

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

November 8, 2007

Waiahole Ditch Case Seminar

The University of Hawai'i at Manoa, Water Resources Research Center will hold a seminar by James Paul, Attorney, Paul Johnson Park & Niles, Honolulu, entitled "*The Waiahole Ditch Case Seven Years Later: With Utmost Haste and Purpose*"? What role "science"? on Thursday, November 15, 2007, from 3:00 P.M. until 4:15 P.M. in the Marine Sciences Building, Room 114, University of Hawai'i at Manoa Campus. Eminent Honolulu attorney James Paul continues to update his survey of the causes of the delays in the implementation of the decision's mandates and will focus on the reasons for the delay and the role that science has played and is supposed to play in that process. This seminar should be of interest to anyone concerned with the issue of the protection and sustenance of Hawai'i's water resources for the benefit of the citizens of the state of Hawai'i.

925 Dillingham Boulevard, Department of Health, Voluntary Response Project

The voluntary response project ("VRP") to address site assessments at 925 Dillingham Boulevard in Honolulu, Hawaii ("Property") is available for public review and comment. The Revised Remedial Alternative Assessment Report for the Property indicates that there does not appear to be a significant risk to either human health or the environment. The Hawai'i Department of Health (DOH) encourages members of the public to comment on this Voluntary Response Project during the 30-day comment period which ends on December 10, 2007. To receive a fact sheet about the project, call (808) 586-7574. Information regarding this project is available for review at the Hawai'i State Library, 478 South King Street, Honolulu. The complete administrative record regarding this project may be reviewed at the Department of Health Office of Hazard Evaluation and Emergency Response. Comments and inquiries should be addressed to: Mr. Mark Sutterfield, VRP Project Manager, DOH, Office of Hazard Evaluation and Emergency Response, 919 Ala Moana Blvd., Honolulu, Hawaii 96814, or by electronic mail at mark.sutterfield@doh.hawaii.gov.

Recovery Plan for Nosa Luta or Rota Bridled White-eye (*Zosterops rotensis*)

The nosa Luta, or Rota bridled white-eye, is an endemic bird of the island of Rota in the Mariana archipelago and was federally listed as endangered in 2004 (69 FR 3022). In 1999, the population was estimated to be approximately 1,000 individuals and the species' core range consisted of approximately 628 acres (254 hectares) of forest above 490 feet (150 meters) elevation. Available information indicates that habitat loss and degradation and predation by introduced rats (*Rattus* spp.) and black drongos (*Dicrurus macrocercus*) may be having some impact on the nosa Luta population. The U.S. Fish and Wildlife Service, announce the availability of the Recovery Plan for the Nosa Luta or Rota Bridled White-eye (*Zosterops rotensis*). This species, which is found only on the island of Rota in the Commonwealth of the Northern Mariana Islands, was federally listed as endangered in 2004. Copies of the recovery plan are available by request from the U.S. Fish and Wildlife Service, Pacific Islands Fish and Wildlife Office, 300 Ala Moana Boulevard, Room 3-122, Box 50088, Honolulu, Hawai'i 96850 (phone: 808/792-9400). An electronic copy of the recovery plan is also available at <http://endangered.fws.gov/recovery/index.html#plans>. Printed copies of the recovery plan will be available for distribution in 4 to 6 weeks. For more information please contact Fred Amidon, Fish and Wildlife Biologist, at the above Pacific Islands Fish and Wildlife Office address. (see, 72 F.R. 59301, October 19, 2007).

U.S. World Heritage Tentative List

The U.S. World Heritage List is an international list of cultural and natural properties of outstanding universal value nominated by the signatories of the World Heritage Convention (1972). The Papahānaumokuākea Marine National Monument has been recommended for inclusion on the U.S. World Heritage Tentative List. In 1973, the United States was the first nation to ratify the treaty. U.S. participation and the roles of the Department of the Interior and the NPS are authorized by Title IV of the Historic Preservation Act Amendments of 1980 and conducted in accordance with 36 C.F.R. 73-World Heritage Convention. A Tentative List is a national list of natural and cultural properties appearing to meet the World Heritage Committee eligibility criteria for nomination to the World Heritage List. It is a list of candidate sites which a country intends to consider for nomination within a given time period. Public comments on this Information Collection Request (ICR) will be accepted on or before November 30, 2007. Send comments to: Jonathan Putnam, Office of International Affairs, NPS, 1201 Eye Street, NW., (0050), Washington, DC 20005; or via e-mail at jonathan-putnam@nps.gov. To request a paper copy of the Staff Report on the Draft U.S. World Heritage Tentative List contact: April Brooks, Office of International Affairs, NPS, 1201 Eye Street, NW., (0050), Washington, DC 20005; or via phone at 202/354-1808; or via e-mail at aprilbrooks@nps.gov (see, 72 F.R. 61664, October 31, 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 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

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Kumakua Affordable Housing Project (HRS 343 DEA)

District: North Kohala
TMK: (3) 5-5-8: portion of 46
Applicant: Hawai'i Island Community Development Corporation, 1001 Pauahi 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., Suite 217, Hilo, Hawai'i 96720. Contact: Brian Nishimura (808 935-7692)

Public Comment

Deadline: December 10, 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: Underground Injection Control-Approval of Drywells - Department of Health, Approval of Construction Plans (Water Supply, PublicWorks, State Department of Transportation, Highways Division, Subdivision Approval - Planning Department

The Hawai'i Island Community Development Corporation (HICDC) is proposing to develop an affordable housing project on approximately 15 acres of land on TMK No. (3) 5-5-08: portion of 46. The property is located on the north side of the Akoni Pule Highway, approximately 0.5 mile east of the Akoni Pule Highway-Hawi Road intersection, Pahoia land division, North Kohala, Island of Hawai'i. The project site is on a 15 acre portion of the parcel which consists of 31.21 acres. The proposed project will consist of 48 self-help single family dwelling units and 32 senior housing rental units. A minimum of 51% of the self-help single family dwelling units will marketed to families earning less than 80% of the median family income and a portion of the units will be marketed to families earning between 80% to 140% of the median family income. 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 are available from the Akoni Pule Highway. Sewage disposal will be handled by on-site septic systems meeting with the approval of the Department of Health. The proposed project will be built incrementally with 24 single family dwelling units each in 2007 and 2008, respectively. The 32 senior housing rental units are expected to be completed and occupied by the summer of 2008. The total cost of the proposed project is estimated at approximately \$10 million.

Kohala Public Library (HRS 343 FEA-FONSI)

District: North Kohala
TMK: 5-4-008: 002
Proposing Agency: State of Hawai'i, Department of Accounting and General Services, Division of Public Works, Project Management Branch, Room 427, 1151 Punchbowl Street, Honolulu, Hawai'i 96813. Contact: Ricky Sasaki (808-586-0474)

Determination Agency: Same as above
Consultant: Gerald Park Urban Planner, 1221 Kapi'olani Boulevard, Suite 211, Honolulu, Hawai'i 96814. Contact: Gerald Park (808-596-7484)

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

Permits

Required: Air Conditioning and Ventilation; NPDES Permit (Various); Private Treatment Works and Individual Wastewater Systems; Variance from Pollution Controls (Noise Permit); Approval Required for New Access Point or Relocating Existing Access for State Highways; Permit to Perform Work on State Highways; Land Use District Boundary Amendment; Change of Zone; Plan Approval; Water Connection Plan; Building, Electrical, and Plumbing Permits; Grubbing, Grading, Excavation and Stockpiling Permit; Sign Permit.

The State of Hawai'i, Department of Accounting and General Services, proposes to construct a new public library on land in the *ahupua'a* of Puehuehu, District of North Kohala, County of Hawai'i, State of Hawai'i. The 3.809 acres property is owned by Surety Kohala Corporation who will transfer ownership to the State of Hawai'i. The proposed single-story library building is organized into three principal spaces: 1) collection and sitting areas for adults, children, and young adults are arranged on the north side of the building; 2) core library functions such as reception desk, checkout area, catalog area, lobby/display area, and staff work room are placed in the center of the building; and 3) the library entry, restrooms for men and women, and a community room are located on the south side of the building. The proposed Kohala Public Library will be designed with sustainable features to achieve Leadership in Energy and Environmental Design (LEED) silver certification from the U.S. Green Building Council. An approximately 650 foot long paved driveway will connect the library with Akoni Pule Highway. A paved, off-street parking area for 20 vehicles is proposed in the front of the library building. Water, power, and communication systems will be brought to the library site from Akoni Pule Highway via underground conduit. Wastewater will be collected and disposed of in an on-site septic tank and leachfield. Construction costs are estimated at \$5.54 million. The project's total cost (design and construction) is \$6.361 million and will be funded by Capital Improvement Program appropriations from the State Legislature. A State



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land use district boundary amendment and change of zone are required to achieve consistency in land use controls for the proposed use and area. Construction can commence after land use approvals are obtained and construction plans and permits are approved. No resident, business, or active agricultural activity will be displaced as a result of the proposed action.

Kona Blue Water Farms Unualoha Farm Site Expansion (HRS 343 DEA)

District: North Kona
TMK: N/A; Open Ocean
Applicant: Kona Blue Water Farms, LLC, P.O. Box 4239, Kailua-Kona, Hawai'i 96745, Contact - Neil Anthony Sims, (808 331-1188, ext. 201)

Approving Agency: Department of Land and Natural Resources, Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, Hawai'i 96809, Contact - Samuel Lemmo (808 587-0381)

Consultant: N/A

Public Comment Deadline: December 10, 2007

Permits Required: Lease of State Lands mandates a Conservation District Use Application, CZM compliance, Department of the Army Section 10 Permit (compliance with Federal Law) and modified NPDES.

Kona Blue is applying for an expansion to their existing ocean lease over offshore waters adjacent to the Natural Energy Laboratory and Kona International Airport under HRS 190 D. Kona Blue seeks to expand the existing open ocean fish farm to increase production of Kona Kampachi (*Seriola rivoliana*), by increasing the size of the existing eight submersible Sea Station net pens from 3,000 cubic meters to around 6,200 cubic meters. No new net pens will be permitted. The lease area would be expanded directly east (81 m) to accommodate reconfiguration of the two existing mooring grids into a single grid. The center of the new grid will remain around 2,400 ft (727 M). The expanded lease area would only be an additional 13 acres (81 m x 664 m), in water around 200 feet (61 m) deeps, and would only contain anchors and mooring lines. There is minimal public use of the area, and this request would therefore not infringe on other ocean activities. Kona Blue will not require exclusive use of the expanded lease area, but some restrictions to public activities will be required (no anchoring, SCUBA diving, or swimming), for safety, security and public liability reasons. The public will still be permitted to transit the site, and fish from boats in the lease area.

McCully Single Family Residence (HRS 343 DEA)

District: South Hilo
TMK: (3) 2-9-03:29
Applicant: James and Francine McCully, 40 Kamehameha Avenue, Hilo, Hawai'i 96720

Approving Agency: Department of Land and Natural Resources, Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, Hawai'i 96809, Contact - Michael Cain (808 783-2501)

Consultant: Ben Tsukazaki, 85 W. Lanikaula Street, Hilo, Hawai'i 96720 (808 961-0055)

Public Comment Deadline: December 10, 2007

Permits Required: Conservation District Use Permit

James William McCully and Francine Morales McCully are the owners of approximately 4.6 acres of land situated within the State Land Use Conservation District at Wailea, South Hilo, Hawai'i, Tax Map Key Nos.: (3) 2-9-003: 013, 029 and 060. The subject property consists of three existing lots of record and a contiguous segment of a former railroad right-of-way running along the *mauka* (western) boundary of all three parcels. The owners plan to construct a single-family dwelling on parcel 029 and have submitted a Conservation District Use Application to the Department of Land and Natural Resources. In the future, the owners also plan to consolidate the three existing lots with the railroad right-of-way and resubdivide into three lots in order to eliminate the railroad right-of-way. The subject property is situated along the Hilo-Hamakua Coast of the Island of Hawai'i, approximately 14.7 miles north of the City of Hilo. Access to the property is provided by a 30-foot wide road and utility easement which runs a distance of approximately 360 feet east from the Hawai'i Belt Road. The property is bounded on the *makai* (east) side by the edge of a high *pali* (ranging between 100 to 140 feet above sea level) which is characteristic of the Hilo-Hamakua coastline. The *pali* and the land to the high water mark belong to the State of Hawai'i. The center of Puahanui Stream serves as the northern boundary and TMK: (3) 2-9-003: 001 is situated to the south. The property is bounded on the west by four parcels, TMK: (3) 2-9-003: 048, 049, 050 and 051. The subject property is currently vacant and was previously utilized for sugar cane cultivation. The property has remained fallow since July of 1992 and is currently maintained in grass with scattered sections of landscape plantings. The former railroad right-of-way and the area previously utilized for sugar production are gently sloping towards the eastern end of the property and are well suited for the proposed uses. The high shorefront *pali* and the steep gulch sloping down to Puahanui Stream render these areas virtually inaccessible from the subject property and there is no evidence of any public access or use on the property.



Kula Nei (HRS 343 FEIS)

District: North Kona
TMK: (3) 7-3-7:038, 039, por. 042, por. 043, por. 80; (3) 7-3-9:007, por. 008, por. 057, por. 061; (3) 7-3-6: por. 035, por. 036, por. 037; (3) 7-3-46: por. 105
Applicant: The Shopoff Group, L.P., 8951 Research Drive, Irvine, California 92618, Contact - Brian Rupp (949 417-1396)

Approving Agency: Land Use Commission, P.O. Box 2359, Honolulu,

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Consultant: Hawai'i 96804-2359, Contact - Anthony Ching (808 587-3822)
Belt Collins Hawai'i Ltd., 2153 North King Street, Suite 200, Honolulu, Hawai'i 96819, Contact - Lee Sichter, (808 521-5361)

Status: Final environmental impact statement pending review by the Land Use Commission

Permits Required: Land Use Boundary Amendment, Zone Change, NPDES permit, subdivision approval

The Shopoff Group proposes the development of a low-density residential subdivision that will consist of approximately 270 residential market and affordable units. The project will include a neighborhood park, community trails and greenbelts, an internal road network, off-site connecting roads (including extension of Holoholo Street), 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 proposed project is located in the O'oma Homestead region of North Kona, east (*makai*) of Mamalahoa Highway. The project site totals approximately 150 acres, including an approximate 128-acre area that is proposed as the primary development site and is the subject of a land use boundary amendment from the Agricultural District to the Urban District. The remaining approximate 22 acres comprises portions of ten parcels that are necessary for roads and water infrastructure to support the project. The project will provide much needed housing including workforce and affordable housing for West Hawai'i. The project is anticipated to have an impact on traffic, and roads proposed in conjunction with the project will provide added connectivity to further complete portions of the County's desired secondary road network in the region.



University of Hawai'i at Hilo College of Pharmacy (HRS 343 DEA)

District: South Hilo
TMK: (3) 2-4-01: portions 41 and 07

Proposing Agency: University of Hawai'i at Hilo, 200 West Kawili Street, Hilo, Hawai'i 96720, Contact - Loli Chih (808-974-7595)

Determination Agency: Same as above

Consultant: PBR Hawai'i, 1001 Bishop Street, ASB Tower, Suite 650, Honolulu, Hawai'i 96813, Contact - Vincent Shigekuni (808 521-5631)

Public Comment Deadline: December 10, 2007

Permits Required: Grading and Building Permits

UHH is proposing to construct a College of Pharmacy within the UHH University Park to support the growing demand for a comprehensive pharmacy education center based in the Pacific Island region. Once established, the school will offer a four-year program of study leading to a doctor of pharmacy degree. The goal and objective of the project is to provide facilities for the proposed College of Pharmacy within the 2008 Fall Semester. The UHH University Park is located adjacent to and *mauka* of the UHH campus. The environmental impacts of the development of the University Park were addressed in the Final Environmental Assessment Research & Technology Park at the University of Hawai'i at Hilo (April 1989) and the University of Hawai'i at Hilo University Park Final Environmental Impact Statement (September 1997). The University Park is already improved with paved streets and underground utilities. There are other "tenants" already operating within the park including Imiloa, various astronomy tenants and the adjoining College of Tropical Agriculture and Human Resources (CTAHR). It is expected that the proposed College of Pharmacy will have no significant effect on the local, County or Statewide physical or human environments; a Finding of No Significant Impact (FONSI) is anticipated.

Ala Kahakai National Historic Trail (NEPA Comprehensive Management Plan/DEIS)

District: Kohala, Kona and Ka'u
TMK: Various

Proposing Agency: National Park Service, Ala Kahakai National Historic Trail, 73-4786 Kanalani Street, #14, Kailua-Kona, Hawai'i 96740, Contact - Aric Arakaki (808-326-6012)

Determination Agency: Same as above
Consultant: N/A
Public Comment Deadline: December 31, 2007

Permits Required: N/A, Draft Programmatic EIS

The Comprehensive Management Plan/Environmental Impact Statement (CMP/DEIS) provides long-term direction for resource preservation and visitor use of the Ala Kahakai National Historic Trail. It considers the trail holistically. It identifies the



necessity of partnerships with others in protection trail resources and providing appropriate visitor services. It was developed in consultation with National Park Service park and program managers; interested parties including landowners, native Hawaiian and trail groups; and the general public, and is based on an analysis of existing and projected natural and cultural resource conditions, visitor experiences, and environmental impacts, and costs. It primarily provides a framework for community management system and a vision to be fulfilled through future actions. The legislation authorizing the national trail identifies an approximately 175-mile portion of prehistoric *ala loa* (long trail) and other trails on or parallel to the seacoast extending from 'Upolu Point on

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the north tip of Hawai'i Island down the west coast of the island around Ka Lae (South Point, literally, "The Point") to the east boundary of Hawai'i Volcanoes National Park. Comments can

be made via public comments meetings to be held in November 2007, letters and via the internet where the CMP can be reviewed. Visit www.nps.gov/alka and follow the links to the CMP.

Maui Notices

Wailuku Country Estates Water Storage Tank and Subdivision (HRS 343 FEA-FONSI)

District: Wailuku
TMK: (2) 3-3-002:001
Applicant: CGM, LLC, 78-5801 Ali'i Drive, Suite AU2, Kailua-Kona, Hawai'i 96740, Contact - Segolene Wilson (808 264-2313)

Approving Agency: Hawai'i State Department of Land and Natural Resources, Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, Hawai'i 96809, Contact - Kimberly Tiger Mills (808-587-0382)

Consultant: Tim Lui-Kwan, Carlsmith Ball LLP, ASB Tower, Suite 2200, 1001 Bishop Street, Honolulu, Hawai'i 96813, Contact - Tim Lui-Kwan (808-523-2511)

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

Permits Required: Conservation District Use Application

Applicant CGM LLC is requesting an "after the fact" CDUP for an existing 100,000-gallon potable water storage tank and associated improvements consisting of the contraction of roadway/utility easement; a drainage easement; placement of utility poles; multiple tree removal, grubbing, grading and land clearing; and an accessory fence. The water storage tank, related improvement and proposed subdivision for the tank site are located within the Resource subzone of the SLU Conservation District (portion of TMK: (2) 3-3-002:001) in Wailuku, Maui just north of 'Iao Valley. The improvements were constructed as high elevation storage for the water system serving agricultural lots within the adjacent Wailuku Country Estates Subdivision (formerly known as the Pu'uohala Mauka Ag Subdivision). The subject application (CDUA MA-3400) is also part of the resolution of Conservation District Use Enforcement File MA-07-15. Upon completion of the proposed subdivision, the water storage tank lot (1.173 ac.) and the water system will be formally dedicated to the County of Maui although it has been operated as part of the public water system since its completion in 2003. Introduced animal species including pigs, mongoose, feral dogs and cats, and introduced avifauna common to Hawaii are present in the project area. The project area underwent reforestation with introduced tree species in the 1930's and no rare, endangered or

threatened species have been observed in the area impacted by the subject improvements. No historic properties have been observed in the vicinity of the water tanks.

Proposed Demolition and Construction of a Single-Family Residence (HRS 343 DEA)

District: Lahaina
TMK: (2) 4-6-02:017
Applicant: Munekiyo & Hiraga, Inc., 305 High Street Suite 104, Wailuku, Hawai'i 96793. Contact: Karlynn Kawahara (808-244-2015)

Approving Agency: Maui Planning Commission, 250 South High Street, Wailuku, Hawai'i 96793. Contact: Joseph Prutch (808-270-7512)

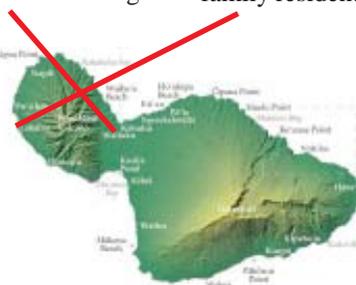
Consultant: Same as applicant above.

Public Comment

Deadline: December 10, 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: SMA Permit, Demolition and Building Permits, Grubbing and Grading Permits, Special Flood Hazard Area Development Permit, and Community Noise Permit

The applicant proposes to demolish a one-story single family residential structure that was constructed in 1951 and replace it with a two-story residence, approximately 6,262 square feet in size. The new residence will include five bedrooms, five bathrooms and a kitchen, as well as a three-car garage, pool and spa. The rectangular lot measures 16,016 square feet in size situated between Front Street and the Pacific Ocean in Lahaina, Maui. The proposed development is not anticipated to result in significant environmental impacts to surrounding properties, near shore waters, natural resources, and/or archaeological and historic resources on the site. Public infrastructure and services are not anticipated to be significantly impacted. The EA is triggered because of the demolition of a structure and construction of a new structure within the National Historic Landmark District.



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Maui County's Hana Landfill Land Acquisition (HRS 343 FEA-FONSI)

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
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
Permits Required: SMA Use Permit, County SUP, State SUP and CDDA

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, Kīpahulu and Kaupo. Access to the landfill 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 appli-

cant agency and the approving agency for the proposed project and anticipates a Finding of No Significant Impact (FONSI) for the proposed actions scribed in the facilities plan over the next twenty years.

Eradication of Rats from Mokapu and 'Alau Islands (HRS 343 DEA)

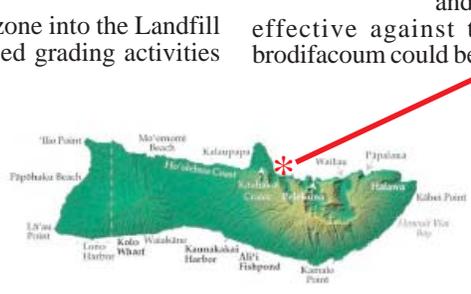
Districts: Moloka'i (Mokapu island), Hana ('Alau island)
TMK: 2-6-1-01 on Mokapu; 2-1-4-02 on 'Alau
Proposing Agency: Department of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street Room 325, Honolulu, Hawai'i 96813, Contact: Scott Fretz (808-587-4187)
Determination Agency: Same as above.
Consultant: Environmental Planning Strategies, Inc; 17405 246th Avenue; Pleasant Valley, Iowa 52767, Contact: Judith Lee (563-332-6870)

Public Comment

Deadline: December 10, 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: DOFAW permit for work in State Seabird Sanctuary



The USFWS and the DLNR are joint lead agencies on this EA per NEPA, and DLNR is the approving agency per HRS 343. The proposed action is to eradicate Polynesian rats (*Rattus exulans*) from Mokapu Island, off Moloka'i, and 'Alau Island off Maui, using hand and aerial broadcast of the rodenticide diphacinone. Operations would be conducted during the winter when alternate rat foods, rat numbers and migratory native nontarget species are lowest. If the first eradication attempts are unsuccessful, and it becomes evident that diphacinone is not effective against these rat populations, bait containing brodifacoum could be used the following winter. The objective of the proposed projects is to eradicate rats from these islands so that native plants, insects and seabirds can be restored in a habitat free of predators which are not native to Hawai'i. Mokapu supports some of the best native coastal plant habitat in Hawai'i, including habitat for a threatened plant (*Peucedanum sandwicense*), as well as rare plants. Critical habitat is designated on Mokapu for three plant species, including the existing threatened species and two plants (*Tetramolopium rockii* and *Brighamia rockii*) found on nearby rat-free islands. Establishing populations of these plants on Mokapu would contribute to their recovery. 'Alau supports nesting seabirds and rare native plants. Both islands are Hawai'i State Seabird Sanctuaries managed by DOFAW. Analysis of impacts of diphacinone and brodifacoum is conducted on various terrestrial and marine resources. A FONSI per NEPA is anticipated. No

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significant impacts have also been determined per HRS 343. This draft EA will be used by the SHPD for determining necessary mitigation measures for protecting archaeological resources on

Mokapu. The Office of Planning is conducting a concurrent process to evaluate consistency with the Coastal Zone Management Act.

O'ahu Notices

Chan Single Family Residence (HRS 343 DEA)

District: Honolulu
TMK: (1) 2-5-18:32
Applicant: Michael and Stephanie Chan, 820 Bannister Street, Honolulu, Hawai'i 96819, (808-429-3298)

Approving Agency: Office of Conservation and Coastal Lands, Department of Land and Natural Resources, P.O. Box 621, Honolulu, Hawai'i 96809. Contact: Michael Cain, (808 783-2501)

Consultant: Stephanie Nakai, Osumi Nakai Mekawa, 700 Bishop Street, Suite 228, Honolulu, Hawai'i 96813, (808 528-3500)

Public Comment Deadline: December 10, 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: Conservation District Use Permit

Michael and Stephanie Chan propose to develop a single-family residence for their family on the vacant 90,008-square foot Tantalus property at 3852 Puu Kakea Place, Honolulu, O'ahu. The construction of single family residences is an identified land use in the Resource Subzone of the Conservation District, where the property is located. The home will have four bedrooms and 4 ½ baths in approximately 5,000 square feet of enclosed living area. The design and construction of the residence will conform to standard conditions for single family residences in the Conservation District and applicable State and County regulations. The owners propose to commence construction of the privately-funded residence in 2008 and finish no later than 2010. Construction activities will generate short-term impacts in the form of fugitive dust, exhaust emissions, and construction noise. These impacts are temporary in nature and will be mitigated through best management practices developed for the project. Development of the residence is not anticipated to have negative impacts on rare, threatened, or endangered species, or their habitats, public welfare, water or air quality, scenic resources, cultural resources or practices, or surrounding land uses. No zoning changes are required by the project.

Kane'ohē Ranch & Castle Foundation Administrative Complex (HRS 343 FEA-FONSI)

District: Ko'olaupoko
TMK: 1-4-05-035:003
Applicant: Harold K.L. Castle Foundation, 146 Hekili Street Suite 203, Kailua, Hawai'i 96734, Contact - Terry George (808-262-9413)

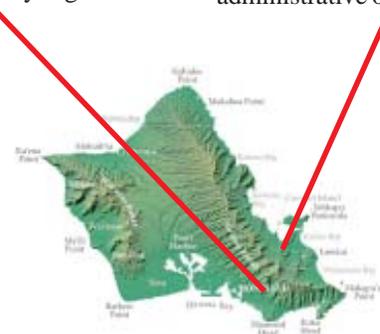
Approving Agency: State of Hawai'i Department of Land and Natural Resources, Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, Hawai'i 96809. Contact: Kimberly Tiger Mills (808- 587-0382)

Consultant: Helbert Hastert & Fee, Planners, 733 Bishop Street, Suite 2590, Honolulu, Hawai'i 96813. Contact: Rachael Edinger (808-545-2055)

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

Permits Required: Conservation District Use Permit, Individual Wastewater System Approval, Construction and Building Permits

The Harold K. L. Castle Foundation (Castle Foundation) proposes to construct a 1,604 square foot building on private property within the State Conservation District in Kailua, O'ahu, Hawai'i, identified as Tax Map Key (1) 4-5-035:003. The project site is located at the intersection of Auloa Road and Pali/Kalaniana'ole Highways. The new development will consist of a one level office building above ground level parking adjacent to the existing Kane'ohē Ranch Management Ltd. (Kane'ohē Ranch) administrative offices. Maximum building height will match the 32-foot height of the existing Kaneohe Ranch building. The new construction will consolidate Castle Foundation and Kane'ohē Ranch's operations in one administrative complex. Approval of a Conservation District Use Application by the State of Hawai'i Board of Land and Natural Resources is required before the Proposed Action can be constructed. Castle Foundation and Kane'ohē Ranch also seek formal approval for the existing non-conforming office building located on the project site that was constructed in 1940.



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Castle & Cooke Waiawa (HRS 343 DEIS)

District: 'Ewa
TMK: (1) 9-4-06: por. 29 and por. 31, and 9-6-04: 21
Applicant: Castle & Cooke Homes Hawai'i, Inc., 100 Kahelu Avenue, 2nd floor, Mililani, Hawai'i 96789. Contact: Laura Kodama, (808-548-4811)

Approving Agency: State of Hawai'i Land Use Commission, 235 South Beretania Street, Room 406, Honolulu, Hawai'i 96813. Contact - Anthony Ching (808 587-3822)

Consultant: Wilson Okamoto Corporation, 1907 South Beretania Street, Suite 400, Honolulu, Hawai'i 96826. Contact: Alan Suwa, (808 946-2277)

Public Comment Deadline: December 24, 2007

Permits Required: State Land Use District Boundary Amendment, City and County of Honolulu Zoning Amendment, Water Use Permit, Well Construction and Pump Installation Permit, National Pollutant Discharge Elimination (NPDES) Permit, Subdivision Approvals, Grading Permits, Building Permits

The proposed Castle & Cooke Waiawa project entails the development of a master planned residential community in Central O'ahu. The 191-acre project will include approximately 1,500 single-family homes and multi-family units, a neighborhood commercial site, an elementary school, parks and a community center. The planned community will offer quality homes for a variety of income ranges, including affordable units. The project features compact design, with centrally located community amenities in a setting that features generous landscaping and open space. The site is easily accessible from major regional transportation facilities, and adjacent to existing urbanized areas. Considered as "infill development", the project will provide needed housing in close proximity to existing employment centers and infrastructure. The project is identified as a planned project in the Central O'ahu Sustainable Communities Plan and is within the plan's Urban Community Boundary. The project will be a distinctive, environmentally sound and sustainable residential community, completely walkable with pedestrian and bike trails winding through the neighborhoods, connecting parks and open space. The project will embrace elements of smart growth design and will implement a sustainable community and green building program based on principles encompassing site and community design, energy and water resources, transportation, and materials and waste. The project is located east of the H-2 Freeway, north of the Waipi'o Interchange, and adjacent to and northward of the planned Waiawa development. The project site is located within the State Agricultural District on lands formerly in pineapple cultivation. The Draft EIS has been filed with the LUC in conjunction with a petition to reclassify lands at Castle & Cooke Waiawa from the State Agricultural District to the State Urban District. The project includes the use of State lands associated with roadway and infrastructure improvements within public right-of-ways. The project's EIS will

also be used in support of a zone change application to be filed with the City and County of Honolulu Department of Planning and Permitting following the State Land Use District boundary amendment process.

Makaiwa Hills (HRS 343 FEIS)

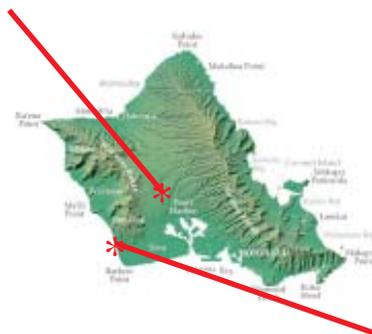
District: 'Ewa
TMK: 9-1-15:17 and portion of parcel 5; and 9-2-3: portion of parcels 2,5, and 84
Applicant: Makaiwa Hills, LLC, 1001 Kamokila Boulevard, Suite 250, Kapolei, Hawai'i 96707. Contact: Steve Kelly (808 674-3289)

Approving Agency: City & County of Honolulu, Department of Planning and Permitting, 650 S. King Street, 7th Floor, Honolulu, Hawai'i 96813. Contact: Eugene Takahashi (808 527-6022).

Consultant: Group 70 International, 925 Bethel Street, 5th Floor, Honolulu, Hawai'i 96813. Contact: - Jeffrey Overton (808 523-5866).

Status: Final environmental impact statement (FEIS) filed and being processed for acceptability by the approving agency.

Permits Required: Change in Zoning, NPDES, Grading, Building



Makaiwa Hills, LLC, a joint venture between Kapolei Property Development, LLC and Monarch at Kapolei, LLC, proposes to develop Makaiwa Hills, a 1781-acre project mauka of the City of Kapolei, between Makakilo and Waimanalo Gulch. Makaiwa Hills will be a residential community, with supporting commercial, infrastructure, educational, recreational and open space land uses. The project requires a zoning change from agriculture (Ag-1 and Ag-2) to a variety of residential and commercial designations consistent with the 'Ewa Development Plan. The property was urbanized at the Land Use Commission in 1993 for development of up to 4,100 residential units. The project includes a variety of housing types serving low- and medium-density residential, apartment and mixed-use markets with affordable housing developed on-site. The plan establishes denser homes and commercial areas at lower elevations, with a gradual increase in residential lot sizes at higher elevations. Supportive uses, including approximately 30 acres of a business mixed-use area, a community commercial center and retail in a Town Center, are important components of the community. The project will include land for public elementary and middle schools. Internal streets will link residential areas, while collector roads will access 1) H-1 Freeway at the Kapolei Interchange Complex and 2) Farrington Highway at a new mauka-makai access point between Kalaeloa Boulevard and Honokai Hale. Access from Makakilo is proposed with the extension of Nohona Street. Other necessary utilities and infrastructure will be constructed. The Makaiwa Hills project will be developed in phases, with completion estimated by 2020. The project's land plan integrates natural features of the site, including slopes, gulches and large contiguous open space areas. Over 60 percent (60%) of the project area is planned for

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open space and recreational uses. Makaiwa Hills will provide opportunities for short- and long-term employment. The project will create approximately 1,250 of the 40,000 new jobs expected in the Kapolei area in the next 20 years.

Hickam AFB Draft Integrated Cultural Resources Management Plan (NEPA Draft FONSI)

District: Honolulu
TMK: 9-9-001:013, 1-1-002:005, 1-1-002:4, 1-1-002:2, 1-1-001-1

Proposing Agency: Department of the Air Force – 15 CES/CEVP, 75 H Street, Hickam AFB, Hawai'i 96853, Contact - Gary O'Donnell (808 449-3196)

Determination Agency: Same as above
Consultant: J.M. Waller Associates, Inc., 459 North Kalaheo, Kailua Hawai'i 96734, Contact - Carl Woehrle (808 259-1949)

Public Comment Deadline: December 10, 2007
Permits Required: To be determined

Notice of availability of draft Finding of No Significant Impact (FONSI) for the Implementation of the Integrated Cultural Resources Management Plan (ICRMP) Update for Years 2008-2012 for Hickam Air Force Base, Hawai'i. The 15th Airlift Wing (15 AW) has prepared an update to the ICRMP. The ICRMP deals specifically with managing the preservation of, documenting the history of, and creating reverence for the work from past generations manifested in artifacts and buildings comprising Hickam AFB's cultural resources.

Cultural resources are defined as "historic properties". Historic properties are "any prehistoric or historic district, site, building, structure, or object included in, or eligible for, inclusion on the National Register of Historic Places, including artifacts, records, and material remains relating to such a resource." The ICRMP is needed to protect, preserve, maintain, restore, and enhance cultural resources, and to comply with all applicable regulations that protect those resources. Cultural and natural resource management is key to resolving many of the problems that face us. One goal of the Air Force at Hickam AFB is to balance the man-made (cultural resources) with natural resources to create an exemplary micro environment that is transferable to other communities. A copy of the Draft ICRMP will be available for review on 8 November 2007 at the reference desk of the Hawai'i State Library. Only comments received by mail will be officially considered, and must be post marked no later than 10 December 2007. Individuals wishing further information or to submit comments should contact: JM Waller Associates, Inc., Carl Woehrle, Program Manager, 459 N. Kalaheo, Kailua, Hawai'i 96734.



Proposed Barracks Complex, Schofield Barracks (NEPA FEA Draft FONSI)

District: Wahiawa
TMK: 77001001:0000
Proposing Agency: Transformation Office (IMPC-HI-DCT), US Army Garrison, Hawai'i, Stop 518, Room 2A second floor, Aloha Center, Building 690, Schofield Barracks, Hawai'i 96857-5000, Contact - Lynn Schneider, (808 438-0402)

Determination Agency: Same as Proposing Agency
Consultant: AMEC Earth & Environmental, Inc., 3375 Koapaka St., Ste. F-251, Honolulu, Hawai'i 96819, Contact - Anna Mallon (808 545-2462)

Public Comment Deadline: December 10, 2007
Permits Required: NPDES

The US Army Garrison, Hawai'i proposes to construct a barracks complex at Schofield Barracks Military Reservation to provide troop housing, operations, administration, and supporting facilities for a unit of approximately 440 Soldiers. The proposed barracks complex includes a standard design Headquarters facility, a Company Operations Facility, two five-story, 200-person standard design barracks, an equipment layout area and fire pump house, parking for privately owned vehicles, and supporting utilities and infrastructure. The Final Environmental Assessment (EA) and Draft Finding of No Significant Impact (FNSI) are available for review and comment for 30-days. Copies of the Final EA and Draft FNSI can be obtained by contacting Lynn Schneider at (808) 438-0402 or by electronic mail at

Lynn.C.Schneider@poh01.usace.army.mil. Copies have been provided to the following local libraries: Hawai'i State Library, Mililani Public Library, Wahiawa Public Library, Kapolei Public Library, Wai'anae Public Library, Waialua Public Library, and Waipahu Public Library. Comments may be faxed to (808) 655-5649 or mailed to the following address: Transformation Office (IMPC-HI-DCT), US Army Garrison, Hawai'i, Stop 518, Room 2A second floor, Aloha Center, Building 690, Schofield Barracks, Hawai'i 96857-5000, attn: Lynn Schneider or email Lynn.C.Schneider@poh01.usace.army.mil or <mailto:Lynn.C.Schneider@poh01.usace.army.mil> no later than December 10, 2007.

Kaua'i Notices

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Master Plan for Upper Limahuli Preserve – Revision of 2007 (HRS 343 DEA)

District: Hanalei
TMK: 5-9-1:3
Applicant: National Tropical Botanical Garden (NTBG), 3530 Papalina Road, Kalaheo, Hawai'i 96741-9599, Contact - Chipper Wichman, (808 332-7324 ext. 240)

Approving Agency: Department of Land and Natural Resources, Office of Conservation and Coastal Lands, 1151 Punchbowl Street, Room 131, Honolulu, Hawai'i 96813, Contact - Sam Lemmo (808 587-0377)

Consultant: N/A

Public Comment

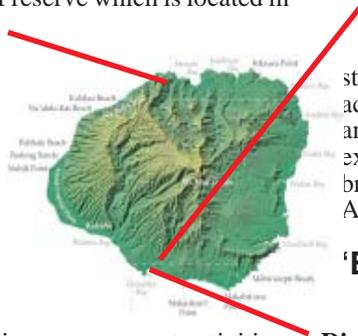
Deadline: December 10, 2007

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: N/A

The National Tropical Botanical Garden (NTBG) is updating its Master Plan for Limahuli Garden and Preserve. The original Master Plan was approved by the DLNR when they approved the creation of the Limahuli Valley Special Subzone in 1992. In 1994, the DLNR issued NTBG a Conservation District Use Permit to implement the Master Plan. In the 15 years since the LVSS was created the environmental conditions in the Upper Limahuli Preserve have changed dramatically and the unique native biota that call this area home are being threatened by invasive alien species. The NTBG now proposes, via this updated Master Plan, to undertake the active conservation management and ecological restoration of the 400-acre Upper Limahuli Preserve which is located in the *ahupua'a* of Ha'ena area on the north shore of Kaua'i. This is an area of high conservation value due to the presence of 12 Federally Listed plant species and 2 Federally Listed bird species, and because it represents a functioning native ecosystem of significant size. The revised Master Plan includes an updated Management Plan for the Upper Limahuli Preserve as required under HAR 13-5, and outlines the following conservation management activities: 1) feral ungulate fencing, 2) feral ungulate control, 3) rodent control, 4) feral cat control, 5) alien plant species control, 6) native plant restoration, and 7) native seabird monitoring. The plan also identifies the following essential infrastructure needed to actively manage this remote area: 1) small tool storage/weather shelters to accommodate equipment and staff who have to camp in this often wet area, and 2) several (five to eight) remote helicopter landing zones (LZ), and 3) three to five computerized weather stations.



Hanapepe Public Library Expansion (HRS 343 FEA-FONSI)

District: Koloa
TMK: (4) 1-9-06: 14 and 29

Proposing Agency: Department of Accounting and General Services, Project Management Branch, 1151 Punchbowl Street, Room 427, Honolulu, Hawai'i 96810-0119, Contact - David Chung (808 586-0464)

Determination

Agency: Same as above.

Consultant: NKN Project Planning
4849 'I'iwi Road, Kapa'a, Hawai'i 96746
Contact: Nadine Nakamura (822-0388)

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

Permits

Required: County Use, Variance, Class IV Zoning Permit Building Permit

The State of Hawai'i, Department of Accounting and General Services is proposing to expand the Hanapepe Library. The work involves demolition of a portion of the existing building, site improvements, interior renovations to accommodate the expanded library, adding additional parking, and other related work. The work involves: Improvements for staffing and operational efficiencies; Compliance with Americans with Disabilities Accessibility (ADA) Guidelines; Designed as an inviting space with public image and visibility; Sensitivity to the historic nature of the surrounding Hanapepe Town and design guidelines; Expansion of the workroom, program meeting room, public restrooms, and books/reading room areas as follows:

Current library area	4086 square feet
Expanded library area	2853 square feet
New total library area	6939 square feet

In addition to the expanded library facilities, the parking stalls will be increased from 9 to 13 stalls, including one ADA accessible stall. There will be temporary construction, noise, and parking relocation impacts. The finish floor of the library expansion will be approximately 2.5 feet above the existing library floor elevation since the parcel is located in flood zone AE.

'Ele'ele Facility Plan (HRS 343 DEA)

District: Koloa
TMK: Various

Proposing Agency: County of Kaua'i, Department of Public Works, Division of Wastewater Management, 4444 Rice Street, Suite 500, Lihu 'e, Kaua'i, Hawai'i 96766, Contact - Mr. Edward Tschupp, (808-241-6610), facsimile (808-241-6589).

Determination

Agency: Same as above.

Consultant: Fukunaga & Associates, Inc., 1388 Kapi'olani

Boulevard, 2nd Floor, Honolulu, Hawai'i 96814, Contact - Andrew Amuro, (808-944-1821). Facsimile: (808-346-9339).

Public Comment

Deadline: December 10, 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: National Pollutant Discharge Elimination System Permit (if required, based on Contractor's construction methods), NPDES Stormwater, Construction dewatering, Hydrotesting Permits, Underground Injection Control (UIC) Permit, Building Permit, Grading Permit, Pressure Vessel and Boiler Permit, Fuel Storage Tank permit, Wastewater Management Permit, Conditional Use Permit, Noncovered Stationary Source for Permit (modification/update), Water Quality Certification, Community Noise Permit, Notification of Renovation and Demolition Permit, Well Construction Permit

The purpose of this project is to develop a comprehensive wastewater facility plan for the 'Ele'ele Wastewater Treatment Plant (WWTP) and associated sewer system serving the 'Ele'ele, Hanapepe, and Port Allen areas. The County of Kaua'i, Department of Public Works, Division of Wastewater Management proposes improvements to 'Ele'ele WWTP, sewer pump stations, and sewer system. The planning period of this project encompasses from the present to the year 2025. The project report will be used to help improve water quality, protect public health, and accommodate planned future growth. The plan includes estimation of the future wastewater flow based on population growth estimates up to the year 2025 and consultation with State and County agencies; evaluates future wastewater treatment and effluent disposal alternatives; and estimates costs and pricing data for the alternatives. These considerations will be used to determine the timing and need for expansion of the 'Ele'ele WWTP and other construction within the 'Ele'ele wastewater system. Short-term impacts are associated with the construction activities at each of the project sites. These are not anticipated to be significant; and will be controlled and minimized by Federal, State, and County of Kaua'i laws, regulations, best management practices, and monitoring of construction by County inspectors. This project addresses repairs, replacement and improvements in the conveyance and treatment capabilities of the Wailua Sewer System.

No negative long-term impacts are anticipated.

Kapa'a Elementary School Library (HRS 343 DEA)

District: Kawaihau
TMK: 4-6-14: por. 31
Proposing Agency:

State of Hawai'i, Department of Education, P.O. Box 1879, Honolulu, Hawai'i 96805, Contact - Mike Shigetani (808-586-0434)

Determination Agency: Same as above.
Consultant:

PBR Hawai'i, 1001 Bishop Street, Suite 650, Honolulu, Hawai'i 96813, Contact - Vincent Shigekuni

Public Comment

Deadline: December 10, 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 Treatment District Use Permit, Building & Grading Permits

The DOE proposes to construct a new library in the southwest portion of the Kapa'a Elementary School campus. The school campus is located on Kawaihau Road, about 1 mile north of Kapa'a Town Center and is surrounded by Samuel Mahelona Memorial Hospital to the south, Kapa'a High School and Mailihuna Road to the north, a park, Kawaihau Road to the west and several small light industrial/commercial businesses to the east. The Elementary School campus is located within the State Land Use Urban District boundaries. The Kaua'i County zoning is R-1 and the Special Treatment District.



Three locations on campus were evaluated, and a location between classroom building "A" and the cafeteria was selected as the preferred alternative. The building will be approximately 7,390 square feet in size on a 10,200 square foot area. It will be single story and of concrete masonry unit (CMU) construction. New sidewalks and covered walkways will also be installed. Construction will occur in one phase and is estimated to begin in early April 2008, with the library expected to be ready for occupancy by mid-2009.

Coastal Zone News

November 8, 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 John Nakagawa with the Hawai'i CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lana'i & Moloka'i: 468-4644 x72878, Kaua'i: 274-3141 x72878, Maui: 984-2400 x72878 or Hawai'i: 974-4000 x72878. For specific information or questions about an action listed below please contact the CZM staff person identified for each action. Federally mandated deadlines require that comments be received by the date specified for each CZM consistency review and can be mailed to: Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, Hawai'i 96804. Or, fax comments to the Hawai'i CZM Program at 587-2899.

(1) Rat Eradication on Mokapu and Alau Islands, Maui County

Federal Action: Federal Agency Activity
Federal Agency: U.S. Fish and Wildlife Service
Contact: Mr. Chris Swenson, 792-9458
Location: Mokapu Island (off of Moloka'i) and Alau Island (off of Maui)
CZM Contact: John Nakagawa, 587-2878
Proposed Action: The U.S. Fish and Wildlife Service is proposing to eradicate rats from Mokapu and Alau Islands, both designated State Seabird Sanctuaries, using rodenticides. The anticoagulant rodenticide diphacinone (0.005% active ingredient) is proposed for use by hand broadcast application for Alau island and aerial broadcast for Mokapu island. Rat eradication operations would be conducted during the winter months, December through February, with Mokapu island potentially extending into April, when alternate rat foods and rat populations are lowest and migratory native non-target species are not present. Eradication of rats from these two islands will support the recovery of native seabirds, and native and endangered plants

Comments Due: November 23, 2007

(2) Waimalu Stream Maintenance Dredging, Waimalu, O'ahu

Applicant: City & County of Honolulu Department of Design & Construction
Consultant: Eugene P. Dashiell, 593-8330
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Waimalu Stream, from Pearl Harbor to H-1 Highway
TMK: (1) 9-8-7, 9-8-8, 9-8-9, 9-8-23, 9-8-24
CZM Contact: John Nakagawa, 587-2878
Proposed Action: Maintenance dredge approximately 50,000 cubic yards of sediment from the Waimalu Stream flood control channel to restore the design discharge capacity. The method of dredging will be by suction dredging and/or mechanical dredging. The dredged material will be disposed of at the south O'ahu ocean disposal site approved by the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers.

Comments Due: November 23, 2007

(3) Pohoiki Boat Ramp & Loading Dock Replacement, Puna, Hawai'i

Applicant: Department of Land & Natural Resources
Contact: Kevin Ho, 587-3256
Federal Action: Federal Funding
Federal Agency: U.S. Fish & Wildlife Service
Location: Adjacent Isaac Hale Beach Park, Puna, Hawai'i
CZM Contact: John Nakagawa, 587-2878
Proposed Action: Use federal funding from the U.S. Fish & Wildlife Service Sport Fish Restoration Program to construct a replacement boat ramp and loading dock for the existing Pohoiki Boat Ramp, which is in a deteriorated condition. The project will provide a safe and usable public boating facility.

Comments Due: November 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).

Location (TMK)	Description (File No.)	Applicant/Agent
Hawai'i: Waiakea (2-1-13-144)	Install a remote noise monitoring station (SMM 07-000064)	State Department of Transportation, Airports Division
Hawai'i: Waiakea (2-2-32-60)	Install a remote noise monitoring station (SMM 07-000065)	State Department of Transportation, Airports Division
Hawai'i: Kona (7-7-4-63)	Construction of an Agricultural Storage Building (SMM 07-000066)	Bill Weigang
Hawai'i : Hilo (2-1-7-15)	Reoutine Maintenance and Tree Cutting (SMM 07-000067)	State DLNR (Gordon Heit)
Honolulu: Kaka'ako (2-1-58-59 & 60)	Demolition of Kewalo Marine Mammal Lab building (SMA/07-05)	State HCDA
Honolulu: Kaka'ako (2-1-15-43)	Paving temporary parking (SMA/07-07)	State HCDA
Honolulu: (1-2-21-29)	LPG Dispenser Tank (2007/SMA-65)	Precast Incorporated / The Gas Co. (Kekoa Ramos)
Kaua'i: Hanalei (5-5-10-69 & 81, 5-5-1-2, 5-5-2-40)	Conduct kayak tour operation in Hanalei Bay & estuary. (SMA(M) 2008-4)	Luana of Hanalei
Maui: Haiku (2-8-4-25)	Greenhouse (SM2 20070077)	Garrigue, Elise



The photo above is by courtesy of the Hawaii Visitors Burea (<http://www.math.hawaii.edu/~mchyba/images/hawaii/hawaii.jpg>)

Shoreline Notices

November 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
MA-385	10/10/2007	Portion of R. P. 2006, L. C. Aw. 2398 Ap.1, situated at Honua'ula, Makawao, Island of Maui. Address: 7150 Makena Road Purpose: Building setback	Action Survey/ Paul D. Huish	2-1-006:016
MA-386	10/12/2007	Lot 47, Waichuli-Keokea Beach Lots, 2nd Series, situated at Kihei, Wailuku, Island of Maui. Address: 1724 Halama Street Purpose: Shoreline setback	Ronald M Fukumoto Engineering Inc./Rixley Family Partnership	3-9-011:003
MA-388	10/19/2007	Lot 49, Land Court Application 1744 (Map 12), situated at Hanaka'o'o, Lahaina, Island of Maui. Address: 2421 Ka'anapali Parkway Purpose: Shoreline setback	R.T. Tanaka Engineers, Inc./The Whaler at Ka'anapali Beach	4-4-008:002
MA-389	10/22/2007	Portion of Grant 540, situated at Honua'ula, Makawao, Island of Maui. Address: 3156 South Kihei Road Purpose: SMA & building permit	Akamai Land Surveying, Inc./J. Glenn Haines & Cathryn Y. Paxton-Haines	2-1-010:009
MA-390	10/22/2007	Lot 62-A & portion of Lot 62-B, Land Court Application 1744 (Map 48), situated at Hanaka'o'o, Lahaina, Island of Maui. Address: Honoapi'ilani Highway Purpose: Shoreline setback	Ronald M Fukumoto Engineering Inc./County of Maui	4-4-013:006 & 007
HA-384	10/12/2007	Lot 44 of Puako Beach Lots, situated at Waimea, South Kohala, Island of Hawai'i. Address: 69-1778 Puako Road Beach Drive Purpose: Building permit	Wes Thomas Associates/ Puako Ehukai, LLC	6-9-004:002
KA-310	10/25/2007	Portion of Parcel 3, being also portions of R.P. 3586, L.C. Aw. 6730 and all of Parcel 10, being R.P. 4232, L.C. Aw. 6582 Ap. 2, situated at Waipake, Hanalei, Island of Kaua'i. Address: 7480 Ko'olau Road Purpose: Building permit	Esaki Surveying and Mapping, Inc./Falko Partners, LLC	5-1-003:006

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, Hawaii 'i 96813.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
OA-1176	Proposed Shoreline Certification	Lot 1130, Land Court Application 1095 (Maps 104 & 134), situated at Kahuku, Ko'olauloa, Island of Oahu. Address: 57-475 Kamehameha Highway Purpose: Permitting	Towill, Shigeoka & Associates, Inc./Kerry & Sally Paulson	5-7-005:001
OA-1187	Proposed Shoreline Certification	Lots 5-10 inclusive, Land Court Application 1365 (Map 2), situated at Papa'akoko, Ko'olauloa, Island of Oahu. Address: 53-567 Kamehameha Highway Purpose: Variance	Engineers Surveyors Hawaii, Inc./Pat's at Punalu'u AOA	5-3-008:002
OA-1189	Proposed Shoreline Certification	Lot 2, being portions of R.P. 52, L.C Aw. 802, situated at Niu, Honolulu, Island of O'ahu. Address: 5959 Kalaniana'ole Highway Purpose: Building permit	James R. Thompson/David Fisher Trust	3-7-001:020
OA-1194	Proposed Shoreline Certification	Lot 932, Land Court Application 677 (Map 214), situated at Kailua, Ko'olaupoko, Island of O'ahu. Address: 14 Namala Place Purpose: Building setback	Jaime F. Alimboyoguen/ Helena Lin	4-3-020:063
KA-303	Proposed Shoreline Certification	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
OA-1179	Rejection	Lot Q of Pahonu Lots, situated at Waimanalo, Ko'olaupoko, Island of O'ahu. Address: 41-489 Kalaniana'ole Highway Purpose: Slope stabilization and building setback	Gil Surveying Services, Inc./Ernest Steiner Trust	4-1-002:018

Federal Notices

Ala Kahakai National Historic Trail (NEPA DEIS)

(Editor: see page 6 also). Pursuant to Section 102(2)(c) of the National Environmental Policy Act of 1969, the National Park Service, Department of the Interior, has prepared a Draft Comprehensive Management Plan and programmatic Environmental Impact Statement identifying and evaluating two alternatives to current administration and management of the Ala Kahakai National Historic Trail. These alternatives respond to the National Trails System Act (16 U.S.C. 1241-1251), NPS planning requirements, and the issues identified during public scoping. They

address trail administration and management, cultural and natural resource protection, and use of the trail by local residents, Native Hawaiians, and the visiting public. When approved, the comprehensive management plan will guide, for approximately 15 years, the National Park Service in administering, preserving, protecting, developing, managing, and maintaining the 175-mile trail which includes portions of the ancient and historic ala loa (long trail; coastal trail around the island). The EIS compares baseline conditions of a "no action" alternative with potential impacts and two "action" alternatives and, where appropriate, suggests mitigation measures to reduce the intensity of the potential effect or to avoid the potential effect. Three other preliminary alternatives were considered but rejected because they did not achieve

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the objectives of the plan or were infeasible. An “environmentally preferred” alternative is also identified. Background: The National Park Service (NPS) administers the Ala Kahakai National Historic Trail (NHT), added to the National Trails System by the U.S. Congress on November 13, 2000. The legislation authorizing the Ala Kahakai NHT identifies an approximately 175-mile portion of prehistoric ala loa (long trail) and other trails on or parallel to the seacoast extending from Upolu Point on the north tip of Hawaii Island down the west coast of the island around South Point to the east boundary of Hawaii Volcanoes National Park. The Ala Kahakai NHT combines surviving elements of the ancient ala loa with segments of later government trails (alanui ‘aupuni), which developed on or parallel to the traditional routes, and more recent pathways and roads that create links between the historic segments. The purposes of the Ala Kahakai NHT, derived from the legislative history, the Feasibility Study, and the public scoping phase completed in 2003, are to: Preserve, protect, reestablish as necessary, and maintain a substantial portion of the ancient ala loa and associated resources and values, along with linking trails on or parallel to the shoreline on Hawaii Island, and provide for a high quality experience, enjoyment, and education (guided by Native Hawaiian protocol and etiquette) while protecting the trail’s natural and cultural heritage and respecting private and community interest. Federal ownership of the Ala Kahakai NHT is limited to the trail alignment within the four national parks it links: Pu‘ukohola Heiau National Historic Site, Kaloko-Honokohau National Historical Park (NHP), Pu‘uhonua o Honaunau NHP, and Hawai‘i Volcanoes National Park. Approximately 17% of the NHT is within the boundaries of these national parks. With trail authorization, these trail segments become federally protected components of the NHT, in compliance with Section 3(a)(3) of the National Trails System Act. The National Trails System Act, as amended, requires the preparation of a comprehensive management plan (CMP) for each new trail in the system. The CMP is intended to provide direction for natural and cultural resource preservation, education, and trail user experience of the Ala Kahakai NHT over the next 15 years. It considers the trail in its entirety. It identifies the necessity of community partnerships to protect trail resources and provide appropriate trail user services. As a partnership endeavor, the success of this plan is not solely determined by the NPS; rather its success rests with the will and preservation of other local government agencies, communities, organizations, neighborhood associations, and individuals who have the capacity and desire to implement actions within this plan. Six public workshops on the proposed plan will be hosted during the week of November 5-10, 2007 at various locations on the island of Hawai‘i. Locations, dates, and other workshop details will be advertised by direct mailing and notices placed in the local newspapers. All interested individuals, organizations, and agencies will be encouraged to participate and provide comments, suggestions, and additional information. All written comments must be post-marked not later than 60 days following publication in the Federal Register by EPA of their notice of filing of the Draft EIS (as soon as this date can be confirmed it will be announced on the park’s Web site, and included in workshop mailings). Written comments on the Draft EIS/CMP should be addressed to Superintendent, Ala Kahakai NHT, 73-4786 Kanalani Street, 14, Kailua-Kona, Hawai‘i 96740. Questions at this time regarding the comprehensive management plan and EIS planning process or inquiries about public meetings should be addressed to the superintendent either by mail or by telephone at (808) 326-6012 (see, 72 F.R. 60883, October 26, 2007).

Papahānaumokuākea Marine National Monument: Preparation of Natural Resources Science Plan

This notice advises the public that the Co-Trustees of the Papahānaumokuākea Marine National Monument (Monument) in the Northwestern Hawaiian Islands (NWHI) and surrounding marine areas intend to prepare a Natural Resources Science Plan (Science Plan) and associated environmental assessment (EA) for the Monument. The Science Plan is being developed concurrently with the comprehensive Monument Management Plan (MMP) (see, Notice of Intent to Prepare Monument Management Plan and EA, Federal Register April 4, 2007, Volume 72, Number 64). The Science Plan will identify management needs, highlight priority thematic areas designed to meet these needs, and describe the current and proposed research projects housed under these themes. The Co-Trustees are seeking public input on the development of the plan. There will be a public scoping meeting to solicit comments on November 15, 2007. The public meeting will be held on Thursday, November 15, 2007, 1800–2000 hours at the Japanese Cultural Center of Hawai‘i, in Honolulu, Hawai‘i. Written comments will be accepted through November 30, 2007. The public meeting will be held at the Japanese Cultural Center located at 2454 South Beretania Street, Honolulu, Hawaii 96826. Meeting materials will be posted on the Monument Web site (<http://www.hawaiiireef.noaa.gov>) from November 15–November 30, 2007. Written comments may be provided in person at the public meeting, via fax at (808) 397-2662, or Electronic mail at NWHIComments@noaa.gov (see, 72 F.R. 62633, November 6, 2007).

Citrus Greening and Asian Citrus Psyllid; Availability of an Environmental Assessment

Citrus greening, also known as *huanglongbing*, is considered to be one of the most serious citrus diseases in the world. Citrus greening is a bacterial disease that attacks the vascular system of plants. The bacteria are phloem-limited and cause yellow shoots, blotchy mottling and chlorosis, reduced foliage, and tip dieback of citrus plants. It greatly reduces production, destroys the economic value of the fruit, and can kill trees. Once infected, there is no cure for a tree with citrus greening disease. In areas of the world where citrus greening is endemic, citrus trees decline and die within a few years and may never produce usable fruit. Citrus greening is widespread in Asia, Africa, and the Saudi Arabian Peninsula. It has been reported in Sao Paulo, Brazil. It was first detected in the United States in Miami-Dade County, Florida, in 2005, and now has been confirmed in 28 counties in Florida. Citrus greening is transmitted by two insect vectors in the family Psyllidae: *Diaphorina citri* (Kuwayama), the Asian citrus psyllid, and *Trioza erytreae* (del Guercio), the African citrus psyllid. It can also be transmitted by grafting, by dodder, and possibly by seed. Asian citrus psyllid can cause economic damage to citrus in groves and nurseries by direct feeding. Both adults and nymphs feed on young foliage, depleting the sap and causing galling or curling of leaves. High populations feeding on a citrus shoot can kill the growing tip. More importantly, this psyllid is able to transmit an endocellular bacterium, *Candidatus Liberobacter asiaticus*, which causes citrus greening disease.

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Asian citrus psyllid is currently present in Florida, Hawai'i, Puerto Rico, Guam, and several counties in Texas. The African citrus psyllid is not known to be present in the United States. The Animal and Plant Health Inspection Service (APHIS) of the U. S. Department of Agriculture is advising the public that an environmental assessment has been prepared by APHIS relative to a new Federal order that restricts the interstate movement of regulated articles from areas quarantined for citrus greening disease and the Asian citrus psyllid. The environmental assessment documents the review and analysis by APHIS of the potential environmental impacts associated with the implementation of the new Federal order. APHIS is making this environmental assessment available to the public for review and comment. APHIS will consider all comments that it receives on or before December 3, 2007. Please send four copies of your comment (an original and three copies) to Docket No. APHIS-2007-0135, Regulatory Analysis and Development, PPD, APHIS, Station 3A-03.8, 4700 River Road Unit 118, Riverdale, MD 20737-1238. Please state that your comment refers to Docket No. APHIS-2007-0135. Other Information: Additional information about APHIS and its programs is available on the Internet at <http://www.aphis.usda.gov>. For more information contact Mr. Stephen R. Poe, Senior Operations Officer, Emergency and Domestic Programs, PPQ, APHIS, 4700 River Road Unit 134, Riverdale, MD 20737-1236; (301) 734-8899 (see, 72 F.R. 622604, November 2, 2007).

Notice of Inventory Completion

Notice is hereby given in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains in the control of The Wistar Institute, Philadelphia, PA and in the physical custody of the Pu'uhonua o Honaunau National Historical Park, Honaunau, Hawai'i. The human remains were removed from the Hawaiian Islands. This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003 (d)(3). The determinations in this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains. The National Park Service is not responsible for the determinations in this notice. A detailed assessment of the human remains was made by University of Pennsylvania Museum of Archaeology and Anthropology professional staff on behalf of The Wistar Institute in consultation with representatives of the Hawai'i Island Burial Council, Hui Malama I Na Kupuna O Hawai'i Nei, Kaua'i-Ni'ihau Island Burial Council, Maui-Lana'i Island Burial Council, Moloka'i Island Burial Council, O'ahu Burial Council, and Office of Hawaiian Affairs. The Wistar Institute retains ownership of these human remains, but has authorized the University of Pennsylvania Museum of Archaeology and Anthropology to handle the NAGPRA process in collaboration with The Wistar Institute and on its behalf. At an unknown date, but probably around 1905, human remains representing a mini-

um of one individual were removed from one of the Hawaiian Islands by an unknown person. At an unknown date, the human remains were accessioned into the collections of The Wistar Institute (accession number: 14347). The human remains were transferred to the University of Pennsylvania Museum of Archaeology and Anthropology on a long term loan in 1956 (catalogue number: L-1011-124). On May 12, 2006, at the request of the Hawai'i Island Burial Council and Hui Malama I Na Kupuna O Hawai'i Nei, the human remains were loaned to Pu'uhonua o Honaunau National Historical Park so that the 'iwi would be on Hawaiian soil pending a determination of its cultural affiliation and completion of the repatriation process. No known individual was identified. No associated funerary objects are present. The human remains have been identified as Native Hawaiian based on the specific cultural and geographic attribution identified in the museum records. Museum documentation identifies the human remains as those of a male "Hawaiian" whose approximate age is 50 years old and also attributes the human remains to "Sandwich Island." Scholarly publications and consultation information indicate the term "Sandwich Island" or "Sandwich Islands" refers to the Hawaiian Islands. The term was bestowed upon the Hawaiian Islands by Captain James Cook upon his arrival in the Hawaiian archipelago on January 18, 1778. Subsequently, the indigenous people of the Hawaiian Islands were often referred to as "Sandwich Islanders." The term "Sandwich Island" fell into disuse in the late 19th century, however, the use of the term supports the identification of this individual as a Native Hawaiian. The morphology of this individual is not inconsistent with its identification as a Native Hawaiian. Officials of The Wistar Institute and University of Pennsylvania Museum of Archaeology and Anthropology have determined that, pursuant to 25 U.S.C. 3001 (9-10), the human remains described above represent the physical remains of one individual of Native Hawaiian ancestry. Officials of The Wistar Institute and University of Pennsylvania Museum of Archaeology and Anthropology have determined that, pursuant to 25 U.S.C. 3001 (2), there is a relationship of shared group identity that can be reasonably traced between the Native Hawaiian human remains and the Hawai'i Island Burial Council, Hui Malama I Na Kupuna 'O Hawai'i Nei, Kaua'i-Ni'ihau Island Burial Council, Maui-Lana'i Island Burial Council, Moloka'i Island Burial Council, O'ahu Island Burial Council, and Office of Hawaiian Affairs. Representatives of any other Native Hawaiian Organization or Indian tribe that believes itself to be culturally affiliated with the human remains should contact Dr. Gerald Margolis, Interim Director, University of Pennsylvania Museum of Archaeology and Anthropology, 3260 South Street, Philadelphia, PA 19104-6324, telephone (215) 898-4050, before November 30, 2007. Repatriation of the Native Hawaiian human remains to the Hawai'i Island Burial Council, Hui Malama I Na Kupuna O Hawai'i Nei, Kaua'i-Ni'ihau Island Burial Council, Maui-Lana'i Island Burial Council, Moloka'i Island Burial Council, O'ahu Island Burial Council, and the Office of Hawaiian Affairs may proceed after that date if no additional claimants come forward (see, 72 F.R. 61675, October 31, 2007).