

The Environmental Notice

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

May 8, 2008

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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 permit applications are published in this periodic bulletin.

Special Management Area

The Special Management Area (SMA) is along the coastline of all 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 15-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

(1) Motor Supply Ltd., Purchase of Easement on State Land at Maile Street (HRS 343-5(c) DEA)

District: South Hilo
TMK: (3) 2-2-29:01
Applicant: Motor Supply, Ltd., 726 Sheridan St., Honolulu, HI 96814. Contact: Bob Reiersen, (808) 943-4333
Approving Agency: Department of Land and Natural Resources, P.O. Box 621, Honolulu, HI 96809. Contact: Glenn Taguchi, (808) 974-4200
Consultant: Geometrician Associates, PO Box 396, Hilo, HI 96721. Contact: Ron Terry 969-7090
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: State grant of easement

Motor Supply, Ltd., owner of a 16,529-square foot, commercially-zoned property on Kilauea Avenue near its intersection with Mohouli Street in Hilo, needs to purchase an easement from the State to provide a new legal access to its property. Over the past decades, County improvements to drainage structures and traffic signal controls have restricted the parcel's existing legal access on Kilauea Avenue. The use, sale or development of the property thus requires an alternate location for a driveway.

The applicant is requesting the State Board of Land and Natural Resources to grant an easement measuring about 40 feet wide by 220 feet long for the purposes of road access and utilities. The non-exclusive easement on TMK (3) 2-2-029:001 would not involve any undeveloped land but would instead encumber an existing paved roadway called Maile Street, which serves multiple neighboring properties but over which no legal easements currently exist.

No impacts to any natural or cultural resources would occur. Mitigation would include the construction and maintenance by Motor Supply, Ltd. of barriers to prevent parking on State Parks property by future employees and customers of any businesses that might be built on this applicant's property. The applicant will be working with the State to determine the value of the easement and any conditions that might be associated with its use.

(2) Temporary Housing and Program Structures (HRS 343-5(b) DEA)

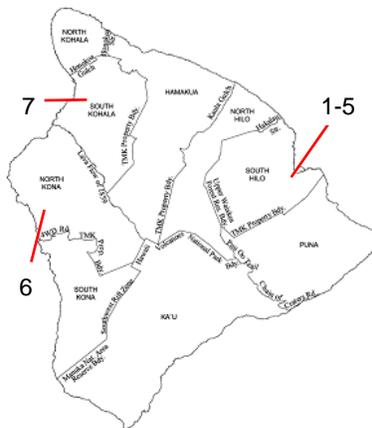
District: Hilo, Puna

TMK: (3) 2-3-023:005 (HCCC), (3) 2-4-049:018 (Hale Nani), (3) 2-4-008:009 (KCF)
Applicant: Department of Accounting and General Services, Public Works Division, 1151 Punchbowl Street, Room 430, Honolulu, HI 96813. Contact: Joseph Earing, (808) 586-0486
Proposing Agency: Department of Public Safety, Administration Division, 919 Ala Moana Blvd. Honolulu, HI 96814. Contact: David Festerling, 587-1251
Approving Agency: Same as proposing agency
Consultant: The Louis Berger Group, 412 Mount Kemble Ave., Morristown, NJ 07962-1960. Contact: Robert Nardi (973) 407-1681
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: Building

To meet its operational mission, the Department of Public Safety (PSD) would acquire temporary housing and program structures with mobile restrooms for use at the Hawai'i Community Correctional Center (HCCC), the Hale Nani Annex, and the Kulani Correctional Facility (KCF), and install electronic narcotic screening equipment at the HCCC and KCF. These temporary housing and program structures will be stored at these facilities until funds become available for assembly. When assembled, these structures would each be about 3,200 square feet. Acquisition, installation and use of the temporary housing and program structures and purchase and installation of screening equipment at these facilities would have negligible adverse impacts to physical, biological, and socioeconomic resources, with minimal impacts mitigated as appropriate.

Beneficial impacts would include contributions toward fulfilling the PSD's mission to provide a safe, secure, healthy, humane, social, and physical environment for inmates and staff; the addition of lower-level custody beds; and the provision of additional program space. These actions would provide inmates with the appropriate level of service so that they can progress more efficiently and effectively through the corrections system. A finding of no significant impact is anticipated.

Questions and comments may be sent to the Department of Public Safety, Administration Division, 919 Ala Moana Blvd., Honolulu, HI., 96814, attention VOI/TIS Incentive Grant Coordinator, or e-mailed to psd.nepa@hawaii.gov.



(3) Hilo Central Fire Station (HRS 343-5(b) FEA-FONSI)

District: South Hilo
TMK: (3) 2-4-28: por. 07
Proposing Agency: Fire Department, 25 Aupuni St. Suite 103, Hilo, HI 96720. Contact: Desmond Wery, (808) 981-8356
Approving Agency: Same as above
Consultant: PBR Hawaii, ASB Tower, 1001 Bishop Street, Suite 650, Honolulu, HI 96813. Contact: Nancy Heinrich, 521-5631
Status: Final Environmental Assessment (FEA) and Finding of No Significant Impact (FONSI)
Permits: Plan approval, subdivision, NPDES, height variance, building and grading

The Hawai'i County Fire Department plans to construct a new fire station and battalion headquarters in central Hilo. An existing central fire station is currently located 6/10 of a mile north of the project site at the corner of Kino'ole and Ponahawai Streets. The current fire station was built in 1939 and is located in the tsunami evacuation zone, requiring staff to evacuate the facility at a time critical for them to assist the public. Therefore, a need for a new facility exists at a location outside of the evacuation zone.

The site selected for the new central fire station is the Puna-makai corner of Wailoa and Ululani Streets. It is 1.999 acres in size and part of a larger public housing complex called Lanakila Homes, which is 29.3 acres in size. The Lanakila Homes site has been used for public housing since 1951, and prior to that, military housing. Five vacant houses will be removed and relocated elsewhere on the Lanakila Homes property to make way for the new fire station. St. Joseph's Elementary and High Schools are across the street to the northeast. The project is also subject to NEPA compliance since it involves disposition of Federally-funded public housing.

(4) Development of Commercial Property at 514 Kanoelehua Ave. (HRS 343-5(c) FEA-FONSI)

District: South Hilo
TMK: (3) 2-2-35:47
Applicant: Evansday, LLC, 109 Manulele Street, Hilo, HI 96720. Contact: Matt McWhirter, (808) 217-7118
Approving Agency: County Planning Department, 101 Aupuni Street, Suite 103, Hilo, HI 96720. Contact: Daryn Arai, (808) 961-8288 ext. 204
Consultant: Geometrician Associates, PO Box 396, Hilo, HI 96721. Contact: Ron Terry 969-7090
Status: Final Environmental Assessment (FEA) and Finding of No Significant Impact (FONSI)
Permits: State Dept. of Transportation approval for work in the right-of-way, plan approval, building and grading

Evansday, LLC, plans to purchase a 21,050-square foot property located at 514 Kanoelehua Avenue in Hilo (State Highway 11), which is zoned for mixed industrial-commercial use, in order to develop a commercial building. Evansday was informed by the State Dept. of Transportation that due to the location of the HELCO pole, water service and potential sewer line for this property within the right-of-way of a State Highway, these connections and any associated development would be subject to Chapter 343, HRS.

Evansday plans to build a commercial building, but the exact purpose, design and configuration on the lot have not yet been determined. It is expected that the one-story building would be roughly 5,200 square feet and have about 22 parking spaces. Landscaping buffers would be provided on residential property margins and in other locations of the property to provide an attractive appearance and reduce scenic impacts to neighboring residences. The lot had a residence for many years and no biological, cultural, or archaeological resources are present. The property underwent analysis in 2006 related to a change of zone application; commercial use was found to be consistent with the General Plan and the change of zone guidelines and the Planning Commission and County Council approved the change of zone. The proposed use is completely conformant with zoning and issues of public facilities, services and utilities were evaluated and addressed as part of the change of zone process.

(5) Kanoelehua Commercial Center and Industrial Park (HRS 343-5(b) FEA-FONSI)

District: South Hilo
TMK: (3) 2-1-012: 41, 70, 71 (por.) and 149 (por.)
Proposing Agency: Department of Hawaiian Home Lands, Land Management Division, P.O. Box 1879, Honolulu, HI 96805. Contact: Peter "Kahana" Albinio, Jr., (808) 587-6429
Approving Agency: Same
Consultant: n/a
Status: Final Environmental Assessment (FEA) and Finding of No Significant Impact (FONSI)
Permits: NPDES, grading/ building, FAA application for proposed construction, plan approval, consolidation and resubdivision

The Department of Hawaiian Homelands (DHHL) proposes development of a 25.4-acre industrial, industrial/commercial mixed use or retail complex adjacent to Hilo International Airport. DHHL and the Department of Land & Natural Resources are the owners of the subject parcels. The land was used as a military base until 1947, but has been vacant since that time.

The subject area forms a roughly triangular shape, bordered on the west by Kanoelehua Avenue and on the southeast by the old Hilo Airport terminal area facilities. To the north lies vacant land and to the south are industrial uses and small businesses. It is within the State Land Use Urban

District and zoned ML-20 (Limited Industrial) and Open (O) by the County.

Three alternatives were proposed and evaluated for development of the property. The first was a Large Retail Alternative, which included approximately 800 parking stalls. The second alternative was an industrial/commercial mix or industrial/service showroom mixed development, to include 32 industrial lots and a commercial area for one medium retail building at 15-40,000 square feet or possibly two 15-25,000 square foot small retail buildings. The third alternative was a traditional industrial subdivision with a high concentration of smaller half-acre parcels. All three alternatives include the extension of Piilani Street from Kanoelehua Avenue to access the site.

(6) Makalei Fire Station(HRS 343-5(b) FEA-FONSI)

District: North Kona
TMK: (3) 7-2-07:01 por.
Proposing Agency: Department of Public Works, 101 Pauahi Street, Suite 7, Hilo HI 96720-4224. Contact: David Yamamoto, (808) 961-8466

Approving Agency: Same
Consultant: PBR Hawai'i & Associates, ASB Tower 1001 Bishop Street, Suite 650, Honolulu, HI 96813. Contact: Vincent Shigekuni, (808) 521-5631
Status: Final Environmental Assessment (FEA) and Finding of No Significant Impact (FONSI)
Permits Special permit and plan approval, approval of project construction plans, building and grading, underground injection control, highway connection, subdivision approval

The County proposes construction of a new fire station in North Kona. The project site is situated on a 2-acre site setback from Mamalahoa Highway (Highway 190). The fire station will include an apparatus bay, hose tower, office, kitchen/training room, dormitory, shower/restroom facilities, exercise/work rooms, laundry room, fuel tank, and parking areas for staff and guests. The station will also have a Hazmat Unit, an engine apparatus, and a ladder apparatus. Makalei Fire Station will not have any direct, indirect, secondary or cumulative impacts on the physical or human environments.

(7) Waikoloa Congregation Kingdom Hall (HRS 343-5(c) DEA)

District: South Kohala
TMK: (3) 6-8-18:36
Applicant: Kohala Congregation of Jehovah's Witnesses, c/o Newton J.K. Chung, RBC Hawai'i – Project Development, 239 Pali'i Street, Mililani, HI 96789. Contact: Greg Mooers, 880-1455

Approving Agency: County Planning Dept, 101 Aupuni Street, Suite 103, Hilo, HI 96720. Contact: Jeff Darrow, (808) 961-8288, ext. 259
Consultant: Geometrician Associates, PO Box 396, Hilo, HI 96721. Contact: Ron Terry (808) 969-7090
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: County Planning Department approval, grading and driveway, NPDES, County Planning Commission Use Permit and modification of access condition

The Kohala Congregation of Jehovah's Witnesses proposes to construct a church in Waikoloa Village of the South Kohala District. The site is a vacant and unused 1.706-acre property located in a neighborhood of residences, schools and churches. The property is presently owned by the Waikoloa Community Association and is being sold to the Jehovah's Witnesses. The church's driveway would connect to and require use of right-of-way from Paniolo Avenue, a County roadway, which requires the preparation of an EA.

Because the project area is greater than one acre in extent, the contractor shall obtain an NPDES permit and develop and implement a Storm Water Pollution Prevention Plan to contain sediment and storm water runoff during construction. Furthermore, construction equipment shall be kept in good working condition to minimize the risk of fluid leaks that could enter runoff and groundwater. Significant leaks or spills, if they occur, shall be properly cleaned up and disposed of at an approved site. A dust management plan will be prepared and implemented to prevent the potential for fugitive dust emissions to impact nearby receptors. Landscaping will enhance the visual appearance of the site and screen adjacent residential uses. Impacts to threatened and endangered flora and fauna will not occur as none are present. No impacts to cultural or historic properties are expected as none are present. However, if archaeological resources or human remains are encountered during land-altering activities associated with construction, work in the immediate area of the discovery will be halted and the State Historic Preservation Division will be contacted.

The applicant will apply for a modification of a subdivision condition prohibiting access from Paniolo Drive, as this street is more suitable for access to a church than the frontage on Lahilahi Street. Paniolo Drive is the major arterial thoroughfare in Waikoloa Village and an appropriate access for community facilities, while the alternative access, Lahilahi Street, is a minor residential street.

Maui Notices

(8) Temporary Housing and Program Structures (HRS 343-5(b) DEA)

District: Wailuku
TMK: (2) 3-8-046:005
Applicant: Department of Accounting and General Services, Public Works Division, 1151 Punchbowl Street, Room 430, Honolulu, HI 96813. Contact: Joseph Earing, (808) 586-0486

Proposing Agency: Department of Public Safety, Administration Division, 919 Ala Moana Blvd. Honolulu, HI 96814. Contact: David Festerling, (808) 587-1251

Approving

Agency: Same as proposing agency
Consultant: The Louis Berger Group, 412 Mount Kemble Ave., Morristown, NJ 07962-1960. Contact: Robert Nardi (973) 407-1681

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: Building

To meet its operational mission, the Department of Public Safety (PSD) would acquire temporary housing and program structures with mobile restrooms for use on the Island of Maui. These temporary structures would be stored at the Maui Community Correctional Center (MCCC) until a site for installation is selected and funds become available for assembly. When assembled, these structures would each be approximately 3,200 square feet. This action includes the installation and use of electronic drug-detection screening equipment at MCCC. The acquisition and storage of the temporary structures, and the installation and use of the screening equipment would have negligible adverse impacts to physical, biological, and socioeconomic resources, with minimal impacts mitigated as appropriate.

Beneficial impacts would be derived from the proposed action including; a) contributions toward fulfilling the PSD's mission to provide a safe, secure, healthy, humane, social, and physical environment for inmates and staff; b) the addition of lower-level custody beds; and c) the provision of additional program space. These actions would provide inmates with the appropriate level of service so that they can progress more efficiently and effectively through the corrections system. A finding of no significant impact is anticipated.

Questions and comments may be sent to the Department of Public Safety, Administration Division, 919 Ala Moana Blvd., Honolulu, HI., 96814, attention VOI/TIS Incentive Grant Coordinator, or e-mailed to psd.nepa@hawaii.gov.

(9) Pa`ani Mai Park Expansion, Hana (HRS 343-5(b) DEA)

District: Hana
TMK: (2) 1-4-006:025 and 001 (por.)
Proposing Agency: County of Maui, Department of Parks and Recreation, 700 Halia Nakoia Street, Unit 2, Wailuku, HI 96793. Contact: Karla Peters, (808) 270-7981

Approving

Agency: Same
Consultant: Munekiyo & Hiraga, Inc. 305 High Street, Suite 104, Wailuku, HI 96793. Contact: Erin Mukai, (808) 244-2015

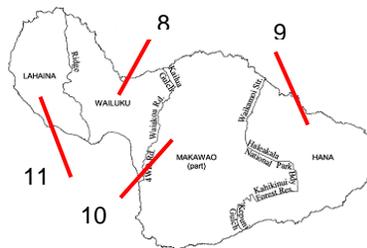
Status: Draft Environmental Assessment (DEA) notice pending 30-day public comment. Address comments to the Proposing Agency, with copies to the Consultant and OEQC

Permits: Community Noise Permit (as applicable); County SMA; grubbing, grading, building, electrical, plumbing, driveway; approval for work within State of Hawai`i right-of-way; State Land Use District Boundary Amendment (approved by County - less than 15 acres); Community Plan Amendment; Change in Zoning; approval for work within County right-of-way; and NPDES

The County of Maui, Department of Parks and Recreation proposes to expand Pa`ani Mai Park by approximately 1.907 acres to the northwest and northeast. The existing 1.039-acre park site, identified by TMK (2) 1-4-006:025, is located along Hana Highway approximately 1,700 feet southeast of the Uakea Road intersection in Hana, Maui. The expansion area is identified by TMK (2) 1-4-006:001 (por.). Proposed improvements include restroom and pavilion building, picnic area, skateboard area and related onsite and offsite improvements. Onsite improvements

include grading, asphaltic concrete parking lot and jogging path, concrete sidewalks and ramps, expansion of playground, overflow parking area, landscape plantings and site utilities. Site utilities consist of water, wastewater, electrical, and drainage systems. The drainage system includes provisions for onsite mitigation. Offsite improvements include extension of Noenoe Place subdivision road and widening of Hana Highway along the expansion area.

The existing park site (parcel 025) is designated "Agricultural" by the State Land Use Commission, "Park" by the Hana Community Plan, and "Interim" by Maui County Zoning. The proposed expansion area (parcel 001) is designated "Agricultural" by the State Land Use



Commission, “Multi-Family” by the Hana Community Plan, and “Interim” by Maui County Zoning. In order to implement the project, a Community Plan Amendment (CPA) for the expansion area from “Multi-Family” to “PK-Park” will be required. Additionally, the existing park and expansion area will require a State Land Use District Boundary Amendment (DBA) from “Agricultural” to “Urban”, and a Change in Zoning (CIZ) from “Interim” to “PK-2, Park”.

(10) Kenolio Leilani Subdivision (HRS 343-5(c) DEA)

District: Kula
TMK: (2) 3-9-006:019
Applicant: Lōkahi Pacific, 1935 Main Street, Wailuku, HI 96793. Contact: Kamaile Sombelon, (808) 242-5761

Approving

Agency: County of Maui Department of Housing and Human Concerns, 2200 Main Street, Suite 546, Wailuku, HI 96793. Contact: Vanessa Medeiros, Director, 270-7805

Consultant: Munekiyo & Hiraga, Inc. 305 High Street, Suite 104, Wailuku, HI 96793. Contact: Kyle Ginoza, (808) 244-2015

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: Subdivision approval and construction

Lōkahi Pacific proposes to develop seven (7) 3-bedroom, 2-bath, affordable, single-family residences on an approximately 1.010-acre parcel along Kenolio Road in Kihei, Maui. The lots would range between 5,340 and 5,462 square feet in area. Each of the units will be offered to families making 80 percent and below the household median income, an income group with a demonstrated lack of available, affordably priced, single-family housing products.

Lōkahi Pacific is pursuing the project to respond to the growing demand for affordable housing on the island of Maui. The proposed action will increase the supply of affordable housing at a time when housing is expensive and in short supply. The total cost of the project, including the cost of acquisition of the parcel, is estimated at \$3,190,750.

The subject parcel is currently vacant and undeveloped. Years ago, the parcel contained several single-family residences, but all structures have since been demolished. The parcel is designated “Urban” by the State Land Use Commission, “Single-Family” by the Kihei-Makena Community Plan, and “R-2, Residential” by Maui County zoning. A Special Management Area (SMA) use permit has been approved for the project.

(11) Napili Well “A” Site Improvements (HRS 343-5(b) DEA)

District: Lahaina
TMK: (2) 4-3-001:001 (por.) and 006 (por.)

Proposing

Agency: County of Maui, Department of Water Supply, 200 South High Street, Wailuku, HI 96793. Contact: Larry Winter, (808) 270-7835

Approving

Agency: Same

Consultant: Munekiyo & Hiraga, Inc. 305 High Street, Suite 104, Wailuku, HI 96793. Contact: Kyle Ginoza, (808) 244-2015

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: Construction permits

The County Department of Water Supply proposes to install a well storage tank adjacent to its existing Napili Well “A” and water storage tank and enlarge the control building. The new tank, which will supplement well water storage to the same areas, will have a storage capacity of 300,000 gallons. It will be a circular, cast-in-place, reinforced concrete or stainless steel structure with a 53-foot diameter. The tank height is approximately 17 feet.

Improvements at the site include grading to establish a tank slab elevation of 860 feet, asphalt paving around the tank for maintenance access purposes, installation of a 6-foot high perimeter chain link fence, and increasing the size of the control building by approximately 105 square feet. Related mechanical improvements will also be made onsite to ensure that tank operations and controls are properly integrated with the existing system. The project also includes renovation and expansion of the existing pump control building to replace the temporary housing of existing chlorination equipment.

The estimated cost of the proposed project is \$1.5 million. This project may be funded by Federal funds through the State Drinking Water State Revolving Fund (DWSRF) program, which would constitute a Federal action and will require that the project satisfy all of the DWSRF program requirements.

Implementation of the proposed improvements sought by the applicant will commence upon receipt of regulatory permits and approvals. It is estimated that construction will be initiated in fall 2008 and will be completed by the end of 2009.

Moloka`i Notices

(12) Moloka`i Parks Baseyard at Duke Maliu Regional Park (HRS 343-5(b) FEA-FONSI)

District: Moloka`i
TMK: (2) 5-3-003:012
Proposing Agency: County Department of Parks and Recreation, 700 Halia Nakoa Street, Unit 2, Wailuku, HI 96793. Contact: Pat Matsui, (808) 270-7230
Approving Agency: Same
Consultant: Munekiyo & Hiraga, Inc. 305 High Street, Suite 104, Wailuku, HI 96793. Contact: Rowena Dagdag, (808) 244-2015
Status: Final Environmental Assessment (FEA) and Finding of No Significant Impact (FONSI)
Permits: Change in zoning; state land use commission district boundary amendment; SMA; grading and building; NPDES; noise

The County Department of Parks and Recreation proposes the construction of a new park baseyard facility at Kaunakakai, Moloka`i. The subject property is an approximately 13.145-acre parcel along Kamehameha V

Highway, near its intersection with Oki Place. Access to the project site is proposed from Kamehameha V Highway. This new baseyard facility will provide a centralized maintenance facility for all of the DPR operations on Moloka`i.

The new baseyard facility is proposed to be constructed at the existing Duke Maliu Regional Park as a 5,000 square feet pre-engineered building having the following service areas: Building maintenance and repair shop with a lumber storage room and workshop; maintenance staff area and lunch/meeting room; locker area; staff restroom; two (2) interior storage rooms; irrigation pipes and parts storage room; covered parking area with six (6) stalls and an emergency shower area. The estimated construction cost of the proposed project is \$1.0 million.

The proposed project will require a State land use change from "Agricultural" to "Urban", and a County zoning land use change from "Interim" to "PK-2, Park". The land use changes will be initiated by the County Department of Planning. In addition, an application for a Special Management Area (SMA) Use Permit has been prepared for review and approval by the Moloka`i Planning Commission.

O`ahu Notices

(13) Kapiolani Regional Park Master Plan Update (HRS 343-5(b) FEA-FONSI)

District: Honolulu
TMK: Various
Proposing Agency: County Department of Design & Construction, 650 South King Street, 11th floor, Honolulu, HI, 96813. Contact: Terry Hildebrand, (808) 768-8461
Approving Agency: Same
Consultant: Gerald Park Urban Planner, 1221 Kapiolani Boulevard, Suite 211, Honolulu, HI 96814. Contact: Gerald Park, 596-7484
Status: Final Environmental Assessment (FEA) and Finding of No Significant Impact (FONSI)
Permits: Special district, waiver, permit to excavate public-right-of-way, grubbing, grading, and stockpiling, building, electrical, plumbing, sidewalk/driveway and demolition, street usage, variance from pollution controls, NPDES, historic site review.

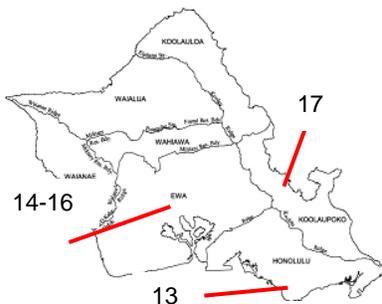
The County Department of Design and Construction, has prepared a Master Plan Update for Kapiolani Regional Park ("Park"). Although situated within the Park boundary, the Honolulu Zoo and the Waikiki Shell are not included in the Master Plan Update.

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

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

maintenance baseyard facility.

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



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

(14) Construction Training Center of the Pacific (HRS 343-5(c) DEA)

District: Ewa
TMK: (1) 9-4-166:028 and 029
Applicant: Building Industry Association of Hawai`i, 1727 Dillingham Blvd, Honolulu, HI 96819-4018. Contact: Armand Coté, (808) 377-5546
Approving Agency: Hawai`i Housing Finance and Development Corp., 677 Queen Street, Honolulu, HI 96813. Contact: (808) 587-0597
Consultant: Plan Pacific, Inc., 345 Queen Street, Suite 802, Honolulu, HI 96813. Contact: Chris Pramoulmetar, (808) 521-9418 ext. 15
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: Grading and building

BIA Hawaii proposes to develop a three story training facility in industrial zoned Waipahu. The land for the proposed project was once used as a service station in support of the Oahu Sugar Mill Company which closed operations in 1990. The land has remained vacant since 1989. Former underground fuel storage tanks (removed) had leaked contaminating soil between 30 and 60 feet below the surface, and water resources. Water contaminants have been decreasing in area and concentration over time, and soil contaminants are not migrating. Soil and water resources are currently prohibited for use. The proposed development will not contribute to existing environmental contamination. The project is not expected to have any long-term detrimental effects to any resources, and will improve the local economy by providing employment and education.

(15) Temporary Program Structures (HRS 343-5(b) DEA)

District: Honolulu, `Ewa, Ko`olaupoko
TMK: 1-2-013:002 (OCCC), 9-9-010:030 (HCF), 9-6-004:011 (WCF), 4-2-003:004 (WCCC)
Applicant: Department of Accounting and General Services, Public Works Division, 1151 Punchbowl Street, Room 430, Honolulu, HI 96813. Contact: Joseph Earing, (808) 586-0486
Proposing Agency: Department of Public Safety, Administration Division, 919 Ala Moana Blvd. Honolulu, HI 96814. Contact: David Festerling, (808) 587-1251
Approving Agency: Same as proposing agency

Consultant: The Louis Berger Group, 412 Mount Kemble Ave., Morristown, NJ 07962-1960. Contact: Robert Nardi, (973) 407-1681
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: Building

To meet its operational mission, the Department of Public Safety (PSD) would acquire temporary program structures with mobile restrooms for use at the Oahu Community Correctional Center (OCCC), Halawa Correctional Facility (HCF), and Waiawa Correctional Facility (WCF), and install electronic narcotic screening equipment at OCCC, HCF, WCF, and the Women's Community Correctional Center (WCCC). The temporary program structures will be stored on these sites until funds become available for assembly. When assembled, these structures would each be approximately 3,200 square feet. Acquisition, installation and use of the temporary program structures and purchase and installation of screening equipment at these facilities would have negligible adverse impacts to physical, biological, and socioeconomic resources, with minimal impacts mitigated as appropriate.

Beneficial impacts would be derived from the proposed action including; a) contributions toward fulfilling the PSD's mission to provide a safe, secure, healthy, humane, social, and physical environment for inmates and staff; b) the addition of lower-level custody beds; and c) the provision of additional program space. These actions would provide inmates with the appropriate level of service so that they can progress more efficiently and effectively through the corrections system. A finding of no significant impact is anticipated.

Questions and comments may be sent to the Department of Public Safety, Administration Division, 919 Ala Moana Blvd., Honolulu, HI., 96814, attention VOI/TIS Incentive Grant Coordinator, or e-mailed to psd.nepa@hawaii.gov.

(16) Waipi`o Heights Wells and Wells I – GAC System Upgrade (HRS 343-5(b) DEA)

District: `Ewa
TMK: (1) 9-4-44: 35, 36; (1) 9-4-05: 76
Proposing Agency: County Board of Water Supply, 630 South Beretania Street, Honolulu, HI 96813. Contact: Gregory Lee, (808) 748-5716
Approving Agency: Same
Consultant: Belt Collins Hawai`i, Ltd., 2153 North King Street, Honolulu, HI 96819. Contact: Glen Koyama, (808) 521-5361
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: Building, grading, work within state right-of-way, city street usage, NPDES

The BWS is proposing to upgrade its well system at the Waipio Heights Wells and Wells I site located in Crestview, Oahu by installing two contactor units in its existing ten-contactor-unit Granular Activated Carbon (GAC) treatment system located at the Waipahu Wells III site in the nearby Patsy T. Mink Central Oahu Regional Park. The water drawn from the Waipio Heights Wells and Wells I site will be conveyed to the Waipahu Wells III site via a new 16-inch diameter transmission line where the expanded GAC system will filter the conveyed water before it is placed into BWS's distribution network for public consumption.

Anticipated long-term adverse impacts include the visual appearance of the two new contactor units at the Waipahu Wells III site, but the integration of these units with the existing contactor units will help reduce the visual impact. Further, the entire Waipahu Wells III site is surrounded by a landscape screen consisting of trees and shrubs.

Short-term impacts are expected to occur during construction. While the pipeline is being installed in the area streets, some lane and road segment closures will occur. A traffic control plan will be implemented to maintain continuous traffic flow through these areas. Existing utility lines will be coordinated with their respective owners during planning and construction, and noise will be controlled through proper government approvals.

The cost estimate for the project is \$4.3 million. Although construction funding has not yet been established, construction on the project is may begin, at the earliest, in the third quarter of 2009. Completion of the entire project would be approximately two years after work is initiated.

(17) Kane`ohe District Park Improvements (HRS 343-5(b) DEA)

District: Koolaupoko
TMK: (1) 4-5-023: por. 010
Proposing Agency: Department of Design & Construction, City & County of Honolulu, 650 South King Street, 11th floor, Honolulu, HI 96813. Contact: Daniel Takamatsu, (808) 768-8461

Approving

Agency: Same
Consultant: Eugene P. Dashiell, 1314 South King St., Suite 952, Honolulu, HI 96814. Contact: Eugene Dashiell, (808) 593-8330

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: U.S. Army Corps of Engineers Permit to Dredge/excavate or fill; CZM Consistency Declaration; DOH – Water Quality Certification; DLNR - CWRM stream channel alteration permit; building and grading.

The purpose of this project is to protect the foundation of the park's swimming pool from erosion. The proposed improvements include stabilizing about 205 LF of an unnamed tributary of Keaahala Stream along the northwest side of the swimming pool. The proposed improvements include CRM retaining walls, grouted rip-rap, ungrouted rip-rap, and geotextile fabric.

Short-term Effects: Short term effects will occur during construction. Such effects may include noise, odors, disruption of flora on and near streambanks, disturbances to aquatic life in the drainage ditch, and an increase in turbidity and TSS (total suspended solids) in the immediate project area.

Long-term Effects: There are no significant long-term adverse or cumulative impacts to geology, hydrology, flora and fauna, water quality, historic resources, traditional or cultural practices, air quality, noise quality or socio-economic resources. There are no hazardous or toxic substances at this location. The areas adjacent to the project site have been previously modified by filling, grading, paving and facilities development. Exposed areas will be grassed and allowed to revegetate. The completed project will halt the present bank erosion which endangers the foundation of the park's swimming pool. A finding of no significant impact is anticipated.



Kaua`i Notices

(18) Moragne/Bartmess Single Family Residence (HRS 343-5(c) DEA)

District: Hanalei
TMK: (4) 5-09-05: 027
Applicant: Catherine Moragne-Bartmess and Russ Bartmess, 356 Meridian, Crystal Lake, IL 60014. Contact: (815) 347-2458

Approving Agency: DLNR, Office of Conservation and Coastal Land, P.O. Box 621, Honolulu, HI 96809. Contact: Sam Lemmo, (808) 587-0381

Consultant: Landmark Consulting Services, P.O. Box 915, Hanalei, HI 96714. Contact: (808) 828-6332

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 State Conservation District Use Permit (CDUP), Building, Special Management Area (SMA), Individual Wastewater System (IWS)

The proposed action is for the construction of a Single Family Residence of approximately 2,672 square feet within an established neighborhood located in Ha`ena on Kaua`i's North Shore. The proposed residence will be elevated on piers to conform to applicable County regulations regarding the National Flood Insurance Program for coastal high hazard areas. The Applicant in this action is requesting that

the Board of Land and Natural Resources grant approval for a 3.5-foot height variance for the proposed residence due to the flood zoning characteristics of the parcel. This height variance is consistent with the County's flood zoning ordinance. The Applicant is also requesting approval for side-yard setback variances of 1.3 and 1.4 feet respectively. The Applicant proposes to construct a lava rock wall along the roadway boundary of the property, together with a vehicular gate. Fencing will be erected along the lateral boundaries. A copy of the DEA will be available for review at the Princeville Public Library. A Finding of No Significant Impact (FONSI) is anticipated. The Office of Conservation and Coastal Lands notes the proposed Single Family Residence's location and drawings may change due to setback issues.

(19) Limahuli Hale (HRS 343-5(c) FEA-FONSI)

District: Hanalei
TMK: (4) 5-9-06:012
Applicant: National Tropical Botanical Garden, 3530 Papalina Road, Kalaheo, HI 96741. Contact : Chipper Wichman, (808) 332-7324 ext. 240
Approving Agency: DLNR, OCCL, PO Box 621, Honolulu, HI 96809. Contact: Dawn Hegger, (808) 587-0380
Consultant: NA
Status: Final Environmental Assessment (FEA) and Finding of No Significant Impact (FONSI)
Permits: CDUP

The National Tropical Botanical Garden (NTBG) is requesting permission to use TMK (4) 5-9-06:012 (including the Single Family Residence (SFR) that was constructed on it under CDUP KA-2062) as the administrative headquarters for Limahuli Garden and Preserve. As part of this use, the SFR structure, now referred to as Limahuli Hale, would serve as a multifunctional building including office space for Limahuli administrative and managerial staff, education space for school groups and community lectures, storage for archives, office supplies and tools, nursery area for growing plants, and also as short-term housing for visiting researchers and educational/volunteer groups participating in Garden programs.

(20) Temporary Housing Structures (HRS 343-5(b) DEA)

District: Lihue
TMK: (4) 3-9-005:013
Applicant: Department of Accounting and General Services, Public Works Division, 1151 Punchbowl Street, Room 430, Honolulu, HI 96813. Contact: Joseph Earing, (808) 586-0486

Proposing Agency:

Department of Public Safety, Administration Division, 919 Ala Moana Blvd. Honolulu, HI 96814. Contact: David Festerling, (808) 587-1251

Approving Agency:

Same as proposing agency
Consultant: The Louis Berger Group, 412 Mount Kemble Ave., Morristown, NJ 07962-1960. Contact: Robert Nardi (973) 407-1681

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:

Building

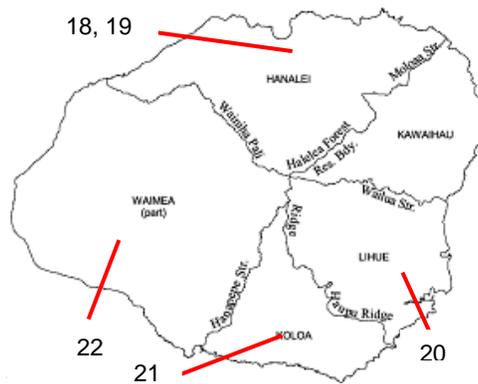
To meet its operational mission, the Department of Public Safety (PSD) would acquire two temporary housing structures with mobile restrooms for use at the Kauai Community Correctional Center (KCCC), and install electronic narcotic screening equipment at this facility. These structures would be stored at KCCC until funds become available for assembly. When assembled, these structures would each be approximately 3,200 square feet. Acquisition, installation and use of the temporary housing structures and purchase and installation of screening equipment at KCCC would have negligible adverse impacts to physical, biological, and socioeconomic resources, with minimal impacts mitigated as appropriate.

Beneficial impacts would be derived from the proposed action including; a) contributions toward fulfilling the PSD's mission to provide a safe, secure, healthy, humane, social, and physical environment for inmates and staff; b) the

addition of lower-level custody beds; and c) the provision of additional program space. These actions would provide inmates with the appropriate level of service so that they can progress more efficiently and effectively through the corrections system. A finding of no significant impact is anticipated.

Questions and comments may be sent to the Department of Public Safety, Administration Division, 919 Ala Moana Blvd., Honolulu, HI, 96814, attention VOI/TIS Incentive

Grant Coordinator, or e-mailed to psd.nepa@hawaii.gov.



(21) Kukui'ula Conservation District Improvements (HRS 343-5(c) FEA-FONSI)

District: Koloa
TMK: (4) 2-6-02: 12 and 2-6-03: 3 and 20, and Portion of Lawai Road
Applicant: Kukui'ula Development Company (Hawai'i), LLC, P.O. Box 280, Koloa, HI 96756. Contact: Roby Snow, (808) 742-6264

Approving

Agency: DLNR Office of Conservation and Coastal Lands, 1151 Punchbowl Street, Room 131, Honolulu, HI 96813. Contact: Michael Cain, (808) 587-0048

Consultant: Wilson Okamoto Corp. 1907 South Beretania Street, Suite 400, Honolulu, HI 96826. Contact: Frances Yamada, 946-2277

Status: Final Environmental Assessment (FEA) and Finding of No Significant Impact (FONSI)

Permits: NPDES, Conservation District Use, Chapter 6E, HRS, Historic Preservation, SMA, Road, Grubbing

The Applicant proposes to undertake passive improvements within a 10-acre area located adjacent to and west of Spouting Horn Park in Koloa, Kauai. The proposed improvements are intended to fulfill Condition No. 15. f) of Zoning Ordinance No. PM-2004-370 for the adjacent Kukui'ula development which requires that the Applicant provide public pedestrian access to the shoreline areas west of Spouting Horn Park owned by the Applicant. The proposed Project improvements include development of a 1,700 linear-foot turf grass public pedestrian trail along the makai side of the Lawai Road right-of-way; the clearing and removal of existing alien (non-native) vegetation within an area along the rocky coastal land adjacent to and makai of the Lawai Road right-of-way and the National Tropical Botanical Garden (NTBG) tram road and re-vegetation with native, endemic and indigenous species of trees, low-growing shrubs and groundcovers common to the area or Polynesian-introduced; selective removal of existing large alien (non-native) tree species in the area adjacent to and makai of the re-vegetation area and along the mauka side of the NTBG tram road; maintenance of the existing vegetation within the mauka side of the Lawai Road right-of-way and the NTBG tram road; and resurfacing of a 700 linear-foot segment of the existing 12-foot wide asphalt-paved NTBG tram road. Development of a 16,000 square-foot test area within the western portion of the Project Site will occur prior to implementation of the Project improvements to implement and test the proposed vegetation removal and re-vegetation methods.

The Project is not anticipated to result in significant direct, indirect, secondary, or cumulative impacts on the environment. Potential water quality impacts to the near shore coastal waters during construction of the Project will be mitigated by adherence to State water quality regulations, and mitigation measures will be instituted following site-specific assessments, incorporating appropriate structural and/or non-structural Best Management Practices. An existing coastal trail complex along the inland edge of the coastal embankment, and two (2) existing rock shelter cave sites located along the coastal cliff which are listed on the State Register of Historic Places will be preserved in the form of avoidance and conservation. To ensure that the proposed Project improvements do not result in adverse impacts to the Wedge-tailed Shearwaters and their potential

nesting colonies, the proposed vegetation removal and re-vegetation activities will not be undertaken during the Wedge-tailed Shearwaters breeding season.

(22) Helicopter Landing Area, Koula Valley (HRS 343-5(c) DEA)

District: Waimea

TMK: (4) 1-8-001: por. 01

Applicant: Island Helicopters Kaua'i, Inc., PO Box 831, Lihue, HI 96766. Contact: Walton Hong, (808) 245-4757

Approving

Agency: Planning Commission, County of Kaua'i, 4444 Rice Street, Suite 473, Lihue, HI 96766. Contact: Kaina Hull, 241-6677

Consultant: Gerald Park, Urban Planner, 1221 Kapi'olani Blvd., Ste. 211, Honolulu, HI 96814. Contact: Gerald Park, (808) 596-7484

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

Island Helicopters Kaua'i, Inc., a locally owned and Kaua'i-based helicopter tour operator, proposes to establish a helicopter landing area in Koula Valley near Manawaiopuna Falls at Hanapepe. The proposed landing area will occupy approximately 2,000 square feet of the aforementioned parcel on the floor of Koula Valley.

The proposed landing is located on top of the mauka bank of Haulili Stream, a tributary to Koula Stream. Applicant will remove or cut back trees and trim overgrown brush and grass at the landing area. No structures will be constructed or placed thereon. The area is relatively flat and grading is not required. The proposed landing area would allow Applicant to transport passengers to experience Manawaiopuna Falls. No more than six passengers can be accommodated on each tour. Passengers would disembark and walk a short distance from the landing area to Manawaiopuna Falls along an existing but generally unimproved trail. Visitors will be able to see and experience the falls close up, take photographs, and after a few minutes walk back to the helicopter, board the aircraft, depart, and continue with the tour. The entire on-ground experience is estimated to take 20 to 25 minutes. No swimming will be permitted at the falls and in adjoining streams. Passengers will not be allowed to carry food to the falls.

The initial cost of tree cutting and grass trimming is estimated at less than \$500. Applicant will maintain the landing area as needed. Maintenance costs are estimated at \$500 annually. Grass trimmings will be collected, bagged, and transported to Applicant's place of business for disposal. The landing area is part of a larger lot owned by Robinson Family Partners. The owners and lessees Gay & Robinson, Inc. are willing to grant exclusive landing right to use the land as a landing area to Applicant subject to receiving all necessary permits and approvals.

Coastal Zone News

Federal Consistency Reviews

The Hawai'i Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies in Chapter 205A, HRS. 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, HI 96804. Fax comments to the Hawai'i CZM Program at 587-2899 or email: jnakagaw@dbedt.hawaii.gov.

Applicant: U.S. Coast Guard Security Zones for Liquefied Propane Gas Vessels

Federal Action: Federal Agency Activity

Federal Agency: U.S. Coast Guard

Contact: Lieutenant Jasmin Parker, (808) 842-2600

CZM Contact: John Nakagawa, (808) 587-2878, jnakagaw@dbedt.hawaii.gov

Proposed Action: The Coast Guard proposes to establish security zones for liquefied propane gas (LPG) vessels within the State of Hawai'i. The security zones would be a 1 mile zone around merchant vessels carrying LPG while transiting inbound, outbound, and while at anchor. When a LPG vessel is moored at a facility that is regulated under the Maritime Transportation Security Act, the zone would be reduced to 100 yards. The purpose of the security zone is to safeguard LPG vessels, marine terminals, the public at large, and the maritime community from terrorist attacks or other subversive acts. Entry into the zone would be prohibited unless authorized by the Coast Guard. There are currently no laws in place to regulate safe distances from LPG vessels operating around the Hawaiian islands outside of established security zones.

Comments Due: May 22, 2008

Special Management Area (SMA) Minor Permits

Pursuant to Ch. 205A-30, HRS 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. Honolulu (523-4131); Hawai'i (961-8288); Kaua'i (241-6677); Maui (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: Kamehameha Highway – Pearl City (9-8-3:1 and 9-8-4:3)	Construction of roofed structure at HECO (2008/SMA-14)	Hawaiian Electric Company, Inc.
O'ahu: Farrington Highway – Waianae (9-2-3:26 and 27)	Construction of roofed structure at HECO (2008/SMA-15)	Hawaiian Electric Company, Inc.
O'ahu: Waikiki (2-6-9:1)	Grand Waikikian – Pool Bar (2008/SMA-18)	Group 70 International
Hawai'i: Kawela, Kau (9-5-10:1)	Consolidation and resubdivision of twelve lots into twelve lots (SMM 08-77)	Gregory R. Mooers
Hawai'i: Waiakea, South Hilo (2-2-53:06)	Clearing and cutting vegetation and trees (SMM 08-78)	Bob Reiersen of Motor Supply Ltd.
Maui: Lanai (4-4-8-19)	12 Antennas (SM2 20080030)	Verizon Wireless
Maui: Kihei (2-1-25-29)	Subdivide lot (SM2 20080031)	GTB Family Trust
Maui: Kihei (2-2-2-43)	Lipoa street upgrades (SM2 20080032)	Neal Shinyama
Maui: Lahaina (4-5-3-28)	Residence repair (SM2 20080033)	Judy and William Sturgis

Shoreline Notices

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 in 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, HI 96813 and postmarked no later than 15 calendar days from the date of the public notice of the application. If there are any questions, please call Barry Cheung at 587-0430.

File No.	Date	Location	Applicant/Owner	TMK
OA-1225	04/17/08	Lots 11 and 12, Kalauao Industrial Park, Unit 1 (File Plan 754), situated at Kalauao, `Ewa, O`ahu. Address: 98-135 Lipoa Place Purpose: Building permit	Wesley Tengan/The Rowley Group LLC	9-8-014:025
HA-389	04/21/08	Land Court Application 1598 (Map 1), situated at Holualoa 3rd, North Kona, Island of Hawai'i. Address: 77-6296 Ali'i Drive Purpose: Building permit	Wes Thomas Associates/ Martin H. Crumrine Family Trust	7-7-004:021

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 DLNR no later than 20 calendar days from the date of the public notice of the proposed shoreline certification or rejections. The notice of appeal shall be sent to the Board of Land and Natural Resource, 1151 Punchbowl Street, Room 210, Honolulu, HI 96813.

File No.	Date	Location	Applicant/Owner	TMK
OA-1204	Proposed Shoreline Certification	Lot 323, Land Court Application 323 (Map 182), situated at Kailua, Ko`olaupoko, Island of O`ahu. Address: 25 Wilikoki Place Purpose: Building permit	Wesley T. Tengan/Michael Strada	4-3-019:050
OA-1220	Proposed Shoreline Certification	Lot B, being a portion of R.P 4475, L.C. Aw. 7713 Ap.30, situated at Maunaloa, Honolulu, Island of O`ahu. Address: 112 Hanapepe Loop Purpose: Building permit	Wesley Tengan/Edwin E. Hollenbeck III Trust	3-9-027:003
OA-1221	Proposed Shoreline Certification	Lot 172, Land Court Application 323 (Map 84), situated at Kailua, Ko`olaupoko, Island of O`ahu. Address: 360 Dune Circle Purpose: Building permit	Wesley Tengan/George & Mary Stott	4-3-017:040
MA-394	Proposed Shoreline Certification	Kahului Wastewater Reclamation Facility Lot, situated at Kahului, Wailuku, Island of Maui. Address: Amala Place Purpose: Shoreline setback	R. T. Tanaka Engineers, Inc./County of Maui	3-8-001:188
MO-139	Proposed Shoreline Certification	Lot 338, Land Court Application 1683 (Map 19), situate at Kaluakoi, Island of Moloka'i. Address: 4260 Pohakuloa Road Purpose: Building setback	Action Survey/Thomas & Kerri Lether	5-1-008:050

Pollution Control Permits

Department of Health Permits

The following pages contain a list of some pollution control permits currently before the State Dept of Health. For more information about any of the listed permits, please contact the appropriate branch or Environmental Management Division at 919 Ala Moana Blvd, Honolulu, HI. Abbreviations are as follows: Clean Air Branch (CAB) 586-4200; Comments Due (CD);

Covered Source Permit (CSP); Clean Water Branch (CWB) 586-4309; Issued (I); Solid and Hazardous Waste Branch (SHWB) 586-4226; Safe Drinking Water Branch (SDWB) 586-4258; None (N); Noncovered Source Permit (NSP); National Pollutant Discharge Elimination System under the Federal Clean Water Act (NPDES); Received (R); Temporary (T); Underground Injection Control (UIC); Not Applicable (NA).

Branch Permit Type	Applicant and Permit Number	Location	Date	Proposed Use
Clean Air Branch, 586-4200, NonCovered Source Permit	U.S. Army (THAAD) NSP 0523-01-N Application for Modification	Pacific Missile Range Facility, Barking Sands, Kaua'i	Issued: 4/15/08	Two (2) 2,000 kW DEG, One (1) 200 kW DEG, One (1) 546 HP DEG, One (1) Backup 551 HP DEG, Three (3) Deployable Power Generation & Distribution Systems (with a total of Six (6) 690 HP Diesel Engines
Clean Air Branch, 586-4200, - NonCovered Source Permit	Monsanto Company NSP No. 0468-01-N Application for Modification	2111 Piilani Highway, Kihei, Maui	Issued: 4/14/08	Grain Processing Facility
Clean Air Branch, 586-4200, NonCovered Source Permit	Kiewit Pacific Co. NSP No. 0675-01-NT Application for Temporary NSP	Various Temporary Sites, State of Hawai'i	Issued: 4/15/08	300 CY/hr Portable Concrete Batch Plant with One (1) 237 hp Diesel Engine Generator
Clean Air Branch, 586-4200, NonCovered Source Permit	Edwin DeLuz Trucking and Gravel, LLC NSP No. 0511-01-N Renewal Application	Pu'u Hinai, Waikoloa, Hawai'i	Issued: 4/15/08	660 TPH Screening Plant with One (1) 600 kW Diesel Engine Generator
Clean Air Branch, 586-4200, NonCovered Source Permit	Hawaiian Cement NSP No. 0337-01-N Renewal Application	3271 Wa'apa Road, Lihue, Kaua'i	Issued: 4/18/08	Two (2) Dust Collectors Servicing Two (2) Cement Silos and a Cement Bagging Machine
Clean Air Branch, 586-4200, Covered Source Permit	Itoen (USA), Inc. CSP No. 0391-03-C Renewal Application	125 Pu'u hale Road, Honolulu, Hawai'i	Comments Due: 5/27/08	300 hp Boiler and 200 hp Boiler

Federal Notices

Western Pacific Fishery Management Council Meetings

The Western Pacific Fishery Management Council (WPFMC) will convene meetings of the Hawai'i Archipelago Advisory Panel, the Hawai'i Archipelago Plan Team and the Hawai'i Archipelago Regional Ecosystem Advisory Committee in Honolulu. The Hawai'i Archipelago Advisory Panel meeting will be held Tuesday, May 13, 2008. The Hawai'i Archipelago Plan Team meeting will be held Wednesday, May 14 and Thursday, May 15, 2008. The Hawai'i Archipelago Regional Ecosystem Advisory Committee meeting will be held Friday May 16, 2008. The meetings of the Hawai'i Archipelago Advisory Panel and the Hawai'i Archipelago Plan Team will be held at the Council office at 1164 Bishop Street, Suite 1400, Honolulu, HI 96813. The meeting of the Hawai'i Archipelago Regional Ecosystem Advisory Committee will be held at the Pagoda Hotel 1525 Rycroft Street, Honolulu, HI 96814. For more information contact Kitty M. Simonds, Executive Director, telephone (808) 522-8220 (see, 73 F.R. 22137, April 24, 2008).

Record of Decision - Develop, Test, Deploy, and Plan for Decommissioning of the Ballistic Missile Defense System

The Missile Defense Agency (MDA) is issuing this Record of Decision (ROD) to develop, test, deploy, and plan for decommissioning of the Ballistic Missile Defense System (BMDS). This decision includes the development, testing, deployment, and planning for decommissioning of land-, sea- and air-based platforms for BMDS weapons components and space-based sensors. This action will enable MDA to develop and field an integrated, layered, BMDS to defend the United States (U.S.), its deployed forces, allies, and friends against all ranges of enemy ballistic missiles in all phases of flight. The BMDS is a key component of U.S. policy for addressing ballistic missile threats worldwide. For further information on the BMDS Programmatic Environmental Impact Statement (PEIS) or this ROD please contact Mr. Rick Lehner, MDA Director of Public Affairs at (703) 697-8997. Downloadable electronic versions of the Final PEIS and ROD are available at <http://www.mda.mil/mdalink/html/enviro.html>. Public reading copies of the Final PEIS and the ROD are available for review at the following public libraries: Anchorage Municipal Library (Anchorage, AK); Mountain View Branch Library (Anchorage,

AK); California State Library (Sacramento, CA); Sacramento Public Library (Sacramento, CA); Hawai'i State Library (Honolulu, HI); University of Hawai'i at Manoa (Honolulu, HI); Arlington County Public Library, Central Branch (Arlington, VA); District of Columbia Public Library, Central Branch (Washington, DC) (see, 73 F.R. 21921, April 23, 2008).

Endangered and Threatened Wildlife and Plants: Initiation of 5-Year Status Reviews for 70 Species in Idaho, Montana, Oregon, Washington, and the Pacific Islands

The U.S. Fish and Wildlife Service (FWS), is initiating 5-year status reviews for 70 species in Idaho, Montana, Oregon, Washington, and the Pacific Islands under the Endangered Species Act of 1973, as amended (Act). FWS requests any new information on these species that may have a bearing on their classification as endangered or threatened. Based on the results of these 5-year reviews, FWS will determine whether these species are properly classified under the Act. FWS must receive your information no later than June 30, 2008. However, FWS will continue to accept new information about any listed species at any time.

TABLE 1- Species for Which FWS Is Initiating a Status Review To Determine if Such Species Are Appropriately Listed Under the U.S. Endangered Species Act

Wildlife

Common Name	Scientific Name	Status	Current Range	Final Listing Rule
Akepa, Hawai'i (honeycreeper)	<i>Loxops coccineus coccineus</i>	Endangered	HI	35 FR 16047, Oct 13, 1970
Akiapola'au (honeycreeper)	<i>Hemignathus munroi</i>	Endangered	HI	32 FR 4001, Mar 11, 1967
Coot, Hawaiian	<i>Fulica americana alai</i>	Endangered	HI	35 FR 16047, Oct 13, 1970
Creeper, Hawai'i	<i>Oreomystis mana</i>	Endangered	HI	40 FR 44149, Oct 28, 1975
Megapode, Micronesian	<i>Megapodius laperouse</i>	Endangered	MP, Palau	35 FR 8491, Jun 2, 1970
Millerbird, Nihoa (old world warbler)	<i>Acrocephalus familiaris king</i>	Endangered	HI	32 FR 4001, Mar 11, 1967
Moorhen, Hawaiian common	<i>Gallinula chloropus sandvicensis</i>	Endangered	HI	32 FR 4001, Mar 11, 1967
Shearwater, Newell's Townsend's	<i>Puffinus auricularis newelli</i>	Threatened	HI	40 FR 44149, Oct 28, 1975
Stilt, Hawaiian	<i>Himantopus mexicanus knudseni</i>	Endangered	HI	35 FR 16047, Oct 13, 1970
Swiftlet, Mariana gray	<i>Aerodramus vanikorensis bartschi</i>	Endangered	MP, Guam	49 FR 33881, Aug 27, 1984
White-eye, Rota bridled	<i>Zosterops rotensis</i>	Endangered	MP	69 FR 3022, Jan 22, 2004

Plants

Common Name	Scientific Name	Status	Current Range	Final Listing Rule
`Akoko	<i>Euphorbia haeleleana</i>	Endangered	HI	61 FR 53108, Oct 10, 1996
Alani	<i>Melicope pallida</i>	Endangered	HI	59 FR 9304, Feb 25, 1994
Alani	<i>Melicope quadrangularis</i>	Endangered	HI	59 FR 9304, Feb 25, 1994
Awiwi	<i>Centaurium sebaeoides</i>	Endangered	HI	56 FR 55770, Oct 29, 1991
Awiwi	<i>Hedyotis cookiana</i>	Endangered	HI	59 FR 9304, Feb 25, 1994
`Ae	<i>Zanthoxylum hawaiiense</i>	Endangered	HI	59 FR 10305, March 4, 1994
Bluegrass, Hawaiian	<i>Poa sandvicensis</i>	Endangered	HI	57 FR 20580, May 15, 1992
Bluegrass, Mann's	<i>Poa mannii</i>	Endangered	HI	59 FR 56330, Nov 10, 1994
Gentner's fritillary	<i>Fritillaria gentneri</i>	Endangered	CA, OR	64 FR 69195, Dec 10, 1999
Fern, pendant kahi	<i>Adenophorus periens</i>	Endangered	HI	59 FR 56333, Nov 10, 1994
Haha	<i>Cyanea koolauensis</i>	Endangered	HI	61 FR 53089, Oct 10, 1996
Haha	<i>Cyanea recta</i>	Threatened	HI	61 FR 53070, Oct 10, 1994
Haha	<i>Cyanea remyi</i>	Endangered	HI	61 FR 53070, Oct 10, 1994
Ha'iwale	<i>Cyrtandra limahuliensis</i>	Threatened	HI	59 FR 9304, Feb 25, 1994
Heau	<i>Exocarpus luteolus</i>	Endangered	HI	59 FR 9304, Feb 25, 1994
Iliau, dwarf	<i>Wilkesia hobdyi</i>	Endangered	HI	57 FR 27859, Jun 22, 1992
Ischaemum, Hilo	<i>Ischaemum byrone</i>	Endangered	HI	59 FR 10305, Mar 4, 1994
Kaulu	<i>Pteralyxia kauaiensis</i>	Endangered	HI	59 FR 9304, Feb 25, 1994
Koki'o	<i>Kokia kauaiensis</i>	Endangered	HI	61 FR 53070, Oct 10, 1996
Koki'o ke'oke'o	<i>Hibiscus waimeae ssp. hannerae</i>	Endangered	HI	61 FR 53070, Oct 10, 1996
Kolea	<i>Myrsine linearifolia</i>	Threatened	HI	61 FR 53070, Oct 10, 1996
Kuahiwi laukahi	<i>Plantago prineps</i>	Endangered	HI	59 FR 56333, Nov 10, 1994
Kuawawaenuhu	<i>Alsiniidendron lychnoides</i>	Endangered	HI	61 FR 53089, Oct 10, 1996

Common Name	Scientific Name	Status	Current Range	Final Listing Rule
Lauhilihi	<i>Schiedia stellarioides</i>	Endangered	HI	61 FR 53089, Oct 10, 1996
Lo`ulu	<i>Pritchardia napaliensis</i>	Endangered	HI	61 FR 53070, Oct 10, 1996
Mahoe	<i>Alectryon macrococcus</i>	Endangered.	HI	57 FR 20772, May 15, 1992
Mapele	<i>Cyrtandra cyanoides</i>	Endangered	HI	61 FR 53070, Oct 10, 1996
Ma`oli`oli	<i>Schiedia apokremnos</i>	Endangered	HI	56 FR 49639, Sep 30, 1991
Ma`oli`oli	<i>Schiedia kealiae</i>	Endangered	HI	61 FR 53089, Oct 10, 1996
Naupaka, dwarf	<i>Scaevola coriacea</i>	Endangered	HI	51 FR 17971, May 16, 1986
Na`ena`e	<i>Dubautia latifolia</i>	Endangered	HI	57 FR 20580, May 13, 1992
Nehe	<i>Lipochaeta fauriei</i>	Endangered	HI	59 FR 9304, Feb 25, 1994
Nehe	<i>Lipochaeta waimeaensis</i>	Endangered	HI	59 FR 9304, Feb 25, 1994
No common name	<i>Abutilon eremitopetalum</i>	Endangered	HI	56 FR 47686, Sep 20, 1991
No common name	<i>Bonamia menziesii</i>	Endangered	HI	59 FR 56333, Nov 10, 1994
No common name	<i>Chamaesyce halemanui</i>	Endangered	HI	57 FR 20580, May 13, 1992
No common name	<i>Diplazium molokaiense</i>	Endangered	HI	59 FR 49025, Sep 26, 1994
No common name	<i>Gouania meyenii</i>	Endangered	HI	56 FR 55770, Oct 29, 1991
No common name	<i>Hesperomannia lydgatei</i>	Endangered	HI	56 FR 47695, Sep 20, 1991
No common name	<i>Mariscus pennatiformis</i>	Endangered	HI	59 FR 56333, Nov 10, 1994
No common name	<i>Munroidendron racemosum</i>	Endangered	HI	59 FR 9304, Feb 25, 1994
No common name	<i>Poa siphonoglossa</i>	Endangered	HI	57 FR 20580, May 13, 1992
No common name	<i>Remya kauaiensis</i>	Endangered	HI	56 FR 1450, Jan 4, 1991
No common name	<i>Remya montgomeryi</i>	Endangered	HI	56 FR 1450, Jan 4, 1991
No common name	<i>Schiedia helleri</i>	Endangered	HI	61 FR 53070, Oct 10, 1996
No common name	<i>Schiedia membranacea</i>	Endangered	HI	61 FR 53070, Oct 10, 1996
No common name	<i>Schiedia spergulina var. leiopoda</i>	Endangered	HI	59 FR 9304, Feb 25, 1994
No common name	<i>Schiedia spergulina var. spergulina</i>	Threatened	HI	59 FR 9304, Feb 25, 1994
No common name	<i>Silene hawaiiensis</i>	Threatened	HI	59 FR 10305, Mar 4, 1994
No common name	<i>Silene lanceolata</i>	Endangered	HI	57 FR 46325, Oct 8, 1992
No common name	<i>Spermolepis hawaiiensis</i>	Endangered	HI	59 FR 56333, Nov 10, 1994
No common name	<i>Stenogyne bifida</i>	Endangered	HI	57 FR 46325, Oct 8, 1992
`Oha	<i>Delissea rivularis</i>	Endangered	HI	61 FR 53070, Oct 10, 1996
`Oha wai	<i>Clermontia lindseyana</i>	Endangered	HI	59 FR 10305, Mar 4, 1994
`Ohai	<i>Sesbania tomentosa</i>	Endangered	HI	59 FR 56333, Nov 10, 1994
Pu`uka`a	<i>Cyperus trachysanthos</i>	Endangered	HI	61 FR 53108, Oct 10, 1996
Rough popcornflower	<i>Plagiobothrys hirtus</i>	Endangered	OR	65 FR 3866, Jan 25, 2000
Spalding's catchfly	<i>Silene spaldingii</i>	Threatened	ID, MT, OR, WA	66 FR 51597, Oct 10, 2001
Uhiuhi	<i>Caesalpinia kawaiense</i>	Endangered	HI	51 FR 24672, Jul 8, 1996

For species in Hawai`i, Commonwealth of the Northern Mariana Islands, and Territory of Guam, send information to: Field Supervisor, Attention: 5-Year Review, U.S. Fish and Wildlife Service, Pacific Islands Fish and Wildlife Office, 300 Ala Moana Blvd., Room 3-122, Box 50088, Honolulu, HI 96850, or to pifwo-5yr-review@fws.gov. If there are any questions, please contact Marilet A. Zablan at (808) 792-9400 (see, 73 F.R. 23264, April 29, 2008).

Papahānaumokuākea Marine National Monument, Hawai`i

This notice advises the public that NOAA, FWS, and the State Department of Land and Natural Resources (DLNR), and Office of Hawaiian Affairs have prepared a Draft Monument Management Plan (MMP) and associated Environmental Assessment (EA) for the Papahānaumokuākea Marine National Monument (Monument) located in the Northwestern Hawaiian Islands (NWHI), which includes all federal lands and waters within its boundaries. The State is a Cooperating Agency on the development of the MMP and EA. The Monument's resources and management activities, ongoing and proposed, are described in the Draft MMP. The MMP is available for public review and comments. Ten public meetings are scheduled to obtain public comments on and answer public questions about the Draft MMP. The public will have opportunities to ask questions about the MMP and provide formal comments. Except for the Washington, D.C., meeting, each meeting will include two sessions - Session 1 will be an informal "talk story" session, and Session 2 will be a more formal meeting where you may present comments. Session times will be the same on each date, Session 1 will be held from 5:30 p.m. to 7 p.m., and Session 2 will be held from 7 p.m. to 8:30 p.m. Meeting details are available on the following Web sites: <http://www.fws.gov/pacificislands> and <http://hawaiiireef.noaa.gov/>. The Washington, DC, meeting will begin at 1 p.m. and end at 4 p.m. The meeting dates and locations follow:

- June 9, 2008: Wai`ānae Parks and Recreation Complex, 85-601 Farrington Highway, Wai`ānae, O`ahu.
- June 11, 2008: Auditorium, Main Interior Building, 1849 C Street, NW., Washington, DC.
- June 12, 2008: Maui Arts and Cultural Center, One Cameron Way, Kahului, Maui
- June 13, 2008: Lana`i High and Elementary School, 555 Frasier Avenue, Lana`i City, Lana`i
- June 16, 2008: Kulana`Oiwī Halau, 610 Maunaloa Highway, Kaunakakai, Moloka`i

June 17, 2008: He`eia State Park, 46-465 Kamehameha Highway, Kane`ohe, O`ahu
June 18, 2008: King Kamehameha Hotel, 75-5660 Palani Road, Kailua-Kona, Kona, Hawai`i
June 19, 2008: Mokupapapa Discovery Center, 308 Kamehameha Avenue, Suite 109, Hilo, Hawai`i.
June 23, 2008: Hilton Kaua`i Beach Resort, 4331 Kaua`i Beach Drive, Lihu`e, Kaua`i
June 24, 2008: Japanese Cultural Center, 2454 South Beretania Street, Honolulu, O`ahu.

To ensure consideration, we must receive written comments by July 8, 2008. The Draft MMP and EA are available on the FWS and NOAA Web sites <http://www.fws.gov/pacificislands> and <http://hawaiireef.noaa.gov/>, as well as at local libraries within the State of Hawaii. You may provide written comments on the Draft MMP and EA by any of the following methods: U.S. Mail: Papahānaumokuākea Marine National Monument, Attn: Susan White, FWS Superintendent, Box 50167, Honolulu, HI 96850-5000; or E-mail: PMNM_MMP_Comments@fws.gov. For further information, contact Susan White, FWS Superintendent, phone (808) 792-9480 (see, 73 F.R. 21975, April 23, 2008).

Record of Decision - Permanent Stationing of the 2/25th Stryker Brigade Combat Team

The Deputy Chief of Staff of the Army, G-3/5/7 has reviewed the Final Environmental Impact Statement (FEIS) for the Permanent Stationing of the 2/25th SBCT and has made the decision to proceed with all facets of Alternative A. Alternative A permanently stations the 2/25th SBCT at Schofield Barracks Military Reservation (SBMR) while conducting the required training at military training sites in Hawaii. This alternative is summarized in the Army's ROD and described fully in Chapter 2 of the FEIS. The ROD can be accessed at <http://www.aec.army.mil>. For more information contact the Public Affairs Office, U.S. Army Environmental Command, Building E4460, 5179 Hoadley Road, Attention: IMAE-PA, Aberdeen Proving Ground, MD 21010-5401; telephone: 410-436-2556; facsimile: (410) 436-1693. The Public Affairs Office is open during normal business hours Monday through Friday 9 a.m. to 5 p.m. Eastern time (see, 73 F.R. 21121, April 18, 2008).

Renovation, Repair, and Painting Program; Lead Hazard Information Pamphlet; Notice of Availability; Final Rule

The U.S. Environmental Protection Agency (EPA) is issuing a final rule under the authority of section 402(c)(3) of the Toxic Substances Control Act (TSCA) to address lead-based paint hazards created by renovation, repair, and painting activities that disturb lead-based paint in target housing and child-occupied facilities. "Target housing" is defined in TSCA section 401 as any housing constructed before 1978, except housing for the elderly or persons with disabilities (unless any child under age 6 resides or is expected to reside in such housing) or any 0-bedroom dwelling. Under this rule, a child-occupied facility is a building, or a portion of a building, constructed prior to 1978, visited regularly by the same child, under 6 years of age, on at least two different days within any week (Sunday through Saturday period), provided that each day's visit lasts at least 3 hours and the combined weekly visits last at least 6 hours, and the combined annual visits last at least 60 hours. Child-occupied facilities may be located in public or commercial buildings or in target housing. This rule establishes requirements for training renovators, other renovation workers, and dust sampling technicians; for certifying renovators, dust sampling technicians, and renovation firms; for accrediting providers of renovation and dust sampling technician training; for renovation work practices; and for recordkeeping. Interested States, Territories, and Indian Tribes may apply for and receive authorization to administer and enforce all of the elements of these new renovation requirements. This final rule is effective June 23, 2008. EPA has established a docket for this action under docket identification (ID) number EPA-HQ-OPPT-2005-0049. All documents in the docket are listed in the docket index available in [regulations.gov](http://www.regulations.gov). To access the electronic docket, go to <http://www.regulations.gov>, select "Advanced Search," then "Docket Search." Insert the docket ID number where indicated and select the "Submit" button. Follow the instructions on the [regulations.gov](http://www.regulations.gov) website to view the docket index or access available documents. Although listed in the index, some information is not publicly available, e.g., Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available electronically at <http://www.regulations.gov>, or, if only available in hard copy, at the OPPT Docket. The OPPT Docket is located in the EPA Docket Center (EPA/DC) at Rm. 3334, EPA West Bldg., 1301 Constitution Ave., NW., Washington, DC. The EPA/DC Public Reading Room hours of operation are 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding Federal holidays. The telephone number of the EPA/DC Public Reading Room is (202) 566-1744, and the telephone number for the OPPT Docket is (202) 566-0280. Docket visitors are required to show photographic identification, pass through a metal detector, and sign the EPA visitor log. All visitor bags are processed through an X-ray machine and subject to search. Visitors will be provided an EPA/DC badge that must be visible at all times in the building and returned upon departure.

For more information contact Colby Lintner, Regulatory Coordinator, Environmental Assistance Division (7408M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (202) 554-1404; e-mail address: TSCA-Hotline@epa.gov. For technical information contact: Mike Wilson, National Program Chemicals Division (7404T), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; phone: (202) 566-0521; e-mail: wilson.mike@epa.gov (see, 73 F.R. 21691, April 22, 2008).