway. The proposed extension improvements include two (2) 12-foot travel lanes with 6-foot paved shoulders and related improvements such as grading, relocation of utilities, the installation

of street lights and landscaping. The project site is located in an area of mixed uses with commercial/light industrial uses, as well as vacant former agricultural lands and single-family residences in the vicinity.

The proposed action involves the use of Federal and County funds, as well as the use of State and County rights-of-way (Honoapi'ilani Highway, Lahaina Bypass Highway and Ke'awe Street). Accordingly, an Environmental Assessment (EA) has been prepared as required by Chapter 343, Hawai'i Revised Statutes (HRS) and Chapter 200 of Title 11, State Department of Health Rules pertaining to Environmental Impact Statement Rules, as well as 49 USC 303, U.S. Department of Transportation, Federal Highway Administration, Environmental Impact and Related Procedures, to document the proposed action's technical characteristics, environmental impacts and alternatives, as well as advance findings and conclusions relative to the significance of the project.

Kaua'i Notices

Piwai 677' 0.5 MG Storage Tank (HRS 343 DEA)

District: Koloa
TMK: 2-5-1: portion 002
Proposing Agency: County of Kaua'i, Department of Water, P. O. Box 1706, Lihue, Hawai'i 96766. Contact: Bryce Inouye (808-245-5411)
Determination Agency: Same as above.
Consultant: Fukunaga & Associates, Inc., 1388 Kapi'olani Boulevard, 2nd Floor, Honolulu, Hawai'i 96814. Contact: Lynn Malinger (808-944-1821)
Public Comment Deadline: July 23, 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, Bulding, Grading, Use, Special, Class IV Zoning



The County of Kaua'i, Department of Water (DOW) proposes to construct a 0.5 million gallon (MG) water storage tank to enhance storage in the existing Lawa'i-Omao Water System in accordance with the DOW comprehensive long-range plan as put forth in the Water Plan 2020. The proposed tank will connect to the Piwai Well Complex project, which currently is under construction in conjunction with the Kukui'ula development. The Kukui'ula development and the Piwai Well Complex are being developed by Kukui'ula Development Company (Hawai'i), LLC (KDCH).

The 0.5 MG tank is proposed to be located adjacent to the KDCH Piwai 0.1 MG control tank and would connect to the transmission mains currently under construction in the Piwai Well Complex project. The Piwai Well Complex project completion is anticipated to be in August 2007. Subsequently, the facilities will be dedicated to the DOW.

This project may be funded by Federal Funds through the State of Hawai'i's Drinking Water State Revolving Fund (DWSRF) program, which would constitute a federal action, and will require the project to meet all Hawai'i DWSRF program requirements.

The proposed tank site was used for sugar cane cultivation, and is currently used for cattle grazing. Assessment of the project requirements and the highly disturbed project site anticipates that there will be no significant environmental impacts. The long-term responsibility of DOW to provide adequate water supplies to the Lawa'i-Omao Water System justifies the implementation of the proposed project.

Coastal Zone News

JUNE 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).

SPECIAL MANAGEMENT AREA (SMA) MINOR PERMITS		
Location (TMK)	Description (File No.)	Applicant/Agent
O'ahu: Waipahu (9-4-39-15, 16, 17 and 18)	6-foot chain link fence & gate along perimeter of property (2007/SMA-20)	Victory Ohana Prison Fellowship, Inc. / Gary Shields
Hawai'i: Kona (7-6-16-33)	After-the-fact demolition and construction of a new hall/storage/restroom facility with related improvements (SMM 07-55)	Living Stones Congregation Church / Sidney Fuke
Hawai'i: Kailua-Kona (7-7-4-16)	Conversion of duplex to triplex by adding a full kitchen (SMM 07-56)	Richard Rochkovsky
Hawai'i: Kapoho (1-4-11-28)	Place storage shed, catchments tank, irrigation system, kennel run, portable toilet and perimeter fence (SMM-07-57)	Charles Hastings

Pollution Control Permit Applications

NPDES Permit No. HI S000196 (Kona International Airport Parking Lot Expansion)

The State Department of Health tentatively proposes to issue a National Pollutant Discharge Elimination System ("NPDES") permit to discharge storm water runoff from the parking lot expansion, AH2043-20, at Kona International Airport to receiving State waters, subject to special conditions of the Airports Division of the Department of Transportation, State of Hawaii. The proposed draft will expire on midnight five years from the date of issuance. The proposed project is located at the Kona International Airport, 73-200 Kupipi Street, Kailua-Kona, Hawaii (TMK (3) 7-3-043:003). The State of Hawaii, Department of Transportation, Airports Division is proposing to construct a parking lot expansion at the Kona International Airport. The project will be conducted in three phases. Phase I of the project includes the demolition of the existing AC pavement, re-grading and expanding the existing parking lot area, and installing underground utilities and new gate facilities. Phase II of the project involves completing the AC pavement and pavement markings. Phase III of the project involves the installation of the parking lot lightings and security cameras. The total area expected to be disturbed from the proposed project is



3.92 acres. Storm water run-off, associated with construction activities from the project is permitted to discharge to the Pacific Ocean after implementation of Best Management Practices. The discharge enters State waters between coordinates: Latitude 19 degrees, 45 minutes, 49 seconds North and Longitude 156 degrees, 3 minutes, zero seconds West; and Latitude 19 degrees, 43 minutes, 10 seconds North and

Longitude 156 degrees, 3 minutes, 15 seconds, West. The receiving water is classified by the Department of Health as Class AA, Marine Waters. The objective of Class AA waters is to remain in their natural state as nearly as possible with an absolute minimum of pollution from any human-caused source. To the maximum extent practicable, the wilderness character of these areas shall be protected.

Pollution Control Permit Applications

JUNE 23, 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
CAB, 586-4200, CSP	Aloha Petroleum, Ltd., CSP 0220-01-C (Renewal Application Nos. 0220-10 and 0220-11)	Located at Barbers Point Sales Terminal, Campbell Industrial Park, O'ahu	Comments Due: 6/1/07	Nine (9) Petroleum Storage Tanks and Tank Truck Load Rack
CAB, 586-4200, CSP	Big Island Concrete & Aggregate, LLC, NSP 0643-01-NT (Initial Application No. 0643-01)	Located at Various Temporary Sites, Hawai'i	Issued 5/31/07	50 yd ³ /hr Concrete Batch Plant, 50 TPH Crushing Plant, and 500 TPH Screening Plant
CAB, 586-4200, CSP	Maui Paving, LLC, Temporary CSP 0040-01-CT (Application for Renewal No. 0040-12)	Located at: Camp 10, Ameron Quarry, Pu'unene, Maui	Issued: 5/30/07	186 tph Hot Drum Mix Asphalt Concrete Plant
CAB, 586-4200, CSP	Maui Electric Company, Ltd., CSP No. 0031-04-C (Application for Renewal No. 0031-06)	Located at: 32A Ulili St., Kaunakakai, Moloka'i, Hawai'i,	Issued: 5/31/07	Pala'au Generating Station Nine (9) Diesel Engine Generators and One (1) Combustion Turbine
CAB, 586-4200, NCSP	Grace Pacific Corporation, NSP No. 0648-01-N (Initial Application No. 0648-01)	Located at: Kalaeloa Harbor, Kapolei, O'ahu	Issued: 6/7/07	Asphalt Storage Terminal
CAB, 586-4200, NCSP	Halawa Necropsy Facility Animal Industry Division, NSP No. 0281-01-N (Application for Renewal No. 0281-03)	Located at 99-941 Halawa Valley Street, 'Aiea, O'ahu	Issued: 6/7/07	500 lbs/hr Incinerator
CAB, 586-4200, NCSP	Dodo Mortuary, Inc., NSP No. 0304-02-N (Application for Renewal No. 0304-04)	Located at: 199 Wainaku Street, Hilo, Hawai'i	Issued: 6/8/07	Two (2) 100 lb/hr Crematory Incinerators

Shoreline Notices

JUNE 23, 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-1172	05/30/2007	Kaka'ako Waterfront Park, situated at Ka'akaukui, Honolulu, Island of O'ahu Address: Kaka'ako Waterfront Park. Purpose: SMA permit	ControlPoint Surveying, Inc./Hawai'i Community Development Authority	2-1-060:008
OA-1173	05/31/2007	Lot 21 of Lae-O-Niu Tract, a portion of R.P. 52, L.C. Aw. 802, situated at Niu, Honolulu, Island of O'ahu. Address: 64 Niu-Iki Circle. Purpose: Building permit	Kenn Nishihira/Naniwa Shoji Co. Ltd.	3-7-002:050
OA-1174	06/05/2007	Lot 76, Land Court Application (772), and a portion of L.C. Aw. 8559-B, Ap. 35 & 36 situated at La'ie, Ko'olauloa, Island of O'ahu. Address: 55-633 Kamehameha Highway Purpose: Building permit	Wesley T. Tengan/Matthew K. Williams	5-5-003:030
MA-370	05/30/2007	Lot 46, Kama'ole Beach Lots, Land Patent Grant 13829, situated at Kama'ole, Wailuku, Island of Maui. Address: 3020 South Kihei Road. Purpose: Property survey	Valera, Inc./RDOB Limited Partnership	3-9-004:102
MA-372	06/04/2007	Lots 56 & 57, Harbor View Tract, File Plan 300, portions of Grant 3343, situated at Ahuakokole, Wailuku, Island of Maui. Address: 530 Kailana Street. Purpose: Building permit	Valera, Inc./Craig H. Halley	3-4-028:045
MA-373	06/06/2007	Royal Patent 6140, L.C. Aw. 6510:U, Ap.2, situated at Hamakualoa, Makawao, Island of Maui. Address: None assigned. Purpose: Building setback and SMA	Newcomer-Lee Land Surveyors, Inc./Keith & Bonnie Douglas	2-9-011:018
MO-137	06/05/2007	Lot 24, Land Court Application 1867 (Map 2), situated at Kawela, Island of Moloka'i. Address: Kamehameha V Highway. Purpose: Building setback	Newcomer-Lee Land Surveyors, Inc./Duane Hart	5-4-017:022
HA-377	06/06/2007	Lot 2, Land Court Application 1753 (Map 1), Allotment 36, being a portion of R.P. 4475, L.C. Aw. 7713, Ap.43, and Lot 1, being a portion of R.P. 8217, L.C. Aw. 3660, situated at Holualoa 1st and 2nd, North Kona, Island of Hawai'i. Address: 76-6204 Alii Drive. Purpose: Building permit	Towill, Shigeoka & Associates, Inc./Hale Kai O Kona AOA	7-6-017:027
KA-303	05/30/2007	Lot 87-A-2, situated at Wainiha, Hanalei, Island of Kaua'i. Address: 6910 Kuhio Highway. Purpose: Building setback and SMA	Wagner Engineering Services, Inc./Joseph & Elizabeth Nava	5-8-012:002
KA-304	06/07/2007	Lot B-1, a portion of File Plan 938 Anini Tract, being a portion of R.P. 8183, L.C. Aw. 11215, Ap.3, situated at Kalihikai, Hanalei, Island of Kaua'i. Address: 4000 Anini Road. Purpose: Building permit	Wagner Engineering Services, Inc./Anini Hale, LLC.	5-3-005:013
KA-305	06/07/2007	Lot 49, Land Court Application 1160, situated at Hanalei, Island of Kaua'i. Address: 4956 Weke Road. Purpose: Building permit	Wagner Engineering Services, Inc./Gaylord H. Wilcox	5-5-001:009

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-1150	Proposed Shoreline Certification	Lot A, Portion Section A, Wai'alaie Beach Lots, situated at Wai'alaie-Nui, Honolulu, Island of O'ahu. Address: 4771 Kahala Avenue. Purpose: Building permit	Walter P. Thompson, Inc./ Edward Weldon	3-5-006:006
OA-1152	Proposed Shoreline Certification	Lot 40, Pupukea-Paumalu Beach Lots, situated at Pupukea, Ko'olauloa, Island of O'ahu. Address: 59-385 Ke Nui Road. Purpose: Slope stabilization and building setback line	Gil Surveying Services, Inc./Joel I. Brilliant	5-9-020:043
HA-331	Proposed Shoreline Certification	Lot 39 Vacationland Hawai'i, situated at Kapoho, Island of Hawai'i. Address: 14-4950 Wai'opoe Street. Purpose: Determine setback	The Independent Hawai'i Surveyors, LLC/Don Zuimeda & Mike McGinley	1-4-068:027
HA-333	Proposed Shoreline Certification	Portion of R.P. 7523, L.C. Aw 4452, Apana 4 to Kalama, situated at 'Anaeho'omalu, South Kohala, Island of Hawai'i. Address: 69-1081 Ku'uali'i Place. Purpose: Building Permit	Towill, Shigeoka & Associates, Inc./Waikoloa BC, LLC	6-9-007:015
HA-367	Proposed Shoreline Certification	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
OA-1145	Rejection	Land Court Application 774 (Map 2) and Land Court Application 1628 (Map 1), situated at Waikiki, Honolulu, Island of O'ahu. Address: 2169 Kalia Road. Purpose: Building permit	ControlPoint Surveying, Inc./ORF LLC	2-6-004:010
MA-353	Withdrawn	Lots 78 and 85, Land Court Application 1804, situated at Honua'ula, Makawao, Island of Maui. Address: 3600 Wailea Alanui. Purpose: Determine setback	Tanaka Engineers, Inc./ AOA Wailea 'Elua	2-1-008:069 & 070
MA-368	Rejection	Lot 217, Land Court Application 1804 (Map 31), situated at Honua'ula, Makawao, Island of Maui. Address: 3550 Wailea Alanui Drive. Purpose: Building & shoreline setback	R.M. Towill Corporation/ Wailea Hotel & Beach Resort, LLC	2-1-008:067