

The Environmental Notice

A semi-monthly periodic bulletin published by the Office of Environmental Quality Control pursuant to Section 343-3, Hawai'i Revised Statutes

October 23, 2007

In this issue

The Department of Land and Natural Resources Division of Boating and Ocean Recreation (DOBOR) has submitted a Draft Environmental Assessment for Master Planned improvements to **Kawaihae Small Boat Harbor** in South Kohala, Hawai'i. The state-funded improvements will include a fixed boat launch ramp, a floating dock, two boat loading docks, a comfort station, areas for vehicular and boat trailer parking, a wash down area, and other safety and security features. Comments to the DEA are due by November 23, 2007 (please see page 4 for details).

The Hawai'i Island Community Development Corporation has submitted a Final Environmental Assessment and Finding of No Significant Impact (FONSI) to develop a **30 unit elderly housing project on approximately 3 acres in North Kohala** (page 4).

The Hawai'i Army National Guard has submitted a Final Environmental Assessment and Finding of No Significant Impact for demolition and construction that will transform Keaukaha Military Reservation on the Big Island to become **Keaukaha Joint Military Center** for the Armed Forces Reserve Center and infrastructure for Hawai'i Army National Guard, Hawai'i Air National Guard, U.S. Marine Corps, Army Corps of Engineers, and Army Reserve units (page 5).

On Maui, the county Department of Parks and Recreation has submitted a Draft Environmental Assessment for improvements to the **Maui Family YMCA**, construction of a 2-story 18,000 square foot facility, additional parking and new landscaping (page 5).

On O'ahu, the Hawai'i Housing Finance and Development Corporation has submitted a Draft Environmental Assessment to acquire approximately 12 acres and 468 units of **Kukui Gardens** to provide affordable housing to families at or below 60 percent of the HUD area median income (AMI) until December 2062. No adverse environmental impacts are expected from the proposed acquisition and public comments are due by November 23, 2007 (page 6).

The Department of Design and Construction, City & County of Honolulu, Wastewater Division, has submitted a Final Environmental Assessment/Finding of No Significant Impact to improve and landscape the **Kuliouou Wastewater Pump Station** in East Honolulu. No adverse long-term impacts are anticipated from the project (page 6).

The Department of Planning & Permitting, City & County of Honolulu, has submitted a Final Environmental Assessment/

Finding of No Significant Impact for **Queen's Medical Center** to upgrade the electrical system for the hospital (page 7).

The Department of Planning & Permitting, City & County of Honolulu, has submitted a Draft Environmental Assessment for **Voicestream PCS II Corporation to construct a telecommunications antenna facility on the grounds of the Manoa Chinese Cemetery**. The applicant indicates that the facility is needed to provide adequate coverage currently lacking in certain parts of the valley (page 7).

Correction

In the last issue (October 8, 2007), we incorrectly identified the Tax Map Key for the **Kihei Residential Project** Draft Environmental Impact Statement on page 6. The correct TMK is 3-8-004: portions 002, 022 and 303. The Office of Environmental Quality Control apologizes for the oversight.

Final Rule - Fisheries in the Western Pacific; Precious Corals Fisheries

Black coral resources in the Au'au Channel, Hawai'i, have declined, possibly due to fishing pressure and an alien invasive soft coral. Current fishing regulations require minimum sizes for the harvest of living black coral colonies of 48 inches (122 cm) in height or one inch (2.54 cm) in stem diameter. Current regulations also exempt certain fishermen from the minimum stem diameter requirement, allowing the harvest of black coral with a smaller 3/4 inch (1.91 cm) stem diameter by anyone who had reported black coral harvests to the State of Hawai'i within the five years prior to April 17, 2002. This final rule removes that exemption to reduce the impacts of fishing on Au'au Channel black coral resources. Copies of the fishery management plan (FMP) and the regulatory amendment may be obtained from Kitty M. Simonds, Executive Director, Western Pacific Fishery Management Council (Council), 1164 Bishop Street, Suite 1400, Honolulu, Hawai'i 96813, or on the Internet at www.wpcouncil.org. For more information, please contact Bob Harman, NMFS PIR, (808) 944-2271 (see, 72 F.R. 58259, October 15, 2007).

Special Permit Applications

Special Permit Nos. 14458-N, and PHMSA-26873 were issued by the Pipeline and Hazardous Materials Safety Administration (PHMSA) of the U.S. Department of Transportation to the Hawai'i Superferry, pursuant to 49 CFR 172.101. The special permits authorize the transportation in commerce of limited quantities of Class 3, Class 9 and Division 2.1 hazardous materials being stowed on and below deck on passenger ferry vessels transporting motor vehicles, such as recreational vehicles, with attached cylinders of liquefied petroleum gas (see, 72 F.R. 58721, October 16, 2007).



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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

October 23, 2007

Kawaihae Small Boat Harbor (South) Improvements Phase 1 (HRS 343 DEA)

District: South Kohala
TMK: Portion of (3)6-1-003:026
Proposing Agency: State of Hawai'i Department of Land and Natural Resources (DLNR) Division of Boating and Ocean Recreation (DOBOR), 333 Queen Street, Suite 300, Honolulu, Hawai'i 96813. Contact: Mr. Eric Yuasa (808-587-1022)

Determination Agency: Same as above.

Consultant: M&E Pacific, Inc., 841 Bishop Street Suite 1900, Honolulu, Hawai'i 96813. Contact: Mr. Martin Nakasone (808-521-3051)

Public Comment

Deadline: 11/23//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:

Department of Army 404, NPDES Permit, Storm water Discharge during Construction Activities, DOH UIC Permit, DOH Section 401, CZM Federal Consistency, Special Management Area Permit, County of Hawai'i Building Permit, County of Hawai'i Grubbing Permit, SMA Use Permit, Shoreline Setback Variance, County of Hawai'i Use Permit

The State of Hawai'i Department of Land and Natural Resources (DLNR) Division of Boating and Ocean Recreation (DOBOR) propose to install the first phase of the Master Planned improvements at the Kawaihae Small Boat Harbor (South) basin. The full harbor build-out was previously accepted in a 1985 EIS document. The proposed improvements will provide a safe environment for light-draft vessels in the Kawaihae community and will remove their presence from the commercial traffic at the adjacent Deep-draft Harbor. The elements to be installed include a fixed boat launch ramp, a floating dock, two boat loading docks, a comfort station, areas for vehicular and boat trailer parking, a wash down area, and other safety and security features. All facilities will be ADA-accessible. Construction will be wholly funded by the State of Hawai'i.

No archaeological or historic properties have been identified in the vicinity of the project site. No threatened or endangered species are anticipated to be affected by the project. Construction of the project will be properly mitigated to ensure that no adverse impacts are made upon coastal, environmental, or waterway systems. Designated land uses and function use of the site will not be restricted by the proposed installations. Project environmental impacts are primarily related to short-term construction noise and fugitive dust, which will be mitigated through compliance with the appropriate State and County regulations.

'Ainakea Senior Residences Project (HRS 343 FEA-FONSI)

District: North Kohala
TMK: (3)5-3-11: 102
Applicant: Hawai'i Island Community Development Corporation, 100 Pau'ahi Street, Suite 204, Hilo, Hawai'i 96720. Contact: Keith Kato (808-969-1158 ext. 105)

Approving Agency: County of Hawai'i, Office of Housing and Community Development, 50 Wailuku Drive, Hilo, Hawai'i 96720. Contact: Noel Fujimoto (808-961-8379)

Consultant: Brian T. Nishimura, Planning Consultant, 101 Aupuni Street., Ste. 217, Hilo, Hawai'i 96720. Contact: Brian Nishimura (808-935-7692)

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

Permits Required: Underground Injection Control-Approval of Drywells, Wastewater Variance-Approval of Septic System (Dept. of Health), Plan Approval, Approval of Construction Plans (Water Supply, Public Works, Planning)

The Hawai'i Island Community Development Corporation (HICDC) is proposing to develop a 30 unit elderly housing project on approximately 3 acres of land on TMK No. (3) 5-3-11: 102. The property is located on the west side of Ainakea Drive, approximately 250 feet north of the Ainakea Drive – Akoni Pule Highway (Route270) intersection.

The proposed project will provide 29 one-bedroom, one-bath apartment units for Very-Low Income (60% of the median income) seniors and 1 managers unit in North Kohala. The units will be housed in single story structures with approximately 500 square feet of living area. The project will also include 30 parking stalls, a laundry, mail boxes, patio, meeting room and community garden. The project will be designed with the needs of the senior residents in mind and will be in compliance with ADA and Fair Housing accessibility requirements. Four of the units will be designed and constructed as accessible units, and the remaining units will be adaptable to ADA requirements.

Access to the project will be from an interior subdivision roadway connecting to the Akoni Pule Highway. All necessary utilities and improvements including electricity, roads and water system serve the area. Sewage disposal will be handled by on-site septic systems meeting with the approval of the Department of Health.

The proposed project is scheduled to begin construction in January, 2008 with completion anticipated in November, 2008. The total cost of the proposed project is estimated at approximately \$7.4 million.



Hawai'i Notices

October 23, 2007

Hawai'i Army National Guard (HIARNG), Construction and Demolition Projects at the Keaukaha Military Reservation (HRS 343 FEA-FONSI)

District: South Hilo
TMK: 3-2-1-12:3
Proposing Agency: Hawai'i Army National Guard, 3949 Diamond Head Road, 96816. Contact: LTC Marjean Stubbert, FMO (808-672-1530)

Determination Agency: Same as above.
Consultant: AMEC Earth and Environmental, 3375 Koapaka Street, Suite F251, Honolulu, Hawai'i 96819

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

Permits Required: NPDES, noise, construction, building



The Proposed Action consists of construction and demolition projects that will transform KMR to the Keaukaha Joint Military Center (KJMC). Transformation is congressionally directed through the 2005 Base Realignment and Closure Act (BRAC). New facilities will accommodate units currently stationed at KMR, and ARNG Readiness Centers at Honoka'a and Kea'au. The EA analyzes BRAC and regular Military Construction. Transformation involves construction of an Armed Forces Reserve Center (AFRC) and infrastructure for Hawai'i Army National Guard (HIARNG), Hawai'i Air National Guard (HIANG), U.S. Marine Corps (USMC), Army Corps of Engineers (USACE), and Army Reserve units. Additional projects include a new wash and fuel area, guard shack, main entrance, maintenance shops, a covered equipment storage area, USACE field office, transient barracks

and in-active duty and annual training dining facilities, perimeter fencing, parking, and lighting. In addition, the HIARNG is proposing demolition of 16 buildings on the site.

Maui Notices

Maui Family YMCA (HRS 343 DEA)

District: Wailuku
TMK: (2) 3-8-007:127
Proposing Agency: Maui Family YMCA, 250 Kanaloa Avenue, Kahului, Hawai'i 96732. Contact: Mr. Michael Morris, CEO (808-242-9007)

Determination Agency: Department of Parks & Recreation, County of Maui, 700 Hali'a Nakoa Street, Unit 2, Wailuku, Hawaii 96793, Contact: Tamara Horcajo (808 270-7230)

Consultant: Chris Hart & Partners, Inc., 115 N. Market Street, Wailuku, Hawai'i 96793. Contact: Mr. Jason Medema (808-242-1955)

Public Comment Deadline: November 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: Special Management Area (SMA) Use Permit, NPDES Permit, Building, Plumbing and Electrical Permits, Grading Permit



of Maui, the Maui Family YMCA must expand its facility.

The proposed project is located in an area of existing park and residential development on a parcel occupying 4 acres (174,240 square feet) of land on the east side of Kanaloa Avenue, Kahului, Maui, Hawai'i. Specifically, the project site lies north of Halia Nakoa Street, across Kanaloa Avenue from the Maui War Memorial Complex and

bordering Keopuolani Park. The proposed action includes both improvement to the existing building and new construction adjacent to the existing facilities.

After minor site preparation, a two-story, approximately 18,000 square foot building addition 34 feet in height will be constructed, bringing the combined floor area of the expanded YMCA facility to 35,000 square feet. The proposed building addition will include a gymnasium, aerobic exercise room, showers, locker rooms, a new outdoor swimming pool, offices, lounge and storage areas. Existing facilities will be refurbished for finishes and limited modification of interior walls. The proposed project will also include modification of the front parking area, new paved parking (for a total of 115 stalls), landscape plantings, and the installation of utilities and access connections. The project will also include the installation of a subsurface drainage system consisting of a perforated drainline embedded in crushed rock and wrapped with a layer of filter fabric, which will capture any incremental increase in post-development runoff on site.

As a result of heavy growth in membership, the Maui Family YMCA has outgrown its current facility. To continue providing adequate programs and services to its members and the people

O'ahu Notices

October 23, 2007

Kukui Gardens Land Acquisition (HRS 343 DEA)

District: Honolulu
TMK: (1) 1-7-26:07
Applicant: Hawai'i Housing Finance and Development Corporation, 677 Queens Street, Suite 300, Honolulu, Hawai'i 96813. Contact: Janice Takahashi

Approving Agency: Hawai'i Housing Finance and Development Corporation, 677 Queen Street, Suite 300, Honolulu, Hawai'i 96813. Contact: Janice Takahashi

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

Public Comment Deadline: 11/23/2007
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: None

HHFDC would use \$25 million in general obligation bonds to acquire a portion of Kukui Gardens to preserve long-term affordable rentals at Kukui Gardens. Under the proposed transaction agreement, HHFDC would acquire Parcel A (approximately 10 acres and 389 units) and Carmel Partners would acquire Parcel B (approximately 12 acres and 468 units). Pursuant to a new Regulatory Use Agreement, Parcel A unit rents would be affordable to families at or below 60 percent of the HUD area median income (AMI) until December 2062. Parcel B units would be rented at current affordable rates through April 2011, at which time rents may be increased to new tenants. From May 2013 to December 2062, Parcel B rents would be affordable to households at or below 140 percent of AMI. No adverse environmental impacts are expected from the proposed acquisition. A cultural impact assessment did not disclose any adverse effects. The only impacts of the proposed action relate to socioeconomics. These impacts would be positive, enhancing community and state welfare by assuring long-term preservation of 389 affordable rental units at Kukui Gardens. No action could result in the loss of 857 affordable rental units after April 2011. Therefore, the expected determination is a Finding of No Significant Impact (FONSI).

Kuliouou Wastewater Pump Station Modification and Force Main Replacement (HRS 343 FEA-FONSI)

District: Honolulu
TMK: 3-08-04:79, 3-08-04 and 3-09-45
Proposing Agency: Department of Design and Construction, Wastewater Division, 650 South King Street, 14th Floor, Honolulu, Hawai'i 96813. Contact: Karli M. Miyata (808-768-8762)

Determination

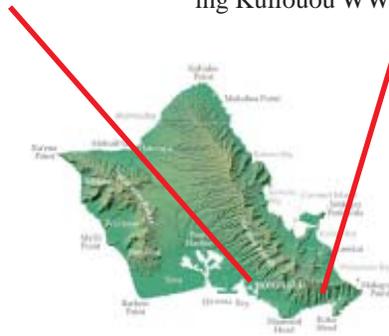
Agency: Same as above.
Consultant: Shimabukuro, Endo & Yoshizaki, Inc. dba SEY Engineers, 1126 12th Avenue, Room 309, Honolulu, Hawai'i 96816-3715. Contact: Howard K. Endo (808-737-1875)

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

Permits Required:

NPDES, Chapter 55 Water Pollution Control, Discharge Dewatering Effluent into State Drainage System, Community Noise Control, Construction Noise Variance,, Building, Grading, Trenching, Street Usage, Construction Dewatering for Discharge and for Industrial Water Discharge into the City and County Separate Storm Sewer system, Installation of Above Ground Fuel Storage Tank, and Waiver from City Land Use Ordinance Rear Yard Setback Requirement

The City's Department of Design and Construction proposes to modify the proposed 2001 improvements to their existing Kuliouou WWPS covered in the original Environmental Assessment.



To improve site aesthetics, modifications will provide areca palm hedges along the west, north and east boundaries, and a fan palm and a *kukui* tree in the front yard. Per current City standards, the Bermuda grass ground cover within the fenced WWPS site will be replaced with rock fill. A 2001 proposed 500 gallon underground diesel tank will be replaced with a 1,000 gallon above ground diesel tank to meet current City standards to operate the WWPS during major power outages. A waiver will be obtained from the City Land Use Ordinance rear yard setback requirement

since a new generator room will be located within the rear yard. A force main replacement will be provided from the WWPS along May Way and Kawaihae Street to the Hawai'i Kai SMH "O" since the existing force main has deteriorated, resulting in wastewater spills. This will assure compliance to the Clean Water Act. Construction is expected to begin in early 2008 and should be completed within 2 years. The City will fund the estimated construction cost for the additional improvements of \$550,000. Short term impacts during this period include: (1) fugitive dust, exhaust emissions, and noise from construction equipment in the project vicinity and (2) disruptions to traffic due to diversions around work areas during installation of the force main replacement. The contractor will be required to follow standard procedures to mitigate short-term impacts, such as restricting working hours, providing proper tuning and maintenance of equipment and covering trenches during non working hours. No adverse long-term impacts are anticipated from the project.

October 23, 2007

Queens Medical Center Electrical Systems Upgrade Project (HRS 343 FEA-FONSI)

District: Honolulu
TMK: 2-1-35: 3-8, 10; 2-1-18: and, 2-1-37:2
Applicant: Queens Medical Center, 1329 Lusitana Street, 1410 Miller Street, 510 South Beretania Street, and 1236 Lauhala Street – Hawai'i Capital District. Contact: Les Chinen

Approving Agency: Department of Planning and Permitting, 650 South King Street, 7th Floor, Honolulu, Hawai'i 96813. Contact: Pamela Davis (808-768-8017)

Consultant: Belt Collins Hawai'i Ltd., 2153 North King Street, Honolulu, Hawaii 96817. Contact: Lee Sichter (808-521-5361)

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

Permits Required: Plan Review Use (PRU) Permit

The applicant, Queen's Medical Center, proposes to upgrade the electrical system for the hospital, including construction of a new generator building, four (4) new diesel-powered emergency generators (a total of 9.468 megawatts), relocation of two (2) underground electrical service feeders, and an increase in feeder capacity. The project proposal will require inclusion in a Plan Review Use (PRU) permit.

Wireless Communication Antenna Manoa Chinese Cemetery (Chapter 343 DEA)

District: Honolulu
TMK: 2-9-43: 1
Applicant: Voicestream PCS II Corporation, 815 Pi'ikoi Street, #100, Honolulu, Hawai'i 96814

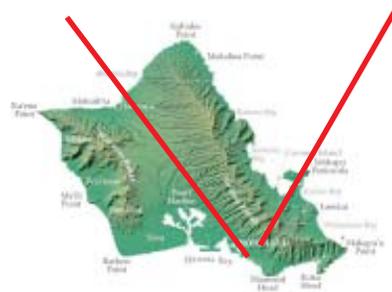
Approving Agency: Department of Planning and Permitting, 650 South King Street, 7th Floor, Honolulu, Hawai'i 96813, Contact - Lynne Kauer, (808 768-8016)

Consultant: Kusao and Kurahashi, Inc., 2752 Woodlawn Drive, Suite 5-202, Honolulu, Hawai'i 96822, Contact - Ardis Shaw-Kim, (808 988-2231)

Public Comment Deadline: November 23, 2007

Permits required: Conditional Use Permit-minor, Waiver, building permit

The applicant, Voicestream PCS II Corporation, is proposing to construct a telecommunications antenna facility on the grounds of the Manoa Chinese Cemetery. The facility will consist of a 60-foot high stealth (palm tree) monopole, a concrete pad, electrical and equipment cabinets, and support infrastructure. Six (6) panel antennas will be mounted within the "fronds" of the stealth palm tree. The facility will be enclosed by a 6-foot high vinyl fence and gate, and a croton screening hedge along the exterior of the fence.



The 10.753-acre site is listed on the Hawaii Register of Historic Places. The proposed facility will occupy about a 400-square-foot area at the western corner of the site, 15 feet north of the ossuary (bone house). The site is in the P-2 General Preservation District with a 25-foot height limit. Therefore, a Conditional Use Permit-minor for a Utility Installation (Type B) and a Waiver to exceed the height limit will be required.

The applicant indicates that the facility is needed to provide adequate coverage currently lacking in certain parts of the valley. Construction is anticipated to begin after all necessary permits are obtained and take about five (5) months to complete. The project will be privately funded.



Coastal Zone News

October 23, 2007

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 Mr. 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 (808) 587-2899.

(1) U.S. Coast Guard Security Zone for U.S. Forces Vessel SBX-1

Federal Action: Federal Agency Activity
Federal Agency: U.S. Coast Guard
Contact: Dr. Dennis Mead, 541-2129
Location: Waters extending 500-yards around the vessel.
CZM Contact: John Nakagawa, 587-2878, Electronic mail: jnakagaw@dbedt.hawaii.gov

Proposed Action:

The U.S. Coast Guard proposes to establish a permanent 500-yard moving security zone around the U.S. Forces vessel SBX-1 while it transits within waters off of Honolulu, Oahu, to Pearl Harbor for repairs at least once each year. The security zone would be automatically activated for enforcement whenever the vessel is in U.S. navigable waters within the Honolulu Captain of the Port Zone, and includes all waters extending 500-yards in all directions from the SBX-1, from the surface to the ocean floor. The security zone would move with the SBX-1 while it is in transit and would become fixed whenever the SBX-1 is stationary.

Comments Due: November 6, 2007

(2) Replace Piers 100 & 200 at Ke'ehi Small Boat Harbor, O'ahu

Applicant: Department of Land and Natural Resources, Engineering Division
Consultant: Bow Engineering & Development, Inc.
Contact: Mr. Cey Murakami, 941-8853
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Ke'ehi Lagoon
TMK: (1) 1-2-25: 24
CZM Contact: John Nakagawa, 587-2878, Electronic mail: jnakagaw@dbedt.hawaii.gov

Proposed Action:

Replace Piers 100 and 200 at the Ke'ehi Small Boat Harbor within Ke'ehi Lagoon, which are in disrepair. The proposed project includes the following work: (1) remove all remaining sections of wooden main access piers and finger piers of Piers 100 and 200; (2) remove all concrete piles as indicated in the enclosed design drawings; (3) install new concrete piles; (4) construct new corrosion resistant main access piers and finger piers.

Comments Due: November 6, 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 Kalaheo (Barbers Point) Community Development District (587-2840).

Location (TMK)	Description (File No.)	Applicant/Agent
Honolulu: Kahala (3-5-23-1)	New Concession Stand, Trellis, Open Seating area and cart parking (2007/SMA-53)	Waialae Country Club / Gerald Park
Honolulu: Waikiki (2-6-4-12)	Telecommunication Equipment at the Waikiki Shore (2007/SMA-54)	T-Mobile West Corporation / Mark Bullard
Maui: (4-6-11-009)	After the fact – main dwelling repair (SM2 20070075)	Truong, Loc
Maui: Lahaina	Renovation of Moku Hale LLC (SM2 20070079)	Kimmey, Marie
Maui: Wai'ehu (3-3-1-1)	Grubbing & installation of poles & fencing (SM2 20070080)	Wenner, Paul F.
Maui: Kihei (3-9-4-1)	Addition to accom. vessel (SM2 20070081)	Kaho'olawe Island Reserve Commission

Conservation Notices

October 23, 2007

Conservation District Use Permits

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 (30) 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
1151 Punchbowl Street, Room 131
Honolulu, Hawai'i 96813

DLNR will make every effort to notify those interested in the subject application, it is not obligated to notify any person not strictly complying with the above requirements. For more information, please contact Dolan Eversole of the Office of Conservation and Coastal Lands at (808) 587-0321.

Project: Small-Scale Beach Nourishment
File No.: CDUA OA-3431
Applicant: Kaua'i County Parks and Recreation
Location: Poipu, Beach Park, Kaua'i
TMK: (4) 2-8-17-01 (seaward)
Proposed Action: Small-Scale Beach Nourishment
Ch. 343, HRS determination: Blanket EA
Applicant's Contact: Mel Nishihara, Kaua'i County Parks and Recreation, (808 241-6671)

Project: Small-Scale beach Nourishment
File No.: SSBN MA-07-04
Applicant: Cirrus, LCC
Location: Spreckelsville, Maui
TMK: (2) 3-8-0-072 (seaward)
Proposed Action: Small-Scale Beach Nourishment
Ch. 343, HRS determination: Blanket EA
Applicant's Contact: Patti Cadiz, Cirrus, LCC (808) 283-5070
Approving Agency: Department of Land and Natural Resources

Project: Kapalua Coastal Trail
File No.: CDUA MA-3436
Name of Applicant: Audrey Tantamjarik, PBR Hawaii, ASB Tower, 1001 Bishop Street, Suite 650, Honolulu, Hawai'i 96813, 808-521-5631
Location: Honolua and Honokahua Districts, Island of Maui
TMK: (4) 4-2-004:010, 015, 016, 017, 032, and 034
Proposed Action: Proposed Kapalua Coastal Trail Project
Ch. 343, HRS determination: The Final Environmental Assessment (FEA) was published in OEQC's Environmental Notice on July 8, 2007, and the Maui County, Department of Planning/Maui Planning Commission was the accepting authority of the FEA (June 2007).
Applicant's Contact: Same



Pacific Golden Plover (kolea) - in Alaska (courtesy U.S. Fish and Wildlife Service)

Pollution Control Permits

October 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
Clean Air Branch, 586-4200, Covered Source Permit	Halo Halo, Hawai'i, LLC (dba Al Phillips Dry Cleaners) CSP No. 0654-01-C (Initial Application No. 0654-01)	340 Ku'uilei Road Oahu, Hawai'i	Issued 10/3/07	One 95-pound Petroleum Solvent Washer/Dryer
Clean Air Branch, 586-4200 Noncovered Source Permit	Jas. W. Glover, Ltd. NSP No. 0363-01-N (Application for Modification No. 0363-03)	Located at: Honokohau, Kailua-Kona, Hawai'i	Issued : 10/4/07	150 CY/Hr Portable Concrete Batch Plant
Clean Air Branch, 586-4200, Covered Source Permit	United Laundry Services, Inc. CSP No. 0442-02-C (Application for Significant Modification No. 0442-06)	Located at: 2291 Alaheo Place Honolulu, Hawai'i	Issued: 10/4/07	Three (3) SNG/Fuel Oil No. 2-Fired Boilers

Branch & Permit Type	Applicant & Permit Number	Project Location	Pertinent Dates	Proposed Use
Safe Drinking Water Branch, 586-4258, UIC Permit	Department of Education State of Haw aii UH-2605	Waiakeaw a'ena Elementary School (3)2-2-42:7, 17; 2420 Kilauea Avenue, Hilo	n/a	Abandon 1 unregistered injection-w ell cesspool.
Safe Drinking Water Branch, 586-4258, UIC Permit	National Park Service U.S. Department of Interior UH-1986	Pu'uhonua O Honaunau, National Historic Park P.O. Box 129 Honaunau	n/a	Renew permit for 2 injection wells for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Directorate of Public Works U.S. Army UH-2609	Pohakuloa Training Area, Septic Tank Systems (3)4-4-16:6; MM #30 Saddle Road, Hilo	n/a	Register 6 existing injection well seepage pits for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	AMI Properties, LLC UH-2606	Lono Kona Apartments (3)7-5-22:60; 75-5730 Alahou Street, Kailua-Kona	n/a	Register 2 existing injection-w ell seepage pits for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	Kona Hale Alii, LLC UH-2607	Hale Nanea Condominiums (3)7-5-9:67; 75-216 Hualalai Road, Kailua-Kona	n/a	Construct 2 injection wells for surface drainage.
Safe Drinking Water Branch, 586-4258, UIC Permit	Taylor Family Limited Partnership UH-2612	Queen K Chevron Septic (3)7-4-8:55; 74-5035 Queen Ka'ahumanu Highway, Kailua-Kona	n/a	Register 1 existing injection well seepage pit for sewage disposal.
Safe Drinking Water Branch, 586-4258, UIC Permit	327 Kona LLC UH-2608	Kona View Estates Subdivision (3)7-4-8:por 47; Honokahau 1st, Kailua-Kona	Comment by 11/12/07	Construct 9 injection wells for surface drainage.
Safe Drinking Water Branch, 586-4258, UIC Permit	Department of Education State of Haw aii UM-2604	Makaw ao Elementary School (2)2-4-5:10 3542 Baldwin Avenue, Makaw ao	n/a	Abandon 7 unregistered injection-w ell cesspools.
Safe Drinking Water Branch, 586-4258, UIC Permit	Kaua'i Beach Resort Association UK-1255	Radisson Kaua'i Beach Resort 4331 Kaua'i Beach Drive, Lihue	n/a	Abandon 1 registered injection well.

Shoreline Notices

October 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
MA-384	09/28/2007	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
HA-383	10/03/2007	Portion of Grant 1595, situated at Honalo, North Kona, Island of Hawai'i. Address: None assigned Purpose: Single family residence	Pattison Land Surveying, Inc./Burnette Hazen Trust	7-9-005:016

Federal Notices

Pest Risk Analysis for Importation of Sweet Cherries

The Animal and Plant Health Inspection Service (APHIS) of the U. S. Department of Agriculture is advising the public that it has prepared a pest risk analysis that evaluates the risks associated with the importation into the continental United States and **Hawai'i** of sweet cherries from Australia. Based on that analysis, APHIS believes that the application of one or more designated phytosanitary measures will be sufficient to mitigate the risks of introducing or disseminating plant pests or noxious weeds via the importation of sweet cherries from Australia. APHIS is making the pest risk analysis, as well as an environmental assessment it has prepared in connection with this action, available for review and comment. APHIS will consider all comments it receives on or before December 11, 2007. You may submit comments by either of the following methods: Federal eRulemaking Portal: Go to <http://www.regulations.gov>, select "Animal and Plant Health Inspection Service" from the agency drop-down menu, then click "Submit." In the Docket ID column, select Docket No. APHIS-2007-0128 to submit or view public comments and to view supporting and related materials available electronically. Information on using Regulations.gov, including instructions for accessing documents, submitting comments, and viewing the

docket after the close of the comment period, is available through the site's "User Tips" link. Postal Mail/Commercial Delivery: Please send four copies of your comment (an original and three copies) to Docket No. APHIS-2007-0128, Regulatory Analysis and Development, PPD, APHIS, Station 3C71, 4700 River Road, Unit 118, Riverdale, MD 20737-1238. Please state that your comment refers to Docket No. APHIS-2007-0128. For more information, contact Ms. Donna L. West, Senior Import Specialist, Commodity Import Analysis and Operations, Plant Health Programs, PPQ, APHIS, 4700 River Road, Unit 133, Riverdale, Maryland 20737-1231, telephone (301) 734-8758 (see, 72 F.R. 58047, October 12, 2007).



Shoreline Notices

October 23, 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-1142	Proposed Shoreline Certification	Lot 1, Land Court Application 1693 (Map 1), Lot 1, Land Court Application 291 (Map 1), Lot A, Land Court Application 1316 (Map 2), and portions of R.P. 166, L.C. Aw. 1281 Ap:1, situated at Waikiki, Honolulu, Island of O'ahu. Address: 2255 & 2259 Kalakaua Avenue Purpose: Building Permit	ControlPoint Surveying, Inc./Kyo-Ya Hotels & Resorts, LP	2-6-002:006
MA-369	Proposed Shoreline Certification	Lot 56, Land Court Application 1744 (Map 19), situated at Ka'anapali, Lahaina, Island of Maui. Address: 50 Nohea Kai Drive Purpose: Setback	Austin Tsutsumi & Associates, Inc./ Ka'anapali Ali'i	4-4-008:022
MA-379	Proposed Shoreline Certification	Lots 5, 6, and 7, Ainalani Lots, being a portion of Grant 3343, situated at Spreckelsville, Wailuku, Island of Maui. Address: 584, 584D Stable Road Purpose: Shoreline setback	R.T. Tanaka Engineers, Inc./David B. Lam, Lundahl J. Anderson, and Cort Larned	3-8-002:077
MA-380	Proposed Shoreline Certification	Lot 10, Pu'unooa Subdivision (File Plan 575), situated at Pu'unooa, Lahaina, Island of Maui. Address: 29 Kamaka Circle Purpose: Building permit/SMA	Akamai Land Surveying, Inc./ Carol Carolan	4-5-003:017
HA-373	Proposed Shoreline Certification	Lot 1-A, portion of Grant 1035, situated at Pu'uohua 2nd, South Hilo, Island of Hawai'i. Address: 32-1056 Mamalahoa Highway Purpose: Building setback	'Ilima Surveying, LLC/ Laurie Fraser Robertson	3-2-003:041
HA-376	Proposed Shoreline Certification	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
HA-379	Proposed Shoreline Certification	Lot 3, Land Court Application 1705, situated at Holualoa 3rd, North Kona, Island of Hawai'i. Address: 76-6300 Ali'i Drive Purpose: Building setback	The Independent Hawai'i Surveyors, LLC/Peter McKittrick, Receiver	7-7-004:025
HA-380	Proposed Shoreline Certification	Lot 42, Wa'awa'a Subdivision, being portion of Grants 997:1, 997:2, 1363 & 3687, situated at Wa'awa'a, Puna, Island of Hawai'i. Address: Government Beach Road Purpose: Determine conservation zone boundary	The Independent Hawai'i Surveyors, LLC/Leonard G. Horowitz	1-4-028:009
KA-309	Proposed Shoreline Certification	Lots 2-A-1 & 9A, situated at Kalapaki, Lihue, Island of Kaua'i. Address: 3351 Ho'olaule'a Way Purpose: Shoreline setback	Ace Land Surveying, LLC/ Kaua'i Lagoons LLC & KD Golf Ownership LLC	3-5-001:027
OA-1141	Withdrawn	Lot A1 on Bishop Estate Map 7478, situated at Waikiki, Honolulu, Island of O'ahu. Address: 2259 Kalakaua Avenue Purpose: Building Permit	ControlPoint Surveying, Inc./Kyo-Ya Hotels & Resorts, LP	2-6-002:005