

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

February 8, 2008

New Director of Environmental Quality Control Appointed by Governor

On February 7, 2008, Governor Lingle announced her appointment of Katherine Puana Kealoha, an environmental attorney as the Director of the Office of Environmental Quality Control. For more information, please see the Governor's Internet page at <http://hawaii.gov/gov/news/releases/2008/governor-appoints-katherine-kealoha-as-director>.

Water Resources Research Center Seminars for Spring 2008

The Technology Transfer Office of the Water Resources Research Center of the University of Hawai'i at Manoa has seminars on Thursdays from 3:00 P.M. until 4:15 P.M. in POST 723. Mark your calendars for the following upcoming dates: February 7, 2008; February 21, 2008; March 6, 2008; March 20, 2008; April 3, 2008; April 17, 2008, and May 1, 2008. For more information, contact Dr. Philip Moravcik at (808) 956-3097 (voice) or morav@hawaii.edu (electronic mail).

Federal Guidance Documents on the National Environmental Policy Act Available On-Line

As a result of a 2005 initiative to modernize the implementation of the landmark National Environmental Policy Act (NEPA), the Council on Environmental Quality of the Executive Office of the President has issued guidance documents on the National Environmental Policy Act (NEPA). These documents include: *A Citizen's Guide to NEPA: Having Your Voice Heard* (December 2007); *Collaboration in NEPA: A Handbook for NEPA Practitioners* (October 2007); *Aligning National Environmental Policy Act Processes with Environmental Management Systems: A Guide for NEPA and EMS Practitioners* (April 2007). For more information and to see Adobe Acrobat Portable Document Format (PDF) files of the above, please see the following Uniform Resource Locator (URL): <http://ceq.eh.doe.gov/nepa/nepanet.htm>.

Environmental Council Meeting on February 13, 2008

The Environmental Council will meet on Wednesday, February 13, 2008, at 2:00 P.M. in the afternoon in Room 405, Leiopapa A Kamehameha, 235 S. Beretania Street, Honolulu to discuss various issues. For complete agenda information, please see the following URL: <http://calendar.ehawaii.gov/calendar/html/event/2008/2/8/?viewtype=2¤tViewtype=2&viewperiod=3>

Notice of Intent to Prepare a Supplemental EIS for the Hawai'i Range Complex

The Department of the Navy (DON) announces its intent to prepare a Supplement to the Draft Environmental Impact Statement/Overseas Environmental Impact Statement (SDEIS/OEIS) for the Hawai'i Range Complex (HRC). This SDEIS/OEIS will be focused on the methodology used to analyze potential marine mammal behavioral effects related to mid-frequency active sonar exposure. In addition, DON may make adjustments to the alternatives. On August 29, 2006, pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969 as implemented by the Council on Environmental Quality regulations (40 C.F.R. parts 1500-1508), and Executive Order 12114 (Environmental Effects Abroad of Major Federal Actions), the DON announced its intent to prepare an EIS/OEIS for the HRC and invited the public to comment on the scope of the EIS/OEIS (71 F.R. 51188). A DEIS/OEIS was subsequently released on July 27, 2007, (72 F.R. 41324), which evaluated the potential environmental effects of increasing usage and enhancing the capabilities of the HRC to achieve and maintain Fleet readiness and to conduct current, emerging, and future training and research, development, test, and evaluation (RDT&E) activities. As described in the DEIS/OEIS at section 4.1.2.4.9, a dose function approach was used to evaluate potential behavioral harassment of marine mammals incidental to the use of mid-frequency active sonar during Navy training and testing within the HRC. Since the release of the DEIS/OEIS in July 2007, the DON, in cooperation with NMFS, has further refined the dose function approach. Given the nature of these refinements, the Navy has decided to prepare a SDEIS/OEIS to provide opportunity for public review of the methodology. In addition, DON may make adjustments to the alternatives. All public comments previously received during the July through September 2007 DEIS/OEIS public review period on the dose function approach and the marine mammals effects analysis are still valid and will be considered in the SDEIS/OEIS and Final EIS/OEIS for this action. Previously submitted comments need not be resubmitted. A notice of availability of the SDEIS/OEIS and dates of the public hearings will be published in the Federal Register at a later date. No decision will be made to implement any alternative in the HRC until the EIS/OEIS process is completed and a Record of Decision is signed by the DON. For further information contact the Public Affairs Officer, Pacific Missile Range Facility, Attention: HRC EIS/OEIS, P.O. Box 128, Kekaha, Kaua'i, Hawai'i 96752-0128. Voice mail 1-866-767-3347 or facsimile at (808) 335-4520 (see, 73 F.R. 3242, January 17, 2008).



Linda Lingle
Governor

Laurence K. Lau
Deputy Director for Environmental
Health, Acting Director
Office of Environmental Quality Control
Leiopapa A Kamehameha
235 South Beretania Street, Suite 702
Honolulu, Hawai'i 96813
Telephone (808) 586-4185 Facsimile (808) 586-4186
Electronic mail address: oeqc@doh.hawaii.gov
Moloka'i/Lana'i: 1-800-468-4644 ext.64185 Kaua'i: 274-3141 ext. 64185
Maui: 984-2400 ext. 64185 Hawai'i: 974-4000 ext. 64185

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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, Hawaii 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

February 8, 2008

(1) Kona View Estates Subdivision (HRS 343 DEA)

District: North Kona
TMK: 7-4-26:01-30
Applicant: 327 Kona LLC, 4054 McKinney Avenue, Suite 310, Dallas, Texas 7524. Contact - Thomas M. Smith (214 520-0600)

Approving Agency: Hawai'i County Planning Department, 101 Aupuni Street, Suite 103, Hilo, Hawai'i 96720. Contact - Daryn Arai (808 961-8288 ext. 204)
Consultant: Geometrician Associates, P.O. Box 396, Hilo, Hawai'i 96721. Contact - Ron Terry, (808 969-7090)

Public Comment Deadline: March 9, 2008
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: Hawai'i State DOT Approval for Work in the Right-of-Way of State Highway

The Kona View Estates Subdivision in Honokohau, North Kona, which consists of 29 one-acre lots zoned Ag-1, obtained final subdivision approval on September 26, 2006, and since that time has completed all of its internal infrastructure improvements. After construction was complete and accepted by the County of Hawai'i, the developer was informed by HELCO that, due to the location of its HELCO pole connection on the right-of-way of State Highway 190, the County subdivision permit pertaining to this development was not exempt from the need to prepare an EA. Therefore, although the subdivision is complete and ready to be occupied, it requires an EA in order to obtain electrical power and other utilities from HELCO poles in the State Highway right-of-way.

Biological and archaeological studies were conducted as part of the subdivision process. No valuable biological resources were found on the property, which has a long history of farming. Archaeological features from both prehistoric and historic eras were present; inventory and data recovery mitigated effects to these resources, and one site, a burial, has been preserved. Impacts to traffic and infrastructure were considered and mitigated where necessary by the County during subdivision approval and development. Kona View Estates has design guidelines that encourage homes to take advantage of natural light and ventilation and to utilize indigenous plants in landscaping. Owners are also encouraged to create homes that reflect the rural Hawaiian setting by drawing upon indigenous building traditions and materials but at the same time to utilize solar hot water systems, solar power generating equipment, new building technologies, innovative building materials, thoughtful site planning and creative construction systems to create more energy-efficient homes.

(2) McCully Single Family Residence (HRS 343 FEA-FONSI)

District: South Hilo
TMK: (3) 2-9-003: 029
Applicant: James & Francine McCully, 40 Kamehameha Avenue, Hilo, Hawai'i 96720. Contact - (808 933-7000)

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: R. Ben Tsukazaki, Attorney and Agent, Tsukazaki Yeh & Moore, 85 W. Lanikaula Street, Hilo, Hawai'i 96720. Contact - R. Ben Tsukazaki, (808 961-0055)

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

Permits Required: CDUA, Grading Permit, Building Permit

James William McCully and Francine Morales McCully are the owners of approximately 2.83 acres of land situated within the Conservation District at Wailea, South Hilo, Hawai'i, Tax Map Key (TMK) No.: (3) 2-9-003: 029. The owners plan to construct a single-family dwelling on the property and have submitted a Conservation District Use Application to the Department of Land and Natural Resources.

The 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 via 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 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. TMK: (3) 2-9-003: 060 serves as the northern boundary and TMK: (3) 2-9-003: 013 is situated to the south. The property is bounded on the west by TMK: (3) 2-9-003: 048 and 049.

The property is currently vacant and was previously utilized for sugar cane cultivation. It has remained fallow since July of 1992 and is currently maintained in grass with scattered sections of landscape plantings. It is gently sloping towards the eastern end of the property and is well suited for the proposed use. The high shorefront pali renders the area from the base of the pali to the shoreline virtually inaccessible from the subject property and there is no evidence of any public access or use on the property.



February 8, 2008

(3) Proposed Lahaina Small Boat Harbor Ferry Pier Improvements (HRS 343 DEIS)

District: Lahaina
TMK: (2) 4-6-01:02, 07, 12, 14 and 17
Proposing Agency: Department of Land & Natural Resources, P.O. Box 373, Honolulu, Hawai'i 96809. Contact - Eric Hirano (808 587-0230)
Accepting Authority: Governor, State of Hawai'i, c/o Office of Environmental Quality Control, 235 S. Beretania Street, Room 702, Honolulu, Hawai'i 96813. Contact - Laurence K. Lau (808 587-4185)
Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, Hawai'i 96793. Contact - Mich Hirano (808 244-2015)
Public Comment Deadline: March 24, 2008
Status: Draft environmental impact statement (DEIS) notice pending 45-day public comment. Address comments to the applicant with copies to the accepting authority, consultant and OEQC.
Permits Required: SMA Use Permit, Shoreline Seback Variance, Historic District Approval, CDUP, Dept. of Army Permit, Section 401 Water Quality Certification, CZM Program Consistency Approval, Building Permits, Special Flood Hazard Area Development Permit and Noise Permit

The State of Hawai'i, Department of Land and Natural Resources (DLNR) proposes to build a new ferry pier to the north of the existing pier at the Lahaina Small Boat Harbor in Lahaina, Maui, Hawai'i.

The Lahaina Small Boat Harbor is identified by TMK 4-6-01:02. Within the limits of the harbor are an existing pier (TMK 4-6-01:17) and a berthing area (TMK 4-6-01:14), formerly for the Carthaginian II, a replica of a historic whaling ship. The proposed ferry pier will involve work in the areas occupied by the existing harbor pier (Parcel 17), the berthing area (Parcel 14), the waters of the Lahaina Small Boat Harbor (Parcel 2) and expansion of parking stalls on Papalekane Street and adjacent parcel identified by TMK 4-6-01:12 and 07, respectively.

The proposed ferry pier will be used to accommodate the Lanai/Maui and Molokai/Maui ferries, as well as cruise ship tenders, commercial and recreational vessels.

The proposed action involves construction of a new interisland ferry pier approximately 60 feet to the north of the existing pier at the Lahaina Small Boat Harbor. The new pier will be approximately 115 feet long and 35 feet wide, supported on piles, and able to accommodate approximately 100 passengers. A low-rise, open-sided structure on the deck of the new pier is proposed to provide shade and shelter for pier users. Ancillary actions include dredging to widen the entrance channel and berthing

area to the north of the new pier; construction of two (2) sewage pump-out stations; construction of a concrete pedestrian walkway measuring 16 feet by 60 feet to connect the existing pier with the new pier structure; replacement of the existing administration office and ferry ticket booth; improvements to the passenger loading and drop off area; relocation and expansion of onsite parking stalls; sidewalk expansion along the northwestern portion of Hotel Street; and resurfacing of a portion of Wharf Street.

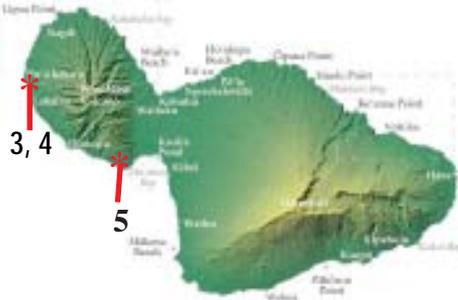
(4) Proposed Lahaina Wastewater Pump Station No. 1 Modifications (HRS 343 DEA)

District: Lahaina
TMK: (2) 4-4-002:029 and 033
Proposing Agency: County of Maui, Department of Environmental Management, Wastewater Reclamation Division, 2200 Main Street, Suite 610, Wailuku, Hawai'i 96793. Contact - Eric Nakagawa (808 270-7422)
Determination Agency: Same as above.
Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, Hawai'i 96793. Contact - Kyle Ginoza, (808 244-2015)
Public Comment Deadline: March 9, 2008
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: Construction Permits

The applicant, the County of Maui, Department of Environmental Management, Wastewater Reclamation Division, proposes to upgrade the existing Lahaina Wastewater Pump Station (WWPS) No. 1, which currently does not have sufficient capacity to handle peak wet-weather flows. The pump station improvements will include a new submersible pumping station, electrical/emergency generator building, fuel tank, and odor control system.

The pump station is currently serviced by a 1,600 feet long, 20-inch diameter force main. A new 30-inch force main will be installed between Lahaina WWPS No. 1 and the Lahaina Wastewater Reclamation Facility (WWRF). The existing pumping station and 20-inch force main will continue to be used until the existing pumps reach the end of their service life. The existing force main will serve as a backup line in the future.

The implementation of the proposed improvements sought by the applicant will commence upon receipt of regulatory permits and approvals. It is estimated that site construction will be initiated in mid-2008 and will be completed by mid-2010.



Maui Notices

February 8, 2008

(5) Kahe'awa Wind Power II (KWP II) (HRS 343 FEA-EISPN)

District: Lahaina
TMK: 4-8-001:001 and 3-6-001:014
Applicant: Kaheawa Wind Power II LLC, 8 Kiopa'a Street, Suite 104, Pukalani, Hawai'i 96768. Contact - Mike Gresham, (808 298-1055)

Accepting Authority: Office of Conservation & Coastal Lands, P.O. Box 621, Honolulu, Hawai'i 96809. Contact - Sam Lemmo, (808 587-0381)

Consultant: Planning Solutions, Inc., 210 Ward Avenue, Suite 330, Honolulu, Hawai'i 96814. Contact - Perry J. White Phone: (808 550-4483)

Status: Environmental Impact Statement Preparation Notice, pending 30-day public comment. Address comments to the applicant with copies to the accepting authority, consultant and OEQC.

Public Comment Deadline: March 9, 2008

Permits Required: CDUP, NPDES NOI-C, FAA Clearance, ESA Section 10 Permit, State Incidental Take License

Kahe'awa Wind Power II LLC is proposing to construct a 21-30 megawatt (MW) wind power generating facility and related improvements at Kahe'awa Pastures above Ma'alaea, Maui, Hawai'i. The proposed wind energy generation facility would be located adjacent to the existing wind power facilities at Kahe'awa.

Like the existing project, it would supply wind-generated electricity to Maui Electric Company Ltd. (MECO). If the required land use approvals and environmental permits are granted, the applicant will:

- Obtain a lease from the State Department of Land and Natural Resources for 300-400 acres within parcels (2) 4-8-001:001 and (2) 3-6-001:014; it anticipates that this land will be contiguous to the area leased for the existing wind farm.
- Create new internal service roads that connect the new facilities to the existing main access road.
- Erect fourteen to twenty General Electric (GE) 1.5 MW wind turbine generators.
- Construct a new operations and maintenance building to house operations personnel, equipment and facility spare parts.
- Install an electrical substation, battery energy storage system, and interconnection facilities to link the plant to the existing MECO power transmission system.
- Install electrical power lines connecting all of the turbines with the substation.
- Construct meteorological towers and a communications tower to support data gathering and control functions.

The project is designed to provide a source of affordable, renewable energy to Maui's residents. It would provide economic benefits in the form of cost savings compared to fossil fuel-driven energy, as well as a hedge against future fossil or bio-fuel cost increases when compared to today's avoided costs. It would also provide environmental benefits in the form of reduced emissions of green house gases and other pollutants. The expected life span of the facility is 20 years, after which time the owner will either exercise an option to extend the lease or remove the facilities.

O'ahu Notices

(6) La'ie Inn Redevelopment (HRS 343 DEA)

District: Ko'olauloa
TMK: 5-5-006: 39 & 40
Applicant: Hawai'i Reserves, Inc. (HRI), 55-510 Kamehameha Highway, La'ie, Hawai'i 96762-1193. Contact - Eric Marler, (808-293-6426)

Approving Agency: City and County of Honolulu, Department of Planning and Permitting, 650 South King Street, 7th Floor, Honolulu, Hawai'i 96813. Contact - Anthony X. Ching, (808 768-8028)

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

Public Comment Deadline: March 9, 2008

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: National Pollutant Discharge Elimination System (NPDES) Permit, Storm water, Planned Development-Resort Amendment, Special

Management Area Use – Major Permit, Building Permits (Buildings, Electrical, Plumbing), and Sidewalk/Driveway Work, Grading, Grubbing and Stockpiling Permit, Sign Permits, Driveway Connection to Kamehameha Highway.

Hawai'i Reserves, Inc. (HRI) proposes to redevelop the La'ie Inn in La'ie, Ko'olauloa, and O'ahu. The existing 49 unit La'ie Inn was developed in 1965, but the quality of accommodation and the structure has deteriorated. The existing operation fails to capture the economic potential of the site and the hotel accommodation demand of the area. A redeveloped La'ie Inn would increase the appeal, exposure, and flow of visitor dollars into the local community.

The project site is approximately 9.5 acres, zoned Resort and Commercial, and the area is designated for Resort use in the Ko'olauloa Sustainable Communities Plan. The property fronts Kamehameha Highway on the mauka side, adjacent to the Polynesian Cultural Center.

The redeveloped La'ie Inn will become a 220-room hotel with amenities including a restaurant, banquet/meeting facility, and swimming pool. Redevelopment of the project site will provide approximately 156,350 gross square feet (GSF) of floor area, including 135,000 GSF for the hotel rooms. An existing McDonald's restaurant and Chevron station will be redeveloped at the northern end of the property at the intersection of Naniloa Loop.

February 8, 2008

(7) Wahiawa Wastewater Treatment Plant Modifications (HRS 343 DEA)

District:	Wahiawa
TMK:	7-3-07:002
Proposing Agency:	City and County of Honolulu, Department of Design and Construction, 650 South King Street, 11th Floor, Honolulu, Hawai'i 96813. Contact - Jay Hamai (808 768-8750)
Determination Agency:	Same as above.
Consultant:	The Limtiaco Consulting Group, 650 Iwilei Road, Suite 208, Honolulu, Hawai'i 96817. Contact - John Katahira, (808 596-7790)
Public Comment Deadline:	March 9, 2008
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 General or Individual Permit (e.g., discharges of construction dewatering effluent, storm water runoff associated with construction activity), Community Noise Permit, Community Noise Variance, Building Permit, Grubbing, Grading, and Stockpiling Permit, Erosion Control Plan/Best Management Practices, Street Usage Permit, Construction Dewatering Permit, Traffic Control Plans.

The City and County of Honolulu, Department of Design and Construction proposes to improve a portion of the City and County of Honolulu's (City's) existing Wahiawa Wastewater Treatment Plant (WWTP) located in Wahiawa, O'ahu, Hawai'i. The Wahiawa WWTP is located on a 6.1-acre parcel owned by the City (Tax Map Key: 7-3-07:002).

The proposed WWTP improvement project was initiated to address existing and future deficiencies (as projected through year 2020) at the Wahiawa WWTP, while also taking into account that future improvements are planned for the facility. The specific objectives of the proposed project are to restore hydraulic capacity, improve wastewater treatment reliability, produce Department of Health Class 1 recycled water (R-1) quality water, and meet regulatory compliance requirements. An Alternatives Analysis Report is being prepared in support of the proposed project. The recommended action includes the upgrade of the existing influent pump station (IPS) and establishment of adequate flow equalization facilities as well as conversion of the plant's existing treatment equipment to membrane bioreactor (MBR) technology. The recommended action covers both "front-end" (preliminary treatment and storage processes) and "back-end" (all treatment processes following preliminary treatment) improvements. The proposed project utilizes the front-end im-

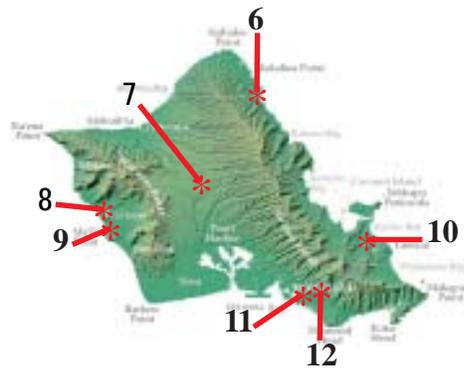
provements to replace the entire headworks and IPS in preparation for the implementation of MBR as the major component of the back-end improvements.

The proposed project includes design and construction considerations to minimize disruptions to existing residences, institutions, and traffic adjacent to the project site and within the Wahiawa wastewater service area. The proposed improvements take into consideration water quality requirements and regulatory compliance, cost-effectiveness, ability to provide additional flow equalization volume and operational flexibility, efficient use of space due to site limitations, and ease of transitioning between existing and new or modified facilities with construction sequencing. The proposed project is not anticipated to result in significant short-term or long-term impacts. Temporary short-term impacts to air and water quality, ambient noise levels, and traffic operations may occur during construction activities. In the long-term, the proposed improvements will contribute to increased environmental quality and have beneficial impacts, such as improved treatment reliability, reduced potential for sanitary sewer overflows, and enhanced effluent quality.

The City intends to design and construct the front-end and back-end improvements in phases. It is anticipated that construction of the front-end improvements will begin in 2009. Following construction of all front-end improvements and depending on available funding, construction of the back-end improvements could begin as early as 2010. The estimated costs for the front-end and back-end improvements are \$7,785,000 and \$28,600,000, respectively, and the project would use City funds.

(8) Kaukamana Hale (HRS 343 FEA-FONSI)

District:	Wai'anae
TMK:	8-7-039:048
Applicant:	Habitat for Humanity Leeward O'ahu, Inc., P.O. Box 498, Wai'anae, Hawai'i 96792. Contact - Susan Hughes (808 696-7882)
Approving Agency:	City and County of Honolulu, Department of Community Services, 715 South King Street, Suite 311, Honolulu, Hawai'i 96813. Contact - Michael Shiroma, (808 768-7751)
Consultant:	Michael Sessions, 91-080 Hanua Street, Kapolei, Hawai'i 96707, (808 368-1819)
Status:	Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
Permits Required:	Include but are not limited to: Chapter 201(H) HRS, Subdivision, Grading, Building, Noise, Certificate of Occupancy, Sewer Connection, Demolition, and Vector Control.



Habitat for Humanity Leeward O'ahu, Inc. (HFHLO), a non-profit organization, proposes to develop 31 single family homes on a 3.215 acre property located in the Ma'ili area of Wai'anae, Hawai'i at 87-119 Kaukamana Road. The project will be named Kaukamana Hale. The site is classified as Urban by the State Land Use Commission and zoned R-5, Residential by the City and County of Honolulu Department of Planning and Permitting.

O'ahu Notices

February 8, 2008

One impact of the proposed project requiring remediation is the over excavated and disposal of areas exhibiting residual signs of oil, gas, or antifreeze from the abandoned auto salvage yard in the east and southwest areas of the project site. MPI, the company that performed the Phase I Environmental Site Assessment, will assist HFHLO in the demolition, removal of harmful substances, and grading of the property.

Another impact is the beneficial socio-economic impact of redeveloping the property from its current use as rental premises for 8 households to create 31 affordably priced self-help homeownership opportunities.

Yet another impact will be the noise from construction equipment that will be unavoidable during the construction period. Construction activities will also be scheduled to reduce neighborhood concerns and the use of heavy construction equipment will only be used in the beginning of the project. For the majority of the project construction noise will be produced by hand held equipment.

(9) Ma'ili Project III (HRS 343 FEA-FONSI)

District: Wai'anae
TMK: (1)8-7-002: 001, 007, 015, 016
Applicant: Self-Help Housing Corporation of Hawai'i, 1427 Dillingham Blvd., Suite 305, Honolulu, Hawai'i 96817. Contact - Claudia Shay (808 842-7111)

Approving Agency: Hawaii Housing Finance & Development Corporation, 1427 Dillingham Boulevard., Suite 305, Honolulu, Hawai'i 96817. Contact - Chris Sadayasu 808 587-0547 or Ryan Morita (808 587-0543)

Consultant: Jacqueline A. Parnell, 1314 S. King Street, Suite 951, Honolulu, Hawai'i 96814. (808 593-8331)

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

Permits Required: Preliminary subdivision approval from City & County of Honolulu, 201 H application approval from City & County of Honolulu and Honolulu City Council, approval of construction plans from City & County of Honolulu, Grading permit from City & County of Honolulu, NPDES permit from State Department of Health, Final subdivision approval from City & County of Honolulu.

The Self-Help Housing Corporation of Hawai'i acquired four parcels of land totaling 9.48 acres in Ma'ili, O'ahu (TMK (1) 8-7-02: 001, 007, 015, 016) for the purposes of building a 77 lot subdivision to build an affordable housing project. With the land already zoned R-5 Residential, and indications from the City and County of Honolulu that there is adequate capacity for water, and wastewater services on the present systems, there should be no difficulty in developing the parcels. SHHCH will develop the subject property under the 201-H (HRS) process to maximize the density of the property, and attain significant savings. In cooperation with the Hawaii Housing Finance & Development Corporation, and the City and County of Honolulu, SHHCH is requesting the following 201-H exemptions: waiving the park dedication fees;

utilizing narrower and smaller lots than required by R-5 zoning; utilizing an overhead electrical system; deleting gutters, and sidewalks; and waiving the building permit fees. SHHCH has undertaken significant due diligence with the completion of a Phase I-Environmental Site Assessment indicating that there are no environmental concerns. The State DLNR-State Historic Preservation Division has already indicated that there are no archaeological, historical, or cultural properties in the subject area. The land is Flood Zone D, and is not a wetlands area, nor Special Management Area. As the land has been in residential development for many years, there are no endangered or threatened species, or habitats. The proposed development of 77 single family homes is congruent with the surrounding area which is being used for residential purposes. SHHCH has drafted a preliminary subdivision map, and begun the engineering. SHHCH intends to build an approximately 1,100 l.f., install a main sewer line of approximately 1,170 l.f., install water and sewer laterals, install four fire hydrants, and localized drain inlets discharging to an existing concrete lined drainage system. Upon completion of the subdivision SHHCH will undertake five self-help housing projects of 77 units. Lower income families will build one story, three and four bedroom homes for less than \$250,000/unit fee simple. SHHCH will integrate various income groups in the projects as follows: 50% of the units affordable to families whose incomes are below 80% of the median income; 25% of the units affordable to families whose incomes are below 100% of the median income, and 25% of the families whose incomes are below 120% of the median income. Through the selfhelp housing project lower income families, who otherwise would not have the opportunities, will become homeowners.

(10) Kawai Nui Marsh Environmental Restoration Project (HRS 343 DEA)

District: Ko'olaupoko
TMK: 1-4-2-13:5 and 1-4-2-13:22
Applicant: U.S. Army Corps of Engineers, Building 230, Fort Shafter, Hawai'i 96858-5440. Contact - Nani Shimabuku, lorayne.p.shimabuku@usace.army.mil and State of Hawai'i, Department of Land & Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Honolulu, Hawai'i 96813. Contact - David Smith, david.g.smith@hawaii.gov

Approving Agency: State of Hawai'i, Department of Land & Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Honolulu, Hawai'i 96813. Contact - David Smith, david.g.smith@hawaii.gov

Consultant: U.S. Army Corps of Engineers, Building 230, CEPOH-EC-E, Fort Shafter, Hawai'i 96858-5440. Contact - Kevin Nishimura, kevin.h.nishimura@usace.army.mil

Public Comment Deadline: March 9, 2008
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, Grubbing and Grading, Well Development

February 8, 2008

The U.S. Army Corps of Engineers and Division of Forestry and Wildlife propose to restore native endangered waterbird (for Hawaiian Coot, Hawaiian Duck, Hawaiian Moorhen and Hawaiian Stilt) habitat at Kawaiui Marsh Flood Control Project under authority of Section 1135, Water Resources Development Act (1986).

Kawai Nui Marsh is the largest remaining wetland in Hawai'i. The marsh has been identified in the U.S. Fish and Wildlife Service's Hawaiian Waterbirds Recovery Plan as the primary habitat for waterbirds identified above and designated as a Wetland of International Importance at the 2005 Ramsar Convention.

This project proposes wetland restoration in the upper marsh through creation of mudflats and shallow ponds supplied with natural water. The project will also install predator control fencing and implement a trapping program. The total project area is 37.8 acres.

A portion of the project remains on City-owned lands. The City and State are working towards completing the land transfer prior to project construction.

This Supplemental EA is for actions under this project and doesn't address actions in the Kawai Nui Marsh Master Plan. It updates and amends the *Kawaiui Marsh Environmental Restoration Project, Final Ecosystem Restoration Report and Environmental Assessment* (revised March 2000).

(11) Alapa'i Transit Center and Joint Traffic Management Center (HRS 343 FEA-FONSI)

District: Honolulu
TMK: 2-1-042: 013, 011 & 004, and adjoining portion of Hotel Street (no TMK)

Proposing Agency: City and County of Honolulu, Department of Transportation Services (DTS), 650 South King Street, 3rd Floor, Honolulu, Hawai'i 96813. Contact - Ty Fukumitsu, (808 768-8388)

Determination Agency: Same as above.
Consultant: Group 70 International, Inc., 925 Bethel Street, 5th Floor, Honolulu, Hawai'i 96813. Contact - Rachel Shaak, (808 523-5866 ext. 160)

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

Permits Required: National Environmental Policy Act (NEPA) Categorical Exclusion (CE), National Pollutant Discharge Elimination System (NPDES) Permit - Stormwater, Individual Wasterwater System, Hawai'i Capital Special District Permit (Major), Waiver Permit, Conditional Use Permit for Joint Development Agreement, Subdivision Application, Building Permit, Electrical, Plumbing, and Sidewlk/Driveway Work, Grading, Grubbing and Stockpiling Permit, Water System, Sign Permit, Driveway Connection, Sewer Connection Permit, Street Usage Permit

The City and County of Honolulu, Department of Transportation Services will construct a replacement bus transit center and a new Joint Traffic Management Center (JTMC) at the existing Alapa'i Transit Center (ATC) site at King Street and Alapa'i

Street in downtown Honolulu. The new ATC will include a bus transit building, five bus passenger shelters, and a bus parking lot/staging area. The 295,000 SF JTMC will provide office space for City and State transportation and emergency service agencies. The structure will have four levels of parking and six office floors. A traffic control center will be located on the top two levels of the JTMC and will consist of an open, two-story room with up to 80 operational consoles facing a central bank of live-feed traffic video screens. The traffic control center will consolidate all the dispatching and monitoring operations for State of Hawai'i Department of Transportation 9HDOT), City and County Department of Transportation Services (DTS), Department of Emergency Management (DEM), Honolulu Police Department (HPD), Emergency Medical Services (EMS) and Honolulu Fire Department (HFD). An Emergency Operations Center will be located on the top level of the JTMC for joint agency use during emergency events. The applicant will seek a Joint Development Agreement with the adjacent HPD property, and a Hawai'i Capital Special District Permit.

(12) Chan Residence (HRS 343 FEA-FONSI)

District: Honolulu
TMK: 1-2-5-108:032
Applicant: Michael & Stephanie Chan, 820 Bannister Street, Honolulu, Hawai'i 96819. (808 429-3298)

Approving Agency: Office of Conservation and Coastal Lands, P.O. BOX 621, Honolulu, Hawai'i 96809. Contact - Samuel J. Lemmo, (808 587-0377)

Consultant: Osumi Nakai Maekawa, 700 Bishop Street, Suite 228, Honolulu, Hawai'i 96813. Contact - Stephen Nakai (808 532-0826)

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

Permits Required: Conservation district use permit, building permit, grading 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 Pu'u 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 1/2 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.

Kaua'i Notices

February 8, 2008

(13) Master Plan for Upper Limahuli Preserve – Revision of 2007 (HRS 343 FEA-FONSI)

District: Hanalei
TMK: (4)5-9-006:12
Applicant: National Tropical Botanical Garden (NTBG), 3530 Papalina Road, Kalaheo, Hawai'i 96741. 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
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

Permits Required: N/A

The National Tropical Botanical Garden (NTBG) is updating its Master Plan for the Upper Limahuli Preserve. The original Master Plan for the Upper Limahuli Preserve 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 manage this remote area.

In the 15 years since the LVSS was created the environmental conditions 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 Master Plan for Upper Limahuli Preserve – 2007 Revision, includes an updated Management Plan 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.

(14) Wailua Facility Plan (HRS 343 DEA)

District: Wailua & Kapa'a
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)

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)

Public Comment Deadline:

March 9, 2008

Status:

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

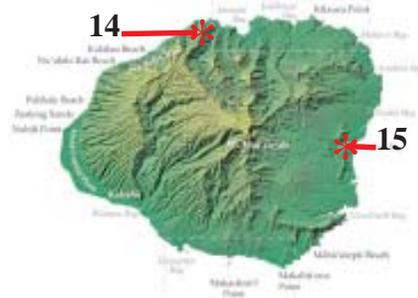
Permits Required:

National Pollutant Discharge Elimination System Permit, 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 Wailua Wastewater Treatment Plant (WWTP) and associated sewer system serving the Wailua and Kapa'a areas. The County of Kaua'i, Department of Public Works, Division of Wastewater Management proposes improvements to Wailua 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 Wailua WWTP and other construction within the Wailua 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.



Coastal Zone Notices

February 8, 2008

Special Management Area (SMA) Minor Permits

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

SPECIAL MANAGEMENT AREA (SMA) MINOR PERMITS		
Location (TMK)	Description (File No.)	Applicant/Agent
O'ahu: Kaneohe (4-6-4-2)	Replacement of air-conditioning equipment (2007/SMA-79)	State Dept of Education / Katayama & Associates
O'ahu: Wai'anae (8-5-8-1)	Installation of antennas and appurtenant equipment (2008/SMA-1)	Clearwire, LLC / Cascadia PM, LLC (Charles Fortner)
O'ahu: Diamond Head (3-1-38-31)	Conversion of overhead utilities to underground utilities (2008/SMA-2)	Hawaiian Electric Company, Inc.
O'ahu: Diamond Head (3-1-36-5)	Retaining walls and grading on a vacant lot (2008/SMA-3)	801 Acquisition LLC/Robert W. Rooks
Hawai'i: South Kohala (6-8-22-52)	2-lot subdivision (SMM 08-000074)	SunStone ML LLC
Hawai'i: South Hilo (2-6-1-15)	Installation of telecommunication antennas and appurtenant equipment on Bayshore Towers Condo (SMM 08-000073)	Coral Wireless, LLC dba Mobi PCS
Maui: Lahaina (4-3-10-7)	Antenna facility at Royal Kahana (SM 2 20080002)	Coral Wireless LLC dba Mobi PCS
Maui: Kihei (2-1-8-82)	Apartment alteration: air conditioning unit (SM 2 20080003)	McGovern, Rick
Maui: Lahaina (4-6-2-7)	Antenna installation at Lahaina Shores (SM 2 20080004)	Coral wireless, LLC dba Mobi PCS-Eric Schatz
Maui: Kahului (3-7-9-4)	Shell space renovation at Maui Mall (SM 2 20080005)	Riecke Sunnland Kono Architects, Ltd.
Maui: Lahaina (4-3-14-4)	Dwelling addition and alterations (SM 2 20080006)	Duong, Vince & Sherry
Maui: Haiku (2-9-2-54)	Roof extension (SM 2 20080007)	Giordani, John
Maui: Wailuku (3-6-8-2)	Marui Ocean Center: add shed roof over water tanks (SM 2 20080008)	Maui ocean Center
Maui: Kihei (3-9-34-27)	Dwelling (SM 2 20080009)	Lewicke, Edward T/MacIntyre, Evelyn R.
Maui: Wailea (2-1-8-61)	Wailea Beach Marriot: antenna installation (SM 2 20080012)	Coral Wireless, LLC dba Mobi PCS-Eric Schatz
Kaua'i: Koloa (2-8-20-12)	Swimming Pool (SMA(M)-2008-10)	Moti Jiandani
Kaua'i: Ha'ena (5-3-9-57)	Dry stack wall (SMA(M)-2008-9)	Teresa Tico

Special Management Area Documents (Chapter 25, Revised Ordinances of Honolulu)

Since SMA-only (Chapter 25, ROH) documents do not trigger the EIS law as articulated in Chapter 343, Hawai'i Revised Statutes, effective September 1, 2001 OEQC will no longer review these documents for completeness or adequacy. However, OEQC will continue to provide notice of these projects as a public service. Questions regarding the adequacy, completeness and availability of these documents should be addressed directly to the county contact listed below.

Chevron Port Security Grant Project

Applicant: Chevron Products Company, 91-480 Malakole Street, Kapolei, Hawai'i 96707
Agency: Department of Planning and Permitting, 650 South King Street, 7th Floor, Honolulu, Hawai'i 96813. Contact: Lynne Kauer (808-768-8016)
Consultant: Gerald Park Urban Planner, 1221 Kapi'olani Boulevard, S-211, Honolulu, Hawai'i 96814. Contact: Gerald Park (808-596-7484).
Comments due: January 7, 2008

The applicant, Chevron Products Company, at the request of the U.S. Coast Guard Port Security Administration, is proposing to construct security improvements at the existing petroleum processing facility (Chevron Hawaii Refinery). The project consists of the installation of

an eight (8)-foot-high chain-link fence topped with a one (1)-foot-high stainless steel concertina wire, pedestrian and vehicular access gates, retractable bollards, and concrete barriers. Except for two (2) transition areas, the new fence will be installed inside the existing fence, along the makai side of the property. The existing security fence will not be removed or replaced, and no work is proposed to the existing breakwater maintenance access road on the makai side of the fence. The applicant indicates that the new fence will not encroach into the shoreline setback area. The 248.034-acre site is located at 91-480 Malakole Street (Tax Map Key 9-1-14: 10) in Wai'anae, O'ahu. The site is in the I-2 Intensive Industrial District with a 60-foot height limit. The construction cost of the proposed project is estimated at 300,000 dollars and funded by the United States Department of Homeland Security and Chevron Products Company. construction will commence when all necessary permits and approvals are obtained and take about four (4) weeks to complete.

Pollution Control Permits

February 8, 2008

Department of Health Permits

The following three pages contain 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 9586-4309; **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, Temporary NonCovered Source Permit	Blue Point Energy, Inc. NSP No. 0639-01-N	Located at: Westin Ka'anapali Ocean Resort, 6 Kai Ala Drive Lahaina, Maui	Issued: 1/16/08	One (1) 840 bhp Diesel Engine Generator
Clean Air Branch, 586-4200, Temporary NonCovered Source Permit	Monsanto Company NSP No. 0509-01-N	Located at: 1351 Maunaloa Highway Kaunakakai, Moloka'i	Issued: 1/18/08	Grain Processing Facility
Clean Air Branch, 586-4200, Temporary Noncovered Source Permit	GPRM Prestress, LLC NSP No. 0346-01-N	Located at: 91-063 Malakole Street, Kapolei, O'ahu	Issued: 1/18/08	9 MMBtu/hr Boiler and 18-23 yd ³ /hr Concrete Batch Plant
Clean Air Branch, 586-4200, Temporary NonCovered Source Permit	Pacific Concrete Cutting & Coring, Inc. NSP No. 0636-01-NT	Located at: Various Temporary Sites, State of Hawai'i	Issued: 1/18/08	132 TPH Mobile Crusher, 500 TPH Mobile Screen, and 167 hp Diesel Engine Generator
Clean Air Branch, 586-4200, Temporary Covered Source Permit	Tileco CSP No. 0244-01-C (Application for Significant Modification No. 0244-4 & 0244-05)	Located at: Campbell Industrial Park Kapolei, O'ahu	Comments due: 2/23/08	384 TPH Stone Processing Plant and Two (2) Hollow Concrete Block Plants
Clean Air Branch, 586-4200, Temporary Non Covered Source Permit	Pioneer Hi-Bred International, Inc. NSP No. 0670-01-N (Initial Permit Application No. 0670-01)	Located at: Kunia, O'ahu	Issued: 1/31/08	Fumigation Chamber with Activated Carbon Scrubber System

Conservation Notice

Conservation District Use Permit

Persons interested in commenting on the following Conservation District Use Application (Board Permit) must submit comments to the Department of Land and Natural Resources within thirty days from the date of this notice. Comments may be sent to the Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, Hawaii 96809. For more information, please contact Tiger Mills of our Office of Conservation and Coastal Lands staff at 587-0382.

Artificial Reef Located Offshore of Kalaeloa, island of O'ahu

File No.: CDUA OA-3450
Applicant: Division of Aquatic Resources, Department of Land and Natural Resources
Location: Kalaeloa, 'Ewa, island of O'ahu, Submerged State Lands

Proposed Action: Artificial Reef Establishment
343, HRS determination: FEIS published on November 23, 2007 in the Environmental Notice
Applicant's Contact: Paul Murakawa (808 587-5404)

Shoreline Notices

February 8, 2008

Shoreline Certification Applications

Pursuant to § 13-222-12, HAR the following shoreline certification applications are available for inspection at the DLNR District Land Offices on Kaua'i, Hawai'i and Maui and at Room 220, 1151 Punchbowl St., Honolulu, O'ahu (Tel: 587-0414). All comments shall be submitted in writing to the State Land Surveyor, 1151 Punchbowl Street, Room 210, Honolulu, Hawai'i 96813 and postmarked no later than fifteen (15) calendar days from the date of the public notice of the application. If there are any questions, please call Barry Cheung at (808) 587-0430.

File No.	Date	Location	Applicant/Owner	TMK
OA-1209	01/17/2008	Lot 6-B, Kam School Beach Residential Lots, situated at Wai'ala'e-Nui, Honolulu, Island of O'ahu. Address: 4821A Ka'inapau Place Purpose: Building permit	Walter P. Thompson, Inc./ Lindsay & Paula Fox Family Trust	3-5-59:01
OA-1210	01/17/2008	Lot A-1-A, Opa'apa'a Subdivision, portion of R.P. 7984, L.C. Aw. 4452 Ap.13 situated at Kane'ohe, Ko'olaupoko, Island of O'ahu. Address: 44-365 Kane'ohe Bay Drive Purpose: Building permit and setback	Technical Field Data Service, Inc./Robert & Gretchen Gould	4-4-21:25
OA-1211	01/18/2008	Lot 6, portion of R.P. 4498, L.C. Aw. 6175 Ap.1, situated at Wailupe, Honolulu, Island of O'ahu. Address: 5295 Kalaniana'ole Highway Purpose: Building setback	R.M. Towill Corporation/ Kauilani, LLC	3-6-02:02
MA-395	01/14/2008	Lot 2 of Seibu Makena Hotel Subdivision II and Lot 3 of Maui Prince Hotel Subdivision, situated at Honua'ua, Makawao, Island of Maui. Address: None assigned Purpose: Shoreline setback and permit	R.M. Towill Corporation/ Makena Golf, LLC	2-1-06:36 & por. 57
KA-313	01/14/2008	Lot 12, Wainiha Subdivision II (File Plan 1840), situated at Wainiha, Hanalei, Island of Kaua'i. Address: 7310 'Ale'ale'a Road Purpose: Building permit	Wagner Engineering Services, Inc./ Craig Dobbin	5-8-09:51
KA-314	01/23/2008	Lot 399, Land Court Application 956 (Map 97), situated at Koloa, Island of Kaua'i. Address: 2441 Ho'onai Road Purpose: Renovation work	Wagner Engineering Services, Inc./Kaua'i Blue, Inc.	2-8-16:03

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-1166	Proposed Shoreline Certification	Lots 7-B & 8-A-1 of Land Court Application 616, situated at Kailua, Ko'olaupoko, Island of O'ahu. Address: 1276 Mokulua Drive Purpose: Building setback	Jaime F. Alimboyoguen/ Robert Barnes	4-3-005:063
OA-1171	Proposed Shoreline Certification	Lot 30, Land Court Application 1095 (Map 4), situated at Kahuku, Ko'olaupoko, Island of O'ahu. Address: None assigned Purpose: Shoreline setback	R.M. Towill Corporation/ Continental Pacific, LLC	5-6-002:010
OA-1200	Proposed Shoreline Certification	Lot 17, Kawailoa Beach Lots Section E, situated at Kawailoa, Waialua, Island of O'ahu. Address: 61-803 Paipalooa Road Purpose: Building remodelling	DJNS Surveying & Mapping, Inc./Surf Development, LLC	6-1-004:094
MA-382	Proposed Shoreline Certification	Lot 11, Land Court Application 1345, and portions of Grant 3343, situated at Ahuakole and Owa, Wailuku, Island of Maui. Address: Kahului Beach Road Purpose: Installation of sewer force main	Warren S. Unemori Engineering, Inc./County of Maui and Alexander & Baldwin, Inc.	3-4-027:026 & 036; 3-7-001:005 & 016
HA-387	Proposed Shoreline Certification	Lot 2, being a portion of L.C. Aw. 7073, Ap.1. situated at Kahului 2nd, North Kona, Island of Hawai'i. Address: 75-5992 Ali'i Drive Purpose: Building permit	Wes Thomas Associates/ Wesley & Kelley Huggett	7-5-019:030
KA-307	Proposed Shoreline Certification	Lot 38, Land Court Application 276, situated at Waipouli, Kawaihau, Island of Kaua'i. Address: 874 Niulani Road Purpose: Building permit	Wagner Engineering Services, Inc./Jeff D. Borges	4-3-009:049

Federal Notices

February 8, 2008

Management Measures for Bottomfish and Seamount Groundfish Fisheries of the Western Pacific

The National Marine Fisheries Service (NMFS) issued a proposed rule that would implement management measures for the vessel-based bottomfish fishery in the main Hawaiian Islands, including requirements for non-commercial (recreational and subsistence) permits and data reporting, a closed season, annual total allowable catch limits, and non-commercial bag limits. The proposed action is intended to end the overfishing of bottomfish in the Hawaiian Archipelago. Comments must be received on or before March 7, 2008. Comments on the proposed rule, identified by 0648-AU22, may be sent to either of the following addresses: (1) Electronic Submission: Submit all electronic public comments via the Federal e-Rulemaking Portal www.regulations.gov; or (2) Mail: William L. Robinson, Regional Administrator, NMFS, Pacific Islands Region (PIR), 1601 Kapi'olani Boulevard, Suite 1110, Honolulu, Hawai'i 96814-4700. Instructions: All comments received are a part of the public record and will generally be posted to www.regulations.gov without change. All Personal Identifying Information (for example, name, address, etc.) submitted voluntarily by the commenter may be publicly accessible. Do not submit Confidential Business Information, or otherwise sensitive or protected information. NMFS will accept anonymous comments. Attachments to electronic comments will be accepted in Microsoft Word or Excel, WordPerfect, or Adobe PDF file formats only. Copies of Amendment 14, including a final environmental impact statement, regulatory impact review, and initial regulatory flexibility analysis, are available from the Western Pacific Fishery Management Council (Council), 1164 Bishop St., Suite 1400, Honolulu, Hawai'i 96813, telephone (808) 522-8220, facsimile (808) 522-8226. For more information, call Karla Gore, NMFS PIR at (808) 944-2273 (see, 73 F.R. 6101, February 1, 2008).

Federal Energy Regulatory Commission Docket Nos. EL08-33-000, QF87-483-003, AES Hawai'i, Inc.; Notice of Filing

January 29, 2008. Take notice that on December 28, 2008, pursuant to subsection 209.205(c) of the regulations of the Federal Energy Regulatory Commission (Commission) implementing the amendments to section 3 of the Federal Power Act contained in section 201 of the Public Utility Regulatory Policies Act of 1978, 18 CFR 292.205(c), AES Hawai'i, Inc., requests a limited waiver of the operating standard for a Topping Cycle Cogeneration Facility. Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 C.F.R. 385.211, 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. On or before the comment date, it is not necessary to serve motions to intervene or protest on persons other than the Applicant. The Commission encourages electronic submission of protests and interventions

in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, D.C. 20426. This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail FERCOnlineSupport@ferc.gov, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659. Comment Date: 5:00 P.M. Eastern Time on February 19, 2008 (see, 73 F.R. 6955, February 6, 2008).

Molokini Crater Safety Zone

The Coast Guard is establishing a temporary safety zone around Molokini Crater, in waters south of the island of Maui. This zone is necessary to protect rescue and security assets, air crews, and the general public from hazards associated with an explosive ordnance disposal (EOD) process scheduled to take place on Molokini Crater. Entry of persons or vessels into this safety zone is prohibited unless authorized by the Captain of the Port (COTP) Honolulu. This rule is effective from January 27, 2008 through February 8, 2008. The Coast Guard will accept comments on this rule through February 8, 2008. You may submit comments and related material, identified by Coast Guard docket number USCG-2007-0128, by any of the four methods listed below. To avoid duplication, please use only one of the following methods: (1) Mail: Commanding Officer, U.S. Coast Guard Sector Honolulu, 400 Sand Island Parkway, Honolulu, Hawai'i 96819-4398; (2) Electronically: E-mail to Lieutenant (Junior Grade) Jasmin Parker at Jasmin.M.Parker@uscg.mil using the subject line "Comment—Molokini Safety Zone"; (3) Facsimile: (808) 522-8271; (4) Online: <http://www.regulations.gov>. Documents indicated in this preamble as being available in the docket are part of docket USCG-2007-0128 and are available for inspection and copying at U.S. Coast Guard Sector Honolulu between 7:00 A.M. and 3:30 P.M., Monday through Friday, except Federal holidays. For more information contact Lieutenant (Junior Grade) Jasmin Parker, U.S. Coast Guard Sector Honolulu at (808) 842-2600 (see 73 F.R. 4695, January 28, 2008).



Molokini Crater, courtesy of Bob Bangerter